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LEGISLATURE

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Dist.	Name	Address	Occupation	Counties
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3	Orval A. Keyes	Papillion	Farmer	Sarpy
4	Henry F. Pedersen, Jr.	Omaha	Lawyer	Douglas
5	Eugene T. Mahoney	Omaha	Public Relations, Insurance	Douglas
6	Harold T. Moylan	Omaha	Real Estate	Douglas
7	William R. Skarda, Jr.	Omaha	Public Relations, Insurance	Douglas
8	C. F. (Pat) Moulton	Omaha	Retired	Douglas
9	Sam Klaver	Omaha	Attorney	Douglas
10	Clifton B. Batchelder	Omaha	Printing Executive	Douglas
11	Edward R. Danner	Omaha	Retired	Douglas
12	Richard F. Proud	Omaha	Lawyer	Douglas
13	George Syas	Omaha	Machinist, U. P. Railroad	Douglas
14	Florence B. Reynolds	Omaha	Retired Elementary School Principal	Douglas
15	E. Thome Johnson	Fremont	Farmer, Businessman	Dodge
16	C. W. Holmquist	Oakland	Grain, Building Materials, Petroleum Products	Burt, Thurston, Washington

MEMBERS (Continued)

Dist.	Name	Address	Occupation	Counties
17	Elmer Wallwey	Emerson	Farmer	Dakota, Dixon, Wayne
18	W. H. Hasebroock	West Point	Merchant	Colfax, Cuming, Stanton
19	J. W. Burbach	Crofton	Grain and Feed Dealer, Farmer, Feeder	Cedar, Knox, Pierce
20	Bill K. Bloom	Omaha	Business Representative	Douglas
21	Thomas C. Kennedy	Newman Grove	Farmer	Madison, Pierce
22	Herb Nore	Genoa	Farmer, Livestock Feeding	Nance, Platte
23	Loran Schmit	David City	Farmer	Butler, Saunders
24	Wayne L. Schreurs	Seward	Teacher	Seward, York
25	Jerome Warner	Waverly	Farmer, Breeder of Hereford Cattle	Cass, Lancaster, Otoe
26	John E. Knight	Lincoln	Banker, Insurance	Lancaster
27	William F. Swanson	Lincoln	Realtor, Land Development	Lancaster
28	Roland A. Luedtke	Lincoln	Lawyer	Lancaster
29	Fern Hubbard Orme	Lincoln	Homemaker	Lancaster
30	Fred W. Carstens	Beatrice	Attorney	Gage, Pawnee
31	Willard H. Waldo	DeWitt	Farmer, Purebred Livestock Breeder	Gage, Jefferson, Saline
32	Theodore C. Wenzlaff	Sutton	Retired Army Officer	Clay, Fillmore, Thayer
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35	Donald Elrod	Grand Island	Printer	Hall
36	Leslie Robinson	Kearney	Livestock, Farming	Buffalo, Hall
37	Wayne W. Ziebarth	Wilcox	Livestock and Grain Farmer	Harlan, Franklin, Kearney, Nuckolls, Webster
38	Lester Harsh	McCook	Farmer	Furnas, Frontier, Gosper, Red Willow, Harlan
39	Herbert J. Duis	Gothenburg	Real Estate, Insurance Broker	Dawson, Phelps
40	William M. Wylie	Elgin	Farmer	Antelope, Boyd, Holt, Wheeler
41	Rudolph C. Kokes	Ord	Rancher, Businessman	Boone, Greeley, Howard, Sherman, Valley
42	J. James Waldron	Callaway	Historian	Arthur, Blaine, Custer, Garden, Garfield, Hooker, Logan, Loup, McPherson, Thomas
43	Don Hanna, Jr.	Brownlee	Cattle Rancher	Brown, Cherry, Grant, Keya Paha, Rock, Sheridan
44	Ramey C. Whitney	Chappell	Farmer	Chase, Deuel, Dundy, Hayes, Hitchcock, Keith, Perkins
45	Ellen E. Craft	North Platte	Housewife	Lincoln
46	Harold D. Simpson	Lincoln	Employee, Gooch Milling and Elevator Company	Lancaster
47	Robert L. Clark	Sidney	Merchant	Banner, Cheyenne, Kimball, Scotts Bluff
48	Terry Carpenter	Scottsbluff	Business, General	Scotts Bluff
49	Leslie A. Stull	Alliance	Farmer, Stockman	Dawes, Box Butte, Morrill, Sioux

Clerk

Hugo F. Srb .... Dodge

RULES OF THE NEBRASKA LEGISLATURE

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RULES OF THE NEBRASKA LEGISLATURE

RULE 1

Authority

Constitution of Nebraska. Art. III, Sec. 10

Gregg's Handbook of Parliamentary Law. The rules of parliamentary practice comprised in Gregg's Handbook of Parliamentary Law, Rev. Ed. c 1940, shall govern the Legislature in all cases to which they are applicable and in which they are not inconsistent with the standing rules of the Legislature.

Amendment and suspension of rules. Rule 17.

RULE 2

Presiding Officer

Section 1. Presiding Officer: Lieutenant Governor, Speaker. The Lieutenant Governor shall preside as President of the Legislature, and the Speaker shall preside when the Lieutenant Governor shall be absent, incapacitated or shall act as Governor. (Const. Art. III, Sec. 10). All references herein made to the President shall be construed as meaning also the Speaker whenever he may preside.

Member of Reference Committee. Rule 14.
Member of Committee on Order and Arrangement. Rule 5.

Sec. 2. Chairmen of Committees Preside, When. In the absence of both the Lieutenant Governor and the Speaker, the order of the presiding officer of the Legislature shall be as follows:

Chairman of the Legislative Council
Chairman of the Committee on Committees
Chairman of Committee on Judiciary
Chairman of Committee on Government and Military Affairs
Chairman of Committee on Budget
Chairman of Committee on Revenue

Chairman of Committee on Education
Chairman of Committee on Banking, Commerce and Insurance
Chairman of Committee on Public Works
Chairman of Committee on Agriculture and Recreation
Chairman of Committee on Public Health and Welfare
Chairman of Committee on Miscellaneous Subjects
Chairman of Committee on Salaries and Claims
Chairman of Committee on Labor
Chairman of Committee on Urban Affairs.

All the powers herein conferred on the President shall be exercised, except the authority to sign bills or resolutions passed by the Legislature.

Sec. 3. Member Presides, When. The President shall have the right to name any member to perform the duties of the chair, but such substitution shall not extend beyond adjournment.

Sec. 4. President Calls Legislature to Order: Quorum. The President shall take the chair each legislative day at the hour to which the Legislature shall have adjourned at the last sitting. He shall call the Legislature to order, and a quorum being present, shall proceed in the manner and order prescribed by these rules. A majority of the members elected to the Legislature shall constitute a quorum. (Const. Art. III, Sec. 10.)

Sec. 5. Absence of Quorum. If the President finds that a number less than a quorum is present, he shall so state, and a majority of the members present, if five in number, may compel the presence of all members subject to a call of the Legislature.

Sec. 6. President to Preserve Order. The President shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries, or in the lobby, may cause the same to be cleared.

Sec. 7. Point of Order, President Decides: Appeal. The President may speak to a point of order in preference to members, rising from his seat for that purpose, and shall decide the questions of order, subject to an appeal to the Legislature by any member; on which appeal no member may speak more than once, unless by leave of the Legislature.

Sec. 8. Putting Question. The President shall rise to put a question, but he may state it sitting.

Sec. 9. President Shall Sign. The President shall sign, in the presence of the Legislature, while the same is in session and capable of transacting business, all bills and resolutions passed by the Legislature. (Const. Art. III, Sec. 14.) All writs, warrants and subpoenas issued by order of the Legislature shall be under his hand and seal, attested by the Clerk.

Sec. 10. Lieutenant Governor Votes, When. The Lieutenant Governor, when presiding, shall vote only when the Legislature is equally divided. (Const. Art. III, Sec. 10.)

RULE 3

Officers Elected and Their Duties: Recall; Employees, Selection and Duties.

Sec. 1. Nomination and Election. At the commencement of each regular session, the Legislature shall nominate by informal ballot and shall elect by ballot the following officers:

Speaker
Chief Clerk of the Legislature
Assistant Clerk of the Legislature
Sergeant-at-arms
Assistant Sergeant-at-arms
Postmaster
Chaplain

Officers and employees recommended by committee of five members. See 50-111, R.S.Supp.1967.

Sec. 2. Officers, Vote Necessary to Elect. A majority vote of the elected members shall be required for the election of each such officer.

Sec. 3. Recall of Officers. Any officer of the Legislature may be recalled upon a two-thirds majority vote of the members elected to the Legislature, and the vacancy thus created shall be filled by a majority vote of the members.

Sec. 4. Oath of Officers. Each permanent officer shall take an oath to support the Constitution of the United States, and the Constitution of the State of Nebraska, and to discharge faithfully the duties of his office according to the best of his ability.

Sec. 5. Duties of Officers, General. In general the duties of the officers of the Legislature shall be those usual to such officers.

Sec. 6. Speaker, Duties. Rule 2.

Speaker is member of Reference Committee. Rule 14, Sec. 1.

Speaker is member of the Executive Board of the Legislative Council. See 50-401.01, R.S.Supp.1967.

Speaker is co-ordinator for the chairmen of standing committees.

Speaker provides floor leadership so as to expedite Legislative processes.

Sec. 7. Clerk of the Legislature, Duties.

(a) The Clerk of the Legislature shall keep a brief but accurate daily journal of the proceedings of the Legislature. (Const. Art. III, Sec. 11.)

Daily Journal. Rule 8.

(b) The Clerk of the Legislature shall have the responsibility to supervise employees once they are hired.

(c) The Clerk of the Legislature shall print no paper or document, except bills and the daily journal, unless authorized by a majority vote of the elected members of the Legislature.

(d) The Clerk of the Legislature shall make a detailed and itemized report to the Legislature each month, concerning the number of employees, and the amount paid for their services, especially setting out the amount of regular time and overtime, and to whom paid.

(e) The Clerk of the Legislature shall have general charge, except as may be provided by law or by rule, of such parts of the Capitol and its passages as are or may be set apart for the use of the Legislature and its officers and employees.

Sec. 8. Assistant Clerk, Duties. The Assistant Clerk shall, in the absence of the Clerk, be authorized to exercise all of the duties herein prescribed for the Clerk of the Legislature, including the signing of those papers which may require the signature of the Clerk of the Legislature.

Sec. 9. Sergeant-at-arms, Duties. The Sergeant-at-arms shall attend the Legislature during its sittings, to execute the commands of the Legislature from time to time, together with all such processes issued by authority thereof as shall be directed to him by the presiding officer, and shall enforce strictly the rules as they relate to privileges of the Legislative Chamber.

Sec. 10. Assistant Sergeant-at-arms, Duties. The Assistant Sergeant-at-arms shall assist the Sergeant-at-arms and in the absence of the latter, shall perform all of the duties herein prescribed for the Sergeant-at-arms.

Sec. 11. Postmaster, Duties. The Postmaster shall superintend the post office kept in the Capitol for the accommodation of the members, and shall be responsible for the prompt and safe delivery of their mail.

Sec. 12. Chaplain, Duties. The Chaplain shall attend and shall open with prayer each day's sitting of the Legislature.

Sec. 13. Employees, Selection. A committee of five members shall recommend to the Legislature for its approval and election, employees and their salaries as provided for in Section 50-111 and 50-112, R.S.Supp.1967. All employees shall be selected without reference to party affiliation.

RULE 4

Members: Attendance, Decorum and Debate

Sec. 1. Presence of Members Required. Every member shall be present within the Legislative Chamber during the meetings of the Legislature and shall attend the regular meeting of the standing committee of which he is a member, unless excused by the Legislature or the Committee Chairman. Members who have been excused by the Legislature shall notify their Committee Chairman that they will be absent.

Sec. 2. Presence of Member May Be Compelled. The presence of any member may be compelled, if necessary, by sending the Sergeant-at-arms, or such other person or persons as the membership present may authorize, at the expense of such absent member, unless such excuse for nonattendance is made as the Legislature may judge sufficient; and in that case the expense shall be paid out of the contingent fund.

Call of the Legislature. Rule 9, Sec. 8.

Sec. 3. Absence of Member May Be Explained. Upon the completion of the roll call on the final passage of a bill, any member may explain the absence of any other member, and if requested in writing by the absent member to do so, may state how he would have voted if present, and such statement, if submitted to the Clerk in writing, and containing not more than thirty words, shall be entered in the daily journal.

Sec. 4. Expulsion of Members. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense. (Const. Art. III, Sec. 10.)

Sec. 5. Decorum: Members May Speak Only When Recognized by President. When a member desires to speak in debate or to deliver any matter to the Legislature, he shall rise from his seat and respectfully address himself to "Mr. President." A member shall speak only when recognized and shall confine himself to the question before the Legislature.

Sec. 6. Decorum: Abusive Language and Interruptions Prohibited. No member shall speak to another who has the floor, except when he may yield to a question, or otherwise interrupt the business of the Legislature. No member shall rise to a question of privilege for the introduction of guests while a member is speaking. No member shall use profane or abusive language when speaking to or about another member.

Sec. 7. Decorum: During Final Reading. Members shall remain in their seats during the Final Reading of a bill and until the vote thereon has been announced, except when excused by the President.

Sec. 8. Transgression of Rules: Call to Order. If any member, in speaking or otherwise, transgresses the rules of the Legislature, the presiding officer shall, or any member may, call him to order, in which case he shall immediately sit down, unless permitted on motion of another member to explain, and the Legislature shall, if appealed to, decide the case without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed, but not otherwise; and if the case requires it, he shall be liable to censure or such punishment as the Legislature may deem proper.

Sec. 9. Call to Order: Words Excepted to Must Be Indicated. If a member is called to order for words spoken in debate, the member calling him to order shall indicate the words excepted to, and they shall be taken down in writing at the Clerk's desk and read aloud to the Legislature; but he shall not be held to answer, nor be subject to the censure of the Legislature therefor, if further debate or other business shall have intervened.

Sec. 10. Debate: Limitations, Proponent May Close. No member shall speak more than twice, nor for more than ten minutes on each occasion, upon any one question in debate during the same legislative day, without leave of the Legislature, except in explanation, unless he be the mover, proposer or introducer of the matter pending, in which case he shall be permitted to speak in reply, but not until every other member choosing to speak shall have spoken.

For right of proponent to close debate when previous question ordered, see Rule 10, Sec. 11.

Sec. 11. Explanation of Vote Permitted. A member shall be permitted to explain his vote on roll call upon any question, but such explanation shall be limited to fifty words, and shall not be entered in the daily journal unless the same be submitted to the Clerk in writing.

Sec. 12. Debate: Permanent Record. A verbatim record of all debate and questions on all bills and resolutions, and amendments offered thereto, shall be made, transcribed and preserved under the direction of the Clerk.

RULE 5

Committees

Sec. 1. Committee on Committees. At the commencement of each session, the Legislature shall elect a Committee on Committees to consist of thirteen members, one at large who shall be chairman, and three from legislative district Nos. 1, 2, 25 through 33, 37 and 46; three from legislative districts Nos. 3 through 14 and 20; three from legislative districts Nos. 15 through 19, 21 through 24, 34 and 35; and three from legislative districts 36 through 49 with the exception of 37 and 46.

Chairman is member of Reference Committee for bills and resolutions. Rule 14, Sec. 1.

Committee on Committees is reference committee on nominations by Governor. Rule 14, Sec. 2.

Sec. 2. Committee on Committees Shall Recommend Standing Committees, Designate Chairmen. The Committee on Committees, by a majority vote of all of its members, shall recommend to the Legislature for its approval and adoption the following standing committees, each with the number of members as hereinafter set forth, one of whom shall be designated by the Committee on Committees as chairman thereof:

Agriculture and Recreation	8 members
Banking, Commerce and Insurance	8 members
Budget - Appropriation	9 members
Education	8 members
Enrollment and Review	1 member
Government and Military Affairs	8 members
Intergovernmental Cooperation	5 members
Judiciary	8 members
Labor	7 members
Miscellaneous Subjects	8 members
Public Health and Welfare	7 members
Public Works	8 members
Reference	3 members
Revenue	8 members
Rules	5 members
Salaries and Claims	7 members
Urban Affairs	8 members

The Speaker shall not be a member of any standing committee except as provided in section 11 of Rule 5.

Sec. 3. Committee on Committees Shall Select Other Committees. The Committee on Committees shall select, aside from the standing committees of the Legislature, all other committees, except where otherwise ordered by the Legislature. No investigating committee of the Legislature shall be created except by resolution which shall set forth, with supporting statements, the reasons for and purposes of the investigation, and no committee thus established shall function except during the interim between legislative sessions.

Sec. 4. Committee on Committees Shall Arrange and Publish Schedules of Standing Committee Hearings. The

Committee on Committees shall arrange and publish a schedule of regular standing committee meetings, in such manner as to avoid, as far as possible, conflicts in the assignment of members to such committees, and shall cause a copy of such schedule to be posted in some conspicuous place in the Capitol near the Legislative Chamber.

Sec. 5. Enrollment and Review, Privileged Committee. The Chairman of Enrollment and Review shall be privileged, and shall be in order at any time in reporting bills which have been engrossed for Final Reading and passage. In the absence of the Chairman, the Vice-Chairman of the Judiciary Committee shall assume the duties of the Chairman of Enrollment and Review. The bill drafting service shall have supervision of and provide legal services for the Enrollment and Review Committee.

Sec. 6. Enrollment and Review, Authority to Make Corrections. The Chairman of Enrollment and Review shall have authority, without being required to include the same specifically in his reports and recommendations to the Legislature, in accord with accepted usage:

a. To correct the spelling of words, to correct erroneous division and hyphenation of words, to capitalize or decapitalize words, and to change numbers from words to figures or from figures to words, in new and independent acts, in the new matter of amendatory acts, in standing committee reports, and in General File, Select File and specific amendments.

b. To underscore or remove underscoring, as the case requires, in standing committee reports and in General File, Select File and specific amendments.

Chairman of Enrollment and Review to give preference to bills readvanced from General File after having been recommitted from Select File. Rule 12, Sec. 8-d.

Sec. 7. Committee on Salaries and Claims; Filing, Limitation. No claim shall be considered by the Salaries and Claims Committee unless filed and considered by the Sundry

Claims Board within or before the first twenty legislative days of the session, unless otherwise ordered by the Legislature.

Sec. 8. Claims Previously Rejected. The Claims Committee shall not consider any claims heretofore filed with and rejected by the Legislature at two or more previous sessions.

Sec. 9. Committee on Order and Arrangement: Members, Duties. The Committee on Order and Arrangement shall consist of the Speaker of the Legislature: Chairman. Other members: Chairman of the Committee on Committees and the Lt. Governor. It shall be the duty of this committee beginning the twenty-first legislative day to report to the Legislature the order in which bills and resolutions shall be considered on General File. The order so reported shall become effective only upon approval of the Legislature. The committee shall meet subject to call by the Chairman.

Sec. 10. The chairman of each committee shall take into consideration the importance, need for, and passage of the bills referred to his committee and set the bills for hearing accordingly.

Reference Committees:
For bills and resolutions. Rule 14, Sec. 1.
For nominations by Governor. Rule 14, Sec. 2.
For amendment of rules. Rule 17.

Sec. 11. When a member or members of the Legislature are absent because they are incapacitated and unable to serve, or continue to serve, on a committee, the chairman of such committee after a majority vote of the committee shall request one or more temporary appointments as the case may be to fill such vacancy or vacancies. The request shall be made to the Committee on Committees and such Committee shall appoint either the Speaker, or a member from a regular standing committee having eight members to fill such vacancy or vacancies. A temporary appointment may also be made by the Chairman of the Committee on Committees for only one day when requested by a chairman of a regular standing committee which lacks a quorum. When a member is appointed from an eight-member committee the consent of the member to be appointed shall first be obtained. The temporary appointee shall have the right to vote only on the bill or bills that actually have been heard by the appointee and provided that the vote is taken on such bills on the day the bill or bills are heard. When such appointment is made in case of an incapacitated member or members, such appointee shall cease to be a member of such committee upon the return of the incapacitated member for whom he was appointed.

RULE 6

Committee Hearings and Reports, Officers

Sec. 1. Vice-Chairmen. Each standing committee shall elect from its membership a vice-chairman to serve in the absence of the chairman.

Chairmen designated by Committee on Committees. Rule 5, Sec. 2.

Enrollment and Review Vice-Chairman is Vice-Chairman of Judiciary. Rule 5, Sec. 5.

Sec. 2. Committee Hearings, Time. Standing committees shall meet at 2:00 p.m., unless otherwise ordered by the Legislature. Any Committee Chairman before deciding not to hold committee meetings or a committee meeting on an assigned day, must receive permission from a majority of the Reference Committee.

Sec. 3. Committee Hearings, Notice. Before taking final action on a bill or resolution, a committee shall hold a public hearing thereon and shall give at least five calendar days' notice, by publication in the Legislative Journal, of the date and time of said hearing. Committee chairmen shall make rules concerning length of public hearings but no rebuttal shall be for more than ten minutes.

Reference committee exception. Rule 14, Sec. 1.

Sec. 4. Committees May Combine and Correlate Bills, Adopt Amendments. Standing Committees shall be authorized to combine and to correlate the provisions of different bills referred to them and related to the same subject under the number of one of the correlated bills, and may, before taking final action on any bill, adopt amendments thereto, for the consideration of the Legislature.

Sec. 5. Record of Committee Proceedings. Each standing committee shall keep a record of its proceedings. Any two members of the committee may demand a roll call upon the reporting of any bill, or upon amendments thereto. The vote so taken shall be made a part of the committee report, and shall be entered in the daily journal.

Sec. 6. Committees Shall Report Promptly. Standing committees shall consider and report without unnecessary delay all bills and resolutions referred to them.

Sec. 7. Legislature May Request Committee Report or to Advance Bill. Except for the general appropriation bills necessary for the support of the state government for the biennium, the Legislature may, by vote of a majority of the elected members, request a report from any standing committee at any time after said committee shall have been in possession of a bill or resolution for twenty legislative days.

Any Senator may move that a bill be placed on General File twenty days or more after the committee hearing, and by a vote of a majority of the elected members, said bill shall be placed on General File.

When the introducer of a bill attempts to take a bill from committee to be placed on General File, the bill shall stand Indefinitely Postponed if the motion fails to receive a majority vote of the members elected to the Legislature.

Sec. 8. Committee Reports Must Recommend Bills for General File or Indefinite Postponement: Majority Vote of Members at Regular Meeting Required. In reporting bills to the Legislature, whether with or without amendments, a standing committee shall, by vote of a majority of its members, recommend (a) that the bill be placed on General File for the consideration of the Legislature, or (b) that the bill be Indefinitely Postponed. Such action shall be taken at regularly scheduled committee meetings only. A report on a bill or resolution must be made to the Legislature within eight calendar days after the committee has acted upon the particular measure.

Sec. 9. Effect of Committee Report to Postpone Indefinitely. If the standing committee report on a bill be to postpone indefinitely, the bill shall stand Indefinitely Postponed; Provided, that such bill may be placed on General File or referred back to the standing committee by a majority vote of all the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of all elected members upon motion made more than three legislative days after such committee report. Not more than one bill shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other bill or subject matter. A motion to raise must be disposed of by the Legislature within five legislative days after making the same or it shall be deemed defeated. Consideration of motions pending shall be included in the regular order of business following resolutions.

Sec. 10. Committee Reports, Statements and Amendments: Minority Report. Each standing committee shall, when reporting a bill, submit therewith a brief statement of the main purpose of the bill, and, if recommended to General File, a copy of all amendments recommended by the committee. Such statement shall give the committee's reason for so reporting, and the minority view, if such there be, shall also be given. Copies of such statements and amendments shall be furnished to the members.

Sec. 11. Executive Sessions. Members and reporters of regularly accredited newspapers, press associations, and radio and television stations shall be admitted to executive sessions of the standing committees, and such reporters and the members of such committees shall respect as confidential the discussions and voting of the other members of any standing committee.

RULE 7

Order of Business

Sec. 1. Hour of Meeting and Adjournment. The Legislature shall meet each legislative day at 9:00 a.m., and adjourn not later than 1:00 p.m., unless otherwise ordered by a majority vote of its members present and voting thereon.

Sec. 2. Order of Business. The order of business of the Legislature shall be as follows:

a. Prayer by the Chaplain
b. Roll call
c. Call for correction of the journal
d. Petitions and memorials
e. Notice of committee hearings
f. Bills on Final Reading
g. Reports of standing committees
h. Reports of select committees
i. Resolutions
j. Introduction of bills
k. Bills on First Reading by title
l. Reference of bills to committees on a day subsequent to First Reading
m. Consideration of bills on Select File
n. Motions to reconsider
o. Motions to advance bills from committee
p. Other pending motions
q. Unfinished business, including messages on the President's desk
r. Special order of the day

s. Consideration of bills on General File
t. Miscellaneous business

Sec. 3. Messages From the Governor, Preference. Messages from the Governor may be received at any stage of the proceedings, except when a question is being put, the yeas and nays are being called for, the ballots are being counted, or a question of order or a motion to adjourn is pending.

Sec. 4. Special Order of the Day, Effect of Adjournment. When a bill shall have been made a special order for a definite time and an adjournment shall intervene for a time beyond the time fixed for such special order, then in that event the bill so made a special order shall be placed in its order on General File.

Sec. 5. Unfinished Business, Effect of Adjournment. The unfinished business in which the Legislature was engaged at the adjournment of the last preceding sitting shall have preference in the special order of the day.

Sec. 6. Legislative Days. Each day except Saturday and Sunday shall be considered a legislative day, unless otherwise specifically ordered by the Legislature, by a majority of the members present and voting thereon.

RULE 8

Daily Journal

Sec. 1. Journal Prepared by Clerk, Furnished to Members; Corrections. A daily journal of the proceedings of the Legislature, as prepared by the Clerk, shall be printed and placed each day upon the desks of the members; and the presiding officer shall call in the regular order of business for corrections thereof. After corrections, if any, are made, the journal shall stand approved without motion.

Sec. 2. Journal Entries. The Clerk shall enter in the daily journal messages of the Governor in full; titles of bills;

every vote, including the yeas and nays, and a brief statement of the contents of each resolution, petition, and memorial or other paper presented for the consideration of the Legislature.

Constitutional amendments printed in journal. (Const. Art. XVI, Sec. 1.)

Sec. 3. Title, Parts of Bills Entered in Journal. In addition to the title, only such parts of a bill as shall be affected by proposed amendments shall be entered in the daily journal.

Sec. 4. Amendments Offered, But Not Adopted, Not Entered: Exception. In the consideration of bills on General or Select File, amendments offered but not adopted shall not be entered in the journal except where a record vote is demanded.

Sec. 5. Hour of Adjournment Entered. The hour at which the Legislature adjourns shall be entered in the daily journal.

Sec. 6. Additional Copies for Members. Additional copies of the daily journal, to be mailed at his direction, shall be supplied for the use of each member, in such manner as shall be provided by the Legislature.

Sec. 7. Bound Journal, How Printed. The bound journal of the session shall be printed from the corrected daily journal.

Journal, cross references:

Yeas and nays entered in journal at request of any member. (Const. Art. III, Sec. 11.)

Yeas and nays on final passage of bill shall be published in the journal. (Const. Art. III, Sec. 13.)

Explanation of absence and statement of how absent member would have voted. Rule 4, Sec. 3.

Explanation of vote. Rule 4, Sec. 11.

Committee reports. Rule 6, Sec. 5.

Only totals of machine vote entered. Rule 9, Sec. 3.

Notice of committee hearings must be published. Rule 6, Sec. 3.

RULE 9

Manner and Record of Voting

Sec. 1. Votes Taken Viva Voce: Form of Question. All votes shall be taken viva voce. Questions shall be distinctly put in this form, to wit: "Those who are in favor of the question say 'aye'; those who are opposed to the question say 'no' ".

Sec. 2. Yea and Nay Vote Required on Final Passage of Bill: Applies to Resolution, When. Upon the final passage of a bill, or of a resolution if the same requires the same consideration as a bill, the vote shall be by yeas and nays, and this rule shall not be suspended.

Sec. 3. Machine Vote, When. If a machine vote is called for, or if the presiding officer is in doubt, he shall cause the result to be obtained by means of the electric roll call system; and only the totals shall be printed in journal.

Sec. 4. Record Vote, Member May Demand. Any member may call for a record vote upon any question (Const. Art. III, Sec. 11), and upon declaration of the yeas and nays by the members, the record thereof shall be made and taken upon the electric roll call system, unless the Legislature by a majority vote decides that a roll call shall be taken.

Sec. 5. For Yeas and Nays and Call of House. Vote on Electric System: Limitation on Time to Vote. In taking the yeas and nays and upon call of the Legislature, the members shall register their vote upon the electric roll call system. When the yeas and nays are taken upon any question in the manner heretofore indicated, no member shall be permitted to vote after the decision is announced from the chair.

Sec. 6. When More Than Majority Vote Necessary, Electric System Used. In all instances where the vote, necessary to adopt a motion or other proposition, is other than that of a majority voting upon the question, the presiding officer shall, unless the Legislature by unanimous vote decides otherwise, cause the result thereof to be obtained by means of the electric roll call system. In such case, no member shall be permitted to vote after the yeas have been announced by the Clerk. Votes not registered on the electric roll call system or given to the Clerk by voice shall not be counted for or against a proposition.

Sec. 7. Member May Demand Verification of Vote. Any member may demand verification of the vote on roll call; Provided, that on the final passage of bills verification shall always be made.

Sec. 8. Call of the Legislature. A call of the Legislature must be seconded by at least five members. Thereupon, and upon call of the presiding officer, each member present shall indicate his presence upon the electric roll call system and shall remain in his seat during the call. After the Clerk shall note the names of the absentees, proceedings under the call may be suspended at any time by a majority vote of the members elected, and when so suspended shall not again be ordered on the proposition pending, except by a majority vote of the members present and voting thereon. When the Legislature has been under call for fifteen minutes, and if all absentees were to vote on one side of the question, and if their combined vote would be insufficient to change the result of the vote, the President shall declare the call raised.

Voting, cross references:

Lieutenant Governor votes only when Legislature equally divided. Rule 2, Sec. 10.

Explanation of vote. Rule 4, Sec. 11.

RULE 10

Motions and Their Precedence

Sec. 1. Statement of Motions. When a motion has been made and seconded, the presiding officer shall state it, or being in writing, shall cause it to be read aloud by the Clerk before being debated.

Sec. 2. Motions Must be Written, When. Every motion shall be reduced to writing if the presiding officer or any member desires it.

Sec. 3. Withdrawal or Modification of Motions. After a motion has been stated by the presiding officer, or read by the Clerk, it shall be deemed in possession of the Legislature, but may be withdrawn or modified by the mover at any time before a decision, amendment, or ordering of the yeas and nays, except a motion to reconsider, which shall not be withdrawn without leave.

Sec. 4. Motions Received When Questions Under Debate: Precedence. When a question is under debate no motion shall be received but:

a. To adjourn.
b. To lay on the table.
c. For the previous question.
d. To postpone to a certain time.
e. To commit.
f. To amend.
g. To postpone indefinitely.

Such motions shall have precedence in the order in which they are arranged; except that motions to postpone indefinitely and amend do not yield to each other. No motion to postpone to a certain time, to commit or to postpone indefinitely being decided, shall again be allowed on the same day at the same stage of the bill or proposition.

Sec. 5. Motion to Strike Enacting Clause; Effect, Precedence. A motion to strike the enacting clause of a bill, if carried, is equivalent to rejection of the bill. Such motion shall not have precedence over a motion to amend nor over a motion to postpone indefinitely.

Sec. 6. Motion to Adjourn, Adjourn to Time Certain, to Recess: Precedence. A motion to adjourn, or a motion to fix the day to which the Legislature shall adjourn shall always be in order, except:

a. While a member is speaking.
b. When a motion to adjourn has just been defeated.
c. When a motion to fix the day to which the Legislature shall adjourn has just been defeated.
d. After the Final Reading of a bill and during roll call thereon.

Provided, however, that a motion to adjourn to a time certain shall have precedence over a motion to adjourn; and provided further, that a motion to recess shall take precedence over either of such motions.

Sec. 7. Motion to Adjourn Pending Motion to Suspend Rules. Pending a motion to suspend the rules, the presiding officer may entertain one motion to adjourn, but after the result thereon is announced he shall entertain no other motion until the vote has been taken on suspension.

Sec. 8. The Previous Question, Form. The previous question shall be in this form, "Shall the debate now close?"

Sec. 9. The Previous Question: Seconds Required, Vote Necessary, Effect. The previous question shall be in order when demanded by five or more members and must be sustained by the vote of a majority of the elected members, and until decided shall, except as provided in Section 11 of this rule, preclude further debate and all amendments and motions, except one motion to adjourn and one motion to lay on the table.

Sec. 10. Previous Question Undebatable. On a previous question there shall be no debate. All incidental questions of order, arising after a motion is made for a previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

Sec. 11. Previous Question Ordered: Proponent to Close Debate. When the previous question shall have been ordered on a proposition under debate, the mover, proponent or introducer of such proposition shall be given the right to close the debate thereon.

Sec. 12. Questions of Privilege, What Are. Questions of privilege shall be, first, those affecting the rights of the Legislature collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation, and conduct of members, individually, in their representative capacity only; and shall have precedence over all other questions, except motions to adjourn. Questions of privilege shall not be used to permit any discussion or debate pertaining to any measure pending before the Legislature. All questions of privilege shall be channeled through the presiding officer and the reason for such stated. The decision of order of permission shall be made by the presiding officer.

Question of privilege is not in order for introduction of guests while member speaking. Rule 4, Sec. 6.

Sec. 13. Reconsideration: Who May Move, Time for Motion. When a question has been decided, it shall be in order for any member voting with the prevailing side, or not voting, to move a reconsideration thereof. A motion to reconsider must be made on the same day the original question was decided or on the next legislative day, except when it be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading. In such case, it must be made on the same day the original question was decided or on one of the next three legislative days. A motion to reconsider must be disposed of by the Legislature within 5 days after making the same or it shall be deemed defeated. If the Legislature shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unanimous consent.

Motion to reconsider cannot be withdrawn without leave. Rule 10, Sec. 3.

Sec. 14. Reconsideration, Precedence. Every motion to reconsider shall take precedence over all other questions, except a motion to adjourn.

Sec. 15. Reconsideration, Vote Necessary. For its adoption, a motion to reconsider shall require the vote of a majority of the elected members, except:

a. Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading, then a three-fifths vote shall be required for adoption.

b. Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading with the emergency clause attached, but which received the constitutional majority with the emergency clause stricken and the purpose of the motion is to again add the emergency clause, then a two-thirds vote of the elected members shall be required for adoption.

Sec. 16. Amendments in Order. When a motion or other proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order.

Sec. 17. Amendment to Title of Bills. Amendments to the title shall not be in order during the consideration of a bill or resolution on General or Select File until the bill or resolution shall have been considered in full.

Sec. 18. Amendment Laid on Table Does Not Carry Principal Measure. When an amendment proposed to any pending measure is laid on the table, it shall not carry with it or prejudice such measure.

Sec. 19. Amendments, Preference in Consideration. When the Legislature is considering bills on either General or Select File, after giving consideration to standing committee amendments, it shall give preference to such amendments as may have been on file with the Clerk, with copies on the members' desks for one legislative day in advance, and then to such other amendments as have been deposited with the Clerk, in the order in which they were received by him.

Sec. 20. Amendments, Must Be Germane. No motion, proposition or subject, different from that under consideration, shall be admitted under color of amendment.

Sec. 21. Division of a Question, When. Any member may call for the division of a question, which shall be divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Legislature. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out, being lost, shall not preclude an amendment or a motion to strike out or insert.

Sec. 22. No bill shall be divided into two or more bills.

RULE 11

Bills—General Provisions

Sec. 1. Introduction. Upon call for the introduction of bills, any member or any standing committee to which bills are referred for consideration may introduce one or more bills. No bill shall be introduced unless it has been approved as to form and draftsmanship by the legislative bill drafter. The name of the introducer shall be followed by the number of his legislative district. During the general meeting of the Legislative Council in November preceding each legislative session, a procedure shall be worked out whereby a reelected Senator agrees to introduce the Revisor of Statutes' correctional bills early in the session. The Clerk of the Legislature shall have these bills printed, with the exception of the title page, and ready for introduction when the Legislature convenes.

Sec. 2. Introducer Must Be Willing to Support. Members shall introduce only such bills as they are willing to endorse and support personally.

Sec. 3. Time for Introduction, Limitation, Fiscal Notes. No bill shall be introduced after the twentieth legislative day, except upon recommendation of the Governor or by a majority of the members of a standing committee whose names shall be affixed to the bill and upon the vote of three-fifths of the elected members of the Legislature. After January 1, no bill shall be drafted by the bill drafter unless requested or authorized by a member of the legislature.

Before an individual member may apply to a committee for introduction of a bill, he must first submit the bill to the Reference Committee; the Reference Committee shall determine which committee of the Legislature the subject of the bill is germane to. The bill shall then be submitted to the committee designated by the Reference Committee. A standing committee shall not recommend a bill for introduction unless the subject matter of the bill is germane to the subjects assigned to such committee.

A copy of intent of a bill recommended for introduction by a committee must be placed on each member's desk before such introduction of bill is voted upon.

Every bill may have attached to it a brief explanatory statement which shall contain either a reliable estimate of the anticipated change in state expenditures or revenues under its provisions or an estimate that no change is anticipated. These statements shall be known as "fiscal notes", and shall be, when prepared, attached to the bill and so remain during its consideration by the Legislature.

A copy of every bill, when recommended by a committee to be placed on General File, together with the committee amendments recommended thereto, and a copy of every bill, when referred by the Reference Committee directly to General File, may be transmitted by the Clerk to the Office of Legislative Fiscal Analyst for obtainment of such fiscal note when requested by the Chairman of the Committee hearing the bill or by any member after the bill has been advanced to General File.

The copies of said bills transmitted to the Office of Legislative Fiscal Analyst for fiscal notes shall be further transmitted by said Office to the board, commission, department, agency or other state entity which is to receive or expend the appropriation proposed or which is responsible for collection of the revenue proposed to be increased or decreased or to be levied or provided for, and the fiscal note shall be prepared by said board, commission, department, agency, or other entity and returned to the Office of Legislative Fiscal Analyst within five calendar days thereafter. The Office of Legislative Fiscal Analyst shall then confer with the Budget Division of the Office of Tax Commissioner and shall secure from said office its agreement or its exceptions to the estimate made by the aforementioned entity of state government and shall append thereto the agreement with or exceptions of the Office of Legislative Fiscal Analyst to said fiscal note.

The agreement or exception to the Budget Division of the Office of the Tax Commissioner shall be made and considered as a part of the fiscal note. The fiscal note shall be delivered to the Clerk within ten calendar days of receipt by the Office of Legislative Fiscal Analyst of a copy of the bill for obtainment of a fiscal note, and the Clerk shall attach the fiscal note to the bill and to all copies of the bill prepared for members.

The note shall be factual in nature, as brief and concise as may be, and shall if possible provide a reliable estimate in dollars and, in addition, it shall include both the immediate effect and, if determinable or reasonably foreseeable, the long range effect of the measure. If, after investigation, it is determined that no dollar estimate is possible, the note shall contain a statement to that effect, setting forth the reasons why no dollar estimate can be given.

No comment or opinion shall be included in the fiscal note with regard to the merits of the measure for which the note is prepared; however, technical or mechanical defects may be noted.

The subject matter of bills submitted to boards, commissions, departments, agencies or other entities of the state by the Fiscal Analyst shall be kept in strict confidence by said agencies and by the Office of Fiscal Analyst together with the content of the fiscal note itself and no information relating thereto shall be divulged by any official or employee prior to its introduction in the Legislature.

Sec. 4. Bills, How Designated. A bill shall be designated as Legislative Bill ——.

Sec. 5. Bill Must Contain Only One Subject: Amendment of Laws. No bill shall contain more than one subject, and the same shall be clearly expressed in the title. And no law shall be amended unless the new act contains the section or sections as amended, and the section or sections so amended shall be repealed. (Const. Art. III, Sec. 14.)

Sec. 6. Amendatory Bill, How Printed. An amendatory bill or constitutional provision shall be so prepared and printed as to show the new matter proposed, old matter to be retained, and old matter to be omitted from the Statutes or Constitution.

Sec. 7. Bills Must Be Engrossed Before Final Reading. All bills, before being advanced to Final Reading and passage, shall be engrossed by typewriter, and if amended, shall be reprinted in the manner prescribed in the preceding section, and copies thereof shall be supplied for the use of members.

Sec. 8. Bills Must Receive Two Readings Before Passage. Every bill and resolution shall be read by title when introduced, and a printed copy thereof provided for the use of each member, and the bill and all amendments thereto shall be printed and read at large before the vote is taken upon its final passage. (Const. Art. III, Sec. 14.)

Sec. 9. Vote Required to Expend Money or Change Compensation. It shall require the vote of a majority of the members elected to expend money by the Legislature or to change the compensation of any officer or employee.

Sec. 10. Withdrawal of Bills. No bill, having been introduced, may be withdrawn except upon motion of the first introducer with the consent of his co-introducers. Such motion, when made, shall not be considered prior to the next succeeding legislative day, and, for its adoption, shall require the affirmative vote of a majority of those voting upon the question.

RULE 12

Bills—Stages in Consideration

Sec. 1. Introduction and First Reading.

Introduction. Rule 11, Secs. 1, 2.
Time for introduction. Rule 11, Sec. 3.
First Reading. Rule 11, Sec. 8.

Sec. 2. Reference to Standing or Select Committee.

Reference committee. Rule 14, Sec. 1.
Readings. Rule 11, Sec. 8.

Sec. 3. Consideration by Standing or Select Committee, Together With Desired Committee Hearings.

Committee hearings. Rule 6, Secs. 2-5.

Sec. 4. Report by Standing or Select Committee and Reference to General File.

Committee reports. Rule 6, Secs. 6-10.
Effect of committee report to postpone indefinitely. Rule 6, Sec. 9.

Sec. 5. General File: Reading, Consideration and General Debate by the Legislature.

a. Each section shall be open to amendment as read, and the amendments, if any, recommended by the standing committee, shall first be considered for adoption or rejection, after which other amendments may be offered.

Amendments. Rule 10, Secs. 16-20.

b. Bills shall be listed and considered on General File in the order in which they shall be reported from the standing committees, except as modified by the Committee on Order and Arrangement; Provided, that any bill that comes up for debate for a second time, with the introducer present, shall be placed at the bottom of General File if said introducer asked for further time. And no change shall be made in such order, except by a majority vote of the elected members.

c. The general appropriation bills, necessary for the support of the state government for the biennium, shall take precedence over all other bills on General File.

d. At any time during consideration of bills on either General or Select File, any member may move that the bill be passed over, and if the motion is carried by a majority of those voting, the bill shall be passed over and shall retain its place on the File. This motion shall have the same precedence as to lay on the table.

e. In the event a motion to Indefinitely Postpone a bill is made before the bill is read on General File, such motion shall require the affirmative vote of a majority of the elected members.

Sec. 6. Reference to Enrollment and Review. Advancement to Enrollment and Review for recommendations relative to arrangement, phraseology and correlation, unless Indefinitely Postponed or recommitted to a standing committee. Advancement to Enrollment and Review from General File for such purpose shall require a majority of those voting, but there must be a minimum of eighteen affirmative votes.

Sec. 7. Report by Chairman of Enrollment and Review and Reference to Select File.

Enrollment and Review report. Rule 5, Sec. 6.

Sec. 8. Select File. Consideration by the Legislature, in review on Select File, wherein any of the following motions shall be in order:

a. A motion to approve or reject any or all of the changes recommended by the Chairman of Enrollment and Review.

b. A motion to adopt a unanimous consent amendment, to which no objection shall be offered. When a motion is made to adopt a unanimous consent amendment, the mover shall be required to explain the amendment sought.

c. A motion to recommit to the proper standing committee.

d. A motion to recommit to General File for one or more specific amendments. If such a motion is adopted, the bill shall be transferred forthwith to the head of the General File where consideration of the specific amendment shall be the first order of business on that File. After disposition of the amendment, the bill may be readvanced to Enrollment and Review for review, amended further, Indefinitely Postponed, or recommitted to the proper standing committee. If the bill is readvanced, it shall be given prior consideration by the Chairman of Enrollment and Review and returned to the Select File as soon as possible and placed at the head of that File; Provided, if the bill is not amended, Indefinitely Postponed, or recommitted, it may be advanced to Enrollment and Review for engrossment.

Effect of passing over bill. Rule 12, Sec. 5d.

e. A motion to postpone indefinitely.

f. Motions made pursuant to subsections c, d and e hereof may be adopted only upon the affirmative vote of a majority of the elected members.

No bill shall be considered initially on Select File until three legislative days after its advancement from General File to Enrollment and Review; Provided, that the amendments so recommended shall not be read by the Clerk except upon the request of a member of the Legislature.

Notwithstanding any other provision contained in this section, if the Enrollment and Review Committee returns a bill to Select File from engrossment, then only the specific enrollment and review amendments may be considered.

Sec. 9. Advancement to Enrollment and Review for Engrossment, Unless Recommitted to a Standing Committee or Indefinitely Postponed.

Sec. 10. Report by Chairman of Enrollment and Review and Reference to Final Reading File, or to Select File for Specific Amendment.

Bills must be engrossed before advancement to Final Reading. Rule 11, Sec. 7.

Sec. 11. Conditions Precedent to Placing Bill on Final Reading. No bill shall be placed upon Final Reading and passage until:

a. Five legislative days after the initial reference to Enrollment and Review.

b. Two legislative days after its reference to Final Reading file.

c. Printed copies of the bill in its final form, as amended, shall have been available to members and on their desks for at least one legislative day. (Const. Art. III, Sec. 14.)

Sec. 12. Final Reading. Consideration on Final Reading and passage when the bill shall be read at large with all amendments thereto before the vote is taken (Const. Art. III, Sec. 14); Provided, that at any time before the roll call shall have begun on Final Reading of the bill, it shall be in order to move:

a. To recommit the bill to Enrollment and Review to correct an error and for re-engrossment.

b. To recommit the bill to the proper standing committee, with or without instructions.

c. To recommit the bill to Select File for specific amendment, which amendment may be adopted by a vote of a majority of the elected members; Provided, however, if the proposed amendment be to add the emergency clause, it may only be adopted by a vote of two-thirds of the elected members.

Members must be in their seats during Final Reading. Rule 4, Sec. 7.

Sec. 13. Question After Final Reading: Emergency Clause. The question after the Final Reading of a bill shall be: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'" If the emergency clause is contained in the bill, the words "with the emergency clause attached" shall be added to the question.

Sec. 14. Emergency Clause: Failure to Receive Constitutional Majority; Effect; Question. When a bill containing the emergency clause does not receive the required two-thirds constitutional majority on Final Reading, then the emergency clause shall be considered stricken, and the bill without the emergency clause shall be pending on Final Reading, and the question then shall be, "Shall the bill pass with the emergency clause stricken?" (Const. Art. III, Sec. 27.)

Sec. 15. Governor's Veto, Consideration. Upon the day of receipt of a message from the Governor announcing his veto of a bill, or on either of the next five legislative days, any member may move that the bill so vetoed be taken up for passage. Whereupon, the question shall be, "Shall the bill pass, notwithstanding the objection of the Governor?"

Three-fifths vote of the elected members required to pass bill over Governor's veto. (Const. Art. IV, Sec. 15.)

The Governor may disapprove any item or items of appropriation contained in bills passed by the Legislature, and the item or items so disapproved shall be stricken therefrom, unless repassed in the manner prescribed in case of disapproval of bills. (Const. Art. IV, Sec. 15.)

RULE 13

Petitions and Memorials

Sec. 1. Petitions, Memorials and Other Papers Referred to Committees. Every petition, memorial, or other paper shall be referred to the proper committee without putting a question for that purpose, unless the reference be objected to by a member at the time such petition, memorial or other paper is presented, in which case the Legislature shall decide the question of reference.

Sec. 2. Introducer may make statement. Before any petition or memorial addressed to the Legislature is received and read at the table, whether the same be presented by the presiding officer or a member, a brief statement of the contents of the petition or memorial may be verbally made by the introducer.

Sec. 3. Communications, When Read. No communications or letters shall be read by the Clerk of the Legislature unless authorized by a majority of the Reference Committee.

Rule 14

Questions and Reference

Sec. 1. Reference Committee for Bills and Resolutions, Who Constitutes. The Lieutenant Governor, the Speaker, and the Chairman of the Committee on Committees shall constitute the Reference Committee for the assignment of bills and resolutions to the various standing committees. The Reference Committee shall either refer bills to standing committees or place them on General File. Those placed on General File will be bracketed for five days, and if one senator requests a public hearing on one or more of these bills, they will then be referred to a committee. Bills on General File for which public hearings have not been requested will be handled as all bills on General File.

Sec. 2. Nominations by Governor Referred to Committee on Committees. All nominations made to the Legislature by the Governor, requiring confirmation by the Legislature, shall be referred to the Committee on Committees, and the same procedure shall be followed as governs the handling of other matters before standing committees, unless the Legislature shall otherwise direct by unanimous vote.

Sec. 3. Members May Object to Reference. Any member may object to the reference of any bill or other proposition, and correction in case of error in reference may be made by the Legislature on any legislative day, immediately following corrections of the daily journal, by unanimous consent, or by the vote of a majority of the elected members.

Sec. 4. Motions for Reference: Preference. When motions are made for reference of the same subject to a select committee and to a standing committee, the question on reference to the standing committee shall be put first.

Proposed amendments to rules referred to Rules Committee. Rule 17.

Sec. 5. Statement of Purpose by Introducer. Immediately upon the referral of any bill to a standing committee, the first introducer of the bill shall prepare and submit to the committee a statement in writing setting forth the reason for the bill and the purposes sought to be accomplished thereby. Such statement shall be incorporated into the committee records. No bill shall be reported to the Legislature by a committee whether the bill is Indefinitely Postponed or advanced to General File, unless such a statement has been submitted by the introducer of the bill.

RULE 15

Resolutions

Sec. 1. Resolutions: How Designated. A resolution shall be designated as Legislative Resolution ——.

Sec. 2. Resolutions Proposing Constitutional Amendments, Granting Money, or Requiring Governor's Approval: Consideration and Adoption. Resolutions which propose amendments to the state constitution, propose the ratification of amendments to the federal constitution, provide for the grant of money out of the contingent or any other fund, or require the approval of the Governor, shall be considered and adopted in the same manner as bills. (Const. Art. III, Secs. 13, 14; Art. XVI, Sec. 1.)

Sec. 3. Resolutions Proposing Legislative Council Studies Reference. Resolutions which propose that studies be made by the Legislative Council shall be first referred to the Executive Board of the Legislative Council, this Board to submit a report with each resolution recommending that the proposed study be made or rejected.

Sec. 4. Resolutions Laid Over One Legislative Day. All other resolutions, except by the unanimous consent of the members present and voting, shall lie over for consideration until the next legislative day.

Sec. 5. Resolutions; Reference to Committee; Vote Necessary for Adoption. When called for consideration on the next legislative day after its introduction, any such resolution shall be referred to the proper standing committee, if as many as five members object to its consideration at that time. The vote of a majority of the elected members shall be required for the adoption of any such resolution.

Sec. 6. Effect of Committee Report to Indefinitely Postpone. If the standing committee report on a resolution be to postpone indefinitely, the resolution shall stand Indefinitely Postponed; *Provided,* that such resolution may be considered by the members of the Legislature or referred back to the standing committee by a majority vote of all the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of all elected members upon motion made more than three legislative days after such committee report. Not more than one resolution shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other resolution or subject matter.

RULE 16

Privileges of the Floor

The floor of the Legislative Chamber shall consist of that part of the Legislative Chamber forward from the row of desks or dividing line back of the last row of Senators including the space under the balcony on either side adjacent thereto.

No person shall be admitted to the floor of the Legislature, as described in this rule, except the following:

Members of the Legislature, officers and employees, including the bill drafter and employees of the Legislative Council

State officers, their deputies and clerks

Judges of the Supreme Court

Judges of the District Courts

Senators and Representatives in Congress

Reporters of regularly accredited newspapers and broadcasting stations.

No one shall be permitted to be seated beside members of the Legislature except members of their immediate families upon permission from the chair. When bills are being read on Final Reading, no one shall be permitted to be seated beside members of the Legislature.

No person, other than those hereinbefore excepted, shall be admitted to the members' cloak room or post office, unless accompanied by a member.

The space directly back of the seated Senators shall be reserved for members of the families of the Governor, Lieutenant Governor, and members of the Legislature, state officers, their deputies and clerks, and visitors. Any other person or persons may be seated in this reserved space when accompanied by a Senator.

Any representative of a newspaper, press association, or radio or television station assigned to cover the Legislature, who flagrantly or persistently violates the ethics of news reporting by assuming the facts without regard for accuracy may be denied the privilege of the Legislative Chamber on a majority vote of the members elected to the Legislature. Such action shall be brought by the Rules Committee and no action may be brought until after a full hearing has been held on the charges.

No printed or written material of any nature may be placed on the desks of the members or distributed to them in the Legislative Chamber, unless such material clearly indicates on its face the party or parties responsible for its distribution. The distribution must be approved by at least one member of the Legislature.

RULE 17

Suspension and Amendment of Rules

These rules may be suspended by a two-thirds majority vote of the elected members, and may be amended by a three-fifths majority vote of the members elected; Provided, any proposed amendment must first be referred to the Committee on Rules for consideration and report.

LEGISLATIVE JOURNAL

EIGHTIETH SESSION

FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 7, 1969

Pursuant to the provisions of Section 10, Article III of the Constitution of Nebraska, the Eightieth Session of the Legislature of Nebraska assembled in Legislative Hall of the Capitol Building at the hour of 12:00 o'clock (noon) on Tuesday, January 7, 1969, and was called to order by Mr. John E. Everroad, Lieutenant Governor.

Prayer was offered by Dr. Robert Palmer.

Prayer

Eternal God, giver of all life, as we begin this new session together create anew within us the desire to live life to its fullest potential. But in endeavoring to find our maximum fulfillment, may we do it in relationship to others who are also desiring their completion.

May we not seek to have all the lights green in our travels so we are never impeded, as such desires would make red lights along our friend's highways, stopping their progress.

Give us the perspective that we are people who desire to live, and are in community with others who also desire to live.

May we learn the value of compromise and cooperation. May we stand for our rights as long as we do not make others stumble. Help us to find that delicate balance which makes for a full and equitable life for all.

In the name of our Lord. Amen.

The roll was called and the following members were present:

Adamson, Elvin
Batchelder, Clifton B.
Bloom, Bill K.
Budd, Rick
Burbach, J. W.
Carpenter, Terry
Carstens, Fred W.
Clark, Robert L.
Craft, Ellen E.
Danner, Edward R.
Duis, Herbert J.
Elrod, Donald
Harsh, Lester
Hasebroock, W. H.
Holmquist, C. W.
Johnson, E. Thome
Kennedy, Thomas C.
Keyes, Orval
Klaver, Sam
Knight, John E.
Kokes, Rudolf C.
Kremer, Maurice A.
Luedtke, Roland A.
Mahoney, Eugene T.
Marvel, Richard D.
Matzke, Stanley A.
Moulton, C. F.
Moylan, Harold T.
Nore, Herb
Orme, Fern Hubbard
Pedersen, Henry F., Jr.
Proud, Richard F.
Reynolds, Florence B.
Robinson, Leslie
Schmit, Loran
Simpson, Harold D.
Skarda, William R., Jr.
Stull, Leslie A.
Swanson, William F.
Syas, George
Waldo, Willard H.
Waldron, J. James
Wallwey, Elmer
Warner, Jerome
Wenzlaff, Theodore C.
Whitney, Ramey C.
Wiltse, Irving F.
Wylie, William M.
Ziebarth, Wayne W.

MOTION—Adopt Rules

Mr. Carpenter offered the following rule change:

AMEND RULE 3, SECTION 1 of the RULES OF THE NEBRASKA LEGISLATURE to read as follows:

At the commencement of each regular session, the Legislature shall nominate and second from the floor and before the ballot is taken each person so nominated for the following offices shall make a public statement to the Legislature indicating what the Legislature may expect from him or her in the area of the responsibility of such office; secret ballots shall be taken:

Speaker
Chairman of Committee on Committees
Chairman of Legislative Council
Vice-Chairman of Legislative Council

AMEND SECTION 1 and add SECTION 1A to read as follows:

At the commencement of each regular session, the Legislature shall nominate by informal ballot and shall elect by ballot the following officers:

Chief Clerk of the Legislature
Assistant Clerk of the Legislature
Sergeant-at-arms
Assistant Sergeant-at-arms
Postmaster
Chaplain

The amendment was adopted with 25 ayes, 19 nays and 5 not voting.

Mr. Carpenter offered the following rule change:
Amend Rule 16 to read as follows:

"Privileges of the Floor

The floor of the Legislative Chamber shall consist of that part of the entire floor of the Legislative Chamber forward from the metal railing, including the space under the balcony on either side adjacent thereto, but excepting the last three rows of seats back of those occupied by the Senators.

No person shall be admitted to the floor of the Legislature, as described in this rule, except the following:

Members of the Legislature and their immediate families, officers and employees, including the bill drafter and employees of the Legislative Council.

Reporters of regularly accredited newspapers and broadcasting stations.

No one shall be permitted to be seated beside members of the Legislature except members of their immediate families upon permission from the chair. When bills are being read on Final Reading, no one shall be permitted to be seated beside members of the Legislature.

No person, other than those hereinbefore excepted, shall be admitted to the members' cloak room or post office, unless accompanied by a member.

The Governor, state officers and distinguished visitors may be admitted to the floor upon permission from the chair.

Any representative of a newspaper, press association, or radio or television station assigned to cover the Legislature, who flagrantly or persistently violates the ethics of news reporting by assuming the facts without regard for accuracy may be denied the privilege of the Legislative Chamber on a majority vote of the members elected to the Legislature. Such action shall be brought by the Rules Committee and no action may be brought until after a full hearing has been held on the charges.

No printed or written material of any nature may be placed on the desks of the members or distributed to them in the Legislative Chamber, unless such material clearly indicates on its face the party or parties responsible for its distribution. The distribution must be approved by at least one member of the Legislature."

The amendment was adopted with 26 ayes, 22 nays and 1 not voting.

Mr. Adamson offered the following rule change:

I move that Rule 6, section 8 be amended to read as follows:

Sec. 8. In reporting bills to the Legislature, whether with or without amendments, a standing committee shall, by vote of a majority of its members, recommend (a) that the bill be placed on General File for the consideration of the Legislature, or (b) that the bill be Indefinitely Postponed. Such action shall be taken at regularly scheduled committee meetings only. A report on a bill or resolution must be made to the Legislature within eight calendar days after the committee has acted upon the particular measure. *No bill shall be reported by the committee to be placed on General File unless the amendments, if any, are approved as to form and draftsmanship by the bill drafter.*

The amendment was adopted with 49 ayes, 0 nays.

Mr. Hasebroock moved that the rules of the last session, as revised and amended, as distributed to the members, be adopted.

The motion prevailed with 48 ayes, 0 nays and 1 not voting.

MOTION—Committee on Credentials

Mr. Burbach moved that a committee of five be appointed on credentials.

The motion prevailed.

The President appointed the following members to serve on said committee: Burbach, Chairman; Kremer, Syas, Swanson and Hasebroock.

Ease

The Legislature was at ease from 12:38 p.m. until 12:41 p.m.

REPORT OF COMMITTEE ON CREDENTIALS

Mr. President:

We beg to report to the Eightieth Session of the Legislature as follows, the report of Frank Marsh, Secretary of State showing the duly elected members of the Legislature for the Eightieth Legislative Session.

(Signed) J. W. Burbach

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that the attached is a true and correct copy of the Official Roster of Members of the Nebraska Unicameral Legislature for the Eightieth Session, Regular, 1969.

Further, I hereby certify that the members so listed on the Official Roster attached hereto are the duly elected and/or appointed members of the Unicameral Legislature in the State of Nebraska for the Eightieth Legislative Session.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this Seventh day of January in the year of our Lord, one thousand nine hundred and sixty-nine.

(Signed) Frank Marsh
Secretary of State

(SEAL)

DISTRICT	SENATOR	
1	Irving F. Wiltse	Elected November 5, 1968
2	Rick Budd	
3	Orval A. Keyes	Elected November 5, 1968
4	Henry F. Pedersen, Jr.	
5	Eugene T. Mahoney	Elected November 5, 1968
6	Harold T. Moylan	
7	William R. Skarda, Jr.	Elected November 5, 1968
8	C. F. (Pat) Moulton	
9	Sam Klaver	Elected November 5, 1968
10	Clifton B. Batchelder	
11	Edward R. Danner	Elected November 5, 1968
12	Richard F. Proud	
13	George Syas	Elected November 5, 1968
14	Florence Reynolds	
15	E. Thome Johnson	Elected November 5, 1968
16	C. W. Holmquist	
17	Elmer Wallwey	Elected November 5, 1968
18	W. H. Hasebroock	
19	J. W. Burbach	Elected November 5, 1968
20	Bill K. Bloom	
21	Thomas C. Kennedy	Elected November 5, 1968
22	Herb Nore	
23	Loran C. Schmit	Elected November 5, 1968
24	Stanley A. Matzke	
25	Jerome Warner	Elected November 5, 1968
26	John E. Knight	
27	William F. Swanson	Elected November 5, 1968
28	Roland A. Luedtke	
29	Fern Hubbard Orme	Elected November 5, 1968
30	Fred W. Carstens	
31	Willard H. Waldo	Elected November 5, 1968
32	Theodore C. Wenzlaff	Appointed December 5, 1968

To fill unexpired term of Eric Rasmussen, resigned.

33	Richard D. Marvel	Elected November 5, 1968
34	Maurice A. Kremer	
35	A. Donald Elrod	Elected November 5, 1968
36	Leslie Robinson	
37	Wayne W. Ziebarth	Elected November 5, 1968
38	Lester Harsh	
39	Herbert J. Duis	Elected November 5, 1968
40	William Wylie	
41	Rudolf C. Kokes	Elected November 5, 1968
42	J. James Waldron	
43	Elvin Adamson	Elected November 5, 1968
44	Ramey C. Whitney	
45	Ellen E. Craft	Elected November 5, 1968
46	Harold D. Simpson	
47	Robert L. Clark	Elected November 5, 1968
48	Terry Carpenter	
49	Leslie A. Stull	Elected November 5, 1968

MOTION—Adopt Report

Mrs. Orme moved that the report of the Committee on Credentials be accepted.

The motion prevailed.

MOTION—Committee to Escort Chief Justice

Mr. Luedtke moved that a committee of five be appointed to wait upon the Chief Justice of the Supreme Court and escort him to the Legislative Chamber for the purpose of administering the oath of office to the members-elect.

The motion prevailed and the President appointed the following members to serve on said committee: Matzke, Chairman; Wylie, Whitney, Marvel and Klaver.

Ease

The Legislature was at ease from 12:50 p.m. until 12:55 p.m.

The Committee escorted the Chief Justice of the Supreme Court of Nebraska, Paul White, to the rostrum where he administered the following:

MEMBERS' OATH OF OFFICE

STATE OF NEBRASKA)
ss.
LANCASTER COUNTY)

Do you and each of you solemnly swear that you will support the Constitution of the United States, and the Constitution of the State of Nebraska, and that you will faithfully discharge the duties of a member of the Legislature according to the best of your ability, and that at the election at which you were chosen to fill such office, you have not improperly influenced in any way the vote of any elector, and have not accepted, nor will you accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence (for any vote you may give or withhold on any bill, resolution, or appropriation), so Help You God.

Fern Hubbard Orme
William F. Swanson
George Syas
Willard H. Waldo
Ellen E. Craft
Robert L. Clark
Irving F. Wiltse
Orval Keyes
Elvin Adamson
Rudolf C. Kokes
Sam Klaver
Thomas C. Kennedy
Elmer Wallwey
William Skarda
E. Thome Johnson
A. Don Elrod
Leslie A. Stull
Eugene T. Mahoney
Herbert J. Duis
Loran Schmit
Wayne Ziebarth
Richard D. Marvel
Jerome Warner
J. W. Burbach
Edward R. Danner

Subscribed in my presence and sworn to before me this seventh day of January, 1969.

(Signed) Paul W. White
Chief Justice

(SEAL)

The Committee escorted Chief Justice White from the Chamber.

Messages from the Governor

January 6, 1969

Mr. Speaker, Mr. President
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

Please be informed that I have made the following appointments requiring Legislative confirmation:

Board of Education of State Normal Schools

J. Alan Cramer, Wayne, effective December 20, 1968 to complete the unexpired term of Gordon W. Shupe, D.D.S. of Wayne, who resigned. Dr. Shupe's term expired January 1, 1969, and at that time Mr. Cramer was re-appointed for a six year term.

James A. Lane, Ogallala, re-appointed for a six year term effective January 1, 1969.

Personnel Director

John M. Thornton, Lincoln, effective January 8, 1968.

Clean Waters Commission

Drexel Sibbernsen, Omaha, re-appointed for a four year term effective January 1, 1969.

Advisory Committee to Departments of Public Welfare and Public Institutions

Everett Yost, Milford, re-appointed for a four year term effective January 1, 1969.

Power Review Board

Thomas J. Fitchett, Lincoln, appointed effective January 1, 1969 for a four year term, replacing William H. Norton of Osceola.

Joseph M. Dye, North Platte, appointed effective January 1, 1969 for a four year term replacing Thomas K. Eason of North Platte.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

January 6, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

I request permission to address your honorable body on Thursday, January 9, 1969.

Respectfully,

(Signed) Norbert T. Tiemann
Governor
State of Nebraska

MOTION—Election of Speaker

Mr. Harsh moved that we proceed to the election of Speaker of the Legislature, and that we vote by ballot.

The motion prevailed.

Mr. Elrod moved we nominate candidates for office by means of informal ballot.

The motion prevailed.

Mr. Swanson nominated Mr. Warner.

Mr. Kremer nominated Mr. Hasebroock.

Mr. Harsh moved the nominations be closed and we proceed to ballot. The motion prevailed.

Warner	32
Hasebroock	17
	49

The President declared Mr. Warner duly elected Speaker.

Mr. Warner expressed his appreciation and addressed the members briefly.

MOTION—Election of Officers

Mr. Carpenter moved that the officers elected for the 79th (Extraordinary) Session be retained for this, the 80th Session:

Chief Clerk of the Legislature	Hugo F. Srb
Assistant Clerk of the Legislature	Vincent D. Brown
Chaplain	Dr. Robert Palmer
Sergeant at Arms	Ray Wilson
Assistant Sergeant at Arms	Edmund Francke
Postmaster	Olga Hoffman

The motion prevailed.

MOTION—Election of Chairman of Committee on Committees

Mr. Bloom moved that we proceed to elect the Chairman of Committee on Committees.

The motion prevailed.

Mr. Mahoney nominated Mr. Carpenter.

Mr. Knight nominated Mr. Wylie.

Mr. Harsh moved the nominations be closed and we proceed to ballot. The motion prevailed.

Carpenter	22
Wylie	27
	49

Mr. Carpenter moved the vote for Mr. Wylie be made unanimous. The motion prevailed.

The President declared Mr. Wylie duly elected Chairman of the Committee on Committees.

Mr. Wylie thanked the members.

MOTION—Election of Chairman of Legislative Council

Mr. Simpson moved that we proceed to elect the Chairman of the Legislative Council. The motion prevailed.

Mr. Hasebroock nominated Mr. Holmquist.

Mr. Carpenter moved the nominations be closed and a unanimous vote be given to Mr. Holmquist. The motion prevailed.

The President declared Mr. Holmquist duly elected Chairman of the Legislative Council.

Mr. Holmquist addressed the members briefly.

MOTION—Vice-Chairman of the Legislative Council

Mr. Budd moved that we proceed to elect the Vice-Chairman of the Legislative Council. The motion prevailed.

Mr. Whitney nominated Mr. Pedersen.

Mr. Matzke nominated Mr. Swanson.

Mr. Carpenter moved the nominations close and we proceed to ballot. The motion prevailed.

Pedersen	23
Swanson	25
	48

The President declared Mr. Swanson duly elected Vice-Chairman of the Legislative Council.

MOTION—Legislative Council Member

Mr. Waldron asked unanimous consent that Mr. Pedersen be nominated as member at large.

Messrs. Mahoney and Skarda objected.

Mr. Waldron moved to proceed with the nomination of member at large to the Legislative Council. The motion prevailed.

Mr. Skarda nominated Mr. Moylan.

Mr. Waldron nominated Mr. Pedersen.

Mr. Klaver moved the nominations close and we proceed to ballot. The moton prevailed.

Moylan	24
Pedersen	25
	49

Mr. Moylan moved that Mr. Pedersen be elected unanimously. The motion prevailed.

The President declared Mr. Pedersen duly elected.

MOTION—Committee on Committees

Mr. Robinson moved that we authorize the members residing within each of the four districts as provided in Rule 5 of the Rules of the Legislature, as amended in the 1967 session, to nominate three members to be elected by the Legislature, who shall serve on said Committee on Committees.

The motion prevailed.

Ease

The Legislature was at ease from 2:16 p.m. until 2:33 p.m.

Announcements

The Clerk announced that all Senator's wives, and others who are eligible members of the Unicameral Club, are asked to meet directly across the hall from the Legislative Chamber at 2:30 p.m. today.

Mr. Waldo announced a dinner of the Nebraska Swine Conference at York, Nebraska this evening at 6:30 p.m. Any members wishing to attend may get tickets from Mr. Waldo.

REPORT OF NOMINATION OF MEMBERS OF COMMITTEE ON COMMITTEES

Nominations from the congressional districts were reported as follows:

First District: Messrs. Mahoney, Bloom and Skarda.
Second District: Messrs. Budd, Knight and Marvel.
Third District: Messrs. Kremer, Hasebroock and Wallwey.
Fourth District: Messrs. Kokes, Adamson and Whitney.

Miss Reynolds moved that the persons chosen by the members from the four districts, as provided by the Rules of the Legislature, be declared duly elected thereto.

The motion prevailed.

Member's Birthday

Mr. Nore announced that today is Miss Reynolds Birthday. The members sang Happy Birthday to her.

Committee to Escort Chief Justice

Messrs. Matzke, Whitney, Wylie, Marvel and Klaver escorted Chief Justice Paul White to the Chamber, who administered the oath of office to the following newly elected officers:

STATE OF NEBRASKA)
ss.
LANCASTER COUNTY)

We, and each of us, do solemnly swear that we will support the Constitution of the United States, the Constitution of the State of Nebraska, and faithfully discharge the duties of our respective offices to the best of our ability, so help us God.

Speaker
(Signed) Jerome Warner

Hugo F. Srb
Clerk of the Legislature
(Signed) Hugo F. Srb

Vincent D. Brown
Assistant Clerk of the Legislature
(Signed) Vincent D. Brown

Dr. Robert Palmer
Chaplain
(Signed) Dr. Robert E. Palmer

Ray Wilson
Sergeant at Arms
(Signed) Ray R. Wilson

Edmund Francke
Assistant Sergeant at Arms
(Signed) Edmund F. Francke

Olga Hoffman
Postmaster
(Signed) Olga Hoffman

Subscribed in my presence and sworn to before me this seventh day of January, 1969.

(Signed) Paul W. White
Chief Justice

(SEAL)

The Committee escorted the Chief Justice from the Chamber.

MOTION—Committee on Election Returns

Mr. Burbach moved that a committee of five be appointed to invite the Secretary of State to appear and bring with him the returns of the regular election of 1968.

The motion prevailed, and the President appointed the following members to serve on said committee: Pedersen, Mahoney, Nore, Knight and Wallwey.

Speaker Warner Presiding

Report of Secretary of State

January 7, 1969

The Speaker of the Legislature
Eightieth Session of the
Legislature of Nebraska

Honorable Speaker:

In accordance with Article IV, Section 4, of the Constitution of the State of Nebraska, I have the honor to herewith deliver to you, under Seal, the abstract of votes cast in the ninety-three counties of the State of Nebraska at the General Election held on November 5, 1968, for the Members of the State Railway Commission, which votes are required by law to be canvassed by the Nebraska Legislature, pursuant to Section 32-4110, R.R.S., 1943 (Reissue of 1968) as submitted to me for delivery to the Speaker of the Legislature.

I also deliver to you the list of candidates receiving the highest vote for each particular office. The certificate of the Secretary of State accompanies the foregoing list.

The original sheets containing the tabulation of votes for these candidates for ninety-three counties, covering the General Election of November 5, 1968, which constitutes a part of the official record of the State Board of Canvassers, are submitted for your examination.

Inasmuch as these sheets are part of the records of the office of the Secretary of State, we respectfully request that they be returned to our files immediately at the completion of your official canvass.

Respectfully submitted,

(Signed) Frank Marsh
Secretary of State

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that the attached is a true and correct list of the Members of the Nebraska State Railway Commission receiving the highest number of votes cast at the General Election in the State of Nebraska held November 5, 1968.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this seventh day of January, in the year of our Lord, one thousand nine hundred and sixty-nine.

(Signed) Frank Marsh
Secretary of State

(SEAL)

MEMBERS ELECTED AT THE 1968 GENERAL ELECTION

RAILWAY COMMISSIONER FOURTH DISTRICT	Eric Rasmussen
RAILWAY COMMISSIONER FIFTH DISTRICT	John W. Swanson

The committee escorted Frank Marsh from the Chamber.

MOTION—Adopt Report

Mr. Harsh moved that the report of the Secretary of State be approved and that the candidates are elected as declared by the Speaker.

The motion prevailed.

President Everroad Presiding

Announcements

Mr. Wylie asked each member to indicate their choice of which committee they wished to serve on. Also a meeting of the Committee on Committees will meet this evening at 8:00 p.m. in the West Senate Lounge.

Mr. Carstens announced that the trip to the Beatrice State Home would be cancelled from Thursday, January 9 and would be rescheduled at 10:00 a.m., Monday, January 13, 1969. Transportation will be furnished for those wishing to attend.

Mr. Proud announced there would be an orientation class for new members by Bill Drafter, Jack Wilson, in the West Senate Lounge immediately upon adjournment.

MOTION—Notify Governor

Mr. Carpenter moved that a committee of five be appointed to notify the Governor that the Legislature is organized and ready to transact business and that the Governor be invited to address the Legislature at 2:30 p.m. on Thursday, January 9, 1969.

The motion prevailed and the President appointed the following to serve on said committee: Messrs. Carpenter, Wenzlaff, Johnson, Waldo and Mrs. Craft.

Ease

The Legislature was at ease from 3:08 p.m. until 3:15 p.m.

The Committee returned and reported the Governor will address the Legislature on January 9, 1969 at 2:30 p.m.

MOTION—Inaugural Ceremonies

Mr. Kokes moved that we arrange to hold inaugural ceremonies for the newly elected officers of the Railway Commission, the new officers of the Board of Education, and the retained Supreme Court Justices, on Thursday, January 9, 1969, in the Legislative Chambers at 2:00 p.m.

The motion prevailed.

RESOLUTIONS

LEGISLATIVE RESOLUTION 1. Re: Reappraisal on Real Property

Introduced by Terry Carpenter, 48th District.

WHEREAS, a committee of the Legislative Council has made a study on reappraisal of real property; and

WHEREAS, the committee has made certain recommendations to the Legislature; and

WHEREAS, the Law requires counties to enter into contract by January 1, 1969 with an appraisal firm for a reappraisal of the real property.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. Any county that has not entered into contract for reappraisal of real estate of its county at this time shall not be required to contract until the Legislature acts upon the recommendations of the committee of the Legislative Council.

2. That any county which has or will enter into a contract for the appraisal of its real property but such reappraisal has not been completed, that the reappraisal work be held in abeyance until the Legislature acts upon the recommendations of the committee of the Legislative Council.

Mr. Carpenter moved LR 1 be referred to the proper committee for public hearing.

Mr. Pedersen moved to suspend the rules and consider LR 1 at this time.

Mr. Proud moved the Pedersen motion be laid over until a copy of the Resolution is on the members' desks.

The motion prevailed with 37 ayes, 5 nays and 7 not voting.

Member Excused

Mr. Batchelder asked unanimous consent to be excused Wednesday, January 8, 1969. No objections. So ordered.

Adjournment

At 3:51 p.m., on a motion by Mr. Waldron, the Legislature adjourned until 10:00 a.m., Wednesday, January 8, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 8, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, in whose will is our peace, we confess, as we think about solving the objective problems of this state that we need subjective strength and fortitude.

We pray for inner integrity which will triumph over outward temptations. May our courage win over difficulties; our faith over doubts; our will to serve over frustrations and failures.

May we ever have before us Thy directions to do justly, to love mercy, and to walk humbly with our God. Amen.

The roll was called and all members were present except Mr. Robinson, who was excused.

Corrections for the Journal

Page 1, line 8, delete "Seventy-seventh" and insert "Eightieth".

Page 1, line 11, delete "1967" and insert "1969".

Page 7, line 25, insert "Elmer Wallwey".

Page 9, line 19, correct spelling of "Chief".

The Journal for the First Day was approved as corrected.

Invitation

Mr. Charles E. Denton, President of the Nebraska Association of Housing and Renewal Authorities, Inc. invited the members to be their guests at a luncheon on Tuesday, January 14, 1969 at the Cornhusker Hotel.

STANDING COMMITTEE REPORTS

Committee on Committees

January 8, 1969

Mr. President:

The Committee on Committees desires to report that Senator Rudolf C. Kokes has been chosen as Vice-Chairman of the Committee on Committees.

(Signed) William M. Wylie,
Chairman

Mr. President: Your Committee on Committees submits the following report:

The composition of the standing committees shall be as follows:

AGRICULTURE AND RECREATION—Kremer, Chairman

Waldo
Keyes
Pedersen
Kennedy
Robinson
Harsh
Nore

BANKING, COMMERCE AND INSURANCE—Proud, Chairman

Budd
Moylan
Holmquist
Wylie
Waldo
Bloom
Duis

BUDGET—APPROPRIATION—Marvel, Chairman

Orme
Knight
Batchelder
Reynolds
Hasebroock
Matzke
Whitney
Adamson

EDUCATION—Harsh, Chairman

Ziebarth
Keyes
Kennedy
Wenzlaff
Pedersen
Nore
Clark

ENROLLMENT AND REVIEW—Ziebarth, Chairman

GOVERNMENT AND MILITARY AFFAIRS—Carpenter, Chairman

Swanson
Mahoney
Ziebarth
Skarda
Elrod
Waldron
Clark

JUDICIARY—Carstens, Chairman

Moulton
Schmit
Stull
Luedtke
Klaver
Carpenter
Elrod

LABOR—Elrod, Chairman

Carstens
Klaver
Craft
Syas
Johnson
Robinson

MISCELLANEOUS SUBJECTS—Moylan, Chairman

Simpson
Bloom
Duis
Carstens
Proud
Johnson
Craft

PUBLIC HEALTH AND WELFARE—Wallwey, Chairman

Wiltse
Syas
Robinson
Danner
Johnson
Craft

PUBLIC WORKS—Budd, Chairman

Danner
Wallwey
Wylie
Wiltse
Moulton
Holmquist
Stull

REVENUE—Burbach, Chairman

Simpson
Skarda
Waldron
Swanson
Mahoney
Kremer
Kokes

RULES—Simpson, Chairman

Waldo
Skarda
Hasebroock
Adamson

SALARIES AND CLAIMS—Kokes, Chairman

Luedtke
Klaver
Burbach
Wenzlaff
Syas
Schmit

URBAN AFFAIRS—Bloom, Chairman

Luedtke
Moylan
Schmit
Carpenter
Waldo
Proud
Duis

INTERGOVERNMENTAL COOPERATION—Adamson, Chairman

Orme Matzke Whitney
Mahoney

(Signed) William M. Wylie,
Chairman

Mr. Wylie moved the adoption of the report. The motion prevailed with 45 ayes, 0 nays and 4 not voting.

Visitors

Mr. Luedtke introduced Sister Marlene and 45 Senior American Government Students from Pius X High School, Lincoln.

RESOLUTIONS

LEGISLATIVE RESOLUTION 1.

Mr. Carpenter moved that LR 1 be referred to the proper committee for public hearing.

Mr. Pedersen moved to suspend the rules and consider LR 1 at this time.

The Pedersen motion lost with 21 ayes, 17 nays and 11 not voting.

LR 1 was referred to the proper committee.

LEGISLATIVE RESOLUTION 2. Re: Honoring Mr. John G. Neihardt on his 88th Birthday.

Introduced by Fern Hubbard Orme, 29th District and W. H. Hasebroock, 18th District.

WHEREAS, John G. Neihardt was named poet laureate of Nebraska in 1921; and

WHEREAS, the vibrant story of the plains is made to sing in his poetry as in that of no other writer; and

WHEREAS, a statue of him, sculptured by his wife, has been accepted by the State of Nebraska for display in the State Capitol; and

WHEREAS, today is his eighty-eighth birthday;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature welcomes the opportunity to honor John G. Neihardt on the occasion of his eighty-eighth birthday and wishes him many more productive years.

2. That a copy of this resolution, suitably engrossed, be presented to John G. Neihardt.

Mrs. Orme moved to suspend the rules and adopt LR 2 at this time. The motion prevailed with 45 ayes, 0 nays and 4 not voting.

LR 2 was adopted.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1. By Eugene T. Mahoney, 5th District; William R. Skarda, Jr., 7th District; Florence B. Reynolds, 14th District; Bill K. Bloom, 20th District; Edward R. Danner, 11th District; Harold T. Moylan, 6th District; Clifton B. Batchelder, 10th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1003, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for election of members of the board of education of a Class V school district from districts; and to repeal the original section.

LEGISLATIVE BILL 2. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to drugs; to define terms; to provide penalties; to amend sections 28-451 and 28-472.01, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 3. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public power and irrigation districts; to state a policy; to provide for acquiring an electric distribution system by a city or village from a public power district as prescribed; and to declare an emergency.

LEGISLATIVE BILL 4. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 28-1212 and 28-1213, Reissue Revised Statutes of Nebraska, 1943, relating to fines and punishments; to change the penalty for no-fund checks and insufficient-fund checks as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 5. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 55-156.02, Reissue Revised Statutes of Nebraska, 1943, relating to the militia; to provide for leave of absence as prescribed; to provide duties for the Commissioner of Labor; and to repeal the original section.

LEGISLATIVE BILL 6. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 59-1202, Reissue Revised Statutes of Nebraska, 1943, relating to unfair sales act; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 7. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-2102, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Educational Television Commission; to provide the number, election, and term of office of members of the Nebraska Educational Television Commission as prescribed; to provide for the members of the commission until the first Thursday after the first Tuesday in January, 1971; and to repeal the original section.

LEGISLATIVE BILL 8. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to cannabis; to provide for expulsion of a student from a college of higher education who has been convicted of having possession of cannabis; to provide for refunds; to provide for penalty of governing body for failure to expel such a student; and to provide an expelled student shall not be reinstated or permitted to enter any other college of higher education in Nebraska.

LEGISLATIVE BILL 9. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to venereal diseases; to require the reporting of venereal diseases to the Department of Health as prescribed; and to provide a penalty.

LEGISLATIVE BILL 10. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to crimes and punishment; to provide for the regulation and control of the manufacture, distribution, delivery and possession of certain narcotic preparations now exempt by federal and state law.

LEGISLATIVE BILL 11. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to liquor; to provide for revocation or suspension of the license of a manufacturer for unfair acts as prescribed; and to provide a penalty.

LEGISLATIVE BILL 12. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to cities and villages, all; to authorize cities and villages to fix the rates on public utilities furnished by the city or village to provide for liens on delinquent charges for any public utility furnished by the city or village; and how such liens may be collected.

LEGISLATIVE BILL 13. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to weights and measures; to standardize the weights of bread as prescribed; to define terms; to provide for wrapping; to provide for exceptions; to provide duties for the Department of Agriculture; and to repeal sections 89-164, 89-165, 89-166, and 89-167, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 14. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to liquors; to provide for unlawful discriminations as prescribed; to provide for filing of schedules; to provide powers and duties for the Nebraska Liquor Control Commission; and to provide penalties.

LEGISLATIVE BILL 15. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to establish a public employees' fair employment act; to provide procedure, rules, regulations; to define terms; to provide for Public Employment Relations Board, its members, terms of office, appointment, powers and duties; and to provide penalties.

LEGISLATIVE BILL 16. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to crimes and punishment; to define terms; to provide restrictions on sale of glue or cement to minors; and to provide penalties.

LEGISLATIVE BILL 17. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 53-118, 53-124, 53-180, 53-180.01, 53-180.02, and 53-180.04, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to provide for the sale of beer containing not more than three and two-tenths per cent of alcohol by weight to persons eighteen years of age or older; to provide rules and regulations; to make certain acts unlawful; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 18. By Terry Carpenter, 48th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to repeal section 31-748.01, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts.

LEGISLATIVE BILL 19. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-1020, Reissue Revised Statutes of Nebraska, 1943, relating to medical assistance; to define persons eligible for medical assistance; and to repeal the original section.

LEGISLATIVE BILL 20. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to revenue and taxation; to provide a procedure for assessment of property as prescribed; to provide powers and duties of the Tax Commissioner; to provide qualifications, duties and powers of county assessors; to provide for rules and regulations; and to provide an operative date.

LEGISLATIVE BILL 21. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to revenue and taxation; to provide qualifications and examination for the county assessor and deputy assessors; to provide duties and powers for the Tax Commissioner; to provide for certificates; to provide for fees and salaries; to provide for appeals; and to provide for rules and regulations.

LEGISLATIVE BILL 22. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 23-1114.03, 23-1114.04, 23-1114.05, 23-1114.06, and 23-1114.07, Revised Statutes Supplement, 1967, relating to counties; to increase the minimum salary for county assessors in certain counties as prescribed; to increase the salary of county assessors and members of the county board in counties of Classes 6 and 7 as prescribed; to prescribe the minimum salary of the county clerk serving as ex officio county assessor; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 23. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-401, Reissue Revised Statutes of Nebraska, 1943, and section 11-119, Revised Statutes Supplement, 1967, relating to county assessors; to change the penal provisions for bonds of county assessors as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 24. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-408, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for damages of county assessors and their assistants as prescribed; and to repeal the original section.

LEGISLATIVE BILL 25. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 28-717, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishment; to remove the assessor from the provisions of oppression under color of office as prescribed; and to repeal the original section.

LEGISLATIVE BILL 26. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to revenue and taxation; and to provide for information on abstract of assessment as prescribed by the Tax Commissioner.

LEGISLATIVE BILL 27. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-202.02, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide a time for granting exempt status to real and personal property as prescribed; and to repeal the original section.

LEGISLATIVE BILL 28. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-202.03, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that personal property, including motor vehicles, in the class of exempt property and the period for which it shall be exempt from taxation; and to repeal the original section.

LEGISLATIVE BILL 29. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-202.04, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for appeal from denial of exempt status of personal property, including motor vehicles, from the county board of equalization; and to repeal the original section.

LEGISLATIVE BILL 30. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-202.05, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the forms to apply to exempt status of real or personal property, including motor vehicles, shall contain the information as prescribed; and to repeal the original section.

LEGISLATIVE BILL 31. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-202.06, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to include personal property, including motor vehicles in the property the Tax Commissioner shall review the exempt status thereof; to provide a time for the Tax Commissioner to certify his order; and to repeal the original section.

LEGISLATIVE BILL 32. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1754, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the date the county treasurers shall make the monthly remittance to the state treasury as prescribed; and to repeal the original section.

LEGISLATIVE BILL 33. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-305, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the Tax Commissioner shall prescribe forms rather than furnishing them for the listing and assessment of personal property; and to repeal the original section.

LEGISLATIVE BILL 34. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal sections 77-512, 77-513, 77-514, 77-515, 77-516, and 77-517, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation.

LEGISLATIVE BILL 35. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1601, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide when the county board of equalization shall levy the taxes for the current year as prescribed; and to repeal the original section.

LEGISLATIVE BILL 36. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1201, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide for reporting of personal property for taxation by the lessee as agent; to provide for failure to file a list of personal property as prescribed; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 37. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-201, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide the value to be used on property when the levy is made; to provide that mill levy limitations shall be adjusted to reflect actual value; and to repeal the original section.

LEGISLATIVE BILL 38. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1314, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that listing of property by county assessor shall be by rules and regulations of the Tax Commissioner; to provide for removal of the county assessor as prescribed; and to repeal the original section.

LEGISLATIVE BILL 39. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 76-902, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to change the date the tax imposed by section 76-901, Reissue Revised Statutes of Nebraska, 1943, shall not apply; to provide such tax shall not apply to cemetery and mineral deeds; and to repeal the original section.

LEGISLATIVE BILL 40. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 76-903, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to provide that the register of deeds shall retain three per cent of the proceeds of the sale of stamps as prescribed; and to repeal the original section.

LEGISLATIVE BILL 41. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 76-903, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to provide for a division of the stamp tax as prescribed; and to repeal the original section.

LEGISLATIVE BILL 42. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to revenue and taxation; to require building permits for improvements to real property; to exclude minor improvements; to coordinate with existing zoning laws; to provide for issuance fees; and to provide for penalties.

LEGISLATIVE BILL 43. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to real property; to define terms; to restrict recording of instruments if valid legal description is not used; to provide for use of plat to describe real property as described; to provide how real property shall be pleaded; to provide for description of property under Marketable Title Act; to amend sections 25-841, 76-292, and 76-294, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 44. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 8-115.01, 8-124, 8-128, 8-131, 8-140, 8-141, 8-146, 8-147, 8-148, 8-163, 8-164, 8-165, 8-169, and 8-602, Revised Statutes Supplement, 1967, relating to banking; to change procedures; to change provisions respecting capital, surplus, reserves, loans, and investments; to restrict payments to bank holding or management companies; to provide for examination of bank holding companies; to permit a bank to become the owner and lessor of personal property as prescribed; to change a fee; and to repeal the original sections.

LEGISLATIVE BILL 45. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to banking; to permit limited branch banking as prescribed; to amend section 8-157, Revised Statutes Supplement, 1967, and to repeal the original section.

LEGISLATIVE BILL 46. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to banking; to permit limited branch banking as prescribed; to amend section 8-157, Revised Statutes Supplement, 1967; and to repeal the original section.

LEGISLATIVE BILL 47. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to banking; to permit statewide branch banking as prescribed; to amend section 8-157, Revised Statutes Supplement, 1967; and to repeal the original section.

LEGISLATIVE BILL 48. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT relating to veterans; to provide a veterans' war bonus as prescribed; and to provide penalties.

LEGISLATIVE BILL 49. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 43-801, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to expand parental liability to include personal injury; and to repeal the original section.

LEGISLATIVE BILL 50. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 16-310, Revised Statutes Supplement, 1967, relating to cities of the first class; to provide that salaries of officers and employees of cities of the first class shall be fixed by the mayor and council by ordinance; and to repeal the original section.

LEGISLATIVE BILL 51. By Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to highways; to permit certain counties, cities or villages within a specified distance of an interstate bridge to purchase or otherwise acquire such bridge; to authorize the issuance of general obligation bonds for such purpose; to provide for a levy of taxes; and to provide for joint agreements under the provisions of Chapter 22, article 23, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 52. By Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to highways; to provide for certain procedures and remedies where revenue bonds issued pursuant to sections 39-855 to 39-876, Reissue Revised Statutes of Nebraska, 1943; to provide for a plan of adjustment or composition where an issue of interstate county bridge revenue bonds have been in default for a period in excess of ten years; and to provide that such plan shall be approved by the district court in such county where the issuing agency of such revenue bonds is located.

LEGISLATIVE BILL 53. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 16-318, Reissue Revised Statutes of Nebraska, 1943; relating to cities of the first class; to provide for payment of premium on bond of city treasurer; to eliminate provisions for additional compensation for city treasurer; and to repeal the original section.

LEGISLATIVE BILL 54. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal section 17-109, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages.

LEGISLATIVE BILL 55. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal section 16-311, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class.

LEGISLATIVE BILL 56. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 19-2401, Revised Statutes Supplement, 1967, relating to cities and villages, particular classes; to provide what the published notice for municipal improvements shall contain; and to repeal the original section.

LEGISLATIVE BILL 57. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 16-696, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to change the salary of members of the park board as prescribed; and to repeal the original section.

LEGISLATIVE BILL 58. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 17-108, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide for the salaries of officers and employees of a city of the second class; and to repeal the original section.

LEGISLATIVE BILL 59. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 17-610, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide additional duties for the city or village attorney as prescribed; to provide for additional compensation and assistance for the attorney; and to repeal the original section.

LEGISLATIVE BILL 60. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-2109, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Educational Television Commission; to authorize the acquisition by use of eminent domain certain land in Morrill County as specified; and to repeal the original section.

LEGISLATIVE BILL 61. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 84-1005, Revised Statutes Supplement, 1967, relating to state employees; to except employees of the Nebraska Educational Television Commission from basic work week provisions; and to repeal the original section.

LEGISLATIVE BILL 62. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-2103, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Educational Television Commission; to provide additional powers and duties for such commission; to remove obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 63. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-2103, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Educational Television Commission; to authorize the expenditure of funds as prescribed; to remove obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 64. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to educational television; to require that all educational television station licenses in Nebraska shall be held by the Nebraska Educational Television Commission.

LEGISLATIVE BILL 65. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to the Nebraska Educational Television Commission; to authorize the construction of a Nebraska educational telecommunications building.

LEGISLATIVE BILL 66. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-2102, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Educational Television Commission; to authorize representatives to act for certain members of the commission as prescribed; and to repeal the original section.

LEGISLATIVE BILL 67. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 77-2715, Revised Statutes Supplement, 1967, relating to taxation; to provide that the Legislature shall set the income tax rate; and to repeal the original section.

LEGISLATIVE BILL 68. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to right of privacy; to provide for right of privacy; to provide for actions at law as prescribed; to provide for violations; and to provide penalties.

LEGISLATIVE BILL 69. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 3-103, 70-624, 81-103, 81-107, 81-1105, 83-308, and 85-304, Reissue Revised Statutes of

Nebraska, 1943, and sections 79-328, 81-807, and 85-106, Revised Statutes Supplement, 1967, relating to salaries of state employees; to provide salaries of persons employed by the state in excess of eighteen thousand dollars per year shall be approved by the Legislature as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 70. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to labor; to create a State Labor Board; to provide for the members of the board, their appointment, term of office, salary and expenses; to provide powers and duties of the State Labor Board; to provide for appeals; and to provide penalties.

LEGISLATIVE BILL 71. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 26-106, Revised Statutes Supplement, 1967, relating to municipal courts; to increase the salary of clerks of municipal courts in cities of the metropolitan and primary class; and to repeal the original section.

LEGISLATIVE BILL 72. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 42-309, Reissue Revised Statutes of Nebraska, 1943, relating to husband and wife; to provide for restraining husband from using same household as his wife during pendency of cause of action for divorce; to provide that no undertaking shall be required for restraint upon husband prohibiting wife's personal liberty or from using same household as wife during pendency of a cause of action for divorce; and to repeal the original section.

LEGISLATIVE BILL 73. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 25-1558, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to reduce the amount of exemption of wages in an attachment, execution, and garnishee process as prescribed; and to repeal the original section.

LEGISLATIVE BILL 74. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 25-1003, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to provide additional grounds for attachment without the requirement of an undertaking as prescribed; and to repeal the original section.

LEGISLATIVE BILL 75. By Rick Budd, 2nd District; Maurice A. Kremer, 34th District; Florence B. Reynolds, 14th District; Lester Harsh, 38th District; Richard F. Proud, 12th District; J. W. Burbach, 19th District; Leslie Robinson, 36th District and Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT relating to state government; to provide for the regulation of conflicts of interest in the legislative and executive branches; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 76. By Eugene T. Mahoney, 5th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-2003 and 77-2032, Reissue Revised Statutes of Nebraska, 1943, relating to inheritance tax; to provide that in each county which contains a city of the metropolitan class, fifty per cent of inheritance tax money received shall be credited to the general fund of such city; and to repeal the original sections.

LEGISLATIVE BILL 77. By Robert Clark, 47th District.

A BILL FOR AN ACT relating to cities and villages, particular classes; to provide an exception as to amendatory ordinances; to ratify actions; to amend sections 16-404 and 17-614, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 78. By Eugene T. Mahoney, 5th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 84-201.01, Reissue Revised Statutes of Nebraska, 1943, relating to the Attorney General; to increase the salary of the Attorney General as prescribed; and to repeal the original section.

LEGISLATIVE BILL 79. By Robert Clark, 47th District.

A BILL FOR AN ACT relating to public health; to provide for the regulation of persons selling and purchasing underwater life sustaining equipment; to define terms; to make certain acts unlawful; to provide for licenses; to provide fees; to provide powers and duties; to provide penalties; and to provide how this act may be cited.

LEGISLATIVE BILL 80. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 60-311.05, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to include persons holding a citizen's band radio station license as being eligible to have special plates issued for a passenger automobile as prescribed; to provide for fees; and to repeal the original section.

LEGISLATIVE BILL 81. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to motor vehicles; to provide for affixing photograph of a successful examinee under the age of twenty-one years and filing of the negative with the Department of Motor Vehicles; and to provide for fees as prescribed.

LEGISLATIVE BILL 82. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 2-1208.01, Revised Statutes Supplement, 1967, relating to the pari-mutuel tax; to remove the exemptions; and to repeal the original section.

LEGISLATIVE BILL 83. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-909, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to increase the tax on gross premiums of domestic insurance companies; and to repeal the original section.

LEGISLATIVE BILL 84. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-1301.01, 77-1301.04, and 77-1301.06, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide procedures; to make the use of a cadastral map and parcel numbering system permissive rather than mandatory; to eliminate the requirement for compulsory, periodic reappraisals; to provide for reappraisals; and to repeal the original sections and also section 77-1301.05, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 85. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-168, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to remove the exemption on gifts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 86. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to liquors; to provide that any city or village may impose an occupation tax on any license under the Nebraska Liquor Control Act; to provide exceptions; to amend section 53-160, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide for exemptions from occupation taxes as prescribed; and to repeal the original section.

LEGISLATIVE BILL 87. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Commission; to provide that rules and regulations of the Nebraska Liquor Control Commission shall be void unless filed with the Clerk of the Legislature and enacted into law by the Legislature as prescribed; and to declare an emergency.

LEGISLATIVE BILL 88. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 81-801, Reissue Revised Statutes of Nebraska, 1943, relating to Game and Parks Commission; to harmonize the provisions with previous legislation; to remove the limitation on reappointment of members to the Game and Parks Commission; and to repeal the original section.

LEGISLATIVE BILL 89. By Eugene T. Mahoney, 5th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to labor; to provide a merit system for employees of the Division of Safety of the Department of Labor; to amend section 81-8,107, Reissue Revised Statutes of Nebraska, 1943, and section 81-1308, Revised Statutes Supplement, 1967; and to repeal the original sections.

LEGISLATIVE BILL 90. By Eugene T. Mahoney, 5th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 70-604 and 70-610, Revised Statutes Supplement, 1967, relating to public power districts; to provide a maximum age for members of the board of directors; and to repeal the original sections.

LEGISLATIVE BILL 91. By Robert Clark, 47th District.

A BILL FOR AN ACT to amend sections 79-1437 and 79-1445.02, Reissue Revised Statutes of Nebraska, 1943, relating to vocational technical schools; to provide additional objects and purposes; and to repeal the original sections.

LEGISLATIVE BILL 92. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 76-245, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to require the payment of taxes, penalties, and interest affecting the real estate before recording any instrument as prescribed; and to repeal the original section.

LEGISLATIVE BILL 93. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to repeal Chapter 77, article 5, Reissue Revised Statutes of Nebraska, 1943, and all amendments thereto, relating to revenue and taxation.

LEGISLATIVE BILL 94. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT relating to schools; to require school buses to be equipped with two-way radios; to provide for inspection; and to declare an emergency.

LEGISLATIVE BILL 95. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 76-214, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to provide where a deed, mortgage or other conveyance of real estate fails to show the actual consideration, the instrument shall not be recorded; to eliminate statements; and to repeal the original section.

LEGISLATIVE BILL 96. By Eugene T. Mahoney, 5th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 70-624, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide a maximum annual salary that may be paid; and to repeal the original section.

LEGISLATIVE BILL 97. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 18-1201, Revised Statutes Supplement, 1967, relating to cities and villages, all; to provide for placing a fire department tax in a sinking fund as prescribed; and to repeal the original section.

LEGISLATIVE BILL 98. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 70-650.02, Reissue Revised Statutes of Nebraska, 1943, relating to electricity; to provide procedures for the requisition by any city or village of the electric distribution system within its territorial limits; to provide for referendum; to provide for disputes; to provide for determination of price; to require district to pay engineer's costs; and to repeal the original section.

LEGISLATIVE BILL 99. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public power; to make findings and declarations of policy; and to provide that all power districts divest themselves of their distribution facilities by January 1, 1972.

LEGISLATIVE BILL 100. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 70-650.01, Reissue Revised Statutes of Nebraska, 1943, relating to electricity; to provide procedures for the requisition by any city or village of the electric distribution system within its territorial limits; to provide for referendum; to provide for disputes; to provide for determination of price; to provide that the city or village and any public power district may enter into contracts; and to repeal the original section.

LEGISLATIVE BILL 101. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to repeal sections 23-1211, 29-2311, 29-2312, 29-2313, 77-414, 77-515, 77-516, 81-8,143, 81-8,144, 81-8,145, 81-8,145.01, 81-8,145.02, 81-8,145.03, 81-8,146, 81-8,147, and 81-8,148, Reissue Revised Statutes of Nebraska, 1943, and section 48-159.06, Revised Statutes Supplement, 1967, as obsolete.

LEGISLATIVE BILL 102. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to repeal section 52-119, Chapter 70, article 12, and sections 81-2,211, 81-2,212, 81-2,213, 81-2,214, 81-2,215, and 81-2,216, Reissue Revised Statutes of Nebraska, 1943, and sections 77-510.01 and 81-805.04 to 81-805.30, Revised Statutes Supplement, 1967, as unconstitutional.

LEGISLATIVE BILL 103. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 1-111, Reissue Revised Statutes of Nebraska, 1943, relating to accountants; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 104. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 2-1065 and 2-1701, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture;

to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 105. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 8-602 and 8-1124, Revised Statutes Supplement, 1967, relating to banking; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 106. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 11-129, Reissue Revised Statutes of Nebraska, 1943, relating to bonds and oaths, official; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 107. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 18-1623, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 108. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 19-201, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide for licensing and regulating the keep of toll bridges in metropolitan cities; and to repeal the original section.

LEGISLATIVE BILL 109. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 21-1331.01, Reissue Revised Statutes of Nebraska, 1943, relating to cooperative credit associations; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 110. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 23-116 and 23-1209, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 111. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 24-339.01, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 112. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 29-113, 29-2503, 29-2509, and 29-2511, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 113. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 31-508 and 31-513, Reissue Revised Statutes of Nebraska, 1943, relating to drainage ditches; to harmonize the provisions with previous legislation; to delete obsolete matter; and to repeal the original sections.

LEGISLATIVE BILL 114. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 32-101 and 32-4,103, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to correct internal reference; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 115. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 35-101, Reissue Revised Statutes of Nebraska, 1943, relating to volunteer firemen; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 116. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 36-408 and 36-409, Reissue Revised Statutes of Nebraska, 1943, relating to statute of frauds; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 117. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 37-215.01, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 118. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 38-121, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and ward; to eliminate obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 119. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 39-713.01, 39-795, 39-796, 39-7,123.07, 39-7,123.08, 39-7,123.09, 39-7,134, 39-841, 39-1323, and 39-1703, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to harmonize the provisions with previous legislation; to correct internal references; to clarify the language thereof; and to repeal the original sections.

LEGISLATIVE BILL 120. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 43-210.03 and 43-503, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 121. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 44-154, 44-311.02, and 44-1601, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to harmonize provisions thereof with previous legislation; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 122. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 45-101 and 45-150, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to harmonize the provisions with previous legislation; to clarify the language thereof; and to repeal the original sections.

LEGISLATIVE BILL 123. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 46-263.01 and 46-567.01, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to change the penalty to a misdemeanor for molesting, tampering with, breaking into or damaging in any way any device used for measuring and recording the water flowing in any stream, canal, or reservoir; to remove obsolete material; and to repeal the original sections.

LEGISLATIVE BILL 124. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 47-113.01, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to remove obsolete matter; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 125. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 48-657, Reissue Revised Statutes of Nebraska, 1943, relating to employment security; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 126. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 49-506 and 49-617, Reissue Revised Statutes of Nebraska, 1943, relating to law; to reallocate the distribution of statutes and session laws of Nebraska; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 127. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 50-125 and 50-410, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislature; to change the number of members required to call a special session of the Legislature; to change the number of members of the Legislature to constitute a quorum; and to repeal the original sections.

LEGISLATIVE BILL 128. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 52-203, 52-303, 52-501, 52-701, and 52-903, Reissue Revised Statutes of Nebraska, 1943, relating to liens; to provide for foreclosure of liens in harmony with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 129. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 53-168, 53-169, 53-169.01, and 53-171, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to remove unconstitutional matter therefrom; and to repeal the original sections.

LEGISLATIVE BILL 130. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 55-156 and 55-185, Reissue Revised Statutes of Nebraska, 1943, relating to militia; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 131. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 57-101, 57-508, 57-510, 57-511, 57-512, and 57-812, Reissue Revised Statutes of Nebraska, 1943, relating to minerals, oil and gas; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 132. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 60-109, 60-110, 60-1002, and 60-1003, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 133. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 68-621, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 134. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 70-610, Revised Statutes Supplement, 1967, relating to public power and irrigation districts; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 135. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 71-1634, Revised Statutes Supplement, 1967, relating to public health; to clarify the meaning thereof; and to repeal the original section.

LEGISLATIVE BILL 136. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 72-302, 72-308, and 72-312, Reissue Revised Statutes of Nebraska, 1943, relating to development of mineral lands; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 137. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 75-302, 75-303, 75-304, 75-305, 75-306, and 75-311, Reissue Revised Statutes of Nebraska, 1943, relating to motor carriers; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 138. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 77-203, 77-205, 77-601, 77-1238, 77-1241, 77-1259, 77-1320.06, 77-1833, 77-2602, and 77-2610, Reissue Revised Statutes of Nebraska, 1943, and sections 77-1320.03 and 77-27,115, Revised Statutes Supplement, 1967, relating to revenue and taxation; to harmonize the provisions thereof with previous legislation; to eliminate obsolete matter; to eliminate unconstitutional provisions; and to repeal the original sections.

LEGISLATIVE BILL 139. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 79-446.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 140. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 81-101, 81-102, 81-301, 81-8,135, 81-8,173, and 81-8,176, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to harmonize the provisions thereof with previous legislation; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 141. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 83-508, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 142. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 84-120 and 84-502, Reissue Revised Statutes of Nebraska, 1943, relating to state officers; to eliminate obsolete matter; to harmonize and correct the designation of committees of the Legislature; and to repeal the original sections.

LEGISLATIVE BILL 143. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 85-405, Reissue Revised Statutes of Nebraska, 1943, and section 85-195, Revised Statutes Supplement, 1967, relating to colleges and universities; to classify the meaning thereof; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 144. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to authorize the Revisor of Statutes to reissue and bring up to date the 1962 reissue of Volumes I and IA to the Revised Statutes of Nebraska, 1943; to provide for the sale and distribution of the reissued volumes; and to declare an emergency.

LEGISLATIVE BILL 145. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 49-702, Reissue Revised Statutes of Nebraska, 1943, and section 24-211.03, Revised Statutes Supplement, 1967, relating to laws; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 146. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT relating to proceedings in the county courts; to provide for the recording in the office of the register of deeds in the county where such real estate is located a certificate of the pendency of proceedings as prescribed; to prescribe the form of such certificate; to provide for the recording of a certified copy of a will and the probate thereof in the office of the register of deeds of counties outside the county of probate having lands situated therein affected by such probate; to provide for the filing of a certified copy of a decree of descent in the office of the register of deeds in counties outside the county of probate having lands situated therein affected by such probate; to amend sections 30-238, 30-1302, and 38-902, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections and also sections 24-562, 30-238, 30-1302, and 38-902, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 147. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend sections 69-109, 69-109.01, 69-110, and 69-111, Reissue Revised Statutes of Nebraska, 1943, relating to personal property; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 148. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 25-531, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure, district court; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 149. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 70-650.02, Reissue Revised Statutes of Nebraska, 1943, relating to electricity; to provide procedures for the requisition by any city or village of the electric distribution system within its territorial limits; to provide for referendum; to provide for disputes; to provide for determination of price; and to repeal the original section.

LEGISLATIVE BILL 150. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 24-201.01 and 24-301.01, Revised Statutes Supplement, 1967, relating to courts; to increase the salary of the Chief Justice and Judges of the Supreme Court, and each judge of the district court and each judge of a separate juvenile court as prescribed; to provide when such increase shall become operative; and to repeal the original sections.

LEGISLATIVE BILL 151. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-168, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to make certain acts unlawful as prescribed; and to repeal the original section.

LEGISLATIVE BILL 152. By Robert Clark, 47th District.

A BILL FOR AN ACT to amend section 19-2801, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to authorize cities of the first and second class and villages to control wired or cabled television or radio systems as prescribed; and to repeal the original section.

LEGISLATIVE BILL 153. By Robert Clark, 47th District.

A BILL FOR AN ACT to amend section 16-336, Revised Statutes Supplement, 1967, relating to cities of the first class; to change the requirement for contributions by policemen to the pension system as prescribed; and to repeal the original section.

LEGISLATIVE BILL 154. By Roland A. Luedtke, 28th District; Fred W. Carstens, 30th District; J. James Waldron, 42nd District; Bill K. Bloom, 20th District and Harold T. Moylan, 6th District.

A BILL FOR AN ACT relating to tort claims against the state; to declare the immunity of the state for the torts of its officers, agents, and employees except as specified; to define terms; to establish a State Claims Board and provide for its duties and authority; to prescribe procedures for suits against the state; to establish a Claims Division; to provide duties for the Attorney General and the Director of Administrative Services; to establish a Tort Claims Fund; to amend sections 60-1008, 60-1009, 60-1703, 81-857, and 81-860, Reissue Revised Statutes of Nebraska, 1943, and sections 81-858, 81-859, and 81-861, Revised Statutes Supplement, 1967; to provide an operative date; and to repeal the original sections, and also section 60-1007, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 155. By Roland A. Luedtke, 28th District; Fred W. Carstens, 30th District; J. James Waldron, 42nd District; Bill K. Bloom, 20th District and Harold T. Moylan, 6th District.

A BILL FOR AN ACT relating to tort claims against political subdivisions; to declare the immunity of political subdivisions; to declare the immunity of political subdivisions for the torts of their officers, agents, and employees except as specified; to provide a uniform method for bringing claims and suits; to define terms; to authorize the purchase of liability insurance; to provide for state loans to political subdivisions; to amend sections 16-727, 16-728, 23-175, 39-809, 39-834, and 79-489, Reissue Revised Statutes of Nebraska, 1943, and section 15-842, Revised Statutes Supplement, 1967; to establish an operative date; and to repeal the original sections and also sections 3-207, 3-512, 14-801, 14-802, 14-803, 15-843, 23-176, 31-451, and Chapter 23, article 10, Reissue Revised Statutes of Nebraska, 1943, and section 19-3201, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 156. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to counties; to provide for the consolidation of two or more counties into consolidated county or township office, except county boards; to provide procedures for the formation of such consolidations; to provide for elections, salaries, duties, and bonds of the officers of such consolidated counties; to provide duties for the county clerk and election commissioner; to provide for legal services; to provide for withdrawal of a county from a consolidation of county or township offices; and to provide procedures for counties remaining after withdrawal of one county.

LEGISLATIVE BILL 157. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to revenue and taxation; to define terms; to provide for an exemption from taxation of certain homesteads as prescribed; to provide duties for the Tax Commissioner, county board of equalization, and county assessor as prescribed; to provide for violations and penalties; and to provide an operative date.

LEGISLATIVE BILL 158. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 77-203, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to designate the taxes becoming due as the taxes for the calendar year in which the same become due; and to repeal the original section.

LEGISLATIVE BILL 159. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend sections 77-1301.01, 77-1301.03, 77-1301.07, and 77-1301.08, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that appraisal of all lands and improvements shall be made by contracts entered into by the Tax Commissioner as prescribed; to provide for payment of the cost of such appraisals; and to repeal the original sections, and also section 77-1301.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 160. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT relating to paupers and public assistance; to provide that fraudulent claims by deaf or dumb persons for relief shall be unlawful; and to provide penalties.

LEGISLATIVE BILL 161. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 39-728, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to provide that the vehicle on the right shall have an absolute right-of-way when two motor vehicles approach or enter an intersection at approximately the same time; and to repeal the original section.

LEGISLATIVE BILL 162. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT relating to agriculture; to provide for associations and societies to improve the general agricultural industry of this state, as prescribed; to provide for the purposes of such organizations; to provide for the qualification of such organizations; to provide for appropriation by the Legislature of funds for such organizations; to provide duties; and to repeal Chapter 2, articles 3, 5, 6, 7, and 8, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 163. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 23-157 and 23-276, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for annexing a voting precinct to another voting precinct when the voting precinct contains less than one hundred electors; and to repeal the original sections.

LEGISLATIVE BILL 164. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 23-276, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to authorize the board of supervisors to divide the county into voting precincts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 165. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 48-155, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Workmen's

Compensation Court; to change provisions for designation of a member to act as presiding judge; and to repeal the original section.

LEGISLATIVE BILL 166. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 7-111, Reissue Revised Statutes of Nebraska, 1943, relating to attorneys; to prohibit the practice of law by judges of the Nebraska Workmen's Compensation Court; to provide an exception; and to repeal the original section.

LEGISLATIVE BILL 167. By Elvin Adamson, 43rd District; Eugene T. Mahoney, 5th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 38-101, 49-801, and 53-103, Reissue Revised Statutes of Nebraska, 1943, relating to minors; to change the age of minors as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 168. By Elvin Adamson, 43rd District; Eugene T. Mahoney, 5th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VI, section 1, of the Constitution of Nebraska, relating to suffrage; to reduce the age of electors to twenty years; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 169. By Sam Klaver, 9th District and George Syas, 13th District.

A BILL FOR AN ACT to amend section 25-1601, Reissue Revised Statutes of Nebraska, 1943, relating to jurors; to change the minimum age for jury service; and to repeal the original section.

LEGISLATIVE BILL 170. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 85-106, Revised Statutes Supplement, 1967, relating to colleges and universities; to define terms; to increase the powers of the Board of Regents as prescribed; and to repeal the original section.

LEGISLATIVE BILL 171. By Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, sections 1 and 2, and to repeal Article

VIII, sections 5, 10, and 11, of the Constitution of Nebraska, relating to revenue; to provide for classification and exemption of property from taxation as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 172. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 43-612, 43-613, 43-614, 43-615, 43-616, and 43-628, Reissue Revised Statutes of Nebraska, 1943, relating to trainable mentally retarded child; to redefine terms; to provide for education of such a child as prescribed; to provide for educational service unit programs as prescribed; to provide for funds and the distribution thereof; to provide for rules and regulations; to provide an operative date; and to repeal the original sections, and also section 79-492.01, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 173. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 53-112, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to increase the salary of members of the Nebraska Liquor Control Commission as prescribed; to provide when such increase shall become operative; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 174. By Terry Carpenter, 48th District; Eugene T. Mahoney, 5th District; Bill K. Bloom, 20th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 23-151, Revised Statutes Supplement, 1967, relating to counties; to provide that commissioners in counties having a population in excess of three hundred thousand, or more, shall be nominated and elected by the qualified electors of entire county; and to repeal the original section.

LEGISLATIVE BILL 175. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 11-119, Revised Statutes Supplement, 1967, relating to official bonds and oaths; to require a bond for members of county weed district boards; and to repeal the original section.

LEGISLATIVE BILL 176. By Donald Elrod, 35th District; William F. Swanson, 27th District and Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 80-301, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Soldiers' and Sailors' Home; to change the name of the home as prescribed; to eliminate the location of the home; to provide duties for the Revisor of Statutes; to repeal the original section, and also section 80-303, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 177. By Edward R. Danner, 11th District; Eugene T. Mahoney, 5th District; Bill K. Bloom, 20th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT providing for the establishment of the Vocational Technical School at Omaha; to provide for a site for such school; and to provide for the operation and supervision of such school by the State Board of Vocational Education.

LEGISLATIVE BILL 178. By Edward R. Danner, 11th District; Eugene T. Mahoney, 5th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 79-213, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide the material to be used in reading material for the study of American citizenship as prescribed; to prohibit certain reading material as prescribed; and to repeal the original section.

LEGISLATIVE BILL 179. By Lester Harsh, 38th District.

A BILL FOR AN ACT relating to revenue and taxation; to define terms; to provide for an exemption from taxation of certain homesteads as prescribed; to provide duties for the Tax Commissioner, county board of equalization, and county assessor as prescribed; to provide for violations and penalties; and to provide an operative date.

LEGISLATIVE BILL 180. By Lester Harsh, 38th District; J. James Waldron, 42nd District and Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 10, and to repeal Article VII, section 13, of the Constitution of Nebraska, relating to education; to provide that the general government of the state colleges shall be vested in the Board of Regents of the University of Nebraska; to authorize the regents to assume responsibility for government of junior colleges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 181. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that before a hearing to transfer land from one district to another district, the county assessor or county assessors shall furnish the committee the date of issuance of outstanding school bonds for each district involved in the transfer; and to repeal the original section.

LEGISLATIVE BILL 182. By Donald Elrod, 35th District.

A BILL FOR AN ACT relating to the Uniform Commercial Code; to provide a uniform size for instruments filed; and to provide an additional fee for instruments of nonuniform size.

LEGISLATIVE BILL 183. By William F. Swanson, 27th District; Eugene T. Mahoney, 5th District; Roland A. Luedtke, 28th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 48-115, Reissue Revised Statutes of Nebraska, 1943, relating to the military; to provide the term employee shall include the National Guard; and to repeal the original section.

LEGISLATIVE BILL 184. By William F. Swanson, 27th District; Eugene T. Mahoney, 5th District; Roland A. Luedtke, 28th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 48-126.01, Reissue Revised Statutes of Nebraska, 1943, relating to the military; to provide a basis of computation for less than full-time employees; to provide which wage scale applies when military pay exceeds civilian pay; and to repeal the original section.

LEGISLATIVE BILL 185. By William F. Swanson, 27th District; Eugene T. Mahoney, 5th District; Roland A. Luedtke, 28th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to the militia; to adopt a state Code of Military Justice; to define its jurisdiction; and to declare an emergency.

LEGISLATIVE BILL 186. By William F. Swanson, 27th District; Eugene T. Mahoney, 5th District; Roland A. Luedtke, 28th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 55-101, 55-104, 55-105, 55-106, 55-107, 55-108, 55-109, 55-110, 55-111, 55-112, 55-113, 55-114, 55-115, 55-116 55-117, 55-118, 55-119, 55-120, 55-121.01, 55-121.02, 55-122, 55-123, 55-124 55-125, 55-126, 55-127, 55-128, 55-129, 55-130, 55-131, 55-132, 55-133, 55-134, 55-135, 55-138, 55-139, 55-140, 55-141, 55-141.01, 55-142, 55-143, 55-144, 55-145, 55-147, 55-148, 55-149, 55-150, 55-151, 55-152, 55-153, 55-154, 55-155, 55-156.01, 55-156.02, 55-180, 55-181, 55-182, 55-183, 55-184, 55-185, 55-186, 55-187, 55-188, 55-189, 55-190, 55-191, 55-192, 55-193, 55-194, 55-203, 55-204, and 55-207, Reissue Revised Statutes of Nebraska, 1943, relating to the militia; to redefine terms; to provide qualifications of officers; to provide minimum rates of pay; to provide that the members of the militia shall be covered by the Workmen's Compensation Law; to provide for military leave in terms of emergency; to define and limit liability of members of military forces; to provide procedure for bringing causes of actions against members of the militia; to create a misdemeanor for refusal to serve certain persons; to generally revise and recodify the law relating to the militia; to repeal the original sections and also sections 55-121, 55-136, 55-137, 55-156, 55-157, 55-158, 55-159, 55-160, 55-161, 55-162, 55-163, 55-164, 55-165, 55-166, 55-167, 55-168, 55-169, 55-170, 55-171, 55-172, 55-173, 55-174, 55-175, 55-176, 55-177, 55-178, 55-179, 55-209, 55-210, and 55-211, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 187. By Elvin Adamson, 43rd District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 77-2702, Revised Statutes Supplement, 1967, relating to taxation; to redefine a term; and to repeal the original section.

Members Excused

Messrs. Skarda and Klaver asked unanimous consent to be excused tomorrow. No objections. So ordered

Mr. Kremer asked unanimous consent to be excused this afternoon and tomorrow. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused this afternoon. No objections. So ordered.

UNANIMOUS CONSENT—Committee Meetings

Mr. Kremer asked unanimous consent for the Committee on Agriculture and Recreation to meet at 1:30 p.m. today in the East Senate Lounge. No objections. So ordered.

Mr. Marvel asked unanimous consent for the Committee on Budget to meet in Room 1009 immediately upon adjournment this afternoon. No objections. So ordered.

Recess

At 12:10 p.m., on a motion by Mr. Pedersen, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Carstens and Robinson, who were excused.

UNANIMOUS CONSENT—Committee Meetings

Mr. Wylie asked unanimous consent to have the following committees meet this afternoon at the time specified. No objections. So ordered.

Committee	Time	Place
Public Health	2:00 p.m.	East Lounge
Banking	2:00 p.m.	Legislative Council Hearing Rm.
Judiciary—meet tomorrow morning, time decided later		
Revenue	2:00 p.m.	East Chamber
Education	2:00 p.m.	Supreme Court Hearing Rm.
Budget	2:00 p.m.	Room 1009
Urban Affairs	2:15 p.m.	East Lounge
Labor	2:15 p.m.	Legis. Council Hearing Rm.
Public Works	2:15 p.m.	West Lounge
Salaries & Claims	2:30 p.m.	Legis. Council Hearing Rm.
Miscellaneous Subjects	2:30 p.m.	East Chamber
Govt. and Military Affairs	2:30 p.m.	Supreme Court Hearing Rm.

Recess

At 2:06 p.m., on a motion by Mr. Wylie, the Legislature recessed until 2:45 p.m.

After Recess

The Legislature reconvened at 2:52 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Batchelder, Carstens, Klaver, Knight, Kremer and Robinson, who were excused.

REFERENCE COMMITTEE REPORT

LB	Committee
101	General File
102	General File
103	General File
104	General File
105	General File
106	General File
107	General File
108	General File
109	General File
110	General File
111	General File
112	General File
113	General File
114	General File
115	General File
116	General File
117	General File
118	General File
119	General File
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137	General File
138	General File
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140	General File
141	General File
142	General File
143	General File
144	General File
145	General File

146..........General File
147..........General File
148..........General File

(Signed) Jerome Warner, Speaker

STANDING COMMITTEE REPORTS

Officers Elected

Agriculture and Recreation

Vice Chairman	Willard Waldo
Secretary	Henry F. Pedersen, Jr.

(Signed) Maurice A. Kremer, Chairman

Banking, Commerce and Insurance

Vice Chairman	Herbert J. Duis
Secretary	Harold T. Moylan

(Signed) Richard F. Proud, Chairman

Budget—Appropriations

Vice Chairman	Fern Hubbard Orme

(Signed) Richard D. Marvel, Chairman

Miscellaneous Subjects

Vice Chairman	Harold D. Simpson
Secretary	Ellen E. Craft

(Signed) Harold T. Moylan, Chairman

Public Works

Vice Chairman	Elmer Wallwey
Secretary	C. F. Moulton

(Signed) Rick Budd, Chairman

Urban Affairs

Vice Chairman	Terry Carpenter
Secretary	Richard F. Proud

(Signed) Bill K. Bloom, Chairman

Government and Military Affairs

Vice Chairman	William R. Skarda, Jr.
Secretary	Robert L. Clark

(Signed) Terry Carpenter, Chairman

Salaries and Claims

Vice Chairman	Sam Klaver
Secretary	Loran Schmit

(Signed) Rudolf C. Kokes, Chairman

Education

Vice Chairman	Henry F. Pedersen, Jr.
Secretary	Wayne W. Ziebarth

(Signed) Lester Harsh, Chairman

Revenue

Vice Chairman	Eugene T. Mahoney
Secretary	J. James Waldron

(Signed) J. W. Burbach, Chairman

Public Health and Welfare

Vice Chairman	E. Thome Johnson
Secretary	Ellen Craft

(Signed) Elmer Wallwey, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 2.

MOTION—Mailing bills, Journal and Slip Laws

Mr. Clark moved that we send a copy of all bills and journals to the County Clerks, and refund money to those who have already paid for the same.

Mr. Burbach moved to amend the motion to include sending of the slip laws.

The Burbach motion prevailed.

The Clark motion, as amended, prevailed.

Member Excused

Mr. Waldron asked unanimous consent to be excused tomorrow morning. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 3. Re: Furnish Legislature Necessary Fuel and Stationery

Introduced by Roland A. Luedtke, 28th District and Harold D. Simpson, 46th District.

WHEREAS, section 84-502, Reissue Revised Statutes of Nebraska, 1943, requires that the Secretary of State "furnish the Legislature and the officers thereof all necessary fuel and stationery"; and

WHEREAS, the Legislature will need large quantities of fuel and stationery in the long months ahead; and

WHEREAS, the Secretary of State has failed to perform this important duty in recent years.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Secretary of State be directed to take immediate action to assure this session of the Legislature an adequate supply of fuel and stationery.

Mr. Luedtke moved to suspend the rules and consider LR 3 at this time. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

LR 3 was adopted with 32 ayes, 1 nay and 16 not voting.

Mr. Luedtke asked unanimous consent to send a copy of LR 3 to the Secretary of State. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 188. By George Syas, 13th District; Elvin Adamson, 43rd District and Clifton B. Batchelder, 10th District.

A BILL FOR AN ACT to amend sections 32-304 and 85-103, Reissue Revised Statutes of Nebraska, 1943, relating to The Board of Regents of the University of Nebraska; to increase the number of members of The Board of Regents of the University of Nebraska as provided in Article VII, section 10 of the Constitution of Nebraska; to provide for terms and election of members of the board; to define districts; to provide for terms of members of the board serving on the effective date of this act; and to repeal the original sections.

LEGISLATIVE BILL 189. By E. Thome Johnson, 15th District and William H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 23-153, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for meetings of the county board as prescribed; and to repeal the original section.

LEGISLATIVE BILL 190. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 18-2102.01 and 18-2103, Revised Statutes Supplement, 1967, relating to urban renewal and development; to provide for a limited urban renewal authority as prescribed; to redefine terms; and to repeal the original sections.

LEGISLATIVE BILL 191. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; William R. Skarda, Jr., 7th District; Eugene T. Mahoney, 5th District; Harold D. Simpson, 46th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 77-2702 and 77-2703, Revised Statutes Supplement, 1967, relating to taxation; to extend the sales tax to the gross receipts from the sale of advertising; and to repeal the original sections.

LEGISLATIVE BILL 192. By Terry Carpenter, 48th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 8-330, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to provide for additional charges to borrowing members; to extend authority for property improvement loans; and to repeal the original section.

LEGISLATIVE BILL 193. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend sections 31-763, 31-764, 31-765, and 31-766, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement, road and fire protection districts; to provide for annexation of all or part of such districts; to provide for obligations of and demands owing to such districts; to provide for collection, trustees accounting, actions, and parties; to provide for effective date of annexation; to provide for agreements and approval thereof; to prohibit levy of special assessments as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 194. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 31-739, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide that the provisions of this act shall not authorize any district to levy taxes after the annexation of the district as prescribed; and to repeal the original section.

LEGISLATIVE BILL 195. By Richard F. Proud, 12th District; Harold T. Moylan, 6th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT to amend section 14-1015, Reissue Revised Statutes of Nebraska, 1943, relating to metropolitan water districts; to increase payments for turn-off and turn-on of water service for nonpayment of bills, nonmaintenance of plumbing or noncompliance with rules and regulations; and to repeal the original section.

LEGISLATIVE BILL 196. By Harold D. Simpson, 46th District; William H. Hasebroock, 18th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 44-513, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for insurance equality between practitioners of the healing arts; and to repeal the original section.

LEGISLATIVE BILL 197. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 68-702.01 and 68-702.03, Revised Statutes Supplement, 1967, relating to public health welfare; to set the term of office of the advisory committee; to limit the expenses of the advisory committee; to provide duties for the advisory committee; and to repeal the original sections.

LEGISLATIVE BILL 198. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 83-101.06, Revised Statutes Supplement, 1967, relating to the Department of Public Institutions; to realign the advisory committee with the provisions of section 68-702.01, Revised Statutes Supplement, 1967; and to repeal the original section.

Adjournment

At 3:20 p.m., on a motion by Mr. Wylie, the Legislature adjourned until 10:00 a.m., Thursday, January 9, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 9, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

God, our Father, we pray that Thou wouldst give us a quiet center so we may be able to face the noisy and boisterous outer demands; an equilibrium so that praise does not fill us with pride, or blame with frustration.

Guide our endeavor to see tasks from a total perspective and know where to give the right emphasis to the most needed areas.

May we adequately this day fulfill the demands which are upon us and with confidence venture into unknown areas ahead.

Amen.

The roll was called and all members were present except Messrs. Kremer, Skarda and Waldron, who were excused; and Mr. Klaver excused until 10:25 a.m.

Corrections for the Journal

Page 18, line 23, correct spelling of "Orme".

Page 20, lines 22 and 31, delete "Eightieth" and insert "Eighty-eighth".

Page 20, line 25, correct spelling of "poet".

Page 21, line 3, delete "eightieth" and insert "eighty-eighth".

Page 22, line 3, insert "section" after "amend".

The Journal for the Second Day was approved as corrected.

STANDING COMMITTEE REPORTS

Officers Elected

Rules

Vice Chairman	W. H. Hasebroock
Secretary	Willard Waldo

(Signed) Harold D. Simpson, Chairman

Labor

Vice Chairman	Leslie Robinson
Secretary	Sam Klaver

(Signed) Donald Elrod, Chairman

MOTION—Rule Change

Mr. Carpenter moved to amend Rule 16 by striking the following:

"Any representative of a newspaper, press association, or radio or television station assigned to cover the Legislature, who flagrantly or persistently violates the ethics of news reporting by assuming the facts without regard for accuracy may be denied the privilege of the Legislative Chamber on a majority vote of the members elected to the Legislature. Such action shall be brought by the Rules Committee and no action may be brought until after a full hearing has been held on the charges."

Referred to the Rules Committee.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 3.

UNANIMOUS CONSENT—Committee Meetings

Mr. Carstens asked unanimous consent to have the Judiciary Committee meet this morning at 11:30 in the West Lounge. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 199. By E. Thome Johnson, 15th District; C. W. Holmquist, 16th District and William F. Swanson, 27th District.

A BILL FOR AN ACT relating to building and loan associations; to provide that such associations may purchase, hold, and sell stock in service corporations as prescribed.

LEGISLATIVE BILL 200. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend sections 76-901 and 76-903, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to provide who shall pay the tax upon transferring real property; to provide the amount of the tax to be retained by the register of deeds; and to repeal the original sections.

LEGISLATIVE BILL 201. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 2-958, Revised Statutes Supplement, 1967, relating to weeds; to eliminate duties of the county clerk in reference to noxious weed control fund as prescribed; and to repeal the original section.

LEGISLATIVE BILL 202. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 8-141, Revised Statutes Supplement, 1967, relating to banks and banking; to increase the limits banks may loan; and to repeal the original section.

LEGISLATIVE BILL 203. By Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District; George Syas, 13th District; Fred W. Carstens, 30th District; Fern Hubbard Orme, 29th District and J. W. Burbach, 19th District.

A BILL FOR AN ACT relating to workmen's compensation; to provide a rehabilitation program for injured employees as prescribed; to amend sections 48-120, 48-121, and 48-157, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 204. By Roland A. Luedtke, 28th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 64-106, Revised Statutes Supplement, 1967, relating to notaries public; to provide for use of ink stamp notary seals; to require use of ink stamp seals by notaries public commissioned or renewing commission after the effective date of this act; and to repeal the original section.

LEGISLATIVE BILL 205. By John E. Knight, 26th District; C. F. Moulton, 8th District; Henry F. Pedersen, Jr., 4th District; William F. Swanson, 27th District; Stanley A. Matzke, 24th District; Richard D. Marvel, 33rd District; Lester Harsh, 38th District and Leslie Robinson, 36th District.

A BILL FOR AN ACT relating to education; to provide for a Nebraska Coordinating Council on Higher Education as prescribed; to amend sections 79-1605 and 85-302, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1604, 79-1605.03, 79-1612, 79-1615, 79-1622, 79-2401, 79-2402, 79-2403, 79-2404, 79-2405, 79-2406, and 79-2407, Revised Statutes Supplement, 1967; and to repeal the original sections and also section 85-303, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 206. By Rick Budd, 2nd District; Irving F. Wiltse, 1st District and Leslie Robinson, 36th District.

A BILL FOR AN ACT to amend sections 16-670, 16-671, and 16-672.05, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to remove the limitation on issuing of water and sewer district bonds and warrants as prescribed; to provide that the engineer's estimate in notice of storm sewer districts may be shown at the option of the mayor and city council; and to repeal the original sections.

LEGISLATIVE BILL 207. By Edward R. Danner, 11th District and Harold T. Moylan, 6th District.

A BILL FOR AN ACT relating to metropolitan cities; to grant cities of the metropolitan class the power to define, regulate, suppress, and prevent discrimination on the basis of race, color, creed, religion, ancestry, or national origin in the rental, lease, sale, exchange of real property and in employment.

LEGISLATIVE BILL 208. By Leslie A. Stull, 49th District and Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 30-103 and 30-341, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to raise the limit on the value of estates which are excepted from the full procedures of administration; and to repeal the original sections.

LEGISLATIVE BILL 209. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 68-1007, Revised Statutes Supplement, 1967, relating to assistance to the aged, blind, or disabled; to provide for the disregarding of additional income in determining eligibility; and to repeal the original section.

LEGISLATIVE BILL 210. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend sections 79-1604, 79-1605.03, 79-1605.05, and 79-1607, Revised Statutes Supplement, 1967, relating to schools; to remove the requirement of approval of a majority of the board of education to form a junior college district as prescribed; to reduce the per cent of votes cast for establishment of a junior college district as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 211. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend sections 79-1604, 79-1605.03, and 79-1605.05, Revised Statutes Supplement, 1967, relating to junior colleges; to remove any reference to a separate petition from the board of education; and to repeal the original sections.

LEGISLATIVE BILL 212. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 79-1607, Revised Statutes Supplement, 1967, relating to junior colleges; to provide approval of a junior college district by a simple majority vote; and to repeal the original section.

LEGISLATIVE BILL 213. By C. F. Moulton, 8th District; Harold T. Moylan, 6th District; William R. Skarda, Jr., 7th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 14-1029, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide that metropolitan water districts or metropolitan utilities districts may borrow money and incur indebtedness upon such terms and in such manner as such districts shall determine; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 214. By C. F. Moulton, 8th District; Harold T. Moylan, 6th District; William R. Skarda, Jr., 7th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 10-126, Revised Statutes Supplement, 1967, relating to bonds of the state and political subdivisions; to eliminate metropolitan water districts and metropolitan utilities districts from the requirement that bonds be redeemable; to repeal the original section; and to declare an emergency.

Ease

The Legislature was at ease from 10:23 a.m. until 10:28 a.m.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1	Education
2	Public Health and Welfare
3	Public Works
4	Judiciary
5	Government and Military Affairs
6	Miscellaneous Subjects
7	Education
8	Judiciary
9	Public Health and Welfare
10	Public Health and Welfare
11	Miscellaneous Subjects
12	Urban Affairs
13	Agriculture and Recreation
14	Miscellaneous Subjects
15	Labor
16	Judiciary
17	Miscellaneous Subjects
18	Urban Affairs
19	Public Health and Welfare
20	Revenue
21	Revenue
22	Salaries and Claims
23	Government and Military Affairs
24	Government and Military Affairs
25	Government and Military Affairs
26	Revenue
27	Revenue
28	Revenue
29	Revenue
30	Revenue
31	Revenue
32	Government and Military Affairs
33	Government and Military Affairs
34	Government and Military Affairs
35	Government and Military Affairs
36	Revenue
37	Revenue
38	Government and Military Affairs
39	Revenue
40	Revenue
41	Revenue

42	Government and Military Affairs
43	Judiciary
44	Banking, Commerce and Insurance
45	Banking, Commerce and Insurance
46	Banking, Commerce and Insurance
47	Banking, Commerce and Insurance
48	Budget
49	Judiciary
50	Urban Affairs
51	Public Works
52	Public Works
53	Urban Affairs
54	Government and Military Affairs
55	Urban Affairs
56	Urban Affairs
57	Urban Affairs
58	Government and Military Affairs
59	Government and Military Affairs
60	Education
61	Labor
62	Education
63	Education
64	Education
65	Budget
66	Education
67	Revenue
68	Judiciary
69	Salaries and Claims
70	Labor
71	Salaries and Claims
72	Judiciary
73	Judiciary
74	Judiciary
75	Government and Military Affairs
76	Urban Affairs
77	Urban Affairs
78	Salaries and Claims
79	Public Health and Welfare
80	Government and Military Affairs
81	Public Works
82	Revenue
83	Revenue
84	Revenue
85	Miscellaneous Subjects
86	Miscellaneous Subjects
87	Miscellaneous Subjects
88	Agriculture and Recreation

89	Labor
90	Public Works
91	Education
92	Judiciary
93	Government and Military Affairs
94	Education
95	Judiciary
96	Public Works
97	Urban Affairs
98	Public Works
99	Public Works
100	Public Works
149	Public Works
150	Salaries and Claims
151	Miscellaneous Subjects
152	Urban Affairs
153	Urban Affairs
154	Judiciary
155	Judiciary
156	Government and Military Affairs
157	Revenue
158	Revenue
159	Revenue
160	Judiciary
161	Public Works
162	Agriculture and Recreation
163	Government and Military Affairs
164	Government and Military Affairs
165	Judiciary
166	Judiciary
167	Judiciary
168	Government and Military Affairs
169	Judiciary
170	Education
171	Revenue
172	Education
173	Salaries and Claims
174	Government and Military Affairs
175	Agriculture and Recreation
176	Government and Military Affairs
177	Education
178	Education
179	Revenue
180	Education
181	Education
182	Miscellaneous Subjects
183	Government and Military Affairs

184	Government and Military Affairs
185	Government and Military Affairs
186	Government and Military Affairs
187	Revenue
188	Education
189	Government and Military Affairs
190	Urban Affairs
191	Revenue
192	Banking, Commerce and Insurance
193	Urban Affairs
194	Urban Affairs
195	Urban Affairs
196	Banking, Commerce and Insurance
197	Public Health and Welfare
198	Public Health and Welfare

(Signed) John E. Everroad
Lieutenant Governor

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 215. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 79-2203, Revised Statutes Supplement, 1967, relating to schools; to provide a manner for dissolving educational service units; and to repeal the original section.

LEGISLATIVE BILL 216. By Lester Harsh, 38th District.

A BILL FOR AN ACT to repeal section 79-1445.14, Revised Statutes Supplement, 1967, relating to schools.

LEGISLATIVE BILL 217. By Lester Harsh, 38th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 8, of the Constitution of Nebraska, relating to the executive; to provide that, upon proclamation by the Governor that a major emergency exists which urgently requires immediate action, the Legislature may, in special session by a vote of three-fourths of its members, pass any bill after one legislative day has intervened since its introduction; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 218. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 60-412, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle operators' licenses; to require inclusion of the licensee's social security number on the license; to establish an operative date; and to repeal the original section.

LEGISLATIVE BILL 219. By Harold T. Moylan, 6th District and C. F. Moulton, 8th District.

A BILL FOR AN ACT to amend section 31-704, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide for filing a certificate of organization with a detailed map of the area in the district in the offices of the county clerk and county assessor when a sanitary and improvement district is organized; and to repeal the original section.

LEGISLATIVE BILL 220. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 33-109, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase the fees for filing instrument with the register of deeds and county clerk as prescribed; and to repeal the original section.

LEGISLATIVE BILL 221. By Roland A. Luedtke, 28th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to governmental subdivisions; to provide for notice of bids for special assessments that will encumber real property as prescribed; and to provide for recording the notice in the office of the register of deeds.

LEGISLATIVE BILL 222. By Roland A. Luedtke, 28th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to crimes and punishments; to make sniffing of glue as prescribed unlawful; to provide exceptions; to restrict sales as prescribed; and to provide penalties.

MOTIONS—Statutes, Journals and Session Laws

Mr. Warner moved that the State Librarian be authorized and directed to furnish each member of the Legislature, the Lieutenant Governor, the Clerk of the Legislature, the Associated Press, the United Press, the World Herald, the Lincoln Journal, and the Lincoln Star, and the Committee on Enrollment and Review not to exceed fifty-eight copies of the current Reissue Revised Statutes of Nebraska, 1943 and the 1967 Supplement thereto; also the Permanent Journal and Session Laws of the Seventy-seventh Session.

The motion prevailed.

Mr. Warner moved that the Clerk of the Legislature be directed to request the Secretary of State to include the laws passed by the Seventy-Eighth Extraordinary Session and the Seventy-Ninth Extraordinary Session as an appendix to the regular volume to be published containing the laws passed in the present Eightieth Session.

The motion prevailed.

MOTION—Public Hearings on Bills

Mr. Warner moved that no public hearings be held on bills until the week starting Monday, January 20, 1969.

The motion prevailed.

Visitor

Mr. Danner introduced Mr. James Williams.

RESOLUTIONS

LEGISLATIVE RESOLUTION 4. Re: Memory of Mr. Harry A. Foster.

Introduced by Sam Klaver, 9th District.

WHEREAS, Harry A. Foster of Omaha served in this Legislature as a member of the House of Representatives for the sessions of 1905, 1913, 1919, 1921, 1929, and 1931, and as a member of the Unicameral for the sessions of 1943, 1945, and 1947; and

WHEREAS, Harry A. Foster died January 7, 1969.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature extends its sympathy to the survivors of Harry A. Foster.

2. That the Legislature stand for a moment of silent tribute to his memory.

3. That a copy of this resolution be sent to Mrs. Lena Foster, surviving widow of Harry A. Foster.

Mr. Klaver moved to suspend the rules and adopt LR 4.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

LR 4 was adopted.

The members stood for a moment of silence in memory of Mr. Foster.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 223. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend sections 14-115, 15-701, 16-611, and 17-558, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages; to provide that when a street or alley, or part thereof, is vacated, the vacated street or alley, or part thereof, shall be a part of the abutting property as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 224. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 14-566, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide for the selection and designation of the official newspaper; and to repeal the original section.

LEGISLATIVE BILL 225. By Terry Carpenter, 48th District; Richard D. Marvel, 33rd District and Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to employment; to provide employment security for persons elected or appointed to certain public offices as prescribed.

Recess

At 11:11 a.m., on a motion by Mr. Hasebroock, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:05 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Knight, Kremer and Waldron, who were excused.

Members Excused

Messrs. Nore, Batchelder, Syas and Moylan asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Carpenter asked unanimous consent to be excused all of next week. No objections. So ordered.

Mr. Holmquist asked unanimous consent to be excused tomorrow and Monday. No objections. So ordered.

Mr. Duis asked unanimous consent to be excused until Tuesday, January 14, 1969. No objections. So ordered.

Visitors

Mr. Kokes introduced Mr. Jack Lough of the Albion News, Albion, Nebraska.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Carpenter asked unanimous consent to add the names of Messrs. Bloom, Mahoney and Skarda to LB 172. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 5	Thursday, January 23, 1969	2:00 p.m.
LB 23	Thursday, January 23, 1969	2:00 p.m.
LB 24	Thursday, January 23, 1969	2:00 p.m.
LB 25	Thursday, January 23, 1969	2:00 p.m.
LB 32	Thursday, January 23, 1969	2:00 p.m.
LB 33	Thursday, January 23, 1969	2:00 p.m.
LB 34	Thursday, January 23, 1969	2:00 p.m.
LB 35	Thursday, January 23, 1969	2:00 p.m.
LB 38	Thursday, January 23, 1969	2:00 p.m.
LB 42	Thursday, January 23, 1969	2:00 p.m.
LB 54	Thursday, January 23, 1969	2:00 p.m.
LB 58	Friday, January 24, 1969	2:00 p.m.
LB 59	Friday, January 24, 1969	2:00 p.m.
LB 80	Friday, January 24, 1969	2:00 p.m.
LB 176	Friday, January 24, 1969	2:00 p.m.
LB 183	Friday, January 24, 1969	2:00 p.m.
LB 184	Friday, January 24, 1969	2:00 p.m.
LB 185	Friday, January 24, 1969	2:00 p.m.
LB 186	Friday, January 24, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

INAUGURAL CEREMONIES

MOTION—Committee to Escort Board of Education Members

Mr. Mahoney moved that a committee of four be appointed to escort Board of Education members elect: Deborah H. Sheperd and John K. Londay. The motion prevailed.

The President appointed Messrs. Mahoney, Danner, Bloom and Skarda to serve on said committee.

The Committee escorted the members to the rostrum.

MOTION—Committee to Escort Railway Commissioners

Mr. Warner moved that a committee of two be appointed to escort Railway Commissioners elect: Eric Rasmussen and John W. Swanson. The motion prevailed.

The President appointed Messrs. Warner and Wenzlaff to serve on said committee.

The Committee escorted the members to the rostrum.

MOTION—Committee to Escort Supreme Court Justices

Mr. Carstens moved that a committee of seven be appointed to escort Supreme Court Justices: Chief Justice Paul W. White, Justice Edward F. Carter, Justice Leslie Boslaugh, Justice Hale McCown, Justice John Newton, Justice Robert L. Smith and Justice Harry A. Spencer. The motion prevailed.

The President appointed Messrs. Carstens, Pedersen, Proud, Klaver, Luedtke, Wylie and Mrs. Orme to serve on said committee.

The Committee escorted the members to the rostrum.

Oaths of Office

Chief Justice Paul E. White administered the oath of office to:

Deborah H. Shepherd, Board of Education
John K. Londay, Board of Education
Eric Rasmussen, Railway Commissioner
John W. Swanson, Railway Commissioner

Justice Edward F. Carter administered the oath of office to:
Justice Hale McCown
Justice Robert L. Smith
Chief Justice Paul W. White

MOTION—Escort Governor

Miss Reynolds moved that a committee of five be appointed to escort Governor Norbert T. Tiemann to the chamber. The motion prevailed and the President appointed the following members to serve on said committee: Miss Reynolds, Mrs. Craft, Messrs. Hasebroock, Schmit and Stull.

Ease

The Legislature was at ease from 2:27 p.m. until 2:32 p.m.

The Committee escorted Governor Norbert T. Tiemann to the rostrum where he delivered the following address:

Mr. President, Mr. Speaker, Members of the Legislature, Ladies and Gentlemen:

To set the theme for this address, I would like to read one sentence from the first paragraph of my inaugural address to you delivered on January 5, 1967:

> "This is the point of beginning of our second century of statehood and will be the benchmark from which we will measure our success in meeting the problems now confronting our state."

Most certainly, the 1967 Legislature charted new paths of progress for Nebraska, and the responsibility of the 1969 Legislature will be to extend these paths.

Permit me to select somewhat arbitrarily for review, just a few of the accomplishments that represent these new paths.

(1) **The Development of a Fair, Equitable, Broad-based, Low-rated Tax System.**

For the first time in the state's history, all citizens are paying their fair share of state government expenses. Additionally, several inequitable taxes have been repealed to make taxation even more palatable. All of this was accomplished with open discussion. The Tax Law was tested through the entire court system and found both fair and constitutional. Opponents then put the question on the ballot, and the citizens of the state responded with an overwhelming vote of confidence. By a margin of 3-1 they said—"Yes, we want to keep this broad-based tax." Our actions last session have been thoroughly vindicated. We have passed that milestone.

(2) **The Initiation of Aid Programs by which State Government Assumed Some of the Financial Burden of Funding Local Government Operations.**

This includes aid to cities and counties, aid to our elementary and secondary schools, and aid to our junior colleges. It has been generally recognized that our property taxes have far too long carried the burden of taxation in our state and that a broadened tax base must provide not only the method of financing state government but also give financial relief to political subdivisions. For the first time in the history of the state of Nebraska, aid to our educational system will make it possible for our young people to obtain a higher quality education at all levels.

(3) The Expenditure of Larger Sums for Higher Education in Nebraska.

There has been a substantial upgrading of faculty salaries at the University of Nebraska and the state colleges. By this upgrading, we not only have retained key faculty and administrators but have also been able to attract talent from other institutions. We have begun to develop a broadened research capacity at the University, one which will be of ultimate benefit to our entire economy. The medical center has received strong financial backing from the state and has developed into one of the finest medical complexes in the country.

In accomplishing all of these things, state government has not interfered with the educational philosophy of our institutions of higher learning. **That has been left to the educators.**

(4) The Progress of the Code Departments.

Great strides have been made within the code departments of state government. Many examples could be cited, but permit me to select three:

(A) The Department of Administrative Services has come of age and now simply needs the financial support from this Legislature that it so richly deserves. For example, it needs additional staff in the budget division so that the Governor can carry out his constitutional duty to prepare an executive budget. The key to good fiscal control and administrative management lies in this department, but the support of this Legislature is desperately needed to obtain it.

(B) The Department of Economic Development, given independent agency status in 1967, has pioneered in several areas in the development of our economy. Community development, industrial development, agricultural research, and state planning are but a few programs presently underway and continuing to expand. Nebraska is now looked upon with favor by industry across this nation, due primarily to the promotion effort of this agency. You will note several industries have indicated their interest in plant locations and expansions in Nebraska, and the year 1969 will show an even greater number of plants being built in our state. Let me mention, with pride, that Nebraska is the only state in our nation that has negotiated directly with a company in a foreign country and entered into a contract that resulted not only in revenues flowing into our General Fund from that company but the utilization of surplus products produced in our state. The Suger Ester Program, about which I have talked to you earlier, brings us royalties from a company in Japan and the utilization of some of our raw materials. This effort will continue in other countries, and more information will be supplied to you as the situation develops.

I cannot emphasize strongly enough the great need for planning —at all levels of our economy. At long last we have begun and organized a state planning program. Currently the state planning function is located within the Department of Economic Development. I feel that this is not the proper location for the function. We have completed the first stage of our planning and have now a blue print for planning that will help eliminate duplication and wasted effort. The planning office is operating with minimum funds at this stage, but let me emphasize the importance of planning, both for the Executive Branch and the Legislative Branch. Minimum budgeting for this effort is false economy. We should not participate in it, but rather should provide the resources necessary so that the embryo of state planning that we now have in existence can flourish.

(C) The Department of Public Institutions has developed experties in the Division of Corrections and the Division of Medical Services. A joint effort by that department, and the Legislative Committee on Mental Health and Mental Retardation, and the Citizen's Committee on Mental Retardation has resulted in completed in-depth studies to show where we should go and how we should proceed to provide maximum services. It is my hope that their recommendations can be implemented as quickly as possible to relieve the anguish and suffering that too long has gone unheeded by those in responsible positions. The problems in the area of mental health and mental retardation have been identified, solutions have been proposed, and the responsibility for implementation of these proposals now rests with this body. I urge each and every one of you to take time from your busy schedules to tour all of our mental institutions, and I suggest you begin by accepting Senator Carstens' invitation to visit the Beatrice State Home. Only through a personal tour of these facilities can you begin to grasp the magnitude and the seriousness of the problems that I have myself observed. We have a personal responsibility to wrestle with the problems of mental health and mental retardation and not merely continue to simply be aware of their existence. God has provided us with the talent and resources. Is it not our responsibilities as public servants to relieve this suffering as quickly as possible?

(5) **The Formation of Two Executive Commissions—The Governor's Commission on Management Efficiency and Administrative Cost Control and the Governor's Commission on Law Enforcement and Criminal Justice, Commonly Known as the Little Hoover Commission and the Crime Commission.**

Over 400 recommendations were made by the Little Hoover Commission—some more sweeping than others. Many of the recommendations that do not require legislative action are being studied and administered or implemented. Many of the administrative recommendations are already underway and others will be implemented shortly. I have asked all agencies and departments reviewed by the Commission to make periodic progress reports to me every six weeks. Rest assured the recommendations of these businessmen will not be forgotten nor ignored—these recommendations are being put into effect right now. Agency heads have implemented 49 of the recommendations and 103 are in process. Those recommendations that require legislative action, over 100 in number, will be introduced to this Legislature for your consideration. I urge all of you to study the entire report. It has been made to you with the hope that you would study it. In my judgment, the service performed by the Little Hoover Commission has been invaluable and all Nebraskans are indebted to the individuals responsible for the financing of the study and for furnishing the talent and manpower necessary to complete this in-depth report.

The Crime Commission, through the able chairmanship of the Attorney General, has already submitted to the Federal Government its preliminary planning document. This plan has now been approved. Over the next six months the Commission will develop its comprehensive state plan on crime control. Its members represent rural areas, urban areas, local government, state government, small towns, large towns—people from all geographical points of the state. It has already developed a law enforcement officer's correspondence course, a treatment and correction bill, guidelines for local communities in applying for crime control funds, and a host of other accomplishments. Nebraska is moving rapidly toward a comprehensive attack on crime through the efforts of this Commission.

(6) **The Presentation of an Opportunity to Move Forward in the Development of a Good Road Network in Nebraska.**

The final accomplishment I would review for you today can be done by again quoting my address to you in 1967:

> "As I have often stated, I favor the issuance of highway revenue bonds to finance a program for up-grading our state highway systems, and I recommend to the Legislature that a constitutional amendment be placed on the ballot at the next General Election which would permit the Legislature to authorize the issuance of revenue bonds for highway purposes. I am confident that if the people of Nebraska are given an oppor-

tunity to express themselves on this issue, they will approve a program for the construction of a modern highway system."

The voters of this state in November, 1968, approved issuance of revenue bonds for construction of highways, and we now have the tools available to resolve our long-standing road problems. We have had sufficient studies and enough has been written about the existence of the problem. It is now up to this body to take the strong leadership in constructing a good, well-planned road system, and I pledge to you the full co-operation of my office and the Department of Roads.

Now that we have the authority to obligate the state for highway construction, I must urge a note of caution before proceeding too quickly without sufficient planning. We must be absolutely positive of how any indebtedness should be serviced before that indebtedness is incurred. This will involve co-ordination between both the legislative and the executive branches. I am certain that this problem can be resolved, since it is obvious that both branches have the determination to proceed carefully yet quickly enough to begin the construction of good highways so our economy can be served.

All citizens of the state are proud of these past accomplishments. You and I should be too.

More needs to be done. I strongly feel that the following programs should receive your concerted attention during the session. These are examples of the programs that will move Nebraska forward during her second century of statehood.

1. **Open Housing Bill.** It is absolutely imperative that this body pass a fair and equitable open housing bill so that all citizens of this state have a right to obtain decent housing for themselves and for their children. I will submit such a proposal to this body, and I urgently recommend its quick passage. One hundred and two years is too long to ignore rights guaranteed under our Constitution. My open housing legislation proposal will insure the exercise of these rights to all of our citizens.

It may be said—and not without justification—that passage of a Federal Fair Housing Law, combined with a recent United States Supreme Court ruling, makes it almost mandatory Nebraska have its own open housing statute, one it alone may administer. There is a more compelling reason. We need an open-housing law because it is the right thing to do. Across the rotunda of this building, in the old Senate chamber, engraven on stone is a majestic injunction which applies to us all: equality before the law. That's what an open housing law is about—making our actions live up to our pledges. Let us offer witness to our high and sacred commitments. There is some truth about the impossibility of legislating morality. Yet what we seek is legislation regulating anti-social conduct—conduct erosive to the human spirit.

2. **State Personnel System.** We must develop a strong personnel system in state government. This will be built on the provisions of LB-815 which was passed during the 1967 session. It is almost unthinkable that state government, as large as it is, can properly exist without a good personnel system. Nevertheless, we have proceeded under a piecemeal program much to our detriment, I fear. This session is the time to complete that which was started during the last legislative session. I hope action on this program can be taken before the session is far advanced.

3. **State Government Re-organization.** We must implement the recommendations of the Little Hoover Commission, including that recommendation which calls for a Statutory Commission to make recommendations to the Governor and the Legislature continuing the re-organization of state government.

4. **Omnibus Corrections Bill.** This bill, if passed, will be a landmark in this nation on treatment and correction of public offenders. Included will be re-organization of the Pardon and Parole Board as approved by the voters at the last election. I want to emphasize the importance of the passage of this measure. With its passage, Nebraska has an opportunity again to take the lead in the nation in the area of correction.

5. **Co-ordination of Higher Education.** The cost of higher education is continuing to rise with no end in sight. Duplication of effort and expense must be eliminated. Therefore, co-ordination of higher education must be accomplished during this session. Legislation to this end will be proposed, and I urge your consideration and passage of this much needed measure.

6. **Juvenile Delinquency Prevention and Control Act.** The creation of a commission pursuant to this act will be accomplished as soon as we can obtain information from the Federal Government concerning the guidelines which we will be expected to follow in creating such a commission. It is my hope that this commission and the commission on law enforcement and criminal justice will become statutory during this administration.

7. **Code of Ethics.** The Legislative Study Committee on Ethics will probably introduce a code to solve the problems in this important area. I pledge you my assistance in insuring the success of the recommendations made by that committee.

8. **Uniform Taxation of Motor Vehicles.** Motor vehicles should be taxed uniformly across the state, and I will urge that legislation creating such uniform taxation be passed. This legislation will provide more equitable taxation, a condition rightfully demanded by the taxpayer.

9. **Income Tax Rate Setting.** The State Board of Equalization and Assessment should be eliminated or at least reconstituted. Certainly, it should not be the body which sets the rate for the income tax in our state. I am convinced that the Legislature should be the direct rate-setting body rather than the indirect rate-setting body. I see no purpose served by having another bureaucratic step in the rate-setting process. I urge this body to study this problem and adopt the rate-setting legislation.

10. **Constitutional Review.** Once again, we had a great number of constitutional propositions by the people last November. I see nothing that indicates that the number of propositions will decrease in the future. I strongly urge the Legislature to make provisions for wholesale review and possible revision of our Constitution. I am certain the Constitutional Revision Committee will have recommendations as to how our Constitution can be modernized rather than continuing the piecemeal review and revision method that we now have.

11. **Higher Qualifications for Department Heads.** Qualifications for department heads should be upgraded to prevent any "buddy system" from ever developing in state government. There is no department of this government which can be operated by anyone other than a fully qualified, trained administrator. Operation of state government is too complex to be placed in the hands of someone who has as his only qualification the fact that he helped elect the Governor. Such a qualification system will not only insure continuing smooth operation of the agencies regardless of the change in administration, but will also assure high-quality administration of the agency so that the taxpayer receives full value for his tax dollar.

12. **Re-organization of Soil and Water Conservation Agencies.** Study has begun on the re-organization of state agencies having as their responsibility the administration of soil and water conservation programs. It is my hope that this re-organization can proceed, to be followed by the creation of multi-purpose conservancy districts across the state. This will replace the multitude of special purpose districts that now result in overlapping and duplication of time and effort. I am pleased to note that the leaders in the area of soil and water conservation have moved in that direction, and I pledge my complete co-operation toward that end.

13. **Air Pollution.** While this problem is not as great in Nebraska at the present time, as in other states, it must be dealt with. It is my hope that sufficient strong air pollution laws can be passed during this session to prevent the problems from ever becoming too large.

14. **Vocational Technical School in Omaha.** It is important that our citizens be given every opportunity to help themselves; therefore, a vocational technical school should be constructed in the near north side of Omaha.

15. **Homestead Exemption.** Nebraska citizens overwhelmingly approved a homestead exemption in November, 1968, and the Legislature must proceed to enact the necessary legislation to accomplish this.

16. **Raising the Food Sales Tax Credit.** The Food Sales Tax credit should be increased from $7 per person to $9 per person. Inflation and increasing prices make this mandatory.

17. **State Aid to Education.** The provisions of the State Aid Legislation must be amended to increase the assistance we on the state level can give to local government. Additionally, no provisions have been made so far to give assistance to private colleges and universities, and this is a matter which should be reviewed by the Legislature. We should not forget that these private colleges serve a very important function in our educational system.

18. **State Aid to Cities and Counties.** Our cities and counties are becoming more and more hard-pressed financially. I recommend the Legislature study in depth the constitutional amendment approved by the voters last November which authorized the Legislature to enact laws calling for the consolidation of county offices for two or more counties. Efficient use of tax dollars would dictate that the co-ordination of activities between counties and between city and county would eliminate duplication of effort and utilize to the fullest every public dollar spent at the local government level.

It is not my intent to in any way attempt to overwhelm the Legislature with my recommendations about what they should be doing during this session. It is my responsibility as Governor to suggest to you those ideas and those areas which I feel are in the best interests of the State of Nebraska. I feel very strongly that the points which I have mentioned are the kinds of problems our citizens are demanding solutions to in 1969.

Programs frequently are initiated by the federal government and for the first year or two of their existence are funded primarily by federal dollars. After the program is underway and citizens of the state are accustomed to relying on the program, the federal government frequently withdraws its financial support, leaving a financial obligation, frequently of large size, to be assumed by state taxes. At no time, does the federal government provide any tax funds to meet the financial obligation created by the program.

The alternatives are not easy ones. First, we can refuse to go along with the new federal program, but usually the federal government puts some penalty clause in the program so that failure to adopt the program will result in a loss of federal funds in some other program.

Secondly, we can accept the program as long as it is funded by the federal government and then drop the program after the federal government drops its financial support. To do this, however, would create in many citizens a reliance on services which would have to be eliminated shortly after citizens have become dependent upon the services. We cannot treat our citizens that way.

Thirdly, we can accept the programs and fund them ourselves after federal funding is withdrawn. The problem here is the creation of a steady addition to our state tax burden for programs which might not have received high priority had they not been funded initially primarily by federal funds.

One solution, not listed in these alternatives, would be for the federal government to remove penalty clauses from programs so that the state could opt to adopt a program or not on its own merits, not on the combined merits of it and other programs that might suffer if penalty clauses are revoked.

Secondly, the federal government could simply suggest programs and not fund them, thereby letting the program reach its own priority level among all state programs.

Thirdly, the federal government could continue to fund at the same matching basis any new programs. I do not believe that we should let this matter rest. It is essential that you, as state senators, and I, as Governor, continue to press our congressional delegation and the new administration on these points. Some strides have been taken by the federal government with the concept of block grants embodied in the Omnibus Crime Control Act and similar acts. At the same time, the reluctance of the federal government to release their strings on this money is apparent even in such acts as these when the guidelines are drafted supposedly implementing the block grant idea.

Conclusion

This may be an appropriate time to review briefly the relationship between the legislative and executive branches of state government, since both branches will be in close proximity for the next few months.

Our State Constitution specifically divides the powers of the government into three distinct departments. This, of course, parallels the national government's organization—a structure deliberately and brilliantly designed by 18th century men to prevent governmental tyranny.

You might find some fault with such an organization, if maximum efficiency was the sole yardstick for measurement. American business certainly would not build a corporate structure along lines of fractionated power and split authority. No company with an elected Board of Directors would consent to having the general manager independently elected.

The answer to that, surely, is that we Americans and we Nebraskans find tyranny repugnant. We are willing—and we should be willing—to put up with a modest lack of governmental efficiency for the greater reward of restraining oppressive power, be that power executive or legislative. I suppose the extent to which we tolerate inefficiency is a matter of degree. . . . Certainly, however, this principle should not be confused with the application of competitive business techniques to state government. The employment of high-speed machines, proven administrative control systems and free enterprise management skills is in no way incompatible with the organization of state government. For pointing this out once more, we all owe a very considerable debt to the Little Hoover Commission.

It has been said the legislative branch believes it should become more involved in the administration of state government.

Some people regard the Governor's office as occasionally straying across the constitutional line into policy-making matters, which is your particular function.

Intending no disrespect, it still might be pointed out the Constitution commands Governors of Nebraska to recommend for legislative enactment those measures which the chief executive deems expedient. This gets into the area of policy. The Constitution requires Governors of Nebraska to present a complete itemized budget of the financial requirements of all departments, institutions and agencies of the state for the ensuing biennium.

Here is another venture into the policy field, for appropriations are really priority expressions.

So important did the framers of our Constitution consider the budget recommendations of our governors that you are forbidden to make appropriations in excess of those recommendations, save by an affirmative vote of two-thirds of your membership. The Constitution grants to Governors of Nebraska the power to veto legislative enactments. Another way of putting it is that Nebraska governors have 29 nay votes on any bill—because 30 yae votes must be obtained for an executive veto to be overridden.

The Legislature has constitutional checks upon the power of the executive, beside the unquestioned right to pass legislation over a veto. Not a penny more than is appropriated for any activity of state government may be spent by any person in the executive branch—including the Governor.

Not unless the Legislature consents, may a goodly number of the people appointed by the chief executive serve in office.

So one textbook view of our relationship is that we are everlastingly pitted against each other.

Another view, one which I overwhelmingly prefer and think correct, is that the legislative and executive branches of state government share power and authorities. The two departments are linked as a team, striving toward precisely the same ends, working for exactly the same people.

It is in this co-operative relationship that the legislative and executive branches can achieve the more profound benefits for the citizens. I pledge to you my willingness to co-operate, to listen seriously, to rethink and review our positions in light of new information and previously overlooked concerns.

In making your decisions, whether to turn on the green light or the red light on the board behind me, you perhaps have greater agonies than the executive branch. Nebraska Governors are chosen by a statewide electorate. All of the citizens—including those who voted against you, those who didn't vote, and those who couldn't vote—are the Governor's constituency.

You owe your office to election from a particular district. Still you are not district senators. You are state senators and we honor you. Your constituency on one hand is your district. It also is all of the people of the state. The laws you pass affect all citizens, not those just in your district. Therefore, the senator from a purely urban district cannot ignore the real problems of fellow Nebraskans in the great wheatlands of our state. Likewise, the senator from the ranching country must be sympathetic and understanding of the troubles experienced by metropolitan area citizens and work to ameliorate those troubles.

Beyond what may be found in the Constitution, I think the Governor and members of this Senate have another joint responsibility—a crucial one if our cherished democratic system is to survive. That is to explain government to our constituencies.

The basic decision makers in our society are the **people.** To the extent that the **people** are made aware of governmental problems and issues, some of them terribly technical—to the extent that citizens are truly informed about options—we can look for reasoned judgments. Nebraskans in the past have shown a remarkable capacity to sift chaff from wheat in public life. We trust their native intelligence and wisdom in an age of enormous complexities.

This administration, through the town hall series last year and additional meetings in the future, has tried to establish a broadened state government explanation program. Citizens may not always agree with what we have tried to accomplish, but they have never lacked for response or what we hope has been a rational defense. It is just possible some citizens who had habitually classified state employees as spenders have discovered, to their delight, public servants of dedication, of competence, of integrity.

I would urge that as state senators, you, too, undertake programs of informing citizens about the progress and the problems of our state.

By virtue of your activities, you become exceedingly knowledgeable about the workings of the state. You have an obligation to fairly share this knowledge. If we have problems in our state institutions, in our highway construction operations, in our welfare programs, it is certainly as much the concern of the legislative branch as that of the executive. It is even more emphatically the concern of the citizens, whom we represent.

Upon the base of better public understanding, answers to our common problems may be more safely fashioned.

In the last analysis, surely, there is no overriding purpose to state operation, except simple physical security, than that of service to the people. It is for that end we are in office.

Our shared mission at this time and this place is one of keeping open the opportunities for our men and women, for our sons and our daughters, to live meaningful, satisfying lives in a troubled and often brutal world. This is not a small or mean challenge. Together may we be remembered as seeking to meet that challenge.

Closing Ceremony

Governor Tiemann was escorted from the Chamber.

The Supreme Court Justices were escorted from the Chamber.

The Railway Commissioners and members of the Board of Education were escorted from the Chamber.

Announcement

The President announced there would be a reception in the Governor's Suite immediately upon adjournment for the newly elected officials, all members and wives are invited to attend.

Adjournment

At 3:10 p.m., on a motion by Mr. Clark, the Legislature adjourned until 10:00 a.m., Friday, January 10, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 10, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Everroad presiding.

The prayer was offered by the Chaplain.

Prayer

Eternal God, our ever present guide, in our search for stability of mind, heart, and soul we often assume these qualities can be ours by taking an aspirin, when what is required is radical surgery. We so often look for the easy way, assuming the destination will be reached without effort on our part, and a satisfactory compromise agreed upon without some sacrifice required from us.

Give to us more realism, and keep before us the truth that our output is only commensurate with our intake, and as a man soweth, so also shall he reap.

In our Lord's name, we pray. Amen.

The roll was called and all members were present except Messrs. Batchelder, Bloom, Carpenter, Danner, Duis, Holmquist, Knight, Kremer, Moylan and Nore, who were excused and Mr. Carstens, excused until 10:30 a.m.

Corrections for the Journal

Second Day

Page 23, line 17, delete "discrimination" and insert "discriminations".

Page 43, line 26, delete "77-1230.06, 7-1833" and insert "77-1320.06, 77-1833".

Page 50, line 19, delete "1948" and insert "1943".

Third Day

Page 64, line 21, delete "48th" and insert "46th".

Page 66, line 20, delete "appeal" and insert "repeal".

The Journals for the Second Day and Third Day were approved as corrected.

UNANIMOUS CONSENT—Committee Meetings

Mr. Wallwey asked unanimous consent to have the members of the Public Health and Welfare Committee excused for a short time. No objections. So ordered.

Visitors

Mr. Luedtke introduced Sister Marleen and 50 American Government students from Pius X High School, Lincoln.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who had registered as of January 9, 1969.

Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Hugo F. Srb
Clerk of the Legislature

As of January 9, 1969

Andresen, Keith L., Lincoln, Nebraska New Car Dealers Association
Bahensky, LeRoy, Lincoln, Loup River Public Power District
Berck, Elton L., Lincoln, Farmers Union of Nebraska
Boldry, Verlin D., Lincoln, Nebraska Association for Retarded Children
Bonebright, John A., Lincoln, Nebraska Telephone Association
Bowen, Kenneth L., Lincoln, League of Nebraska Municipalities
Brandt, William B., Unadilla, Nebraska Bankers Association, Inc.
Campbell, Mrs. Anne, Lincoln, Lincoln Public Schools
Campbell, E. R., Lincoln, Townsend Foundation
Chace, Charles E., Lincoln, Nebraska Petroleum Council
Collins, Richard E., Omaha, The Pro-Law Association of Nebraska
Crosier, Donald A., Lincoln, Nebraska Petroleum Council
Diers, Kenneth, Lincoln, League of Nebraska Municipalities
Fellman, Marc M., Omaha, Nebraska Underground Free Press Association
Garey, Robert W., Hastings, Nebraska Veterinary Association, Nebraska Optometric Association, Nebraska Funeral Directors Association
Godding, Richard D., Ithaca, Nebraska Farm Bureau Federation

Heald, Harlan M., Lincoln, Nebraska Hospital Association
Humpal, John E., Omaha, Nebraska State Medical Association
McCoy, Dale E., Ralston, United Transportation Union
McDowell, Allen, Lincoln, Nebraska Lumber Merchants
Moulton, William S., Omaha, Nebraska Consulting Engineers Association
Mount, Stuart C., Lincoln, Nebraska Hospital Association
Murphy, Lawrence E., Lincoln, Nebraska Chiropractic Physicians Association, Inc.
Muscheites, B. F., Lincoln, Nebraska Lumber Merchants
Neff, Kenneth E., Lincoln, Nebraska State Medical Association
Nisley, Richard, Omaha, Nebraska State AFL-CIO
Nelson, Roland G., Mead, Nebraska Farm Bureau Federation
O'Hara, Paul V., Lincoln, Nebraska Catholic Conference
Oltman, Ray, Lincoln, American Legion
Payne, Dale L., Bellevue, Sarpy County Board of Commissioners
Phillips, Charles W., Lincoln, Nebraska Chiropractic Physicians Association, Inc.
Preston, James N., Lincoln, Nebraska Motor Carriers Association
Ruhnke, Arnold, Lincoln, Nebraska Association of County Officials
Sayler, Ray, Omaha, Nebraska Welfare Association
Smith, Leo C., Fairbury, Nebraska State Legislative Board Brotherhood of Locomotive Engineers
Waller, W. P., Hastings, Kansas-Nebraska Natural Gas Co.
Watters, George L., Lincoln, Nebraska Petroleum Marketers, Inc.
White, Richard, Lincoln, Democratic State Central Committee

MOTION—Mailing Bills, Journals and Slip Laws

Mr. Warner moved that the charges for legislative bills and journals, which were recommended by the Executive Board of the Legislative Council and which are shown in the information sheet distributed to the members, be approved for the 80th session; and that the Clerks of the District Court and the County Clerks receive a complete set of bills, amendments, final readings, slip laws, and daily journals (if the same individual serves as both County Clerk and Clerk of the District Court only one set will be forwarded); and that the Law Schools at the University of Nebraska and Creighton University also receive this complete service; and that in Douglas and Lancaster Counties another set shall be provided for each legislative district, with the senator therefrom deciding where it should be placed.

The motion prevailed.

MOTION—Appendix to Laws

Mr. Warner moved that the Clerk of the Legislature be directed to request the Secretary of State to include the laws passed by the

Seventy-Eighth Extraordinary Session and the Seventy-Ninth Extraordinary Session as an appendix to the regular volume to be published containing the laws passed in the present Eightieth Session.

The motion prevailed.

REFERENCE COMMITTEE REPORT

LB	Committee
199	Banking, Commerce and Insurance
200	Revenue
201	Agriculture and Recreation
202	Banking, Commerce and Insurance
203	Labor
204	Judiciary
205	Education
206	Urban Affairs
207	Miscellaneous Subjects
208	Judiciary
209	Public Health and Welfare
210	Education
211	Education
212	Education
213	Urban Affairs
214	Urban Affairs
215	Education
216	Education
217	Government and Military Affairs
218	Public Works
219	Urban Affairs
220	Government and Military Affairs
221	Judiciary
222	Judiciary
223	Urban Affairs
224	Miscellaneous Subjects
225	Government and Military Affairs
LR 1	Revenue

(Signed) John E. Everroad,
Lieutenant Governor

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 4.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 226. By Edward R. Danner, 11th District.

A BILL FOR AN ACT to amend section 48-119, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to shorten the waiting periods for compensation; and to repeal the original section.

LEGISLATIVE BILL 227. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 37-501, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide exceptions to unlawful offenses as prescribed; and to repeal the original section.

LEGISLATIVE BILL 228. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 37-201, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide an exemption for a hunting license as prescribed; and to repeal the original section.

LEGISLATIVE BILL 229. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 37-901, 37-902, and 37-910, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to redefine controlled shooting areas as prescribed; to provide for rules and regulations in such area as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 230. By J. James Waldron, 42nd District.

A BILL FOR AN ACT for submission to the electors of an amend ment to Article VIII, section 2, of the Constitution of Nebraska, relating to exemption of property from taxation; to exempt motor vehicles purchased by paraplegics with funds provided under a program administered by the Veterans' Administration of the United States from taxation; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 231. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 39-727.09, Reissue Revised Statutes of Nebraska, 1943, relating to drunken driving; to reduce the penalty for refusal to submit to chemical test; and to repeal the original section.

LEGISLATIVE BILL 232. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to motor vehicles; to require proof of financial responsibility before any motor vehicle may be registered as prescribed; to require that such financial responsibility be maintained; to provide for the revocation of registrations; to provide for rules and regulations; to make certain acts unlawful; to provide penalties; and to provide an operative date.

LEGISLATIVE BILL 233. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 37-212, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide for the use of fees from the sale of nonresident hunting permits; and to repeal the original section.

LEGISLATIVE BILL 234. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 37-713, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide exemptions for wild bird permits; and to repeal the original section.

LEGISLATIVE BILL 235. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 75-118, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to provide that the State Railway Commission shall fix all necessary rates, charges, and regulations governing and regulating television cables in Nebraska in intrastate commerce; and to repeal the original section.

LEGISLATIVE BILL 236. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 79-427, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the qualifications of voters at district meetings or school elections as prescribed; and to repeal the original section.

LEGISLATIVE BILL 237. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 23-343.38, Reissue Revised Statutes of Nebraska, 1943, relating to hospital districts; to eliminate the provisions for county attorneys to represent the district as prescribed; and to repeal the original section.

LEGISLATIVE BILL 238. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 70-625, Reissue Revised Statutes of Nebraska, 1943, relating to public power and irrigation districts; to prohibit public power districts from competing with private industry in wiring of buildings; and to repeal the original section.

LEGISLATIVE BILL 239. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 66-461 and 66-462, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle fuels; to provide for refund for taxes upon motor vehicle fuel used in school district buses; and to repeal the original sections.

LEGISLATIVE BILL 240. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 70-619, Revised Statutes Supplement, 1967, relating to public power and irrigation districts; to prohibit a person from holding office as a member of the board of directors who will be sixty-five years of age at the beginning of his term of office; and to repeal the original section.

LEGISLATIVE BILL 241. By Rick Budd, 2nd District and Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 79-2002, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to enlarge the purpose of the Nebraska School for the Visually Handicapped as prescribed; and to repeal the original section.

LEGISLATIVE BILL 242. By Rick Budd, 2nd District and Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to schools; to provide for contracting for educational services by the Nebraska School for the Visually Handicapped as prescribed; to provide for attendance of visually handicapped children of an approved program provided by schools as prescribed; and to provide duties for the State Department of Education.

LEGISLATIVE BILL 243. By Sam Klaver, 9th District.

A BILL FOR AN ACT relating to revenue and taxation; to define terms; to provide for an exemption from taxation of certain homesteads as prescribed; to provide duties for the Tax Commissioner, county board of equalization, and county assessor as prescribed; to provide for violations and penalties; and to provide an operative date.

LEGISLATIVE BILL 244. By Elvin Adamson, 43rd District; Leslie Robinson, 36th District; Richard F.

Proud, 12th District; Fern Hubbard Orme, 29th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to establish the Nebraska Constitutional Revision Commission as prescribed.

LEGISLATIVE BILL 245. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend sections 77-207, 77-1718, and 77-1824, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to increase the rate of interest on delinquent taxes as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 246. By W. H. Hasebroock, 18th District; William M. Wylie, 40th District.

A BILL FOR AN ACT relating to banks; to provide that banks may invest in stock in an argicultural credit corporation or livestock loan company, or its affiliate, organized pursuant to the provisions of the laws of the United States; and to declare an emergency.

LEGISLATIVE BILL 247. By Roland A. Luedtke, 28th District; J. James Waldron, 42nd District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 14, of the Constitution of Nebraska, relating to the Legislature; to eliminate the reading of a bill at large before a final vote is taken by the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 248. By W. H. Hasebroock, 18th District; Elmer Wallwey, 17th District; Stanley A. Matzke, 24th District; Robert L. Clark, 47th District and Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 71-2601, Revised Statutes Supplement, 1967, relating to public health; to increase the membership to the State Board of Health as prescribed; to provide that a member of the Nebraska Optometric Association shall be a member of the board; and to repeal the original section.

LEGISLATIVE BILL 249. By William F. Swanson, 27th District; Richard D. Marvel, 33rd District; Donald

Elrod, 35th District; Harold D. Simpson, 46th District; J. James Waldron, 42nd District; Theodore C. Wenzlaff, 32nd District; J. W. Burbach, 19th District; Roland A. Luedtke, 28th District; Bill K. Bloom, 20th District; Stanley A. Matzke, 24th District; Richard F. Proud, 12th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 12-801, Reissue Revised Statutes of Nebraska, 1943, relating to cemeteries; to provide that metal markers provided for war veterans shall not be removed by the trustees of any cemetery; and to repeal the original section.

LEGISLATIVE BILL 250. By William F. Swanson, 27th District; Richard D. Marvel, 33rd District; Donald Elrod, 35th District; Wayne W. Ziebarth, 37th District; Harold D. Simpson, 46th District; J. James Waldron, 42nd District; Roland A. Luedtke, 28th District; Bill K. Bloom, 20th District; Stanley A. Matzke, 24th District; Richard F. Proud, 12th District; Eugene T. Mahoney, 5th District; Theodore C. Wenzlaff, 32nd District and J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 38-414, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and ward; to provide for furnishing the Veterans Administration with records without charge as prescribed; and to repeal the original section.

LEGISLATIVE BILL 251. By Stanley A. Matzke, 24th District and Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 79-501, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the time of the annual meeting; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 252. By William F. Swanson, 27th District; Richard D. Marvel, 33rd District; Donald Elrod, 35th District; Wayne W. Ziebarth, 37th District; Harold D. Simpson, 46th District; J. James Waldron, 42nd District; Roland A. Luedtke, 28th District; Bill K. Bloom, 20th District; Richard F. Proud, 12th District; Eugene T. Mahoney, 5th District; Stanley A. Matzke, 24th District;

Theodore C. Wenzlaff, 32nd District and J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 77-1605, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for eligibility of payment of expenses of last illness and burial where veteran or widow leave no next of kin; and to repeal the original section.

LEGISLATIVE BILL 253. By William F. Swanson, 27th District; Richard D. Marvel, 33rd District; Donald Elrod, 35th District; Harold D. Simpson, 46th District; J. James Waldron, 42nd District; Roland A. Luedtke, 28th District; Theodore C. Wenzlaff, 32nd District; Stanley A. Matzke, 24th District; J. W. Burbach, 19th District; Bill K. Bloom, 20th District; Richard F. Proud, 12th District and Eugene T. Mahoney, 5th District

A BILL FOR AN ACT to amend sections 80-101, 80-102, 80-103, 80-106, and 80-108, Reissue Revised Statutes of Nebraska, 1943, relating to veterans' affairs; to change reference of soldiers' relief commission to county veterans service committee; change date of appointment of committee; to provide qualifications for members of committee; to provide for meetings of the committee; to provide for removal of members of the committee; changes reference of soldiers, sailors, and marines to veterans; to provide legal residence; shall be obligated for burial expenses; and to repeal the original sections.

LEGISLATIVE BILL 254. By William F. Swanson, 27th District; Richard D. Marvel, 33rd District; Wayne W. Ziebarth, 37th District; Donald Elrod, 35th District; Harold D. Simpson, 46th District; Theodore C. Wenzlaff, 32nd District; J. W. Burbach, 19th District; J. James Waldron, 42nd District; Roland A. Luedtke, 28th District; Bill K. Bloom, 20th District; Stanley A. Matzke, 24th District; Richard F. Proud, 12th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to revenue and taxation; to exempt the sales tax on motor vehicles purchased by veterans as prescribed; and to repeal the original section.

LEGISLATIVE BILL 255. By William F. Swanson, 27th District; Richard D. Marvel, 33rd District; Donald Elrod, 35th District; Wayne W. Ziebarth, 37th District; Harold D. Simpson, 46th District; J. James Waldron, 42nd District; Roland A. Luedtke, 28th District; J. W. Burbach, 19th District; Bill K. Bloom, 20th District; Stanley A. Matzke, 24th District; Richard F. Proud, 12th District; Theodore C. Wenzlaff, 32nd District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 77-1240.01, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to exempt tax and fees on motor vehicles during the period such motor vehicle is owned by a disabled veteran as prescribed; and to repeal the original section.

LEGISLATIVE BILL 256. By William F. Swanson, 27th District; Richard D. Marvel, 33rd District; Donald Elrod, 35th District; Wayne W. Ziebarth, 37th District; Harold D. Simpson, 46th District; J. James Waldron, 42nd District; Roland A. Luedtke, 28th District; Bill K. Bloom, 20th District; Stanley A. Matzke, 24th District; Richard F. Proud, 12th District; Eugene T. Mahoney, 5th District and Theodore C. Wenzlaff, 32nd District.

A BILL FOR AN ACT to amend section 77-27,123, Revised Statutes Supplement, 1967, relating to revenue and taxation; to exempt the payment of income tax by Nebraskans while in the armed forces as prescribed; and to repeal the original section.

LEGISLATIVE BILL 257. By Henry F. Pedersen, Jr. 4th District.

A BILL FOR AN ACT to appropriate fifteen hundred dollars to aid in defraying the expenses of the Commission on Judicial Qualifications for the biennium ending June 30, 1969; and to declare an emergency.

LEGISLATIVE BILL 258. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to civil practice; to provide when a written statement may be used against the person making the statement.

Members Excused

Messrs. Adamson, Waldron, Whitney and Klaver asked unanimous consent to be excused for Monday, January 13, 1969. No objections. So ordered.

Adjournment

At 10:40 a.m., on a motion by Mr. Wylie, the Legislature adjourned until 9:30 a.m., Monday, January 13, 1969.

Hugo F. Srb
Clerk of the Legislature

FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 13, 1969

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, Thou who dost ever go before us, even when we refuse to follow, may we have something of the zest for life of the Psalmist, who each day could say, "This is the day that the Lord hath made; let us rejoice and be glad in it." May the things that are noble and excellent in life be real to us. We confess too often we live in the shadows and are seeking escape through technicalities, and thus miss the breadth and the glory and the joy of living.

May our basic resolve and faith be so steadfast that we can face the issues of life straightforward, and not, through fear and inadequacy, resort to dodging the decisions before us.

We pray in our Lord's name. Amen.

The roll was called and all members were present except Messrs. Adamson, Carpenter, Holmquist, Klaver, Moulton, Nore, Pedersen, Syas, Waldo, Waldron and Miss Reynolds, who were excused.

Corrections for the Journal

Page 93, line 19, delete "37-901" and insert "37-910".

The Journal for the Fourth Day was approved as corrected.

Member's Birthday

Mr. Wylie announced that today is Lt. Governor Everroad's birthday. The members sang Happy Birthday to him.

UNANIMOUS CONSENT—Excuse Committee

Mr. Harsh asked unanimous consent to have the members of the Education Committee (Harsh, Ziebarth, Keyes, Kennedy, Wenzlaff, Pedersen and Nore) excused Monday, January 20, 1969 to visit the Omaha school system. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 20	Monday, January 20, 1969	2:00 p.m.
LB 21	Monday, January 20, 1969	2:00 p.m.
LB 26	Monday, January 20, 1969	2:00 p.m.
LB 27	Monday, January 20, 1969	2:00 p.m.
LB 28	Monday, January 20, 1969	2:00 p.m.
LB 29	Monday, January 20, 1969	2:00 p.m.
LB 30	Monday, January 20, 1969	2:00 p.m.
LB 31	Monday, January 20, 1969	2:00 p.m.
LB 39	Wednesday, January 22, 1969	2:00 p.m.
LB 40	Wednesday, January 22, 1969	2:00 p.m.
LB 41	Wednesday, January 22, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

Judiciary

LB 92	Monday, January 20, 1969	2:00 p.m.
LB 68	Monday, January 20, 1969	2:00 p.m.
LB 160	Monday, January 20, 1969	2:00 p.m.
LB 169	Monday, January 20, 1969	2:00 p.m.
LB 8	Tuesday, January 21, 1969	2:00 p.m.
LB 16	Tuesday, January 21, 1969	2:00 p.m.
LB 165	Tuesday, January 21, 1969	2:00 p.m.
LB 166	Tuesday, January 21, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
226	Labor
227	Agriculture and Recreation
228	Agriculture and Recreation
229	Agriculture and Recreation
230	Public Works
231	Judiciary
232	Banking, Commerce and Insurance
233	Agriculture and Recreation
234	Agriculture and Recreation

235	Government and Military Affairs
236	Education
237	Judiciary
238	Public Works
239	Revenue
240	Public Works
241	Education
242	Education
243	Revenue
244	Government and Military Affairs
245	Revenue
246	Banking, Commerce and Insurance
247	Government and Military Affairs
248	Public Health and Welfare
249	Judiciary
250	Miscellaneous Subjects
251	Education
252	Miscellaneous Subjects
253	Miscellaneous Subjects
254	Revenue
255	Revenue
256	Revenue
257	Budget
258	Judiciary

(Signed) John E. Everroad
Lieutenant Governor

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 259. By William F. Swanson, 27th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to elections; to provide for printing on the ballot a statement of the effect of a vote for and a vote against any proposal on the ballot whether submitted by the Legislature or as the result of an initiative or referendum petition.

LEGISLATIVE BILL 260. By William F. Swanson, 27th District; Jerome Warner, 25th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 23-1114.07, Revised Statutes Supplement, 1967, relating to counties; to increase the salary of members of the county board in certain counties; to provide when such increase shall become effective; and to repeal the original section.

LEGISLATIVE BILL 261. By William F. Swanson, 27th District; Richard D. Marvel, 33rd District; Donald Elrod, 35th District; Theodore C. Wenzlaff, 32nd District; Harold D. Simpson, 46th District; J. James Waldron, 42nd District; J. W. Burbach, 19th District; Roland A. Luedtke, 28th District; Bill K. Bloom, 20th District; Stanley A. Matzke, 24th District; Richard F. Proud, 12th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend sections 80-401.02, 80-401.04, 80-401.09, and 80-407, Reissue Revised Statutes of Nebraska, 1943, and sections 80-401.01, 80-401.03, 80-401.06, 80-403, and 80-410, Revised Statutes Supplement, 1967, relating to veterans' affairs; to include Vietnam War veterans to eligible recognized veterans; to correct dates of eligibility to veterans of Spanish-American War; removes salary limitation for Director of Veterans' Affairs; to increase the powers of Director of Veterans' Affairs; to change relief for veterans to benefits; to increase powers of Department of Veterans' Affairs; to change qualifications for members of Veterans' Advisory Commission; to provide for audits and meetings; to harmonize the reference to wars; to change eligibility requirements for benefits; and to repeal the original sections.

LEGISLATIVE BILL 262. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 44-319.03, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for requirements for organization of domestic assessment association; to provide for requirements for admittance of foreign assessment association; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 263. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 44-710.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for coverage of certain dependent children as prescribed; to provide for policy return and premium refund; and to repeal the original section.

LEGISLATIVE BILL 264. By Florence B. Reynolds, 14th District and Sam Klaver, 9th District.

A BILL FOR AN ACT to amend section 14-539, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide the depth to which property may be assessed, for improvements as prescribed; and to repeal the original section.

LEGISLATIVE BILL 265. By Florence B. Reynolds, 14th District and Sam Klaver, 9th District.

A BILL FOR AN ACT to amend sections 14-385, 14-386, 14-387, 14-392, and 14-3,100, Reissue Revised Statutes of Nebraska, 1943, and sections 14-391, 14-3,102, and 14-3,127, Revised Statutes Supplement, 1967, relating to cities of the metropolitan class; to provide the authority for paving, grading, curbing, guttering, surfacing, resurfacing, and improving streets, alleys, major traffic streets, connecting links, controlled access facilities, main thoroughfares, highways, boulevards, and construction of malls; to provide the manner, methods, and procedures for creating improvement districts and the requirements therefor; to provide for levying special assessments; to provide for grading and changing grades; to provide methods for assessing damages and paying awards; to provide for construction and repair of sidewalks and for vacating streets; to provide for notices and the publication thereof; to provide for protests; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 266. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to real property; to define a construction mortgage; and to provide that no stay of execution shall be granted on decree for sale of premises mortgaged under a construction mortgage.

LEGISLATIVE BILL 267. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 21-20,105, Revised Statutes Supplement, 1967, relating to corporations; to define activities of a foreign corporation which do not contitute exercising its franchise or doing business in this state; to provide exceptions; and to repeal the original section.

LEGISLATIVE BILL 268. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to the State Real Estate Commission; to authorize actions for failing to comply with the provisions of section 81-875.01, Revised Statutes Supplement, 1967, as prescribed; to provide duties for the State Real Estate Commission and the Attorney General; to provide for a receiver and special council; to provide for fees and costs; and to declare an emergency.

LEGISLATIVE BILL 269. By William F. Swanson, 27th District; Roland A. Luedtke, 28th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 15-603 and 18-301, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to further provide what is personal interest of city officials in any contract as prescribed; and to repeal the original sections and also sections 16-502 and 17-611, Reissue Revised Statutes of Nebraska, 1943, and section 15-845, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 270. By William F. Swanson, 27th District; Roland A. Luedtke, 28th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 74-608, Reissue Revised Statutes of Nebraska, 1943, relating to railroads; to provide for removal of vegetation within a railroad right-of-way as prescribed; and to repeal the original section.

LEGISLATIVE BILL 271. By William F. Swanson, 27th District; Roland A. Luedtke, 28th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 15-228, 15-701, 15-717, and 15-718, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to provide for creation of special assessment districts as prescribed; to harmonize the provisions with home rule charter; to clarify the meaning thereof; to provide for grades as prescribed; to repeal the original sections, and also sections 15-710, 15-711, 15-712, and 15-719, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 272. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to motor vehicles; to provide for actions against and for the service of process upon manufacturers and distributors of motor vehicles, motorcycles, or trailers who are nonresidents of this state as prescribed; to provide for attorney fees; and to provide for a validity clause.

LEGISLATIVE BILL 273. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 60-1401, 60-1404, 60-1408, 60-1412, 60-1413, and 60-1414, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to redefine terms; to provide for an executive secretary; to provide conditions for refusing, revoking or suspending of licenses of dealers as prescribed; to provide for fees; and to repeal the original sections.

LEGISLATIVE BILL 274. By Bill K. Bloom, 20th District; Eugene T. Mahoney, 5th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 48-120, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to authorize an employee to select his own physician or surgeon as prescribed; and to repeal the original section.

LEGISLATIVE BILL 275. By Leslie Robinson, 36th District; Elmer Wallwey, 17th District; Leslie A. Stull, 49th District and Irving F. Wiltse, 1st District.

A BILL FOR AN ACT to amend sections 85-301, 85-302, 85-304, 85-306, 85-308, 85-310, 85-312, 85-314, 85-315, 85-316, 85-317, 85-317.01, 85-318, 85-319, 85-401, 85-402, and 85-403, Reissue Revised Statutes of Nebraska, 1943, and sections 85-195, 85-307, and 85-320, Revised Statutes Supplement, 1967, relating to State Normal Schools; to change the name of the State Normal Schools as prescribed; to change the name of the Board of Education of State Normal Schools; and to repeal the original sections.

LEGISLATIVE BILL 276. By Leslie Robinson, 36th District; Elvin Adamson, 43rd District; J. W. Burbach, 19th District and Rick Budd, 2nd District.

A BILL FOR AN ACT relating to rural and suburban fire protection districts; to fix the rate of compensation and mileage allowance for members of the board of directors of a rural and suburban fire protection district as prescribed.

LEGISLATIVE BILL 277. By Leslie Robinson, 36th District; Elvin Adamson, 43rd District; J. W. Burbach, 19th District and Rick Budd, 2nd District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide for the exemption of sales and use taxes imposed upon purchases by a rural and suburban fire protection district as prescribed; and to repeal the original section.

LEGISLATIVE BILL 278. By Leslie Robinson, 36th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 53-183, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide that a check, draft, or assignment of funds shall be considered an extension of credit; and to repeal the original section.

LEGISLATIVE BILL 279. By Leslie Robinson, 36th District.

A BILL FOR AN ACT relating to highways; to provide for automatic signals and gates at all railroad crossings where the railroad crosses state or federal highways as prescribed; to provide for a failure to install such signals and gates.

LEGISLATIVE BILL 280. By Leslie Robinson, 36th District; John E. Knight, 26th District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 79-2204 and 79-2207, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the board of an educational service unit shall appoint one of its members as treasurer of the educational service unit; to provide the duties and bond for the treasurer; and to repeal the original sections.

LEGISLATIVE BILL 281. By Leslie Robinson, 36th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT relating to state administrative departments; to authorize the Department of Public Institutions to sell certain land in Buffalo County, Nebraska, as prescribed; to provide for the disbursement of the proceeds of the sale of such land; and to declare an emergency.

LEGISLATIVE BILL 282. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 60-114, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate the requirements for showing the amount of the lien on a certificate of title; and to repeal the original section.

LEGISLATIVE BILL 283. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 21-1904, Reissue Revised Statutes of Nebraska, 1943, and section 21-1980, Revised Statutes Supplement, 1967, relating to nonprofit corporations; to provide for powers of the corporation with regard to the corporation's authority to indemnify its directors; to provide for publication of notices and to validate the acts of corporations which have not timely complied with the publication requirements provided they subsequently publish for the required time; and to repeal the original sections.

LEGISLATIVE BILL 284. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 21-2004, 21-2021, 21-2024, 21-2036, 21-2051, 21-2074, and 21-20,125, Revised Statutes Supplement, 1967, relating to business corporations; to provide for powers of the corporation with regard to the corporation's authority to indemnify its directors; to provide for the determination of reasonableness of charges and expenses of organization of the corporation without rendering its shares assessable or not fully paid; to provide for liability of subscribers and shareholders and to clarify provisions thereof; to provide for the number and term of directors and the determination of shareholders for purposes of the first meeting of shareholders; to provide for the number, qualification and authority of incorporators, and amendment of the articles of incorporation by incorporators; to provide for merger of a subsidiary corporation if the parent corporation owns ninety per cent of the shares of the subsidiary corporation; to provide for publication of notices and to validate the acts of corporations which have not timely complied with the publication requirements provided they subsequently publish for the required time; and to repeal the original sections.

LEGISLATIVE BILL 285. By Elmer Wallwey, 17th District; William M. Wylie, 40th District and Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 83-474, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to change a term and clarify procedure; and to repeal the original section.

LEGISLATIVE BILL 286. By Elmer Wallwey, 17th District; William M. Wylie, 40th District and Donald Elrod, 35th District.

A BILL FOR AN ACT relating to state institutions; to define terms; to provide that patients and their relatives shall be liable for the cost of care, support, maintenance, and treatment as prescribed; to provide for the determination of costs; to provide duties for the Department of Public Institutions, county boards of public welfare, and the Attorney General; to provide for hearings and appeals; to amend sections 83-227.01, 83-227.02, 83-322.01, 83-342, and 83-350, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections and also sections 83-329, 83-329.01, 83-329.02, 83-329.03, 83-329.04, 83-345, 83-347, and 83-352.01, Reissue Revised Statutes of Nebraska, 1943, and sections 83-224, 83-225, 83-226, 83-227, and 83-352, Revised Statutes Supplement, 1967; to provide when this act shall become operative; and to declare an emergency.

LEGISLATIVE BILL 287. By William F. Swanson, 27th District; Eugene T. Mahoney, 5th District; Bill K. Bloom, 20th District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 80-401.05, Reissue Revised Statutes of Nebraska, 1943, relating to veterans' affairs; to provide for issuance of a high school certificate of equivalency to veterans as prescribed; and to repeal the original section.

Member Excused

Mr. Budd asked unanimous consent to be excused tomorrow. No objections. So ordered.

Adjournment

At 9:59 a.m., on a motion by Mr. Elrod, the Legislature adjourned until 10:00 a.m., Tuesday, January 14, 1969.

Hugo F. Srb
Clerk of the Legislature

SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 14, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

God our Father, Thou who dost hear us, not because of our inadequate words, but for our real need;

Thou hast given us the assurance that there are a few constant things in life. Thy love never changes; Thy compassion is the same yesterday, today and forever. We so often worry about the things that do not really matter and forget completely the things of eternal significance.

Help us to be relevant to the times in which we are living. Give us a large point of reference, so that we may make our decisions, not from the perspective of a second hand, but of a sun dial.

In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Budd, Carpenter, Keyes, Knight, Moulton, Pedersen, Syas and Miss Reynolds, who were excused.

The Journal for the Fifth Day was approved.

Members Excused

Mr. Swanson asked unanimous consent to be excused this afternoon and tomorrow morning. No objections. So ordered.

Mr. Johnson asked unanimous consent to be excused tomorrow morning. No objections. So ordered.

Announcements

Mr. Proud announced that Speaker Warner will speak on the functions of the Legislative Council in the West Senate Lounge during recess this morning.

Speaker Warner announced that transportation would be available for those attending the luncheon of the Agricultural Advisory Council today.

Visitors

Mr. Simpson introduced 52 fifth graders from Belmont School, Lincoln, and their teachers, Mrs. Ruth Boehmer and Mrs. Audrey Spearman.

Mr. Swanson introduced 30 pupils from Sacred Heart School, Lincoln, and their teacher, Mr. Snyder.

STANDING COMMITTEE REPORTS

Officers Elected

Judiciary

Vice Chairman	Roland A. Luedtke
Secretary	Leslie A. Stull

(Signed) Fred W. Carstens, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
259	Government and Military Affairs
260	Salaries and Claims
261	Miscellaneous Subjects
262	Banking, Commerce and Insurance
263	Banking, Commerce and Insurance
264	Urban Affairs
265	Urban Affairs
266	Judiciary
267	Judiciary
268	Judiciary
269	Government and Military Affairs
270	Public Works
271	Urban Affairs
272	Public Works
273	Public Works
274	Labor
275	Education

276	Miscellaneous Subjects
277	Revenue
278	Miscellaneous Subjects
279	Public Works
280	Education
281	Government and Military Affairs
282	Public Works
283	Judiciary
284	Judiciary
285	Public Health and Welfare
286	Public Health and Welfare
287	Education

(Signed) John E. Everroad
Lieutenant Governor

UNANIMOUS CONSENT—Add Co-introducers

Mr. Waldo asked unanimous consent to add the names of Messrs. Johnson and Schmit to LB 162. No objections. So ordered.

Mr. Robinson asked unanimous consent to add the name of Mr. Wylie to LB 279. No objections. So ordered.

Member Excused

Mr. Waldron asked unanimous consent to be excused tomorrow. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 288. By Rick Budd, 2nd District.

A BILL FOR AN ACT to amend sections 19-405, 19-406, 19-408, 19-409, and 19-410, Reissue Revised Statutes of Nebraska, 1943, and section 19-415, Revised Statutes Supplement, 1967, relating to the commissioner form of government; to provide for election of councilmen for specific positions; and to repeal the original sections.

LEGISLATIVE BILL 289. By Willard H. Waldo, 31st District and Irving F. Wiltse, 1st District.

A BILL FOR AN ACT to amend sections 25-1556 and 30-103, Reissue Revised Statutes of Nebraska, 1943, relating to exemption of property; to remove certain property from exemption of execution as prescribed; to change the distribution of a deceased person as to exempt property; and to repeal the original sections.

LEGISLATIVE BILL 290. By Willard H. Waldo, 31st District; Maurice A. Kremer, 34th District and Irving F. Wiltse, 1st District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 2, of the Constitution of Nebraska, relating to revenue; to provide that the Legislature may classify personal property in such manner as it sees fit and may exempt any of such classes or may exempt all personal property from taxation; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 291. By Ellen E. Craft, 45th District.

A BILL FOR AN ACT to amend section 16-6,100, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to change the powers of the mayor and council of cities of the first class to issue negotiable bonds or otherwise for construction of public buildings as prescribed; to change the percentage of voters required for issuing bonds; and to repeal the original section.

LEGISLATIVE BILL 292. By Ellen E. Craft, 45th District.

A BILL FOR AN ACT to amend section 53-122, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to require a cash bond for election costs; to limit the frequency of elections; and to repeal the original section.

LEGISLATIVE BILL 293. By Ellen E. Craft, 45th District.

A BILL FOR AN ACT relating to highways; to prohibit the planting of trees within the right-of-way of the National System of Defense and Interstate Highways.

LEGISLATIVE BILL 294. By Ellen E. Craft, 45th District.

A BILL FOR AN ACT to amend section 37-214.03, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to extend provisions for exemption from hunting and fishing permits to additional veterans; and to repeal the original section.

LEGISLATIVE BILL 295. By Fred W. Carstens, 30th District and Leslie Robinson, 36th District.

A BILL FOR AN ACT to amend section 33-107, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase the compensation of bailiffs in counties having a population of not more than sixty thousand inhabitants as prescribed; to provide when such increase shall become operative; and to repeal the original section.

LEGISLATIVE BILL 296. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 77-1754, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the time county treasurers shall remit funds to the State Treasurer; and to repeal the original section.

LEGISLATIVE BILL 297. By Elvin Adamson, 43rd District and Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 60-305.01, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that when a nonresident person is present in the state his motor vehicle shall be registered in this state; and to repeal the original section.

LEGISLATIVE BILL 298. By Elvin Adamson, 43rd District and Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 77-1202, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide where certain motor vehicles shall be taxed as prescribed; and to repeal the original section.

LEGISLATIVE BILL 299. By Donald Elrod, 35th District.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful to leave children in motor vehicles as prescribed; and to provide a penalty.

LEGISLATIVE BILL 300. By Edward R. Danner, 11th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to release any lien arising out of aid to the aged, blind, or disabled; and to repeal sections 68-215.01, 68-215.02, 68-215.03, 68-215.05, 68-215.06, 68-215.07, 68-215.10, 68-215.11, 68-215.12, 68-215.13, and 68-218, Reissue Revised Statutes of Nebraska, 1943, and section 68-215.08, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 301. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 19-1008 and 19-1010, Reissue Revised Statutes of Nebraska, 1943, relating to the powers of housing authorities for cities of the primary, first class and second class, and villages; to provide for the purchase from the federal government by a housing authority of a city having more than one hundred fifty thousand inhabitants of real property which is not low-income housing at time of acquisition; to provide certain conditions for the renting of such property as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 302. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 83-337, Revised Statutes Supplement, 1967, relating to mental health; to change the method for compensating physicians for examinations made at the direction of county boards of mental health; and to repeal the original section.

LEGISLATIVE BILL 303. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to provide for the payment of compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies, the payments as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, and other incidental expenses incurred during the Eightieth Session, Nebraska State Legislature, and for the ad interim activities of the Eightieth Session of the Legislature; to appropriate the sum of four hundred eighty-seven thousand five hundred dollars, therefor; and to declare an emergency.

LEGISLATIVE BILL 304. By W. H. Hasebroock, 18th District and
Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend section 8-140, Revised Statutes Supplement, 1967, relating to banks, to provide that banks may make loans to officers or employees as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 305. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 60-411, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle operator's licenses; to provide an exception; and to repeal the original section.

LEGISLATIVE BILL 306. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 23-1114.02, 23-1114.03, 23-1114.04, 23-1114.05, and 23-1114.06, Revised Statutes Supplement, 1967, relating to counties; to provide a minimum salary for sheriffs in Class 1, 2, 3, 4, and 5 counties as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 307. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to cities of the first and second class; and to provide a minimum salary for policemen as prescribed.

LEGISLATIVE BILL 308. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to frozen food; to define terms; to require notice, as prescribed, when frozen food is sold or offered for sale; to provide for powers and duties; to provide for rules and regulations; to provide for enforcement; and to provide penalties.

Visitor

Speaker Warner introduced Mr. Dave Sterling from the Rocky Mountain National Park, Colorado, a traveling ambassador for the National Park Systems. Mr. Sterling addressed the members briefly.

Ease

The Legislature was at ease from 10:30 a.m. until 11:00 a.m.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 309. By Sam Klaver, 9th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XI of the Constitution of Nebraska, relating to municipal corporations; to provide for the merger of Douglas County and all municipalities, except Boys Town, therein into a single governmental unit; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 310. By Roland A. Luedtke, 28th District; William F. Swanson, 27th District; Fern Hubbard Orme, 29th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 19-1201, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages; to authorize all cities and villages to abate nuisances; and to repeal the original section.

LEGISLATIVE BILL 311. By Roland A. Luedtke, 28th District; William F. Swanson, 27th District; Fern

Hubbard Orme, 29th District and Harold
D. Simpson, 46th District.

A BILL FOR AN ACT relating to cities of the primary class; to provide procedure for an appeal from a decision of the board of equalization, the city council, or any officer, department, or board of a city of the primary class.

Announcement

Mr. Mahoney reminded the members of the Luncheon today at the Cornhusker Hotel Ballroom with the Nebraska Association of Housing Authorities.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 158	Tuesday, January 21, 1969	2:00 p.m.
LB 200	Tuesday, January 21, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

Adjournment

At 11:04 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 10:00 a.m., Wednesday, January 15, 1969.

Hugo F. Srb
Clerk of the Legislature

SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 15, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, our Father, may we not grow lax because of the many evidences of affluence which surround us. May we ever have the spirit of our forefathers who braved the wilderness and survived the rigors of a new land battling for survival against the elements. Teach us the benefits of adversity. May we constantly live with gratitude that Thou hast not put us into a finished world, but one where we may cooperate with Thee in building a better society for ourselves and those who shall come after us.

We pray in our Lord's name. Amen.

The roll was called and all members were present except Messrs. Carpenter, Johnson, Knight, Moulton, Pedersen, Syas and Waldron who were excused.

Corrections for the Journal

Page 113, line 32, insert the name "Irving" after the word "and".

The Journal for the Sixth Day was approved as corrected.

Members Excused

Messrs. Batchelder and Hasebroock asked unanimous consent to be excused for Friday, Monday and Tuesday (January 17, 20 and 21). No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused for tomorrow and Friday. No objections. So ordered.

Invitation

Mr. Luedtke invited all members to attend the Recognition Dinner, February 12, 1969, by the Lutheran Churches of Lincoln, honoring all State Officials.

Visitor

Mr. Kremer introduced Mr. Walter Miller, a member of the House of Representatives of South Dakota.

Communications

Acknowledged receipt of telegram from U.S. Senators Roman L. Hruska and Carl T. Curtis regarding President Johnson's Fiscal 1970 budget recommendations for construction of 345 KV Transmission line.

NOTICE OF COMMITTEE HEARINGS

Education

LB 1	Wednesday, January 22, 1969	2:00 p.m.
LB 91	Wednesday, January 22, 1969	2:00 p.m.
LB 94	Wednesday, January 22, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

UNANIMOUS CONSENT—Add Co-introducers

Mr. Klaver asked unanimous consent to add the names of Messrs. Mahoney and Skarda to LB 309. No objections. So ordered.

Mr. Waldo asked unanimous consent to add the name of Mr. Holmquist to LB 290. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
288	Government and Military Affairs
289	Revenue
290	Revenue
291	Urban Affairs
292	Miscellaneous Subjects
293	Public Works
294	Agriculture and Recreation
295	Salaries and Claims
296	Government and Military Affairs
297	Public Works
298	Public Works
299	Judiciary

300	Public Health and Welfare
301	Urban Affairs
302	Public Health and Welfare
303	Budget
304	Banking, Commerce and Insurance
305	Public Works
306	Salaries and Claims
307	Salaries and Claims
308	Agriculture and Recreation
309	Government and Military Affairs
310	Urban Affairs
311	Urban Afairs

(Signed) John E. Everroad
Lieutenant Governor

MOTION—Suspend Rules

Mr. Marvel moved to suspend the Rules and place LB 303 on General File without a public hearing.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

LB 303 was placed on General File.

RESOLUTIONS

LEGISLATIVE RESOLUTION 5. Re: Legislature Accept Bust of Christopher Columbus

Introduced by William R. Skarda, Jr., 7th District; Sam Klaver, 9th District and Eugene T. Mahoney, 5th District.

WHEREAS, Christopher Columbus has been declared the discoverer of America; and

WHEREAS, Nebraska observes October 12 of each year in commemoration of the landing of Columbus in the Bahamas in the year 1492; and

WHEREAS, the Order of Sons of Italy have offered to donate to the State of Nebraska a bust of this distinguished person, provided said bust is placed permanently in a suitable place in the Nebraska State Capitol.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That this Legislature accept the bust of Christopher Columbus and it be permanently placed in one of the niches in the corridors of the State Capitol.

LEGISLATIVE RESOLUTION 6. Re: Lack of Available Timber Supply

Introduced by C. W. Holmquist, 16th District.

WHEREAS, the lack of available timber supply to meet the increased demand for lumber materials has resulted in a rapid and excessive rise in the cost of these commodities; and

WHEREAS, these price increases add pressure to the inflationary tendencies of the economy, with the impact on the housing industry is causing great concern, being estimated that the increases in lumber costs alone in the last year have added eight hundred dollars to the cost of the average single family house, which not only jeopardizes the goals of the Housing and Urban Development Act of 1968 but also threatens the entire housing and construction industry; and

WHEREAS, the export of logs to Japan and the demand for housing in the United States has outstripped the available timber supply, with the future holding greater demand on our timber resources, the 1970 housing demands for lumber expected to be twenty per cent greater than today, and 1971 to 1978 housing demands expected to increase the need for lumber materials thirty to forty per cent, which is six to seven billion board feet of logs in excess of today; and

WHEREAS, the Nebraska lumber dealers and surely the lumber dealers of the nation have abiding interest in keeping filled the nation's housing and construction needs, to accomplish which the availability of lumber must be increased and prices must be kept as low as possible; and

WHEREAS, it is obvious that the timber supply must be increased to meet these demands; and

WHEREAS, sixty-five per cent of all commercial softwoods is on federal lands.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Congress of the United States is urged to take necessary action to:

1. Relieve the supply pressure by modifying federal land management policy to allow larger yields from federally-owned commercial forestland.

2. Review the long standing methods of selling timber from federal lands and the system of federal timber appraisals.

3. Thoroughly reexamine the current policies governing forestland uses. Cutting practices must be reevaluated in light of new growth potentials and timber should be improved by such steps as earmarking the money received from the government for its timber for reinvestment in intensive management on federal forestlands.

4. That a copy of this resolution, suitably engrossed, be sent to each member of the Nebraska delegation in the Congress of the United States.

Visitor

Mr. Nore introduced Mr. Ellsworth Reeves, Central City, Nebraska.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 312. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 29-1804, Revised Statutes Supplement, 1967, relating to criminal procedure; to change duties for the public defender; to provide penalties; to restrict the public defender from private practice as prescribed; and to repeal the original section.

LEGISLATIVE BILL 313. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 21-2013, Revised Statutes Supplement, 1967, relating to corporations; to change the manner of service upon the president of a corporation as prescribed; and to repeal the original section.

LEGISLATIVE BILL 314. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to revenue and taxation; to provide for appointment of referees by the county board of equalization in certain counties as prescribed; to provide for hearings; and to provide for duties of the referees.

LEGISLATIVE BILL 315. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 83-424, Reissue Revised Statutes of Nebraska, 1943, relating to correctional and penal institutions; to increase the fees of each assistant or guard transporting convicts to the Nebraska Penal and Correctional Complex as prescribed; and to repeal the original section.

LEGISLATIVE BILL 316. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 77-1615.01, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the type of equipment and records for electronic data processing equipment in the assessment of property and the levy and collection of taxes and special assessments; and to repeal the original section.

LEGISLATIVE BILL 317. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 33-126.05, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to change the general fees of the county judge as prescribed; and to repeal the original section.

LEGISLATIVE BILL 318. By Elvin Adamson, 43rd District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 77-1701, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to authorize the county board to mail or deliver statement of taxes; to provide that a failure to receive statement shall not relieve taxpayer from liability for taxes and penalties as prescribed; and to repeal the original section.

LEGISLATIVE BILL 319. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to repeal section 23-1114.09, Revised Statutes Supplement, 1967, relating to county officers.

LEGISLATIVE BILL 320. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to provide for the payment of the salaries of members of the Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6 and Chapter 84, article 13, Reissue Revised Statutes of Nebraska, 1943, for a period of two years commencing the first Tuesday in January, 1969; to appropriate the sum of five hundred five thousand two hundred sixty-four dollars therefor; and to declare an emergency.

LEGISLATIVE BILL 321. By Willard H. Waldo, 31st District; Wayne W. Ziebarth, 37th District and Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend section 54-1602, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to provide that SPF swine may be credited by any legal entity or organization designated by the University of Nebraska, College of Agriculture and Home Economics; and to repeal the original section.

LEGISLATIVE BILL 322. By Willard H. Waldo, 31st District and Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 60-1603, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to require evidence of ownership for registration of cabin trailers; and to repeal the original section.

Speaker Warner Presiding

GENERAL FILE

Mr. Wylie asked unanimous consent to waive the reading of the bills on General File and allow the introducer to explain them. No objections. So ordered.

LEGISLATIVE BILL 101. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 102. Reading waived. Explained.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 103. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 104. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 105. Reading waived. Explained.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 106. Reading waived. Explained.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 107. Reading waived. Explained.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 108. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

Mr. Adamson Presiding

LEGISLATIVE BILL 109. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 110. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 111. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 112. Laid over at the request of Mr. Carstens.

LEGISLATIVE BILL 113. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 114. Reading waived. Explained.

Mr. Carstens offered the following amendment which was adopted:

1. Amend Legislative Bill 114 by adding a new section to be known as section 3 and to read as follows:

"Sec. 3. That section 32-538, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-538. If, after a primary election, there shall be a vacancy on the ballot for members of the Legislature through any cause whatever, the man polling the third highest in the primary shall be the candidate and if two vacancies exist then the third and fourth highest in the primary shall be the candidates. If there were no third and fourth highest in the primary, then candidates may file by petition, by securing signatures of ten per cent of the legal voters voting for Governor within the legislative district at the preceding election. If more persons file than there are places vacant, the candidates shall be chosen by drawing for place. Any such petition must be filed with the Secretary of State not less than sixty days prior to the General election. The petition must show the name and address of the candidate, the office to be filled, and the names and addresses of the signers, the truth of which must be shown by the circulator or circulators thereof by affidavit filed with such petition. Accompanying such petition shall be a receipt for ~~ten dollars~~ *the filing fee as prescribed in section 32-513* from the county treasurer of the county in which the candidate resides. A vacancy shall be deemed to exist whenever any person shall cease for any reason to be a candidate for the office of member of the Legislature for which he was nominated in the primary or when no person was nominated for such office in the primary."

2. Amend original section 3 by striking line 1 and inserting "Sec. 4. That original sections 32-101, 32-4,103, and 32-538,".

3. Amend the title of the bill line 2 by striking "and 32-4,103" and inserting "32-4,103, and 32-538".

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 115. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 116. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 117. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 118. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 119. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 120. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 121. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 122. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 123. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 124. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 323. By Willard H. Waldo, 31st District; Irving F. Wiltse, 1st District; Rudolf C. Kokes, 41st District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT relating to predatory animals; to define predatory animals; to provide a bounty for the killing of such animals; to provide for procedure and payment of such bounty; and to provide exceptions.

LEGISLATIVE BILL 324. By Elmer Wallwey, 17th District; J. W. Burbach, 19th District; Rudolf C. Kokes, 41st District; Leslie A. Stull, 49th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 39-1313, Reissue Revised Statutes of Nebraska, 1943, relating to state highways; to require the approval of the Legislature for the abandonment of any portion of the state highway system; and to repeal the original section.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 12	Wednesday, January 22, 1969	2:00 p.m.
LB 18	Wednesday, January 22, 1969	2:00 p.m.
LB 50	Wednesday, January 22, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to have an executive session of the Budget Committee at 2:00 p.m. this afternoon. No objections. So ordered.

Announcement

Mr. Proud announced that Mr. Matzke would speak to the orientation class tomorrow afternoon at 2:00 p.m. in the West Senate Lounge.

Adjournment

At 11:39 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 10:00 a.m., Thursday, January 16, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 16, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O God, our Father, we know that our laws can be no better than those who make the laws and administer the laws, and the people who follow the laws.

As this legislature initiates laws, give them the courage to look at themselves. Our pride, our passions, and our self-interests are very real, and often dominate the center of life from which our thinking stems and our decisions follow.

We pray that Thou wouldst allow other qualities, which may be buried, to rise again in our lives—decency, consideration, unselfishness, and hard thinking with a warm heart.

In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Carpenter, Klaver, Knight, Pedersen and Syas who were excused.

Corrections for the Journal

Page 120, line 19, insert "(Signed) Lester Harsh, Chairman".

Page 123, line 7, correct spelling of "suitably".

The Journal for the Seventh Day was approved as corrected.

Communications

Letter from Mrs. Harry A. Foster acknowledging receipt of LR 4.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 196	Monday, January 27, 1969	2:00 p.m.
LB 199	Monday, January 27, 1969	2:00 p.m.
LB 202	Monday, January 27, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Public Works

LB 51	Wednesday, January 22, 1969	2:00 p.m.
LB 52	Wednesday, January 22, 1969	2:00 p.m.
LB 240	Thursday, January 23, 1969	2:00 p.m.
LB 90	Thursday, January 23, 1969	2:00 p.m.
LB 96	Thursday, January 23, 1969	2:00 p.m.
LB 81	Friday, January 24, 1969	2:00 p.m.
LB 218	Friday, January 24, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

Salaries and Claims

LB 78	Friday, January 24, 1969	2:00 p.m.
LB 173	Friday, January 24, 1969	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

Urban Affairs

LB 213	Wednesday, January 22, 1969	2:00 p.m.
LB 214	Wednesday, January 22, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 325. By Maurice A. Kremer, 34th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to agriculture; to provide for the regulation of soil conditioners and soil amendments as prescribed; and to provide penalties.

LEGISLATIVE BILL 326. By Maurice A. Kremer, 34th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to agriculture; to provide for the regulation of agricultural biotics as prescribed; and to provide penalties.

LEGISLATIVE BILL 327. By William F. Swanson, 27th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 8-349, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to change procedures for consolidation of such associations; to provide for mergers; and to repeal the original section.

LEGISLATIVE BILL 328. By William F. Swanson, 27th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 8-303, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to change limits on the holding of investment stock; and to repeal the original section.

LEGISLATIVE BILL 329. By William F. Swanson, 27th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT relating to building and loan associations; to provide that state associations shall have all the rights, powers, privileges, benefits, and immunities of a federal savings and loan association doing business in this state.

LEGISLATIVE BILL 330. By Roland A. Luedtke, 28th District and Leslie Robinson, 36th District.

A BILL FOR AN ACT relating to corporations; to enact a professional corporations act; to provide for their incorporation, operation, management, control, regulation, merger, consolidation and dissolution; for the renewal, extension or restoration of their corporate existence; and to retain the professional relationships now existing between the person rendering the professional service and the recipient of the same.

LEGISLATIVE BILL 331. By Willard H. Waldo, 31st District and Herbert J. Duis, 39th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 6, of the Constitution of Nebraska, relating to the Legislature; to increase the maximum number of members of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

RESOLUTIONS

LEGISLATIVE RESOLUTION 5.

Mr. Simpson requested a record vote on the adoption of LR 5.

Voting in the affirmative, 33:

Adamson
Batchelder
Bloom
Budd
Burbach
Clark
Craft
Danner
Duis
Elrod
Kennedy
Keyes
Kokes
Mahoney
Marvel
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 6:

Harsh
Luedtke
Matzke
Moulton
Simpson
Waldron

Not voting, 10:

Carpenter
Carstens
Hasebroock
Holmquist
Johnson
Klaver
Knight
Kremer
Pedersen
Syas

LR 5 was adopted.

LEGISLATIVE RESOLUTION 6.

LR 6 was adopted with 43 ayes, 0 nays and 6 not voting.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Harsh asked unanimous consent to add his name to LB 324. No objections. So ordered.

Mr. Waldo asked unanimous consent to add the names of Messrs. Schmit, Nore and Matzke to LB 323. No objections. So ordered.

Mr. Waldo asked unanimous consent to add the names of Messrs. Wylie and Clark to LB 290. No objections. So ordered.

Mr. Robinson asked unanimous consent to add the names of Messrs. Nore, Wiltse, Waldo, Kokes, Wylie, Clark, Harsh, Ziebarth and Duis to LB 277. No objections. So ordered.

Mr. Swanson asked unanimous consent to add the name of Mr. Waldo to LB 259. No objections. So ordered.

Members Excused

Mr. Waldron asked unanimous consent to be excused tomorrow and Monday. No objections. So ordered.

Messrs. Duis, Ziebarth and Burbach asked unanimous consent to be excused tomorrow. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 332. By William R. Skarda, Jr., 7th District and Herb Nore, 22nd District.

A BILL FOR AN ACT relating to the State Railway Commission; to provide for eligibility to practice before the State Railway Commission as prescribed.

LEGISLATIVE BILL 333. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 71-1,102, 71-1,103, 71-1,104, 71-1,104.01, 71-1,104.02, 71-1,104.03, 71-1,104.05, 71-1,105, and 71-1,107, Reissue Revised Statutes of Nebraska, 1943, relating to medicine and surgery; to redefine terms; to provide who is practicing medicine and surgery; to provide for qualifications; to provide additional grounds for suspension or revocation of licenses; to change the conditions for waiver of examination as prescribed; and to repeal the original sections.

GENERAL FILE

Mr. Wylie asked unanimous consent to waive the reading of the General File bills and allow the introducer to explain them. No objections. So ordered.

LEGISLATIVE BILL 112. Laid over temporarily at the request of Mr. Carstens.

LEGISLATIVE BILL 125. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 126. Reading waived. Explained.

Mr. Carstens offered the following amendment, which was adopted:

Amend LB 126 by correcting the spelling of the word "amend" in the title of the bill.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 127. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 128. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 129. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 130. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 131. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 132. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 133. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 134. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 135. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 136. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 137. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 138. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 139. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 140. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 141. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIIVE BILL 142. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 143. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 144. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 145. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 146. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 147. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 148. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 112. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Elrod asked unanimous consent to add the name of Mr. Waldo to LB 299. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 334. By W. H. Hasebroock, 18th District and William F. Swanson, 27th District.

A BILL FOR AN ACT relating to crimes and punishments; to provide that possession of radio equipment which interferes with transmission or reception of law enforcement messages shall be unlawful; to provide an exception; and to provide penalties.

LEGISLATIVE BILL 335. By W. H. Hasebroock, 18th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 28-744 and 28-1124, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to make false reports of emergencies and interference with emergency messages unlawful as prescribed; to provide and to change penalties; and to repeal the original sections.

LEGISLATIVE BILL 336. By William R. Skarda, Jr., 7th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT to amend section 25-1601, Reissue Revised Statutes of Nebraska, 1943, relating to jurors; to reduce the age of eligibility for jury service; and to repeal the original section.

LEGISLATIVE BILL 337. By William F. Swanson, 27th District and Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 84-104.01, Reissue Revised Statutes of Nebraska, 1943, and sections 25-2221 and 62-301, Revised Statutes Supplement, 1967, relating to holidays; to change the time for observing certain holidays as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 338. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 71-103, 71-123, 71-131, 71-138, and 71-139.01, Reissue Revised Statutes of Nebraska, 1943, and section 71-162, Revised Statutes Supplement, 1967, relating to public health; to provide for a temporary license to practice medicine and surgery as prescribed; to provide the place for holding examinations in medicine and surgery; to provide for re-examinations and grades of persons to be licensed to practice medicine and surgery; to change the requirements for reciprocal licenses; to increase the fees for license to practice medicine and surgery; to define terms; and to repeal the original sections.

LEGISLATIVE BILL 339. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 71-3803, 71-3810, 71-3811, and 71-3815, Revised Statutes Supplement, 1967, relating to psychologists; to provide for submission of names for member of the State Board of Examiners of Psychologists; to provide for examinations as prescribed; to provide for an accredited institution of higher education; to extend the time to grant a license without an examination; and to repeal the original sections.

LEGISLATIVE BILL 340. By C. W. Holmquist, 16th District; W. H. Hasebroock, 18th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 66-452, Reissue Revised Statutes of Nebraska, 1943, relating to refund tax gasoline; to permit the use of such gasoline in motorboats; and to repeal the original section.

LEGISLATIVE BILL 341. By Willard H. Waldo, 31st District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 44-1605, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to reduce the minimum required number of employees covered for group insurance; and to repeal the original section.

LEGISLATIVE BILL 342. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; William F. Swanson, 27th District; William R. Skarda, Jr., 7th District; J. James Waldron, 42nd District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 60-301 and 60-1601, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to define terms; to provide for taxation of mobile homes as prescribed; to provide for violation; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 343. By J. W. Burbach, 19th District; C. W. Holmquist, 16th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 77-1259, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to change the method of distribution of the tax on grain and seed as prescribed; and to repeal the original section.

LEGISLATIVE BILL 344. By J. W. Burbach, 19th District; C. W. Holmquist, 16th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 77-1254, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to eliminate provisions for keeping of records by a dealer in seed and grain; to eliminate provision for a bond; to eliminate reports; and to repeal the original section.

LEGISLATIVE BILL 345. By J. W. Burbach, 19th District; Harold D. Simpson, 46th District; Willard H. Waldo, 31st District and Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT relating to agriculture; to adopt the Nebraska Seed Law; to provide penalties; and to repeal sections 81-2,135.01 to 81-2,146.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 346. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; Harold D. Simpson, 46th District; William R. Skarda, Jr., 7th District; Rudolf C. Kokes, 41st District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 77-103, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 347. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; Harold D. Simpson, 46th District; William R. Skarda, Jr., 7th District; Rudolf C. Kokes, 41st District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 60-1601, Reissue Revised Statutes of Nebraska, 1943, relating to cabin trailers; to eliminate the requirement of statement to county assessor that the cabin trailer will remain permanently attached to the real estate; and to repeal the original section.

LEGISLATIVE BILL 348. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT relating to real property; to provide that condemnation awards for easements may provide for continuing payments to the condemnee.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee this afternoon at 1:30 p.m. No objections. So ordered.

UNANIMOUS CONSENT—Committee Meeting

Mr. Holmquist asked unanimous consent to hold a meeting of the Executive Board of the Legislative Council at 1:30 p.m. this afternoon. No objections. So ordered.

Adjournment

At 11:43 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 10:00 a.m., Friday, January 17, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 17, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Warner presiding.

Prayer was offered by Rev. W. L. Van Auken, Associate Pastor, Westminster Presbyterian Church, Lincoln.

Prayer

O Thou whose mercies are fresh every morning and whose faithfulness endures till the evening hours, we bless Thee for Thy arching grace which does remember us in all that we do. We thank Thee for fresh starts in life, for the eternity of Thy forgiveness and the abundant supply of Thy goodness. On this day we recall the cleansing nature of Thy favor and as Thou hast given each of us reassurance of our place in Thy kingdom through the mediation of Thy Son, so grant that we shall be enabled to live with one another in that new life of the Spirit which has been delivered to those of Thy right hand. Let your blessing fall upon them who are gathered here this day. May all deliberations and decisions be done in full accord with your perfect will and may the common good of the people of this state be enhanced. In Jesus name we pray. Amen.

The roll was called and all members were present except Messrs. Batchelder, Bloom, Burbach, Carpenter, Carstens, Danner, Duis, Hasebroock, Klaver, Knight, Matzke, Pedersen, Robinson, Syas, Waldron and Ziebarth who were excused.

Corrections for the Journal

Page 137, line 33, correct spelling of "messages".

Page 139, line 9, correct spelling of "William".

The Journal for the Eighth Day was approved as corrected.

Invitation

An invitation for Senators and their wives to attend the Nebraska Press Association's 1969 Convention and Banquet on Friday, April 11 at the Lincoln Hotel, Lincoln, Nebraska.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 262	Tuesday, January 28, 1969	2:00 p.m.
LB 263	Tuesday, January 28, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Budget

Public Welfare	2:00 p.m. Friday and Monday, 24 and 27 of January.

(Signed) Richard D. Marvel, Chairman

Miscellaneous Subjects

LB 250	Thursday, January 23, 1969	2:00 p.m.
LB 252	Thursday, January 23, 1969	2:00 p.m.
LB 253	Thursday, January 23, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 101. Placed on Select File.

LEGISLATIVE BILL 102. Placed on Select File.

LEGISLATIVE BILL 103. Placed on Select File as amended.

E and R amendment to LB 103:

1. In section 1, strike lines 16 and 17 and insert "or paid from any *other* fund ~~arising out of any state levy on real or personal property~~ *of the state.*".

LEGISLATIVE BILL 104. Placed on Select File.

LEGISLATIVE BILL 105. Placed on Select File.

(Signed) Roland A. Luedtke, Vice-Chairman

MOTION—Send Flowers

Mr. Holmquist moved that flowers be sent to Mr. Matzke in the hospital. The motion prevailed.

REFERENCE COMMITTEE REPORT

LB	Committee
312	Judiciary
313	Judiciary
314	Government and Military Affairs
315	Judiciary
316	Government and Military Affairs
317	Salaries and Claims
318	Revenue
319	Government and Military Affairs
320	General File
321	Agriculture and Recreation
322	Public Works
323	Agriculture and Recreation
324	Public Works
325	Agriculture and Recreation
326	Agriculture and Recreation
327	Banking, Commerce and Insurance
328	Banking, Commerce and Insurance
329	Banking, Commerce and Insurance
330	Judiciary
331	Government and Military Affairs
332	Judiciary
333	Public Health and Welfare
334	Government and Military Affairs
335	Judiciary
336	Judiciary
337	Government and Military Affairs
338	Public Health and Welfare
339	Public Health and Welfare
340	Revenue
341	Banking, Commerce and Insurance
342	Revenue
343	Revenue
344	Revenue
345	Agriculture and Recreation
346	Revenue
347	Public Works
348	Judiciary

(Signed) Jerome Warner, Speaker

UNANIMOUS CONSENT—Add Co-introducers

Mr. Wallwey asked unanimous consent to add the name of Mr. Nore to LB 324. No objections. So ordered.

Mr. Waldo asked unanimous consent to add the name of Mr. Hasebroock to LB 323. No objections. So ordered.

Miss Reynolds asked unanimous consent to add her name to LB 324. No objections. So ordered.

Visitor

Mr. Proud introduced former Senator Albert Kjar from Lexington, Nebraska.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 349. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 44-502, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to delete the requirement that the automatic dividend option be payment in cash on participating policies; and to repeal the original section.

LEGISLATIVE BILL 350. By Donald Elrod, 35th District; Harold D. Simpson, 46th District; Harold T. Moylan, 6th District; Leslie Robinson, 36th District; Eugene T. Mahoney, 5th District and Bill K. Bloom, 20th Disrtict.

A BILL FOR AN ACT to amend section 48-816, Reissue Revised Statutes of Nebraska, 1943, relating to the Court of Industrial Relations; to provide the court with power to determine a collective bargaining agent; to provide for the manner of selection of such agent; and to repeal the original section.

LEGISLATIVE BILL 351. By C. W. Holmquist, 16th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to mechanic's liens; to make certain acts unlawful; to provide penalties; and to repeal sections 52-119 and 52-120, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 352. By Bill K. Bloom, 20th District.

A BILL FOR AN ACT to amend section 8-304, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to provide for notice to members of a building and loan association; to provide for communication with members of the association as prescribed; to provide for inspection of books of an association as prescribed; and to repeal the original section.

LEGISLATIVE BILL 353. By C. W. Holmquist, 16th District; Eugene T. Mahoney, 5th District and Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XII, section I, of the Constitution of Nebraska, relating to corporations; to provide that the Legislature may, by special law, create public corporations which are organized for the purposes of the generation, transmission, or sale, or any combination thereof, of electricity and extend, change, or amend their charters; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 354. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend sections 44-703, 44-705, and 44-706, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to reduce the age minors may contract for insurance and to release or discharge insurance contracts; to provide competency of minors to contract with relation to payments payable under the provisions of a life insurance, annuity or related contract as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 355. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend section 46-701, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to provide what the qualifications of the Director of Water Resources shall be; and to repeal the original section.

LEGISLATIVE BILL 356. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 39-1309, Reissue Revised Statutes of Nebraska, 1943, relating to state highways; to place on the state highway system that portion of former state highway 370, also known as Avery West Road running from U. S. highway 73-75 on the east to state highway 85 on the west; and to repeal the original section.

LEGISLATIVE BILL 357. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 23-153, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to eliminate certain meeting requirements for county boards; and to repeal the original section.

LEGISLATIVE BILL 358. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 3-504, Reissue Revised Statutes of Nebraska, 1943, relating to airport authorities; to provide for an increase in the levy as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 359. By Herb Nore, 22nd District.

A BILL FOR AN ACT relating to livestock; to provide for licensing of commission merchants, dealers, buyers or brokers of livestock as prescribed; to provide for bonds; to provide for fees; to provide for unlawful acts; to provide penalties; and to provide duties for the Director of Agriculture.

MOTION—Inauguration Ceremonies

Mr. Wylie moved that two television sets be placed in the Chamber Monday, January 20, for the members to watch the inauguration ceremonies of President-elect Richard Nixon.

The motion prevailed.

Member Excused

Mr. Adamson asked unanimous consent to be excused Monday and Tuesday (January 20 and 21). No objections. So ordered.

Adjournment

At 10:23 a.m., on a motion by Mr. Wylie, the Legislature adjourned until 10:00 a.m., Monday, January 20, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 20, 1969

Pursuant to adjournment, the Legislature met at 10:10 a.m., Speaker Warner presiding.

Prayer was offered by Rev. W. L. Van Auken, Associate Pastor, Westminster Presbyterian Church, Lincoln, Nebraska.

Prayer

This morning we are recognizing the passing of our beloved brother, Senator Stanley A. Matzke.

Almighty God, Our Heavenly Father, Thou knowest the sorrow that is within this chamber today.

Now at home with Thee is one who did his best in this life to serve Thee and his fellowman.

Grant comfort to those who loved him most and will miss his presence.

May the works of thy servant follow him and vouch safe his place in the house of many mansions.

We bless Thee for thy grace which kindled in his heart the love of thy dear name; that enabled him to persevere in acts of charity and mercy; and to witness in his life a good confession.

So fill our hearts with trust in Thee that by night and by day, at all times and in all season, we may without fear commit those who are near and dear to us to thy never failing love for this life and the life to come.

Let the services of tomorrow be especially used to bind us all to the world unseen; where all humanity must at last be established.

And in the days ahead, make us to know our end, and the measure of our days what it is, that we may know how frail we are. Hear our prayers. Give ear to our petitions. Hold not back thy peace nor thy succor, for Jesus Christ's sake. Amen.

The roll was called and all members were present except Messrs. Adamson, Batchelder, Clark, Harsh, Hasebroock, Kennedy, Keyes, Nore, Robinson, Waldron, Wenzlaff and Ziebarth, who were excused.

Corrections for the Journal

Page 141, line 19, correct spelling of "Spirit".

Page 142, line 23, show the word "fund" as not being stricken.

The Journal for the Ninth Day was approved as corrected.

RESOLUTIONS

LEGISLATIVE RESOLUTION 7. Re: Memory of Stanley A. Matzke

Introduced by Maurice A. Kremer, 34th District.

WHEREAS, Stanley A. Matzke of Milford served in this Legislature as a member of the Senate for the session of 1935, and as a member of the Unicameral for the sessions of 1941, 1943, 1965, 1967, and a present member of the 1969 Legislature; and

WHEREAS, Stanley A. Matzke served in this body with dedication to the citizens of Nebraska and through his efforts in education, conservation and all phases of government made many substantial contributions to the betterment of the State of Nebraska; and

WHEREAS, Stanley A. Matzke died January 19, 1969.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature extends its sympathy to the survivors of Stanley A. Matzke.

2. That the Legislature stand for a moment of silent tribute to his memory.

3. That the Clerk of the Legislature be directed to spread at large on the Legislative Journal this resolution, and that a copy of said resolution, properly authenticated and suitably engrossed, be sent by the Clerk to the family of Stanley A. Matzke as an expression of our respect for the deceased and our sympathy for the bereaved.

Mr. Kremer asked unanimous consent to consider LR 7 at this time. No objections. So ordered.

Mr. Kremer asked unanimous consent that all members' names be added to LR 7. No objections. So ordered.

LR 7 was adopted.

The members stood for a moment of silence in memory of Mr. Matzke.

Announcement

Speaker Warner announced the funeral of Mr. Matzke would be held Tuesday, January 21, 1969 at 2:00 p.m. in the Unitarian Church, 63rd and A. Street, Lincoln.

MOTION—Send Flowers

Mr. Marvel moved that flowers be sent for the funeral of Mr. Matzke.

The motion prevailed.

MOTION—Suspend Rules

Mr. Wylie moved to suspend the rules and have all public hearings cancelled for Tuesday, January 21, 1969.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

MOTION—Memorial Service

Mr. Holmquist moved that we direct the Chaplain, Dr. Robert Palmer and Speaker Warner to prepare a memorial service for Mr. Matzke at the appropriate time.

The motion prevailed.

UNANIMOUS CONSENT—Print in Journal

Speaker Warner asked unanimous consent to have the following letter printed in the Journal. No objections. So ordered.

Message from the Governor

January 20, 1969

Mr. President, Mr. Speaker, Senators of the 80th Session of the Nebraska State Legislature.

We all have lost a good friend and an excellent Senator with the death of Senator Stanley Matzke. Our hearts and our prayers go out to Senator Matzke's family and friends.

Senator Matzke was, in every way, the embodiment of the ideal, hard-working Nebraska State Senator. He was a Senator who consistently did his homework. He was one who carried his interests forward after the session adjourned. Those interests, as is necessary for the ideal Senator, were many and varied, covering the whole spectrum from private to public life and rural to urban life.

His personality and character were unimpeachable. Many times he untangled a logical knot with his emphasis on the fundamental issues as opposed to the irrelevant. Just as often he would move a discussion along by some appropriate, witty comment just when others were starting to lose their temper.

As Governor, I have taken counsel with Senator Matzke many times. Never once was I misled by any advice that he gave me. Never once was the advice designed to benefit anyone but the people of the State. Such selfless advisers are rare.

I will miss Senator Matzke very much, both because of our personal relationship and because of our business relationship. I am sure all of you will, too.

Sincerely,

(Signed) Norbert T. Tiemann
Governor

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 106. Placed on Select File.

LEGISLATIVE BILL 107. Placed on Select File.

LEGISLATIVE BILL 108. Placed on Select File as amended.

E and R amendments to LB 108:

1. In section 1, strike the commas in lines 12 and 13 and show the same as stricken.

2. In the title, line 5, strike "keep" and insert "keeping".

LEGISLATIVE BILL 109. Placed on Select File as amended.

E and R amendment to LB 109:

1. In section 1, lines 4, 8, 11, 13, and 16, strike "(a)", "(b)", "(c)", "(d)", and "(e)" respectively and insert "~~(a)~~ *(1)*", "~~(b)~~ *(2)*", "~~(c)~~ *(3)*", "~~(d)~~ *(4)*", and "~~(e)~~ *(5)*"; and in line 18, strike "of the Department" and show the same as stricken.

LEGISLATIVE BILL 110. Placed on Select File as amended.

E and R amendment to LB 110:

1. In section 2, lines 13 and 14, strike "one hundred and fifty" and insert "~~one~~ *two* hundred ~~and fifty~~".

(Signed) Wayne Ziebarth, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
349	Banking, Commerce and Insurance
350	Labor
351	Judiciary
352	Banking, Commerce and Insurance
353	Public Works
354	Banking, Commerce and Insurance
355	Agriculture and Recreation
356	Public Works
357	Government and Military Affairs
358	Urban Affairs
359	Agriculture and Recreation

(Signed) Jerome Warner, Speaker

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 5 LR 6

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who had registered as of January 16, 1969.

Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Hugo F. Srb
Clerk of the Legislature

As of January 16, 1969

Beam, C. Arlen, Lincoln, Nebraska State Homebuilders Association
Bender, Paul E., Fairmont, Nebraska School Bus Drivers Association
Benzel, Carl, Lincoln, United States Brewers Association, Inc.
Berck, Elton L., Lincoln, Farmers Union of Nebraska
Binning, John N., Lincoln, Nebraska Mortgage Association
Blatchford, D. A., Columbus, Nebraska Electric G & T
Carter Jr., Edward F., Lincoln, Nebraska State Bar Association
Clements, Dwight L., Elmwood, Nebraska Bankers Association

Crosby, Robert B., Lincoln, Salt Valley Watershed District, Nebraska Commission for Student Aid for Higher Education, Nebraska Association of Industrial Loan & Investment Co., Better Nebraska Association

Davis, Donn E., Lincoln, Nebraska Consolidated Communications

Diesing, James J., Omaha, Northern Natural Gas Co.

Eberhardt, Henry C., Ogallala, Brotherhood of Maintenance of Way Employees

Feistner, Ely C., Lincoln, Lincoln Education Association

Fraizer, C. C., Lincoln, American Reciprocal Insurance Association, American Insurance Association

Fraizer, T. J., Lincoln, American Reciprocal Insurance Association, American Insurance Association

Gramann Jr., Henry, Adams, Nebraska Bankers Association

Guenzel, Robert C., Lincoln, Nebraska Cooperative Council

Gyger, Bernard R., Omaha, Omaha Board of Education

Haumont, Frank J., Weissert, Custer Public Power District

Hopkins, Julian H., Lincoln, Bankers Life Insurance of Nebraska

Humpal, John E., Omaha, Nebraska Blue Cross Hospital Service Association

Jacobsen, Ford K., Omaha, Metropolitan Utilities District

Jeffrey, Adon, Wayne, Nebraska Bankers Association

Kessner, Theodore L., Lincoln, Nebraska Mortgage Association

Kratz, Dean G., Omaha, Nebraska Cemetery Association, Nebraska Building Chapter Association of General Contractors of America, Nebraska League of Savings & Loan Associations

Kurtz, James S., Omaha, Omaha Education Association

Lynch, John E., Lincoln, Nebraska State Education Association

McEniry, Glenn J., Lincoln, Nebraska Association of Commerce & Industry

McNeil, Martin J., Lincoln, United Transportation Union

Monahan, William T., Omaha, Easy Parking Co.

Moon, Charles N., Lincoln, Crosby, Pansing, Guenzel & Binning

Munch, Anton F., Omaha, Brotherhood of Railway & Airline Clerks

Nelson, Ralph D., Lincoln, City of Lincoln

Osterberg, Harris V., Omaha, Nebraska Bankers Association

Osterberg, William H., Omaha, Nebraska Bankers Association

Pansing, Thomas R., Lincoln, Lincoln Police Department, Police Officers Association of Nebraska

Pierson, C. M., Lincoln, Insurance Federation of Nebraska

Pierson, D. C., Lincoln, Insurance Federation of Nebraska

Raglin, Jim, Lincoln, Kearney State Alumni Association, Nebraskans for Independent Banking, Nebraska Association of Osteopathic Physicians & Surgeons, Nebraska Insurance Information Service

Rall, Frank, Lincoln, Consumers Public Power, Nebraskans for Independent Banking, Nebraska Insurance Information Service, Nebraska Association of Osteopathic Physicians & Surgeons

Rasmussen, Ross H., Nebraska State School Boards Association
Reger, Lawrence L., Lincoln, Nebraska Committee for Student Aid for Higher Education, Nebraska Consolidated Communications
Sawtell Jr., W. A., Omaha, Nebraska Bankers Association
Sayre, Charles D., Lincoln, Consumers Public Power District
Snodgrass, Delbert O., Lincoln, Nebraska Association of Commerce & Industry
Steen, Melvin O., Nebraska State Games & Parks Commission
Stryker, Harold B., Rising City, Nebraska Electric G & T Cooperative Inc., Nebraska Rural Electric
Stuve, Gregory K., Omaha, City of Omaha
Tews, David D., Lincoln, Nebraska Association of Junior Colleges, Limited Branch Banking Committee, Nebraska State Education Association, Nebraska Association of Insurance Agents, Friends of Higher Education
Weber, Audrey K., Lincoln, League of Women Voters
Wells, L. M., Lincoln, Northwestern Bell Telephone Association
White, J. M., Platte Valley Public Power and Irrigation District
Whitworth, A. A., United States Brewers Association, Inc.
Wilkerson, Dick, Broken Bow, Custer Public Power District
Williams, Franklin J., Omaha, Omaha Education Association
Wilson, Richard D., Lincoln, Consumers Public Power District

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 360. By C. F. Moulton, 8th District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide exemptions from sales and use taxes as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 361. By C. W. Holmquist, 16th District and Rick Budd, 2nd District.

A BILL FOR AN ACT to amend section 44-224.04, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for an order of disapproval of contracts of merger; and to repeal the original section.

LEGISLATIVE BILL 362. By C. W. Holmquist, 16th District and Rick Budd, 2nd District.

A BILL FOR AN ACT to amend sections 44-1703 and 44-1706, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to clarify insurance sold with credit transactions; to define the terms of the policy; to provide for appeal; and to repeal the original sections.

LEGISLATIVE BILL 363. By Orval Keyes, 3rd District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to revenue and taxation; to require registration and taxation of camper units as defined; to provide duties for the Department of Motor Vehicles and county treasurers; and to provide a penalty.

LEGISLATIVE BILL 364. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend Laws 1967, Chapter 460, section 1, relating to public lands; to clarify the meaning thereof; and to declare an emergency.

LEGISLATIVE BILL 365. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend Laws 1967, Chapter 373, section 1, relating to appropriations; to increase the appropriations for the Clerk and Reporter of the Supreme Court as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 366. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 9-401, Uniform Commercial Code, relating to security interests; to provide for a place of filing; to provide when the same shall become operative; and to repeal the original section.

LEGISLATIVE BILL 367. By Judiciary Committee, Fred W. Carstens, 30th District, Chairman.

A BILL FOR AN ACT to amend section 21-312, Reissue Revised Statutes of Nebraska, 1943, relating to corporate occupation tax; to provide for the place of filing lien notices; to provide when the same shall become operative; and to repeal the original section.

LEGISLATIVE BILL 368. By Fern Hubbard Orme, 29th District; Harold D. Simpson, 46th District; William F. Swanson, 27th District; Roland A. Luedtke, 28th District; Jerome Warner, 25th District and John E. Knight, 26th District.

A BILL FOR AN ACT relating to cities and villages, particular classes; to require approval of land acquisition and project as prescribed.

LEGISLATIVE BILL 369. By Fern Hubbard Orme, 29th District; Harold D. Simpson, 46th District; William F. Swanson, 27th District; Roland A. Luedtke, 28th District; Jerome Warner, 25th District and John E. Knight, 26th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XI, section 4, of the Constitution of Nebraska, relating to municipal corporations; to change the required number of qualified electors necessary to amend a home rule charter; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 370. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to cities and villages, laws applicable to all; to provide for a housing authority; to provide for the appointment of commissioners and their qualifications; to provide for duties and powers as prescribed; to define terms; to provide for the acquisition of public property; to provide for the issuance of bonds; to provide for the acceptance of federal aid; and to repeal sections 14-1401 to 14-1423, 14-1425 to 14-1430, 19-1001, 19-1002, 19-1004 to 19-1014, and 19-1016 to 19-1022, Reissue Revised Statutes of Nebraska, 1943, and sections 14-1424, 19-1003, 19-1003.01, 19-1015, and 19-1023 to 19-1025, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 371. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 52-201 and 52-203, Reissue Revised Statutes of Nebraska, 1943, relating to liens; to provide for a lien upon property for performing work, making repairs or improvements, or furnishing material as prescribed; to provide for filing such lien; and to repeal the original sections, and also section 52-202, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 372. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 79-1255, 79-1256, 79-1257, 79-1258, 79-1259, 79-1260, 79-1261, and 79-1262, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to extend the provisions thereof to teachers in third class school districts; and to repeal the original sections.

LEGISLATIVE BILL 373. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 48-706, Reissue Revised Statutes of Nebraska, 1943, relating to boilers; to provide certain type boilers not subject to the boiler inspection law as prescribed; and to repeal the original section.

LEGISLATIVE BILL 374. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to cities and villages all; to define terms; to authorize creation of the air conditioning and air distribution boards; to authorize regulation for the designing, installing, altering, inspection and repairing of air conditioning air distribution and ventilating systems; to authorize the licensing of air conditioning air distribution contractors and provide for bonds; to provide for penalties and exempt transactions; to provide for renewal of licenses; and to provide for inspection of air conditioning air distribution construction.

LEGISLATIVE BILL 375. By Henry F. Pedersen, Jr., 4th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 25-824, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to eliminate the requirement of verification of pleadings; and to repeal the original section; and also sections 25-825, 25-826, 25-827, 25-828, 25-829, 25-830, 25-831, and 26-139, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 376. By Henry F. Pedersen, Jr., 4th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to adoptions; to extend residency for purposes of adoption to persons in the military service stationed in the State of Nebraska for one year.

LEGISLATIVE BILL 377. By Henry F. Pedersen, Jr., 4th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 25-1202, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to provide that in civil actions arising upon unintentional torts, where the estate or legal representative of a decedent is a party; to make competent the testimony of a person having a direct legal interest to a transaction or conversation with the decedent; and to repeal the original section.

SELECT FILE

LEGISLATIVE BILL 101. Advanced to E and R for engrossment.

LEGISLATIVE BILL 102. Advanced to E and R for engrossment.

LEGISLATIVE BILL 103. E and R amendment found in the Legislative Journal for the Ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 104. Advanced to E and R for engrossment.

LEGISLATIVE BILL 105. Advanced to E and R for engrossment.

Member Excused

Mr. Waldo asked unanimous consent to be excused Tuesday, January 21, 1969. No objections. So ordered.

Invitation

Mr. Waldo invited the members to attend the Nebraska Crop Improvement Association Banquet at Kearney this evening. Tickets will be available from Mr. Waldo for those wishing to attend.

Adjournment

At 10:41 a.m., on a motion by Mr. Wylie, the Legislature adjourned until 10:00 a.m., Tuesday, January 21, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ELEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 21, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Warner presiding.

Prayer was offered by the Rev. W. L. Van Auken, Associate Pastor, Westminster Presbyterian Church, Lincoln.

Prayer

O Thou who hast called each to his appointed task, and given him the honor of serving Thee, receive our thanks for Thy mercies which have sustained us to this day. Grant that as we seek to perform Thy will we shall be found faithful to Thy highest purpose in seeking the most good for our fellow man. Let mercy and charity govern our judgments; justice and righteousness our loyalties; and honor and good will our relations with one another. We commit this day to Thy service and ourselves to your perfect will, through Jesus Christ our Lord. Amen.

The roll was called and all members were present except Messrs. Batchelder, Bloom, Hasebroock, Robinson, Schmit, Swanson, Waldo and Waldron, who were excused.

The Journal for the Tenth Day was approved.

MOTION—Funeral Transportation

Mr. Pedersen moved that the Clerk contact General Welch to provide transportation at 1:00 p.m. this afternoon for the members to attend the funeral of Mr. Matzke.

The motion prevailed.

MOTION—Memorial Service

Mr. Holmquist moved the memorial service for Mr. Matzke be held Wednesday, January 22, 1969 at 11:00 a.m. in the Legislative Chamber.

The motion prevailed.

The Speaker appointed Mrs. Orme and Messrs. Clark and Adamson to be with the Matzke family in the East Chamber before the memorial service.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 8	Monday, January 27, 1969	2:00 p.m.
LB 16	Monday, January 27, 1969	2:00 p.m.
LB 165	Monday, January 27, 1969	2:00 p.m.
LB 166	Monday, January 27, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
360	Revenue
361	Banking, Commerce and Insurance
362	Banking, Commerce and Insurance
363	Public Works
364	General File
365	Budget
366	Judiciary
367	Judiciary
368	Urban Affairs
369	Urban Affairs
370	Urban Affairs
371	Judiciary
372	Education
373	Labor
374	Urban Affairs
375	Judiciary
376	Judiciary
377	Judiciary

(Signed) Jerome Warner, Speaker

Member's Birthday

Mr. Wylie announced that today is Mr. Adamson's birthday. The members sang Happy Birthday to him.

Mr. Adamson thanked the members.

UNANIMOUS CONSENT—Withdraw LB 336

Mr. Skarda asked unanimous consent to withdraw LB 336.

Laid over.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules to consider LB 303 and LB 320 on General File at this time.

The motion prevailed with 34 ayes, 0 nays and 14 not voting.

GENERAL FILE

Mr. Marvel asked unanimous consent to waive the reading of LB 303 and LB 320 and be allowed to explain them. No objections. So ordered.

LEGISLATIVE BILL 303. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 320. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Carpenter asked unanimous consent to add the names of Messrs. Skarda, Mahoney and Bloom to LB 15. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 13

Mr. Carpenter asked unanimous consent to withdraw LB 13.

Laid over.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 44	Monday, February 3, 1969	2:00 p.m.
LB 192	Monday, February 3, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 303. Placed on Select File.

LEGISLATIVE BILL 320. Placed on Select File as amended.

E and R amendments to LB 320:

1. In section 1, insert "and amendments thereto," at the end of line 7.

2. In the title, line 6, insert "and amendments thereto," after the second comma.

LEGISLATIVE BILL 111. Placed on Select File.

LEGISLATIVE BILL 113. Placed on Select File as amended.

E and R amendment to LB 113:

1. In the title, line 4, strike "ditches" and insert "districts".

LEGISLATIVE BILL 114. Placed on Select File.

LEGISLATIVE BILL 115. Placed on Select File.

LEGISLATIVE BILL 116. Placed on Select File as amended.

E and R amendments to LB 116:

1. In section 1, line 6, strike the first comma and show the same as stricken.

2. In section 2, strike the comma at the end of line 5 and show the same as stricken.

3. In the title, line 3, insert "the" after "to".

(Signed) Wayne Ziebarth, Chairman

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules to consider LB 303 and LB 320 on Select File at this time.

The motion prevailed with 34 ayes, 0 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 303. Advanced to E and R for engrossment.

LEGISLATIVE BILL 320. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 303. Correctly engrossed.

LEGISLATIVE BILL 320. Correctly engrossed.

(Signed) Wayne Ziebarth, Chairman

Visitors

Mr. Nore introduced Messrs. Borowicz, Bressler, DeJonge, Ford, Eilers, Hinkel, Milne, Myhra, Nelson, Strautman, Kloberdanz, Houting, Line, Beck and Pratt from Tarkio College Class of "Our Heritage of Law", Tarkio, Missouri.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 7

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 378. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 68-1007, Revised Statutes Supplement, 1967, relating to public welfare; to increase the amount of assistance to the aged, blind or disabled as prescribed; and to repeal the original section.

LEGISLATIVE BILL 379. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT relating to the rules of the road; to make it unlawful to operate a motorcycle barefooted as prescribed; and to provide a penalty.

LEGISLATIVE BILL 380. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public health and welfare; to provide for health service regions as prescribed; to provide for boundaries of regions; to provide for a board and its members; to provide for selection of members of the board and terms of office; to provide for expenses; to provide powers and duties of the board, to provide for transfer of patients; to provide for levy of taxes as prescribed; and to provide for enlargement of participating members as prescribed.

LEGISLATIVE BILL 381. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 32-1120, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to increase the amount individuals may contribute to a political committee before such contribution must be reported; and to repeal the original section.

LEGISLATIVE BILL 382. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to taxation; to provide an intangible tax on shares held in a domestic, domesticated, or foreign corporation with certain exceptions; to provide for valuation; to provide for reporting and assessment; and to provide penalties.

LEGISLATIVE BILL 383. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1233.01, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to remove certain penalties for failure to list property as prescribed; and to repeal the original section.

LEGISLATIVE BILL 384. By Maurice A. Kremer, 34th District; C. F. Moulton, 8th District; Herb Nore, 22nd District; George Syas, 13th District and Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT relating to soil and water conservation; to authorize the Nebraska soil and water conservation commission to establish a data bank.

LEGISLATIVE BILL 385. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal Chapter 77, article 14, Reissue Revised Statutes of Nebraska, 1943, relating to taxation.

LEGISLATIVE BILL 386. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1209, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to remove the formula for determining the value of improvements on leased public lands; and to repeal the original section.

LEGISLATIVE BILL 387. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal section 77-106, Reissue Revised Statutes of Nebraska, 1943, relating to taxation.

LEGISLATIVE BILL 388. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal section 77-107, Reissue Revised Statutes of Nebraska, 1943, relating to taxation.

LEGISLATIVE BILL 389. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-304, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to remove the time when the Tax Commissioner shall approve the form of uniform tax books, records, and forms as prescribed; and to repeal the original section.

LEGISLATIVE BILL 390. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-505, 77-506, 77-507, 77-508, 77-509, 77-510, and 77-511, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to transfer duties of the State Board of Equalization and Assessment to the Tax Commissioner as prescribed; to change appeal procedure; and to repeal the original sections.

LEGISLATIVE BILL 391. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to taxation; to provide for Tax Commissioner duties in regard to intercounty equalization as prescribed.

LEGISLATIVE BILL 392. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-415, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide that the chairman of the county board of equalization shall attend the course on training as prescribed; and to repeal the original section.

LEGISLATIVE BILL 393. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-419, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for certificates of achievement for chairmen of county boards of equalization as prescribed; and to repeal the original section.

LEGISLATIVE BILL 394. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-507.01, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to review changes made by the county board by the Tax Commissioner as prescribed; and to repeal the original section.

LEGISLATIVE BILL 395. By Maurice A. Kremer, 34th District; C. F. Moulton, 8th District; Herb Nore, 22nd District; George Syas, 13th District and Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT to amend section 2-1506, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska soil and water conservation committee; to authorize the committee to accept grants and payments; and to repeal the original section.

LEGISLATIVE BILL 396. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-629, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the levy of taxes shall be made by the Tax Commissioner and payments of the tax to the State Treasurer who shall make distribution; and to repeal the original section.

LEGISLATIVE BILL 397. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-1001, 77-1002, 77-1003, 77-1004, 77-1005, and 77-1006, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to transfer the duties of the State Board of Equalization and Assessment to the Tax Commissioner for taxation of nonresident motor carriers as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 398. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1201, Revised Statutes Supplement, 1967, relating to taxation; to provide for listing of property for taxation by a lessee as agent; and to repeal the original section.

LEGISLATIVE BILL 399. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal section 77-1203, Reissue Revised Statutes of Nebraska, 1943, relating to taxation.

LEGISLATIVE BILL 400. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-1616, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide the dates the unit tax ledgers of real property shall be delivered to county treasurers; and to repeal the original section.

LEGISLATIVE BILL 401. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to taxation; to provide assistants for the Tax Commissioner.

LEGISLATIVE BILL 402. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-1248 and 77-1249, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide that the Tax Commissioner shall levy a tax for air transportation carriers; levy; and to repeal the original sections.

LEGISLATIVE BILL 403. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 31-740, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to extend the powers of the board of trustees of sanitary and improvement districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 404. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT relating to revenue and taxation; to define terms; to provide for an exemption from taxation of certain homesteads as prescribed; to provide duties for the Tax Commissioner, county board of equalization, and county assessor as prescribed; to provide for violations and penalties; and to provide an operative date.

LEGISLATIVE BILL 405. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 23-320.09, Revised Statutes Supplement, 1967, relating to flood control; to change the duties of the advisory watershed improvement board as prescribed; and to repeal the original section.

LEGISLATIVE BILL 406. By Ramey C. Whitney, 44th District; Elmer Wallwey, 17th District; Eugene T. Mahoney, 5th District; William M. Wylie, 40th District and George Syas, 13th District.

A BILL FOR AN ACT to amend section 77-507, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to make it mandatory that the State Board of Equalization and Assessment annually equalize assessments as prescribed; and to repeal the original section.

LEGISLATIVE BILL 407. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 81-805, Revised Statutes Supplement, 1967, relating to Game and Parks Commission; to redefine the powers of the Game and Parks Commission as prescribed; and to repeal the original section.

LEGISLATIVE BILL 408. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 53-179, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to remove special provisions concerning the sale of liquor on Sundays by nonprofit corporations; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 409. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 53-124, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to remove the restriction on sale of package liquor by nonprofit corporations; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 410. By Fern Hubbard Orme, 29th District; Florence B. Reynolds, 14th District and Ellen E. Craft, 45th District.

A BILL FOR AN ACT to amend section 30-101, Reissue Revised Statutes of Nebraska, 1943, relating to decedent's estates; to change the manner of descent of real property when husband or wife survives as prescribed; and to repeal the original section.

LEGISLATIVE BILL 411. By Fern Hubbard Orme, 29th District; Florence B. Reynolds, 14th District and Ellen E. Craft, 45th District.

A BILL FOR AN ACT to repeal sections 48-201, 48-202, 48-203, 48-204, 48-205, 48-206, 48-207, 48-208, Reissue Revised Statutes of Nebraska, 1943, relating to female labor.

LEGISLATIVE BILL 412. By Fern Hubbard Orme, 29th District; Harold D. Simpson, 46th District; William F. Swanson, 27th District; Jerome Warner, 25th District and John E. Knight, 26th District.

A BILL FOR AN ACT relating to cities and villages, all; and to authorize any city or village which has a comprehensive zoning ordinance to require street dedication as prescribed.

LEGISLATIVE BILL 413. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to public health; to define terms; to provide sanitary and safety requirements for swimming pools; to provide for construction, operation, equipment, reports, and permits of swimming pools; to provide for violations; and to provide procedure for violations of provisions of this act.

LEGISLATIVE BILL 414. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 71-3501 and 71-3505, Reissue Revised Statutes of Nebraska, 1943, relating to ionizing radiation; to restate the public policy; to authorize the Department of Health to adopt rules restricting the use of ionizing radiation not controlled by a licensed practitioner of healing arts; and to repeal the original sections.

LEGISLATIVE BILL 415. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 19-2101, 19-2103, 19-2104, and 19-2105, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, of particular classes; to provide for powers of certain cities and villages over solid waste disposal areas as prescribed; to make it permissive to levy taxes for garbage disposal; to provide for eminent domain; and to repeal the original sections, and also sections 19-2107, 19-2108, 19-2109, 19-2110, 19-2111, 19-2112, and 19-2113, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 416. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 23-379 and 23-380, Revised Statutes Supplement, 1967, relating to counties; to provide for solid waste disposal areas located outside the zoning jurisdiction of a city or village as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 417. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 60-1001, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide certain motor vehicles of the Department of Health shall be exempt from being identified as motor vehicles of the State of Nebraska; and to repeal the original section.

LEGISLATIVE BILL 418. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-602, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to include additional property when assessing railroad companies as prescribed; and to repeal the original section.

LEGISLATIVE BILL 419. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to obscene entertainment; to prohibit obscene, indecent, immoral, or impure entertainment; to provide a penalty; and to provide exceptions.

LEGISLATIVE BILL 420. By Elmer Wallwey, 17th District; William M. Wylie, 40th District; Ramey C. Whitney, 44th District; George Syas, 13th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to adopt the Nebraska Real Property Contract Appraisers Act with penalties as prescribed.

LEGISLATIVE BILL 421. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 23-1204.01 and 23-1205, Reissue Revised Statutes of Nebraska, 1943, relating to county attorneys; to provide additional authority for the appointment of special assistants or active county attorneys; to change provisions for the fixing of compensation; and to repeal the original sections.

LEGISLATIVE BILL 422. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 48-121 and 48-122, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to increase benefits as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 423. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to public institutions; to provide for a maximum security ward at the Nebraska Psychiatric Institute and the purpose thereof.

LEGISLATIVE BILL 424. By Lester Harsh, 38th District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to revenue; to levy a tax on containers of soft drinks, alcoholic liquor, and beer; and to provide for disposition of the proceeds of such tax.

LEGISLATIVE BILL 425. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 79-311, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to authorize counties to contract for the services of county superintendents as prescribed; and to repeal the original section.

LEGISLATIVE BILL 426. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 79-490, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to include students in Class VI districts in those eligible for transportation allowances; and to repeal the original section.

LEGISLATIVE BILL 427. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 79-490, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to eliminate the distinction between elementary and secondary students in determining transportation allowances; and to repeal the original section.

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 197	Monday, January 27, 1969	2:00 p.m.
LB 198	Monday, January 27, 1969	2:00 p.m.
LB 2	Tuesday, January 28, 1969	2:00 p.m.
LB 9	Tuesday, January 28, 1969	2:00 p.m.
LB 10	Tuesday, January 28, 1969	2:00 p.m.
LB 19	Tuesday, January 28, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

SELECT FILE

LEGISLATIVE BILL 106. Advanced to E and R for engrossment.

LEGISLATIVE BILL 107. Advanced to E and R for engrossment.

LEGISLATIVE BILL 108. E and R amendments found in the Legislative Journal for the Tenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 109. E and R amendment found in the Legislative Journal for the Tenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 110. E and R amendment found in the Legislative Journal for the Tenth Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Withdraw LB 135

Mr. Carstens asked unanimous consent to withdraw LB 135.

Laid over.

UNANIMOUS CONSENT—Conservation Meeting

Mr. Kremer asked unanimous consent for the Soil and Water Conservation Commission and the Conservation and Survey Commission to submit a report and map before the Legislature on Thursday, January 23, 1969 at 10:30 a.m. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 158 (re-set)	Monday, January 27, 1969	2:00 p.m.
LB 187	Monday, January 27, 1969	2:00 p.m.
LB 200 (re-set)	Monday, January 27, 1969	2:00 p.m.
LB 245	Tuesday, January 28,1969	2:00 p.m.
LB 277	Tuesday, January 28, 1969	2:00 p.m.
LR 1	Wednesday, January 29, 1969	2:00 p.m.
LB 84	Wednesday, January 29, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

Adjournment

At 11:02 a.m., on a motion by Mr. Pedersen, the Legislature adjourned until 9:30 a.m., Wednesday, January 22, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TWELFTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 22, 1969

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, may we be as upright when kneeling in prayer as when standing at attention. May we not pray for that which we are not willing to pay the price for receiving. When we pray for strength, you put us through trials and temptations to develop strength. May this legislature have both inner and outer integrity and a consistency of character commensurate with the just laws which they wish to initiate.

In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Moulton, Nore and Waldron, who were excused.

Corrections for the Journal

Page 164, line 16, delete "77-501" and insert "77-511".

Page 166, line 32, delete "William W." and insert "William M.".

The Journal for the Eleventh Day was approved as corrected.

UNANIMOUS CONSENT—Change Hearing Rooms

Mr. Harsh asked unanimous consent to hold the Public Hearing of the Education Committee in the West Chamber this afternoon instead of the Supreme Court Hearing Room. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 117. Placed on Select File as amended.

E and R amendment to LB 117:

1. In section 1, line 12, strike "board" and insert "~~board~~ *department*".

LEGISLATIVE BILL 118. Placed on Select File as amended.

E and R amendment to LB 118:

1. In section 1, strike the comma at the end of line 10 and show the same as stricken; and strike beginning with the comma in line 14 through the comma in line 15 and show the same as stricken.

LEGISLATIVE BILL 119. Placed on Select File as amended.

E and R amendments to LB 119:

1. In section 2, lines 10 and 15, section 3, lines 5, 23, and 28, section 4, line 3, and section 6, line 3, strike "the Department of" and show the same as stricken.

2. In section 7, line 58, strike "reservation" and insert "~~reservation~~ *preservation*".

3. In section 10, line 15, strike "may" and insert "must" as in the statutes.

LEGISLATIVE BILL 120. Placed on Select File.

LEGISLATIVE BILL 121. Placed on Select File.

LEGISLATIVE BILL 101. Correctly engrossed.

LEGISLATIVE BILL 102. Correctly engrossed.

LEGISLATIVE BILL 103. Correctly engrossed.

LEGISLATIVE BILL 104. Correctly engrossed.

(Signed) Wayne Ziebarth, Chairman

NOTICE OF COMMITTEE HEARINGS

Education

LB 241	Wednesday, January 29, 1969	2:00 p.m.
LB 242	Wednesday, January 29, 1969	2:00 p.m.

LB 251	Wednesday, January 29, 1969	2:00 p.m.
LB 275	Wednesday, January 29, 1969	2:00 p.m.
LB 181	Monday, February 3, 1969	2:00 p.m.
LB 188	Monday, February 3, 1969	2:00 p.m.
LB 205	Wednesday, February 5, 1969	2:00 p.m.
LB 215	Wednesday, February 5, 1969	2:00 p.m.
LB 216	Wednesday, February 5, 1969	2:00 p.m.
LB 7	Tuesday, February 11, 1969	2:00 p.m.
LB 60	Tuesday, February 11, 1969	2:00 p.m.
LB 62	Tuesday, February 11, 1969	2:00 p.m.
LB 63	Tuesday, February 11, 1969	2:00 p.m.
LB 64	Tuesday, February 11, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

UNANIMOUS CONSENT—Withdraw Bills

Mr. Skarda renewed his pending request found in the Legislative Journal for the Eleventh Day to withdraw LB 336. No objections. So ordered.

Mr. Carpenter renewed his pending request found in the Legislative Journal for the Eleventh Day to withdraw LB 13. No objections. So ordered.

Mr. Carstens renewed his pending request found in the Legislative Journal for the Eleventh Day to withdraw LB 135. No objections. So ordered.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Carpenter asked unanimous consent to add the name of Mr. Waldo to LB 391 and LB 401. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 357

Mr. Keyes asked unanimous consent to withdraw LB 357.

Laid over.

UNANIMOUS CONSENT—Withdraw LB 221

Mr. Luedtke asked unanimous consent to withdraw LB 221.

Laid over.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 49	Tuesday, January 28, 1969	2:00 p.m.

LB 72	Tuesday, January 28, 1969	2:00 p.m.
LB 73	Tuesday, January 28, 1969	2:00 p.m.
LB 74	Tuesday, January 28, 1969	2:00 p.m.
LB 204	Tuesday, January 28, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

Member Excused

Mr. Klaver asked unanimous consent to be excused Thursday and Friday (January 23 and 24). No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Warner asked unanimous consent that the proceedings of the Memorial Service for the late Senator Matzke be made part of the Legislative Journal. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 428. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 71-2608, Reissue Revised Statutes of Nebraska, 1943, relating to the State Board of Health; to provide that the State Board of Health shall fix the compensation of the Director of Health; and to repeal the original section.

LEGISLATIVE BILL 429. By Rudolf C. Kokes, 41st District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend sections 70-646, 70-649, and 70-657, Reissue Revised Statutes of Nebraska, 1943, relating to public power and irrigation districts; to extend the power of sale to a nonprofit cooperative corporation domesticated in Nebraska as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 430. By Robert L. Clark, 47th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 76-902, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to provide an exception to the tax on deeds to family corporations as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 431. By Rudolf C. Kokes, 41st District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT relating to rural and suburban fire protection districts; and to provide a method for dividing such districts into two or more districts.

LEGISLATIVE BILL 432. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 76-903, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to provide that fifty per cent of the tax on the transfer of title to real estate shall be allocated to counties; and to repeal the original section.

LEGISLATIVE BILL 433. By Lester Harsh, 38th District.

A BILL FOR AN ACT relating to lobbying; to require political subdivisions to publish any expenses incurred in lobbying; and to provide a penalty.

LEGISLATIVE BILL 434. By Lester Harsh, 38th District.

A BILL FOR AN ACT relating to revenue and taxation; and to authorize cities and villages to levy a tax on cigarettes.

LEGISLATIVE BILL 435 By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 16-814, 16-816, 16-818, 16-828, 16-829, 16-830, 16-832, and 16-837, Revised Statutes Supplement, 1967, relating to cities of the first class; to eliminate from the Off-Street Parking District Act provisions relating to special assessments; to limit the mill levy in such districts; to provide that revenues from on-street parking meters may be pledged for retirement of bonds; to change the percentage of property owners required for protests in certain instances; to repeal the original sections, and also sections 16-825, 16-826, and 16-827, Revised Statutes Supplement, 1967; and to declare an emergency.

LEGISLATIVE BILL 436. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to civil procedure; to provide for attorney fees to be taxed as part of the costs when any person, partnership, or corporation recovers a judgment against a political subdivision of this state.

LEGISLATIVE BILL 437. By Lester Harsh, 38th District.

A BILL FOR AN ACT relating to sales; to provide for avoidance of certain contracts or sales as prescribed; and to provide a penalty.

LEGISLATIVE BILL 438. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1254, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to revise provisions for termination of a teacher's contract in Class I, II, III and VI districts; to provide procedures for discharge of a teacher in such districts; to provide for appeals from termination and discharge; and to repeal the original section.

LEGISLATIVE BILL 439. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1256, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide procedures for termination of contracts of teachers in fourth and fifth class school districts; and to repeal the original section.

LEGISLATIVE BILL 440. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 70-642.02, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide an exception for directors interested in any contract of the district as avoiding the obligation as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 441. By Elmer Wallwey, 17th District, Rudolf C. Kokes, 41st District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 70-625.02, 70-626.02, 70-626.03, and 70-626.04, Revised Statutes Supplement, 1967, relating to public power and irrigation districts; to change the policy of electric transmission facilities and interconnections; to provide for duties of a generation power agency as prescribed; to provide for surplus capacity in transmission facilities; to provide for settlement of a disagreement between generating agencies and use of transmission lines and facilities; and to repeal the original sections.

LEGISLATIVE BILL 442. By John E. Knight, 26th District.

A BILL FOR AN ACT relating to public health; to provide for rules and regulations for adopting a plumbing code as prescribed; to provide for permit and registration fee; to provide for violations; and to provide penalties.

LEGISLATIVE BILL 443. By Willard H. Waldo, 31st District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend section 71-1,162, Revised Statutes Supplement, 1967, relating to veterinarians; to add qualifications for licensed veterinarians as prescribed; to provide for exemptions; and to repeal the original section.

LEGISLATIVE BILL 444. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 43-202, Reissue Revised Statutes of Nebraska, 1943, relating to juvenile court; to provide that appeal to the district court shall not stay the enforcement of any order of probation entered in the juvenile court; and to repeal the original section.

LEGISLATIVE BILL 445. By Donald Elrod, 35th District and William F. Swanson, 27th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 2, of the Constitution of Nebraska, relating to taxation; to provide that the value of a home owned and actually occupied by a veteran who is totally and permanently disabled as a result of military service during time of war shall be exempt from taxation as the Legislature shall prescribe; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 446. By Donald Elrod, 35th District and William F. Swanson, 27th District.

A BILL FOR AN ACT relating to taxation; to provide a homestead tax exemption for certain disabled veterans as prescribed.

LEGISLATIVE BILL 447. By Fern Hubbard Orme, 29th District; William F. Swanson, 27th District; John E. Knight, 26th District; Harold D. Simpson, 46th District and Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 39-750, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to redefine the rules of the road pertaining to turns at intersections; and to repeal the original section.

LEGISLATIVE BILL 448. By Fern Hubbard Orme, 29th District; William F. Swanson, 27th District; John E. Knight, 26th District and Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 39-728, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to redefine the rules of the road pertaining to right-of-way; and to repeal the original section.

LEGISLATIVE BILL 449. By C. W. Holmquist, 16th District; Rudolf C. Kokes, 41st District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 70-604.02, Revised Statutes Supplement, 1967, relating to public power and irrigation districts; to change the description of operating areas as prescribed; and to repeal the original section.

LEGISLATIVE BILL 450. By William F. Swanson, 27th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 77-2353, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide additional investments for public power districts; to provide additional conditions for investment of funds; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 451. By Henry F. Pedersen, Jr., 4th District; Fred W. Carstens, 30th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public utilities; to limit the amount of money which may be expended for advertising by public power and irrigation districts, electric cooperative corporations, rural power districts, public utilities districts, metropolitan utilities districts, and municipalties selling electricity or gas.

LEGISLATIVE BILL 452. By Leslie Robinson, 36th District; Elmer Wallwey, 17th District; Leslie A. Stull, 49th District and Irving F. Wiltse, 1st District.

A BILL FOR AN ACT to amend section 85-195, Revised Statutes Supplement, 1967, relating to state colleges; to permit the purchase of retirement annuity contracts for employees; to change the name of state normal schools as prescribed; to change the name of the Board of Education of State Normal Schools; and to repeal the original section.

LEGISLATIVE BILL 453. By Leslie Robinson, 36th District; Edward R. Danner, 11th District; Harold D. Simpson, 46th District and Fred W. Carstens, 30th District.

A BILL FOR AN ACT to appropriate six hundred forty thousand dollars from the State Building Fund to the Department of Public Institutions to construct a gymnasium at the Boys' Training School for the biennium ending June 30, 1969; and to declare an emergency.

Ease

The Legislature was at ease from 10:00 a.m., until 10:45 a.m.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 454. By Fern Hubbard Orme, 29th District and John E. Knight, 26th District.

A BILL FOR AN ACT relating to dogs; to define terms; to provide a procedure for vaccination of dogs against rabies as prescribed; to provide duties for certain officers and departments as prescribed; to provide for unlawful acts; to provide for exceptions; to provide for violations; to provide penalties; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 455. By Donald Elrod, 35th District; Fred W. Carstens, 30th District; George Syas, 13th District; Sam Klaver, 9th District; E. Thome Johnson, 15th District; Leslie Robinson, 36th District and Ellen Craft, 45th District.

A BILL FOR AN ACT to amend section 48-657, Reissue Revised Statutes of Nebraska, 1943, relating to employment security; to provide for priority as prescribed for liens filed by the Commissioner of Labor for delinquent contributions to the Unemployment Compensation Fund; and to repeal the original section.

LEGISLATIVE BILL 456. By Donald Elrod, 35th District; Fred W. Carstens, 30th District; George Syas, 13th District; Sam Klaver, 9th District; E. Thome Johnson, 15th District; Leslie Robinson, 30th District and Ellen Craft, 45th District.

A BILL FOR AN ACT to amend section 48-628, Reissue Revised Statutes of Nebraska, 1943, relating to employment security; to modify disqualification provisions for unemployment benefits; and to repeal the original section.

LEGISLATIVE BILL 457. By Donald Elrod, 35th District; Fred W. Carstens, 30th District; George Syas, 13th District; Sam Klaver, 9th District; E. Thome Johnson, 15th District; Leslie Robinson, 36th District and Ellen Craft, 45th District.

A BILL FOR AN ACT to amend sections 48-624 and 48-669, Reissue Revised Statutes of Nebraska, 1943, relating to employment security; to extend the unemployment benefit table; to provide for transition; and to repeal the original sections.

LEGISLATIVE BILL 458. By Donald Elrod, 35th District; Fred W. Carstens, 30th District; George Syas, 13th District; Sam Klaver, 9th District; E. Thome Johnson, 15th District; Leslie Robinson, 36th District and Ellen Craft, 45th District.

A BILL FOR AN ACT to amend section 48-630, Reissue Revised Statutes of Nebraska, 1943, relating to employment security; to provide when unemployment benefits may be paid while an appeal is pending; and to repeal the original section.

LEGISLATIVE BILL 459. By George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 5, of the Constitution of Nebraska, relating to the judicial districts; to provide for redistricting of Supreme Court judicial districts; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 460. By John E. Knight, 26th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 8-141, Revised Statutes Supplement, 1967, relating to banks; to provide exceptions to the limit on loans to certain individuals as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 461. By W. H. Hasebroock, 18th District and John E. Knight, 26th District.

A BILL FOR AN ACT to amend section 8-147, Revised Statutes Supplement, 1967, relating to banks; to provide that indirect obligations of the United States government and obligations guaranteed by agencies of the United States government shall be excluded in computing the maximum amount of loans and investments that a bank may own; to provide that a bank may borrow money and pledge indirect obligations of the United States government and obligations guaranteed by agencies of the United States government as security therefor; and to repeal the original section.

LEGISLATIVE BILL 462. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 71-4103, 71-4104, and 71-4105, Revised Statutes Supplement, 1967, relating to public health; to fix the amount of bond for a person applying to dispose of solid wastes as prescribed; to eliminate an application fee; to eliminate the annual fees; and to repeal the original sections.

LEGISLATIVE BILL 463. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 81-116, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to extend vacation time to employees as prescribed; and to repeal the original section.

LEGISLATIVE BILL 464. By Fern Hubbard Orme, 29th District; Henry F. Pedersen, Jr., 4th District; Leslie Robinson, 36th District; Harold T. Moylan, 6th District; Ellen E. Craft, 45th District; Donald Elrod, 35th District; Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District; Florence B. Reynolds, 14th District; C. F. Moulton, 8th District; John E. Knight, 26th District; Eugene T. Mahoney, 5th District; Sam Klaver, 9th District; Edward R. Danner, 11th District; Bill K. Bloom, 20th District and William F. Swanson, 27th District.

A BILL FOR AN ACT relating to reorganization of the executive branch of the state government; to provide for the transfer of powers, duties, and functions from the Department of Agriculture to the Department of Health with respect to administration of the registration and inspection of hotels, rooming houses, boarding houses, apartment houses, tourist camps, motels, or restaurants in the State of Nebraska, as provided in sections 41-101 to 41-121, Reissue Revised Statutes of Nebraska, 1943; and to authorize the Revisor of Statutes in future supplements to the Reissue Revised Statutes of Nebraska, 1943, and in the reissue of permanent volumes of the Revised Statutes of Nebraska, 1943, to substitute the names of appropriate departments and officers in accordance with the transfer and allocation of powers, duties, and functions provided by this act.

LEGISLATIVE BILL 465. By Fern Hubbard Orme, 29th District; Leslie Robinson, 36th District; Harold T. Moylan, 6th District; Ellen E. Craft, 45th District; Donald Elrod, 35th District; William F. Swanson, 27th District; Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District; Florence B. Reynolds, 14th District; Eugene T. Mahoney, 5th District; Bill K. Bloom, 20th District; C. F. Moulton, 8th District; John E. Knight, 26th District; Sam Klaver, 9th District and Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to state administrative departments; to provide for the transfer of powers, duties, and functions from the Department of Agriculture to the Department of Health with respect to administration of sections 81-2,111 to 81-2,121, Reissue Revised Statutes of Nebraska, 1943, as amended; and to provide duties for the Revisor of Statutes.

LEGISLATIVE BILL 466. By C. W. Holmquist, 16th District; Elmer Wallwey, 17th District and Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT to amend section 70-604.05, Revised Statutes Supplement, 1967, relating to public power; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 467. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-4,149, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to prohibit expenditure of school funds for membership dues in any association of school boards or boards of education; to provide for enforcement; and to repeal the original section.

LEGISLATIVE BILL 468. By Terry Carpenter, 48th District; Bill K. Bloom, 20th District; William R. Skarda, Jr., 7th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 48-217, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to delete the prohibition of the agency shop; and to repeal the original section.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Waldo asked unanimous consent to add the name of Mr. Kennedy to LB 440. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 53	Wednesday, January 29, 1969	2:00 p.m.
LB 55	Wednesday, January 29, 1969	2:00 p.m.
LB 56	Wednesday, January 29, 1969	2:00 p.m.
LB 57	Wednesday, January 29, 1969	2:00 p.m.
LB 97	Wednesday, January 29, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

Miscellaneous Subjects

LB 17	Thursday, January 30, 1969	2:00 p.m.
LB 85	Thursday, January 30, 1969	2:00 p.m.
LB 87	Thursday, January 30, 1969	2:00 p.m.
LB 182	Friday, January 31, 1969	2:00 p.m.
LB 224	Friday, January 31, 1969	2:00 p.m.
LB 261	Friday, January 31, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Banking, Commerce and Insurance

LB 46	Monday, February 10, 1969	2:00 p.m.
LB 47	Monday, February 10, 1969	2:00 p.m.
LB 45	Monday, February 17, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
378	Public Health and Welfare
379	Public Works
380	Public Health and Welfare
381	Government and Military Affairs
382	Revenue
383	Revenue
384	Agriculture and Recreation
385	Revenue
386	Revenue
387	Revenue
388	Revenue

(Signed) John E. Everroad,
Lieutenant Governor

MEMORIAL SERVICE

In Memory of the Late Senator Stanley A. Matzke

Messrs. Holmquist and Hasebroock escorted Governor Norbert T. Tiemann to the rostrum.

Mrs. Orme and Messrs. Clark and Adamson escorted the family of Mr. Matzke into the Chamber.

Dr. Palmer: Let us look to God in prayer. You may remain seated. Oh, Lord, our God, Thou hast been our dwelling place in all generations. From everlasting to everlasting, Thou art God and we are Thy children, creatures of Thy hand, spirit of Thy life. So we come to Thee now, as naturally as children would come, knowing that Thou art here already with us to give us comfort and strength. We remember this day, Thy servant, our friend and colleague, Stanley Matzke. We pray for all who loved him and those in turn whom he loved and served. Above them may there be the mantle of Thy love and beneath them the sustaining power of Thine everlasting arms. We commit ourselves together to Thy care and we rest ourselves in the strength that thus far has led us on the journey of our lives. Grant us to walk this day in dignity and to face the morrow with courage. Our Father Who art in heaven, hallowed be Thy name, Thy Kingdom come, Thy will be done on earth as it is in heaven. Give us this day our daily bread and forgive us our debts as we forgive our debtors. And lead us not into temptation, but deliver us from evil, for Thine is the kingdom and the power and the glory forever and ever more. Amen.

Senator Knight: Correctly Senator Stan Matzke is considered the father of post-high vocational education in the State of Nebraska. Almost forgotten in this common recognition, however, is the continued struggle that was his, not simply to keep the school at Milford alive, but the continued struggle that was his as both Senator and citizen to keep this concept alive in our state. Stan put it in layman's language when he said "When a man discovers that he can make two or three bucks an hour, he becomes interested in getting an education." Today it's commonplace to recognize the validity and importance of this concept in our state. So we readily acknowledge our indebtedness to Stan for his foresight, for his revelancy, for his perseverance. Often lost sight of in this deserved recognition, however, is the contribution that Stan Matzke made to all of higher education. A close friend of several chancellors and college presidents, he, nevertheless, was willing to challenge academic tradition. Without guile he moved among the professors helping them to put their feet back on the ground with penetrating questions and analyses. A friend and counselor, not only to these academic people, he was also a friend and counselor to college age youth. He found in them a great hope and great expectation and real excitement. Yet he was willing to puncture their academic egos in order that we might put things in proper perspective. Whatever the field, I found in Stan that that which was most consistent, and over the long haul most impressive, was his sincere concern for all of education and that it be relevant in the eyes and in the lives of those most intimately involved. Disdainful of a 'stand pat' attitude, Stan pressed for sound planning and for teaching which would challenge the students. William James defined the objective of American education in a way that, at least to me, befits the mind and actions of Stan. "What higher education should at least try to give us is a general sense of what, under various disguises, superiority has always signified and may still signify. The admiration of the really admirable, the distaste for what is cheap and trashy and impermanent. And that is the better part of what men know as wisdom." Senator Stan Matzke, a gifted man with rare insight into the educational needs of our town. A gifted man with deep concern that we plan well for tomorrow. We keenly appreciate the privilege of having shared with him in these high endeavors.

Senator Kremer: WHAT DID SENATOR STAN MATZKE SEE? To me, Stan fully carried his share of the load in making Nebraska the great state that she is and the state she is yet to be.

I can visualize him standing in his back yard during the early thirties, the days of the great drouth, and looking up into the sky, black with swirling dust, dirt so thick that the afternoon sun was barely visible. Day after day it was the same—very little rain—crops drying up—the soil blowing away. As a result of these trying days, he saw many fellow Nebraskans sell their places and interests and seek greener fields, but in Stan's mind things began to take shape. "This is a good soil—this is a fertile land—there must be ways to anchor this good soil. There must be ways to capture and hold the rain that falls and to apply it to the land, causing it to bring forth its increase." I believe Stan saw the potential of Nebraska and even though he may have been tempted with those who were migrating to other places, his decision was to stay and give himself to making Nebraska a state of plenty and prosperity. Through the organizations he was a part of and through personal dedication, Stan has seen many of his dreams and visions become a reality.

Then, of course, there were times when rain came in abundance, —rainfall so heavy that homes were swept away, and again Nebraska's good soil was on the move, this time by water. Again, Stan visualized ways to harness this giant, and he lent himself to encouraging and working with others to build dams, terraces and waterways, to stop this destruction, and in place create areas of recreation and turn our creeks and streams into the greatest possible good use.

Senator Matzke was a member of the State Irrigation Association, the State Reclamation Association, and other organizations dedicated to the development and conservation of Nebraska's natural resources. He gave much of his time and talent to carrying out the objectives of these groups.

In recent meetings where I have heard Stan speak, and in personal conversations with him, I believe he was saying, "You still haven't done everything that needs to be done; Nebraska is a great state and she is going to be still greater. She has great natural resources—take good care of them—use them wisely and you have yet to see what Nebraska is going to be."

Senator Marvel: The Nebraska Unicameral, by virtue of its unique structure, provides for the most closely-knit group of Legislators in the country. We undoubtedly know more about the weaknesses and strengths, interests and background of each other than any other similar group representing a legislative branch. Consequently we can have tremendous influence over the lives of the other 48 as we work together in the midst of democratic conflict week after week and month after month. Operating even more like a family, or at least as a group of relatives, is the basic unit of any state government more especially in Nebraska, The Standing Committee. In the midst of this important group, a member can really sense the impact of his or her hours of toil of statesmanship. Stan Matzke left his imprint upon the lives of each of the eight members of the Budget Committee. He reminded us that while we are not infallible, we each had an inner strength which gave us the opportunity to make a unique contribution to the welfare of Nebraska. He never allowed the chairman to be too much impressed or upset with titles, degrees or newspaper articles. He strove to keep all of us down to earth, especially in the area of education, conservation, and agricultural research.

In the midst of Committee controversy, he would make most effective his substantial contribution to compromise from lessons learned by him as the result of valuable experience as a husband, a father, a grandfather, a lawyer, an officeholder, a lobbyist, a newspaperman and an executive. In short, a politician. His varied experience was invaluable in his service to the Committee on many sub-committee assignments which were designed to bring the loose ends of budgeting together into a meaningful pattern. Finally Stan, constantly seeking progress through legislation, reminded me of the importance of a sense of humor saying only last week "Mr. Chairman, this year you promised me that we could finally have a little fun." He taught us, by example, persistence, humility, patience, compromise without losing integrity or principle, tolerance and finally, optimism for the future. We in the Nebraska Legislature, and on the Budget Committee, as individuals and in our decisions, are better for his having served with us and for his having left us with this message. He was one of us in the peculiar brotherhood which unites Legislators in a Body such as this. He had an individual contribution to make and he made it because he was an active Legislator and a statesman. He has changed perceptively the character of this Body. It bears his imprint as it will bear yours and mine, my friends.

Senator Proud: Senator Matzke was not much of one for pomposity or stuffed shirt. He took the wind out of my sails several times and I think, I hope, I'm a better man for it. I remember when we were out at Kearney one time speaking on an issue which was not necessarily popular in this Body, he was introduced and the introducer went through a long list of Stan's accomplishments and his titles. When he finished, Stan said "Just a minute. You forgot one thing. At one time I was a Notary Public." Stan would not want me to get up here and speak for half an hour, even if it were all in praise of him. Whenever I would get too wordy, he would, by some appropriate indicator, signal me that it was time to sit down. One time, if I recall correctly, he stomped on my foot. There were times, of course, when I voted contrary to his position, yet rarely, in all the time that we sat side by side in this chamber, did he ask me personally to vote for one of his bills. He made his case based on logic and common sense here on the floor of this chamber before all of us and he made it well. He had an innate way of knowing those who he could trust and those that he could not. Seldom was he wrong. Senator Matzke was not only a superior legislator; he was a wonderful family man. He had a sense of humor and he knew how to live. When it came to legislation, Stan Matzke was not interested in personalities. He was basically concerned with issues. If he had some word to leave with us it might be "Cut out the petty bickering. Don't decide issues based on personal grudges or friendships. Decide them on the merits. Do what you damn well think is right and full steam ahead."

Speaker Warner: Today we have properly set aside this memorial period as a tribute to our former colleague as a distinguished Nebraskan and as a friend.

I think we can look at any phase of Stan Matzke's career at any time and be impressed by the qualities of fore-sight and dedication to a belief which he so clearly demonstrated and manifested.

Robert Browning once wrote "No work begun shall ever pause for death."

The many "works" that Stan Matzke began have grown, ripened, re-seeded and grown again. His "works" have gained the enthusiasm of others to carry on. His contribution to youth, education, conservation and the many aspects of Nebraska life in which he held an interest will continue as a living memorial to him.

At the passing of a friend we frequently remember the good times, kindnesses, the word of advice and counsel.

I remember Stan for times of joy, for understanding in times of sorrow in my own family. I recall riding with him for three days on a tour of the Central Public Power District. I remember our talks on that trip; his knowledge of Nebraska's history, his vision for Nebraska's future, but most of all I remember the inspiration he was to me. And so was Stan an inspiration to many others.

He gave meaning to the words inscribed on our state capitol "Honor to the Pioneer who broke the sod so men to come might live."

He broke the sod for progress in many areas and built the foundations from which we the living must build if the efforts of he who has passed on before us are not to have been spent in vain.

It has been written, "There is a destiny that makes us brothers,
None goes his way alone,
All that we send into the lives of others
Comes back into our own."

Stan Matzke had a full life because he gave so much to others.

Governor Tiemann: I'd like to quote one paragraph from a book by a former Nebraskan, Wright Morris.

The name of the book is "God's Country, My People."

Sometime before this landscape became a state, it was a state of mind. The land itself was chipped so the waters flowed eastward. Where they flowed underground they called it Nebraska. There were few records. There was no history. Time was reckoned according to the plagues and blizzards. The Territory itself was not yet a part of the Union and only the hand of God had shaped it. That was what the grandfather found pleasing, if not his bride. He crossed the wide Missouri on a ferry and traveled west by wagon along the Platte Valley. Antelope were seen. Wolves were reported. Beyond the dry river rose the coast of Nebraska. A scud blowing on the sea of wind whipped grass. Its color varied where the buffalo had been slaughtered and the hides had been stacked. Under the grass were the wheel marks of the wagons; the mounds of rude graves. Flowers without names grew along the wayside. Between the leaves of her Bible she pressed those that bloomed only at night. Grandfather had an eye for further details. Many things would come to pass. The nature of the place would remain a matter of opinion. A log drying in the sun or the dry bed of a river seen from space.

Stan Matzke labored a lifetime to make many things come to pass. His love for Nebraska and her people was deep and lasting. His affection was genuine. He cared not what others thought or whispered as long as he knew that what he did and said was right. He did not bow to political pressures although that might have been the easiest thing to do and would not yield because he possessed a quiet courage and a logical mind; an understanding of people. To say that he will be missed is too trite. It is better to say that his labors and his deeds will be measured against the man and in that measurement Nebraska and her people will have grown.

Rev. Charles Stephen:

These lines are from the poet, John Holmes.
Death this year has taken men whose kind we shall not see again.

Pride and skill and friendliness; wrath and wisdom and delight are shining still but shining less and clouded upon the sight.

Time will show them clear again. Time will give us other men with names to write in burning gold when they are great and we are old. These were royal harvests rare. Memory keeps with loving care

Deeds they did, tales they told, but living men are hard to spare.

We buried Senator Stanley Matzke yesterday, a fact that still seems unreal to our minds and our hearts. It seems unreal here in these chambers which he loved so much that he is not among us. The emptiness of his desk reminds us of our loss. He belonged here and felt comfortable within this Legislature; he had good friends here; he had colleagues who depended upon him and upon whom he depended. People expected from him words of moderation and of rationality.

One of John Kennedy's favorite authors was the Englishman, John Buchan, who in his autobiography wrote these words, words that the Kennedy family knew well:

> "Public life is the crown of a career, and to young men it is the worthiest ambition. Politics is till the greatest and most honorable adventure."

Politics was such an adventure with Stan, a great and honorable adventure. But all of life was an adventure for Stan. He was a man with a thirst for people and ideas. And he brought these attributes to a life of public service. Here, he knew, was an opportunity to serve, to influence, to make real the ideals of a lifetime. Here, too, was an opportunity to help raise the quality of democratic institutions. A free society requires free men, and Stan Matzke was free, free from the contaminations of the too rigid orthodoxies of our day, free from the contaminations of tradition and race and color and nationality, prejudices and narrowness of little men. He rose above these; as a responsible man, he was responsive to the best that is in us as a people, and he contributed a lifetime toward the improvement of the democratic dialogue.

Stan was a man who never stopped growing. He continued to learn, to broaden himself, to change. He was for all of his long and good life a young man. Oliver Wendell Holmes, Jr. once observed:

> As life is action and passion, it is required of a man that he should share the passion and action of his time, at peril of being judged not to have lived.

Within these chambers, at the Vocational Technical School at Milford, throughout the state of Nebraska, at his farm, in the lives of countless people of all walks of life, and in the hearts of those who knew and loved him most, Stan Matzke is judged to have lived, and to have lived long and lived well. His life was action and passion; it was dreams and vision; it was responsibility and the slow and patient building for tomorrow.

Stan Matzke fed this state and its people with the commitment of his life and its high purposes. He nourished those who loved him. He will be sorely missed; yet there is in this place, and in this state, and in our hearts something of Stan that is never going to die.

Dr. Robert Palmer: From among the many who have known Stan Matzke and loved him, we few have had the opportunity of speaking something in his memory and, yet, no matter how large an assortment of voices might be arranged, you who are here know so very well that none could possibly hope to encompass the wide scope of his interests or adequately to cover the accomplishments of this man for all seasons. It is for us not to forget that there is a vacant chair in this assembly, a vacant place in the hearts and minds of so many, but rather to do as I think he would have us do—to give thanks for all that has been done thus far—to seize this day and make the very most of it—and so to plan for the future that it might be better than today. Of men such as this, the writer of Ecclesiastes has said centuries ago, "Let us now honor famous men and our fathers who bore us. For the Lord hath brought great glory by them. Through His power, those who did their office in their kingdoms, men who were known for their abilities, who gave counsel by their understanding, who prepared for the future, men who were leaders of the people by virtue of their counsel, by their knowledge and understanding, these were honored in their generations, these were the glory of their times. There be of them that have left a name behind them that their praises might be reported, these were merciful men whose righteousness shall not be forgotten. With their seed shall continually remain a good inheritance. Their bodies are buried in peace, but their name liveth forevermore. The people will tell of their wisdom and all the people will give thanks for their lives." We may therefore say with James Russel Lowell that "we cannot think of him as wholly gone, but the better part of him is with us still, the soul its hampering clay aside has thrown and only fear wrestles with the ills, Thou livest in the life of all good things, what words thou spakest truth shall never die. Thou sleepest not, for now thy love hath wings to soar where hence thy hope could hardly fly. And often from that other world on this some gleams from great souls gone before may shine. To shed on struggling hearts a clearer bliss and close the right with luster more divine." With gratitude for Stan's life, with faith in God, with a love for each other, as we have commanded him to God's care, may we now command ourselves and our souls and our families our fortunes and our futures praying that we likewise may so live dedicating the best of our abilities, doing justly, loving mercy and walking humbly with God and man, that as our time may come—soon or late—we, as well, may hear our Father's benediction "Well done, thou good and faithful servant. Enter thou into the joy of thy Lord." Let us all pray. Eternal spirit, from whom we have come, to whom we belong, and in whose service is our peace, even in the very presence of death our first word to thee is thanks for Thine unnumbered mercies, for the memory of loved ones now departed in whom we have seen the light of Thy presence, we thank Thee for victories of character over trial, of courage over difficulty, of faith over sorrow. For all souls who have done justly, loved mercy and walked humbly with their God, we are grateful to Thee. Grant us now such spiritual triumph in the memory of our loved one, Thy servant, Stan Matzke, in whose character and years of service we rejoice, that in our hearts death may be swallowed up in victory. Thou art the God of the living, with Thee there is no death. Our departed who have passed out of our sight are at home with Thee forevermore. As Thou did not lose them in giving them to us, so have we not lost them by their return to Thee. Deepen in us this faith in life eternal. Our Father we need strong comfort amid the perplexities and sorrows of this, our difficult and mysterious pilgrimage called life. Around our transiency throw the horizons of Thine everlasting care and comfort us, not only with Thy nearness, but with thy greatness, oh Thou who from everlasting to everlasting art our God. And now let Thy mercy rest upon us, a company, a family of friends and colleagues who today remember with grateful affection Thy servant who has departed this life. For his uprightness of character, his fidelity and loyalty, thanks be to Thee. For his devotion to his family, his wife and children, grandchildren, his generous good will to his friends, his patriotism as a citizen, his unselfishness as a senator, his high honor as a man, thanks be to Thee. For the many years of able service which he has rendered to many a worthwhile cause, we thank Thee. Give now, especially to those who most intimately mourn his going, wide margins of comfort around their spiritual need and deep wells from which to draw their consolation and strength. Once more we find ourselves standing upon the shore of the sea and bidding farewell to a ship that loses itself over the rim of the world. Oh, God give fair voyaging and safe harbor and as we stand upon this nearer shore and bid farewell, grant us the faith to hear Thy voice which on yonder shore cries "welcome, welcome home." Oh, Lord support us, each one, all the days of our lives until for us the shadows lengthen and the evening comes and the busy world is hushed and the fever of life is over and our work is accomplished. Then in Thy mercy grant us a safe lodging, a holy rest and peace at the last. And so may the peace of God that passeth all understanding keep our hearts and minds in the knowledge and love and truth of God and of his Son, Jesus Christ, our Lord and the blessing of God Almighty, Father, Son and Holy Sprit be with us and remain with us and those whom we love and serve both now and for all the generations to come. Amen.

Lt. Gov. Everroad: Might I say in conclusion that some fifteen years ago I met Stan Matzke at the tech school at Milford and I have heard him say in an address that he made that night that we want to make Nebraska a better place to live. Let's give it that little extra effort. I'm sure that Stan Matzke is saying to us right now as citizens of Nebraska and as lawmakers "Let's make Nebraska a better place to live. Let's give it that little extra effort." Thank you.

The Committee escorted the family from the Chamber into the West Lounge.

Governor Tiemann was escorted from the Chamber.

Adjournment

At 11:46 a.m., on a motion by Mr. Elrod, the Legislature adjourned until 10:00 a.m., Thursday, January 23, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 23, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, as our inward thoughts in this moment reveal our souls, so also shall the words we speak on this floor, and the decisions we make as leaders of the people. May these Senators, therefore, have about them a sense of history and a knowledge of the past. May they remember how others have acted in similar times of crisis and decision, but free us from a mere worship of old decisions so that we may not be coasting in a day like this, but rather marking new trails of needed action today.

In thinking of Thee, no thought is lost; may we think on. In talking with Thee, no words are lost; may we talk on. In working with Thee, no energy is lost, may we work on, by the power of Thy spirit. Amen.

The roll was called and all members were present except Messrs. Klaver, Moulton and Pedersen, who were excused and Mrs. Orme and Mr. Waldron, excused until 11:20 a.m.

Corrections for the Journal

Page 173, line 20, delete the period and quote at the end of the line and insert a quote and period.

Page 180, line 7, correct spelling of "ease".

Page 185, line 26, insert "and ever" before the word "more".

The Journal for the Twelfth Day was approved as corrected.

UNANIMOUS CONSENT—Committee Meeting

Mr. Simpson asked unanimous consent to hold a meeting of the Rules Committee at 1:00 p.m. today in the West Lounge. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Name

Mr. Waldo asked unanimous consent to withdraw the name of Mr. Kennedy from LB 440. No objections. So ordered.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Waldo asked unanimous consent to add the names of Messrs. Robinson and Kennedy to LB 443. No objections. So ordered.

Mr. Elrod asked unanimous consent to add the name of Mr. Mahoney to LB 445 and LB 446. No objections. So ordered.

Member Excused

Mr. Waldo asked unanimous consent to be excused for one hour. No objections. So ordered.

Message from the Governor

January 22, 1969

Mr. Speaker, Mr. President
and Members of the Legislature

Gentlemen:

Please be informed that I have made the following appointments requiring Legislative confirmation:

State Employees Retirement Board

Hodge L. Jones, Jr., Omaha, re-appointed for a three year term.
P. Merle Humphries, Lincoln, re-appointed for a three year term.

Game and Parks Commission

Floyd Stone, Alliance, appointed for a six year term, replacing Martin Gable, effective January 15, 1969.

(Signed) Norbert T. Tiemann
Governor

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

The Committee on Committees will meet at 1:15 PM on Tuesday, January 28, 1969 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann, as follows:

Dr. Philip Heckman—Educational Television Commission
Lee Wells—Game and Parks Commission

Warren Bosley, M.D.—State Board of Health
Dale Tinstman—Nebraska Investment Council
John M. Thornton—Personnel Director

(Signed) William M. Wylie
Chairman

Labor

LB 15	Wednesday, January 29, 1969	2:00 p.m.
LB 61	Wednesday, January 29, 1969	2:00 p.m.
LB 70	Wednesday, January 29, 1969	2:00 p.m.

(Signed) Donald Elrod
Chairman

Salaries and Claims

LB 295	Thursday, January 30, 1969	2:00 p.m.
LB 317	Thursday, January 30, 1969	2:00 p.m.

(Signed) Rudolf C. Kokes
Chairman

Public Works

LB 282	Wednesday, January 29, 1969	2:00 p.m.
LB 161	Wednesday, January 29, 1969	2:00 p.m.
LB 270	Thursday, January 30, 1969	2:00 p.m.
LB 272	Thursday, January 30, 1969	2:00 p.m.
LB 273	Thursday, January 30, 1969	2:00 p.m.
LB 293	Friday, January 31, 1969	2:00 p.m.
LB 230	Friday, January 31, 1969	2:00 p.m.

(Signed) Rick Budd
Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
389	Revenue
390	Revenue
391	Revenue
392	Revenue
393	Revenue
394	Revenue
395	Agriculture and Recreation
396	Revenue
397	Revenue
398	Revenue

399	Revenue
400	Revenue
401	Revenue
402	Revenue
403	Urban Affairs
404	Revenue
405	Agriculture and Recreation
406	Revenue
407	Agriculture and Recreation
408	Miscellaneous Subjects
409	Miscellaneous Subjects
410	Judiciary
411	Labor
412	Urban Affairs
413	Public Health and Welfare
414	Public Health and Welfare
415	Public Health and Welfare
416	Public Health and Welfare
417	Public Health and Welfare
418	Revenue
419	Judiciary
420	Revenue
421	Judiciary
422	Labor
423	Public Health and Welfare
424	Revenue
425	Education
426	Education
427	Education
428	Salaries and Claims
429	Public Works
430	Revenue
431	Miscellaneous Subjects
432	Revenue
433	Miscellaneous Subjects
434	Revenue
435	Urban Affairs
436	Judiciary
437	Miscellaneous Subjects
438	Education
439	Education
440	Public Works
441	Public Works
442	Public Health and Welfare
443	Agriculture and Recreation
444	Judiciary
445	Revenue

446	Revenue
447	Public Works
448	Public Works
449	Public Works
450	Public Works
451	Public Works
452	Budget
453	Budget

(Signed) Jerome Warner
Speaker

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 92. Indefinitely postponed.

LEGISLATIVE BILL 160. Placed on General File.

LEGISLATIVE BILL 169. Placed on General File as amended.

Standing Committee amendments to LB 169:

1. Add a new section to be known as Section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

2. Amend the title to conform.

(Signed) Fred W. Carstens,
Chairman

Enrollment and Review

LEGISLATIVE BILL 122. Placed on Select File.

LEGISLATIVE BILL 123. Placed on Select File as amended.

E and R amendment to LB 123:

1. In section 2, line 7, strike "revenues" and insert "~~revenues~~ *revenue*".

LEGISLATIVE BILL 124. Placed on Select File.

LEGISLATIVE BILL 125. Placed on Select File as amended.

E and R amendment to LB 125:

1. In section 1, line 47, strike "office" and insert "~~office~~ *officer*".

LEGISLATIVE BILL 126. Placed on Select File as amended.

E and R amendments to LB 126:

1. In section 1, insert *"the" at the end of* Line 7.

2. In section 2, line 41, strike *"Department"* and insert *"Agent"*.

3. In the title, line 4, strike "and" and insert a comma; and in line 5, insert ", and journals" after "laws".

LEGISLATIVE BILL 106. Correctly engrossed.

LEGISLATIVE BILL 107. Correctly engrossed.

LEGISLATIVE BILL 108. Correctly engrossed.

(Signed) Wayne Ziebarth, Chairman

UNANIMOUS CONSENT—Add Co-introducers to LB 75

Mr. Budd asked unanimous consent to add the names of Messrs. Warner, Wenzlaff, Kennedy, Carstens, Clark, Adamson, Wylie, Hasebroock, Mrs. Orme, Messrs. Swanson, Moulton, Elrod, Mahoney, Simpson, Ziebarth, Mrs. Craft, Messrs. Waldo, Skarda, Wiltse, Bloom, Stull, Wallwey, Schmit, Klaver, Batchelder, Danner, Holmquist, Keyes, Luedtke, Marvel, Moylan, Whitney, Duis, Johnson, Nore, Waldron, Knight, Syas, Pedersen and Carpenter to LB 75. No objections. So ordered.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules and consider LB 303 and LB 320 on Final Reading at this time.

The motion prevailed with 38 ayes, 0 nays and 10 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 303. With Emergency.

A BILL FOR AN ACT to provide for the payment of compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies, the payments as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, and other incidental expenses incurred during the Eightieth Session, Nebraska State Legislature, and for the ad interim activities of the Eightieth Session of the Legislature; to appropriate the sum of four hundred eighty-seven thousand five hundred dollars, therefor; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Klaver
Knight
Moulton
Orme
Pedersen
Waldo
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 320. With Emergency.

A BILL FOR AN ACT to provide for the payment of the salaries of members of the Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6 and Chapter 84, article 13, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, for a period of two years commencing the first Tuesday in January, 1969; to appropriate the sum of five hundred five thousand two hundred sixty-four dollars therefor; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer

Luedtke
Mahoney
Marvel
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Klaver
Knight
Moulton
Orme
Pedersen
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Ease

The Legislature was at ease from 10:35 a.m. until 10:42 a.m.

CONSERVATION PRESENTATION

Mr. Kremer introduced Mr. Warren Fairchild, Director of the Nebraska Soil and Water Conservation Commission and Mr. Dan Jones, Director of the Department of Water Resources.

Mr. Fairchild presented a report regarding LR 5 passed during the 1967 Session of the Legislature to develop a State Water Plan.

Mr. Kremer moved the adoption of the report. The motion prevailed.

Mr. Jones presented a map and report prepared by the Nebraska Survey Commission in accordance with LB 45 passed during the 1967 Session of the Legislature.

Mr. Kremer moved the adoption of the report and map. The motion prevailed.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 303. Correctly enrolled.

LEGISLATIVE BILL 320. Correctly enrolled.

(Signed) Wayne Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 303 LB 320

Members Excused

Messrs. Duis and Keyes asked unanimous consent to be excused for Friday, January 24, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Committee Meeting

Mr. Wylie asked unanimous consent for the Committee on Committees to meet in the West Lounge this afternoon at 1:45 p.m. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 221

Mr. Luedtke renewed his pending request found in the Legislature Journal for the Twelfth Day to withdraw LB 221. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 304	Tuesday, February 18, 1969	2:00 p.m.
LB 327	Tuesday, February 18, 1969	2:00 p.m.
LB 328	Tuesday, February 18, 1969	2:00 p.m.
LB 329	Tuesday, February 18, 1969	2:00 p.m.
LB 341	Monday, February 24, 1969	2:00 p.m.
LB 349	Monday, February 24, 1969	2:00 p.m.
LB 352	Monday, February 24, 1969	2:00 p.m.
LB 354	Monday, February 24, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Announcement

The Clerk announced that any Senator wishing to let someone else use their parking space, they inform the office by 4 o'clock the day before.

Adjournment

Mr. Wylie moved to adjourn until 9:00 a.m.

Mr. Holmquist moved to amend the motion to 9:30 a.m.

The Holmquist motion prevailed.

The Wylie motion, as amended, prevailed and at 11:54 a.m., the Legislature adjourned until 9:30 a.m., Friday, January 24, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FOURTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 24, 1969

Pursuant to adjournment, the Legislature met at 9:30 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, Thou who art the giver of wisdom, enlighten our understanding with knowledge and may our wills find their framework within Thy laws. As we deal so much, not with black or white but in areas of the gray, may our own lives not be misled by deceit nor corrupted through temptations. Give us a steadfastness to be able to stand for the right against the innumerable pressures which can so easily take our decisions off the main course. Even in the midst of darkened times, may we have hopes which will forever outlast our fears and confidence which will outlast our frustrations.

In our Lord's name, we pray. Amen.

The roll was called and all members were present except Messrs. Batchelder, Duis, Klaver and Knight, who were excused.

The Journal for the Thirteenth Day was approved.

Member Excused

Mr. Clark asked unanimous consent to be excused Monday and Tuesday (January 27 and 28). No objections. So ordered.

MOTION—Suspend Rules

Mr. Ziebarth moved to suspend the rules to consider the Select File bills at this time.

The motion prevailed with 33 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 111. Advanced to E and R for engrossment.

LEGISLATIVE BILL 113. E and R amendment found in the Legislative Journal for the Eleventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 114. Advanced to E and R for engrossment.

LEGISLATIVE BILL 115. Advanced to E and R for engrossment.

LEGISLATIVE BILL 116. E and R amendments found in the Legislative Journal for the Eleventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 117. E and R amendment found the Legislative Journal for the Twelfth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 118. E and R amendment found in the Legislative Journal for the Twelfth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 119. E and R amendments found in the Legislative Journal for the Twelfth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 120. Advanced to E and R for engrossment.

LEGISLATIVE BILL 121. Advanced to E and R for engrossment.

LEGISLATIVE BILL 122. Advanced to E and R for engrossment.

LEGISLATIVE BILL 123. E and R amendment found in the Legislative Journal for the Thirteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 124. Advanced to E and R for engrossment.

LEGISLATIVE BILL 125. E and R amendment found in the Legislative Journal for the Thirteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 126. E and R amendments found in the Legislative Journal for the Thirteenth Day were adopted.

Mr. Carstens offered the following amendment, which was adopted by unanimous consent:

1. In section 2, insert *"the Department of Economic Development,"* at the end of line 25.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Add Co-introducer to LB 293

Mrs. Craft asked unanimous consent to add the names of Messrs. Whitney and Robinson to LB 293. No objections. So ordered.

STANDING COMMITTEE REPORTS

Committee on Committees

January 23, 1969

Mr. President:

The Committee on Committees desires to report that it met on January 23, 1969, at 1:45 P.M. to fill the late Senator Stanley Matzke's committee assignments. It recommends that Senator Leslie Robinson be appointed on the Budget Committee and that Senator William H. Hasebroock be appointed to the Intergovernmental Cooperation Committee. Senator Robinson's committee assignments will be filled by Senator Matzke's replacement in the Legislature.

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report.

The motion prevailed with 29 ayes, 0 nays and 19 not voting.

Presented to the Governor

Presented to the Governor for approval on January 23, 1969 at 11:55 a.m.: LB 320 LB 303

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 305	Wednesday, January 29, 1969	2:00 p.m.
LB 282 (cancelled)	Wednesday, January 29, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

Miscellaneous Subjects

LB 151	Thursday, January 30, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Agriculture and Recreation

LB 227	Thursday, January 30, 1969	2:00 p.m.
LB 228	Thursday, January 30, 1969	2:00 p.m.
LB 229	Thursday, January 30, 1969	2:00 p.m.

(Signed) Maurice A. Kremer, Chairman

Salaries and Claims

LB 260	Friday, January 31, 1969	2:00 p.m.
LB 306	Thursday, February 6, 1969	2:00 p.m.
LB 307	Thursday, February 6, 1969	2:00 p.m.
LB 22	Thursday, February 13, 1969	2:00 p.m.
LB 69	Thursday, February 13, 1969	2:00 p.m.
LB 150	Thursday, February 13, 1969	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

Government and Military Affairs

LB 75	Thursday, February 6, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Committee on Committees

January 24, 1969

The Committee on Committees will meet at 1:15 p.m. on Wednesday, January 29, 1969 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann, as follows:

J. Alan Cramer—Board of Education of State Normal Schools
James A. Lane—Board of Education of State Normal Schools
Drexel Sibbernsen—Clean Waters Commission

Everett Yost—Advisory Committee to Departments of Public Welfare and Public Institutions

Thomas J. Fitchett—Power Review Board

Joseph M. Dye—Power Review Board

(Signed) William M. Wylie, Chairman
Committee on Committees

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 27. Placed on General File.

LEGISLATIVE BILL 28. Placed on General File.

LEGISLATIVE BILL 29. Placed on General File.

LEGISLATIVE BILL 31. Placed on General File.

(Signed) J. W. Burbach, Chairman

Urban Affairs

LEGISLATIVE BILL 12. Placed on General File as amended.

Standing Committee amendment to LB 12:

Amend Legislative Bill 12, page 2, section 1, line 6 by inserting after the period the following:

"Such liens shall be filed with the Register of
Deeds for the county in which such property is located."

LEGISLATIVE BILL 18. Indefinitely postponed.

LEGISLATIVE BILL 50. Placed on General File.

LEGISLATIVE BILL 213. Placed on General File.

LEGISLATIVE BILL 214. Placed on General File.

(Signed) Bill K. Bloom, Chairman

Enrollment and Review

LEGISLATIVE BILL 127. Placed on Select File as amended.

E and R amendment to LB 127:

1. In the title, line 6, strike "Legislature"
and insert "Legislative Council".

LEGISLATIVE BILL 128. Placed on Select File as amended.

E and R amendment to LB 128:

1. In section 4, line 5, strike "anywise" and insert "~~anywise~~ *any way*".

LEGISLATIVE BILL 129. Placed on Select File as amended.

E and R amendment to LB 129:

1. In section 2, strike beginning with "or" in line 32, through "played" in line 33 and show the same as stricken; and in line 37, strike ", except as provided in this section" and show the same as stricken.

LEGISLATIVE BILL 130. Placed on Select File.

LEGISLATIVE BILL 131. Placed on Select File as amended.

E and R amendment to LB 131:

1. In section 3, line 7, strike "(a)" and insert "~~(a)~~ *(1)*"; In line 7, strike "(b)" and "~~(b)~~ *(2)*"; and in line 10, strike "department" and insert "~~department~~ *Tax Commissioner*".

(Signed) Wayne Ziebarth, Chairman

Government and Military Affairs

LEGISLATIVE BILL 33. Placed on General File.

LEGISLATIVE BILL 34. Placed on General File.

LEGISLATIVE BILL 38. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Speaker Warner Presiding

MOTION—Rule Changes

I move that:

Rule 11, Section 1 be amended as follows:

Sec. 1. Introduction. Upon call for the introduction of bills, any member or any standing committee to which bills are referred for consideration may introduce one or more bills. No bill shall be introduced unless it has been approved as to form and draftsmanship by the Legislative bill drafter. The name of the introducer shall be followed by the number of his legislative district. ~~During the general meeting of the Legislative Council in November preceding each legislative session, a procedure shall be worked out whereby a reelected Senator agrees to introduce the Revisor of Statutes' correctional bills early in the session. The Clerk of the Legislature shall have these bills printed, with the exception of the title page, and ready for introduction when the Legislature convenes.~~ *Preceding each legislative session, the Chairman or any member of the Executive Board of the Legislative Council, or, if the Executive Board so requests, the Senator who, in the preceding session served as Chairman of the Judiciary Committee, shall sign as introducer of the Revisor of Statutes correctional bills. The Clerk of the Legislature shall number these bills consecutively beginning with number 1 and shall show the committee reference to be to General File. The Clerk of the Legislature shall have these bills printed before the convening of the next regular session.*

(Signed) Harold D. Simpson, Chairman
Rules Committee

I move that:

Rule 16 be amended as follows:

Privileges of the Floor

The floor of the Legislative Chamber shall consist of that part of the Legislative Chamber forward from the row of desks or dividing line back of the last row of Senators including the space under the balcony on either side adjacent thereto, *or any other space designated by the Legislature or the Executive Board thereof.*

(Signed) Harold D. Simpson, Chairman
Rules Committee

I move that:

Rule 16 be amended by striking the following:

~~Any representative of a newspaper, press association, or radio or television station assigned to cover the Legislature, who flagrantly or persistently violates the ethics of news reporting by assuming the facts without regard for accuracy may be denied the privilege of the Legislative Chamber on a majority vote of the members elected to the Legislature. Such action shall be brought by the Rules Committee and no action may be brought until after a full hearing has been held on the charges.~~

(Signed) Harold D. Simpson, Chairman
Rules Committee

Mr. Simpson asked unanimous consent to take up the Rule Changes on Tuesday, January 28, 1969. No objections. So ordered.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period January 17, 1969 through January 23, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Ackerman, James N., Lincoln, Bankers Life Insurance of Nebraska
Anderson, Lester H., Lincoln, Department of Nebraska Veterans of Foreign Wars
Badami, Joseph H., Lincoln, First Federal Savings & Loan Association
Brauer Jr., S. H., Lincoln, Nebraska School Improvement Association
Brubaker, C. S., Omaha, Metropolitan Utilities District
Crosby, Robert B., Lincoln, First Federal Savings & Loan Association
Danielson, J. Arthur, Lincoln, Christian Science Committee on Publication for Nebraska
Dean, John E., Lincoln, First Federal Savings & Loan Association
Elm, Howard W., Lincoln, Association Services, Inc.
Hendricks, A. A., Lincoln, Nebraska Sheriff's & Peace Officer's Association
Holdrege, G. C., Omaha, Union Pacific Railroad
Long, Donald P., Holdrege, Central Nebraska Public Power & Irrigation District
Miller, Charles A., Ralston, Omaha Public Power District
Miller, E. R., Omaha, Nebraska Railroad Legislative Committee
Richardson, W. A., Lincoln, Nebraska Railroad Legislative Committee
Ryan, James E., Lincoln, Nebraska Beer Wholesalers Association, Nebraska Motor Carriers Association
Wolf, Frank N., Omaha, Omaha Public Power District
Wruck, George T., Omaha, Associated Retailers of Omaha

Correction for list of Registered Lobbyists as of January 16, 1969, which appeared in Legislative Journal for the tenth day, page 151. Strike: "all lobbyist who had registered as of January 16, 1969." and insert: "those lobbyists who registered during the period January 10, 1969 through January 16, 1969, inclusive."

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 469. By George Syas, 13th District and Theodore C. Wenzlaff, 32nd District.

A BILL FOR AN ACT relating to firearms; to permit Nebraska residents to purchase firearms in contiguous states as prescribed.

LEGISLATIVE BILL 470. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 35-601, 35-602, and 35-603, Reissue Revised Statutes of Nebraska, 1943, relating to Emergency Fire Fighting Fund; to change the supervision and control of the Emergency Fire Fighting Fund from the Governor to the State Fire Marshal as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 471. By Rick Budd, 2nd District.

A BILL FOR AN ACT to amend section 81-1202, Revised Statutes Supplement, 1967, relating to state administrative departments; to change the qualifications for the Director of Economic Development as prescribed; and to repeal the original section.

LEGISLATIVE BILL 472. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 84-201.01, Reissue Revised Statutes of Nebraska, 1943, relating to the Attorney General; to increase the salary of the Attorney General as prescribed; and to repeal the original section.

LEGISLATIVE BILL 473. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 81-815.06, Reissue Revised Statutes of Nebraska, 1943, relating to State Boat Act; to provide that all canoes shall be a class 1 boat; and to repeal the original section.

LEGISLATIVE BILL 474. By Bill K. Bloom, 20th District; William R. Skarda, Jr., 7th District; Eugene T. Mahoney, 5th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 41-127, Reissue Revised Statutes of Nebraska, 1943, relating to hotels and inns; to change penalties; and to repeal the original section.

LEGISLATIVE BILL 475. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 23-214, 23-221, 23-252, 23-255, and 23-261, Reissue Revised Statutes of Nebraska, 1943, relating to township officers; to change the names of the officers as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 476. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, sections 1, 14, and 20, of the Constitution of Nebraska, and to repeal Article V, sections 15, 16, 17, and 18, of the Constitution of Nebraska, relating to courts; to abolish certain courts as prescribed; to provide for administrator of courts; to provide restrictions for judges; to require residence for judges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 477. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 33-136, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to provide for justices of the peace who are not township justices of the peace and for filing of the audit as prescribed; and to repeal the original section.

LEGISLATIVE BILL 478. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 39-742, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide an exception; and to repeal the original section.

LEGISLATIVE BILL 479. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to title insurance; to define terms; to change the requirements of the reinsurance reserve; to provide for the establishment of title insurance rating organizations and the regulation thereof; to provide that title insurance companies as well as title insurance agents may engage in the business of handling escrows and real property transactions; to provide for a method of notifying owners of real property that a mortgagee's policy of title insurance is to be issued and of their right to purchase an owner's policy on such property; to amend sections 44-413.01, 44-1908, 44-1911, 44-1912, 44-1913, and 44-1914, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 480. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to conveyances; to define terms, to make certain acts unlawful; and to provide a penalty.

LEGISLATIVE BILL 481. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 30-238, Revised Statutes Supplement, 1967, relating to decedents' estates; to require the recording of every will devising any interest in lands; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 482. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 21-1929, Reissue Revised Statutes of Nebraska, 1943, and sections 21-1908, 21-1948, 21-1949, 21-1981, 21-2012, 21-2091, 21-20,107, 21-20,117, 21-20,118, and 21-20,122, Revised Statutes Supplement, 1967, relating to corporations; to revise provisions for changing registered agents, for filing articles of incorporation and annual reports and for dissolution of nonprofit corporations; to change the date for dissolution of a business corporation for nonpayment of taxes; to require filing of a report before dissolving a business corporation; to provide that the name of a foreign corporation shall not be issued a certificate of authority if its name is the same as a trade name used in this state; to require the filing of a report before withdrawal of a foreign corporation; to change the notice required for revocation of the certificate of authority of a foreign corporation; to revise provisions for domestication of foreign corporation; to correct internal references; and to repeal the original sections, and also sections 21-1990 and 21-1992, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 483. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 33-101, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to change fees to be paid to the Secretary of State for copies of records and for filing and recording various items dealing with corporations as prescribed; and to repeal the original section.

LEGISLATIVE BILL 484. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 21-1101, Reissue Revised Statutes of Nebraska, 1943, relating to the Fontenelle Forest Association; to authorize the association to organize as a nonprofit corporation; and to repeal the original section, and also sections 21-1102 to 21-1111, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 485. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 87-116, 87-209, and 87-212, Revised Statutes Supplement, 1967, relating to trademarks and trade names; to require additional information on assignments of trade-marks and trade names; to clarify a provision relating to registration of trade names; to require the registration of trade names; to provide a penalty; and to repeal the original sections.

LEGISLATIVE BILL 486. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 25-511 and 27-205, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to provide that a summons against a corporation may be served upon the vice president; and to repeal the original sections.

LEGISLATIVE BILL 487. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 48-134, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide for medical examination of an injured employee by practitioners licensed in states other than Nebraska; and to repeal the original section.

LEGISLATIVE BILL 488. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 9-404, 9-405, and 9-406, Uniform Commercial Code, relating to fees; to increase filing fees; and to repeal the original sections.

LEGISLATIVE BILL 489. By C. W. Holmquist, 16th District; W. H. Hasebroock, 18th District; Maurice A. Kremer, 34th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend sections 2-203, 2-203.01, and 2-203.02, Reissue Revised Statutes of Nebraska, 1943, relating to county agricultural societies; to increase the amount that may be raised by taxation as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 490. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to designate an official state tree.

LEGISLATIVE BILL 491. By Richard D. Marvel, 33rd District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 23-362, Revised Statutes Supplement, 1967, relating to counties; to remove the limitation on the amount of state aid in any fiscal year for support of counties of law enforcement of offenses committed by Indians; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 492. By C. W. Holmquist, 16th District; W. H. Hasebroock, 18th District; Elvin Adamson, 43rd District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 23-364, Revised Statutes Supplement, 1967, relating to counties; to transfer supervision of state aid to counties for Indians from the Governor to the Superintendent of the State Patrol as prescribed; to establish a minimum salary for deputy state sheriffs; and to repeal the original section.

LEGISLATIVE BILL 493. By William F. Swanson, 27th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 48-159, Reissue Revised Statutes of Nebraska, 1943, relating to Workmen's Compensation Court; to increase the salary of judges of such court; to eliminate the approval of the Governor in fixing the salaries of the clerk, assistants and employees of the court; to provide when such increases shall become operative; and to repeal the original section.

LEGISLATIVE BILL 494. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT relating to county highways; to require permits for digging up, crossing, or using county highways; and to provide a penalty.

LEGISLATIVE BILL 495. By Roland A. Luedtke, 28th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 52-103, Reissue Revised Statutes of Nebraska, 1943, relating to mechanic's liens; to provide for notice of filing a mechanic's lien to the owner of record of real property; and to repeal the original section.

LEGISLATIVE BILL 496. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to cities and villages; to require every city and village to levy a tax for governmental functions; to provide such levy is a matter of statewide concern; and to declare an emergency.

LEGISLATIVE BILL 497. By Richard D. Marvel, 33rd District and John E. Knight, 26th District.

A BILL FOR AN ACT relating to crimes and punishments; to define terms; to provide for the unlawful manufacture, have possession of, or use of certain keys as prescribed; and to provide penalties.

LEGISLATIVE BILL 498. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 79-1621, Revised Statutes Supplement, 1967, relating to schools; to provide aid for tax supported vocational schools as prescribed; and to repeal the original section.

LEGISLATIVE BILL 499. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 37-910, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to change the regulations for issuing a license for controlled shooting areas as prescribed; and to repeal the original section.

LEGISLATIVE BILL 500. By J. James Waldron, 42nd District and and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 53-103, 53-117, 53-123, 53-123.01, 53-124, 53-151, 53-152, 53-153, 53-154, 53-155, 53-158, 53-160, 53-161, 53-165, 53-166, 53-171, 53-175, and 53-192, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to redefine terms; to provide for the sale of alcoholic liquors, except beer, at wholesale by the Nebraska Liquor Control Commission; to prohibit the sale of alcoholic liquors, except beer, to retail licenses other than by the commission; to provide for powers and duties of the commission; to provide for a revolving fund to be known as the Wholesale Liquor Revolving Fund; to provide for the transfer of five hundred thousand dollars thereto from the General Fund; to provide for distribution of the fund; and to repeal the original sections, and also section 53-123.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 501. By Fern Hubbard Orme, 29th District; Florence B. Reynolds, 14th District; Ellen E. Craft, 45th District; Fred W. Carstens, 30th District; Eugene T. Mahoney, 5th District; Edward R. Danner, 11th District; Donald Elrod, 35th District; Lester Harsh, 38th District; W. H. Hasebroock, 18th District; Roland A. Luedtke, 28th District; Richard D. Marvel, 33rd District; Rudolf C. Kokes, 41st District; Harold D. Simpson, 46th District; Leslie Robinson, 36th District; Ramey C. Whitney, 44th District; Herb Nore, 22nd District; Rick Budd, 2nd District; C. F. Moulton, 8th District; J. James Waldron, 42nd District; William R. Skarda, Jr., 7th District; Terry Carpenter, 48th District; J. W. Burbach, 19th District; Willard H. Waldo, 31st District; Irving F. Wiltse, 1st District; Richard F. Proud, 12th District; William F. Swanson, 27th

District; Sam Klaver, 9th District; Elvin Adamson, 43rd District; Henry F. Pedersen, Jr., 4th District; Elmer Wallwey, 17th District; William M. Wylie, 40th District; Harold T. Moylan, 6th District; Thomas C. Kennedy, 21st District; Maurice A. Kremer, 34th District; C. W. Holmquist, 16th District; Robert L. Clark, 47th District; Herbert J. Duis, 39th District; Wayne Ziebarth, 37th District; Loran Schmit, 23rd District; Orval Keyes, 3rd District; Theodore C. Wenzlaff, 32nd District; E. Thome Johnson, 15th District; Leslie A. Stull, 49th District; Bill K. Bloom, 20th District; John E. Knight, 26th District and Jerome Warner, 25th District.

A BILL FOR AN ACT relating to labor; to eliminate the practice of discriminating on the basis of sex by paying wages to one sex at a lesser rate than the rate paid to employees of the opposite sex for comparable work on jobs; to define terms; to provide powers and duties for the Equal Employment Opportunity Commission; to provide for damages; to provide a limitation of action; to provide for records, reporting, and posting of law; to provide penalties; to repeal sections 48-1210 to 48-1218, Revised Statutes Supplement, 1967; and to declare an emergency.

LEGISLATIVE BILL 502. By J. W. Burbach, 19th District; Rick Budd, 2nd District; Florence B. Reynolds, 14th District; Terry Carpenter, 48th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to taxation; to provide that any fuel or energy source for use in the generation of electricity shall not be exempt from the sale or use tax; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 503. By J. W. Burbach, 19th District; Rick Budd, 2nd District; Florence B. Reynolds, 14th District; Terry Carpenter, 48th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 77-2718, 77-2723, and 77-2743, Revised Statutes Supplement, 1967, relating to taxation;

to eliminate floating trusts for purposes of income taxation; to change the basis for apportionment of business income to this state; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 504. By J. W. Burbach, 19th District; Rick Budd, 2nd District; Florence B. Reynolds, 14th District; Terry Carpenter, 48th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 77-2702, 77-2703, 77-2704, 77-2706, 77-2708, 77-2709, and 77-2711, Revised Statutes Supplement, 1967, relating to the sales and use tax; to define and redefine terms; to eliminate options; to change exemptions; to harmonize provisions; to provide for greater ease of administration; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 505. By William M. Wylie, 40th District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 37-301, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to restrict the open season on upland game birds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 506. By William M. Wylie, 40th District and Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT relating to weed eradication and control; to quiet title to real estate held by noxious weed eradication districts which have been dissolved; to provide for disposition of the proceeds of the sale of any such real estate; and to declare an emergency.

LEGISLATIVE BILL 507. By Elmer Wallwey, 17th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to game and fish; to provide duties for the Game and Parks Commission; to authorize limited permits for farmers and ranchers for killing of deer.

LEGISLATIVE BILL 508. By George Syas, 13th District.

A BILL FOR AN ACT relating to highways; to make it unlawful to operate motor vehicles on any highway or street of any city or village of this state, hauling sand, gravel, or refuse unless such part of the vehicle in which sand, gravel, or refuse is loaded is enclosed or covered with canvas or other similar material; and to provide penalties.

LEGISLATIVE BILL 509. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT relating to insurance; to define agents of fraternal benefit societies; to provide for the licensing of agents of fraternal benefit societies; and to declare an emergency.

LEGISLATIVE BILL 510. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 37-301, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to specify conditions for setting migratory waterfowl seasons; and to repeal the original section.

LEGISLATIVE BILL 511. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 18-1701, 24-341, 24-342.01, 25-1281, 25-12,112, 25-1923, 25-2211.01, 25-2211.02, and 27-1819, Reissue Revised Statutes of Nebraska, 1943, and section 24-337.02, Revised Statutes Supplement, 1967, relating to public records; to require approval of the State Records Board for the destruction of certain records; and to repeal the original sections and also section 23-356, Reissue Revised Statutes of Nebraska, 1943, and section 23-357, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 512. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 84-1202, 84-1203, 84-1204, 84-1206, 84-1207, 84-1209, 84-1210, 84-1211, 84-1212, 84-1214, 84-1215, 84-1217, and 84-1218, Reissue Revised Statutes of Nebraska, 1943, relating to public records; to increase the authority of the State Records Board over records of political subdivisions and the legislative and judicial branches of government; to change the membership of the board; and to repeal the original sections and also section 84-1205, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 513. By Edward R. Danner, 11th District.

A BILL FOR AN ACT to amend section 33-106, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to provide when the clerk of a court may waive costs; and to repeal the original section.

LEGISLATIVE BILL 514. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 43-504, 43-512, and 43-512.01, Reissue Revised Statutes of Nebraska, 1943, relating to public assistance; to eliminate obsolete matter; to provide for assistance benefits to and on behalf of dependent children receiving foster care; to make special provision for individuals involved in work incentive, job training, work experience or education programs; to provide for payment by state warrants directly to recipients; to clarify when a county attorney shall file complaints against a parent; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 515. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-103, Reissue Revised Statutes of Nebraska, 1943, relating to paupers; to eliminate obsolete material; to eliminate mothers' pensions; and to repeal the original section and also Chapter 43, article 4, and sections 68-101 and 68-102, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 516. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-1017, Reissue Revised Statutes of Nebraska, 1943, relating to public assistance; to eliminate obsolete material; to change the penalties for obtaining, attempting to obtain or aiding and abetting another to obtain or to attempt to obtain public welfare by fraudulent means; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 517. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public assistance; to provide for payment to an individual receiving aid to dependent children for necessary repairs to a home owned by such individual in an amount not to exceed five hundred dollars; and to declare an emergency.

LEGISLATIVE BILL 518. By Fred W. Carstens, 30th District and
Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 30-1701, 30-1702, 30-1703, 30-1705, and 30-1707, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to make procedures available for certain decedents owning personal property at their death; and to repeal the original sections.

LEGISLATIVE BILL 519. By Fred W. Carstens, 30th District and
Roland A. Luedtke, 28th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 12, of the Constitution of Nebraska, relating to the judiciary; to provide for retired district court judges to be called for active duty; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 520. By Fred W. Carstens, 30th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 77-2018.02, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for determination of inheritance tax in absence of probate for equitable interests in real estate; and to repeal the original section.

LEGISLATIVE BILL 521. By Loran Schmit, 23rd District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT relating to state government; to create the office of Public Counsel; to provide powers, duties, and qualifications; to make certain acts unlawful; and to provide a penalty.

LEGISLATIVE BILL 522. By Elvin Adamson, 43rd District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend sections 54-715 and 54-747, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to provide that laws regarding a specific disease shall take precedence over a general disease law; to prohibit retesting of animals reacting to the tuberculin test; to provide a new method of determining the indemnity payment to owners having animals destroyed for tuberculosis; and to repeal the original sections.

LEGISLATIVE BILL 523. By Elvin Adamson, 43rd District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend sections 54-1180 and 54-1181, Reissue Revised Statutes of Nebraska, 1943, relating to livestock auction markets; to change the fee for veterinarians for necessary inspection at livestock auction markets; to provide duties for veterinarians as prescribed; to provide for violations and penalties; and to repeal the original sections.

LEGISLATIVE BILL 524. By Rick Budd, 2nd District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 44-404, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change the interest factor of the Standard of Valuation Law as prescribed; and to repeal the original section.

LEGISLATIVE BILL 525. By Theodore C. Wenzlaff, 32nd District; Thomas C. Kennedy, 21st District; William F. Swanson, 27th District; Roland

A. Luedtke, 28th District; Harold D. Simpson, 46th District; Loran Schmit, 23rd District; Ellen E. Craft, 45th District; Fern Hubbard Orme, 29th District; Eugene T. Mahoney, 5th District; Bill K. Bloom, 20th District; Rick Budd, 2nd District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 60-311, and 60-323, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for issuance of a single license plate for a three-year period as prescribed; to remove obsolete matter and to repeal the original sections and also section 60-311.04, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 526. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 44-386, 44-386.03, and 44-386.04, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for limitation on members and amount of fund; to clarify the use of funds; to clarify examination of books and records; to provide for hearings, fines, orders, appeals and rules and regulations; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 527. By Roland A. Luedtke, 28th District; Maurice A. Kremer, 34th District; W. H. Hasebroock, 18th District; Harold D. Simpson, 46th District; Wayne W. Ziebarth, 37th District; William F. Swanson, 27th District; Loran Schmit, 23rd District; Willard H. Waldo, 31st District; Theodore C. Wenzlaff, 32nd District; John E. Knight, 26th District; Donald Elrod, 35th District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, sections 6 and 10, of the Constitution of Nebraska, relating to legislative power; to provide for annual sessions of the Legislature ninety calendar days in length; to provide bills and resolutions under consideration of the Legislature at adjournment of a regular session may be considered at the next regular session of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 528. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 49-202, Reissue Revised Statutes of Nebraska, 1943, relating to constitutional amendments; to provide the method of printing the amended section of the Constitution in the printed notice as prescribed; and to repeal the original section.

LEGISLATIVE BILL 529. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to police officers and constables; to provide for distinctive uniforms and display of badges; to provide exceptions; and to provide for designation of such uniforms.

LEGISLATIVE BILL 530. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend sections 79-1044, 79-1056.01, 79-1056.02, and 79-1056.03, Reissue Revised Statutes of Nebraska, 1943, and section 79-1056, Revised Statutes Supplement, 1967, relating to schools in Class V districts; to increase benefits to members retiring after September 1, 1969; to provide the base for benefits and contributions after September 1, 1969; to increase the maximum retirement allowance of teachers, nonmembers of the system, after September 1, 1969; to increase the maximum retirement allowance of nonmembers other than teachers after September 1, 1969; to increase the benefits to cafeteria workers; to provide for the annual adjustment by the board of education of pensions after September 1, 1969; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 531. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to labor; to provide that it shall be unlawful for failure of employer to make payments to a health or welfare fund, pension fund or vacation plan, or other such plan, for benefit of the employees when he has agreed in writing to make such payments or has entered into a collective bargaining agreement providing such payments; and to provide a penalty.

LEGISLATIVE BILL 532. By Leslie Robinson, 36th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 39-1365, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide an exception; and to repeal the original section.

LEGISLATIVE BILL 533. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 8-103, Revised Statutes Supplement, 1967, relating to banks and banking; to change the qualifications for the Director of Banking as prescribed; and to repeal the original section.

Visitors

Mr. Simpson introduced Mr. Nick de Gruiter, International Christian Youth Exchange student from Weert, Holland; and Mr. Patrick Richard, American Field Service Scholarship recipient from Beaulieu sur mer, France, both attending Lincoln High School in Lincoln.

Mrs. Orme introduced 14 Girl Scouts from Troop 29, Pound Junior High, Lincoln and teacher Mrs. Harold Smith; also, Jeff Marti from Prescott School, Lincoln.

Mr. Swanson introduced his daughter Libby.

President Everroad Presiding

UNANIMOUS CONSENT—Committee Meeting

Mr. Harsh asked unanimous consent to hold a meeting of the Education Committee at 11:30 a.m. this morning. No objections. So ordered.

Committee to Escort Governor

Mrs. Orme and Mr. Swanson escorted Governor Norbert T. Tiemann and newly appointed Senator Wayne L. Schreurs to the rostrum.

Governor Tiemann announced that Mr. Schreurs had been appointed to replace the late Senator Stanley A. Matzke from the 24th Legislative District.

The Governor introduced Mr. Schreurs and his family to the Legislature.

Senator Schreurs addressed the members briefly and also introduced his parents and nephew to the members.

The Committee escorted the Governor and Senator Schreurs to the rear of the Chamber.

Visitors

Mr. Warner introduced Mr. and Mrs. Rex Scott and son Eric and Mrs. John Scott.

UNANIMOUS CONSENT—Take up LB 160 on General File

Mr. Carpenter asked unanimous consent to revert to General File and consider LB 160 at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 160. Read and Considered.

Mr. Waldo offered the following amendment, which was adopted:

1. In section 1, strike lines 1 and 2 and insert:

"Section 1. Any person who falsely claims, poses or holds himself out as being deaf or dumb or deaf and dumb for the purpose of soliciting any donation or making any sale shall be".

Advanced to E and R for review with 34 ayes, 0 nays and 14 not voting.

Adjournment

Mr. Carpenter moved to adjourn until 9:00 a.m., Monday, January 27, 1969.

Mr. Danner moved to amend the motion to 10:00 a.m.

The Danner motion prevailed.

The Carpenter motion, as amended, prevailed and at 10:49 a.m. the Legislature adjourned until 10:00 a.m., Monday, January 27, 1969.

Hugo F. Srb.
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 27, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O Thou who art the Eternal, who art so high above us that we cannot comprehend Thee, yet so deep within us that we cannot escape Thee, in these uncertain times we need some certainties. With conflicting voices ringing tumult and confusion, we need to hear Thy voice. In times of fear we need confidence; and in weakness we need strength. Give a sense of direction this day to this assembly, that they may make progress toward necessary objectives, may dream great dreams, plan big plans, think high thoughts, as they strive to build a greater society. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Clark, Kokes, and Wallwey, who were excused; and Mr. Nore excused until 11:00 a.m.

The Journal for the Fourteenth Day was approved.

Communications

A thank-you letter from Matzke family for flowers.

Letters from Congressmen Martin and Cunningham acknowledging receipt of LR 6.

Message from Governor

January 24, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on January 24, 1969 I approved LB 303 and LB 320.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 79	Monday, February 10, 1969	2:00 p.m.
LB 248	Monday, February 10, 1969	2:00 p.m.
LB 300	Monday, February 10, 1969	2:00 p.m.
LB 209	Tuesday, February 11, 1969	2:00 p.m.
LB 285	Tuesday, February 11, 1969	2:00 p.m.
LB 302	Tuesday, February 11, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Government and Military Affairs

LB 93	Thursday, February 6, 1969	2:00 p.m.
LB 156	Thursday, February 6, 1969	2:00 p.m.
LB 163	Thursday, February 6, 1969	2:00 p.m.
LB 164	Thursday, February 6, 1969	2:00 p.m.
LB 189	Thursday, February 6, 1969	2:00 p.m.
LB 220	Thursday, February 6, 1969	2:00 p.m.
LB 225	Thursday, February 6, 1969	2:00 p.m.
LB 235	Thursday, February 6, 1969	2:00 p.m.
LB 269	Thursday, February 6, 1969	2:00 p.m.
LB 174	Thursday, February 13, 1969	2:00 p.m.
LB 168	Thursday, February 20, 1969	2:00 p.m.
LB 217	Thursday, February 20, 1969	2:00 p.m.
LB 244	Thursday, February 20, 1969	2:00 p.m.
LB 247	Thursday, February 20, 1969	2:00 p.m.
LB 259	Thursday, February 20, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

UNANIMOUS CONSENT—Withdraw LB 378

Mr. Mahoney asked unanimous consent to withdraw LB 378. Laid over.

MOTION—Suspend Rules

Mr. Harsh moved to suspend rules to consider withdrawal of LB 432.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

UNANIMOUS CONSENT—Withdraw LB 432

Mr. Harsh asked unanimous consent to withdraw LB 432. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 101.

A BILL FOR AN ACT to repeal sections 23-1211, 29-2311, 29-2312, 29-2313, 77-414, 77-515, 77-516, 81-8,143, 81-8,144, 81-8,145, 81-8,145.01, 81-8,145.02 81-8,145.03, 8-8,146, 81-8,147, and 81-8,148, Reissue Revised Statutes of Nebraska, 1943, and section 48-159.06, Revised Statutes Supplement, 1967, as obsolete.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Adamson
Clark
Kokes
Mahoney
Nore
Pedersen
Stull
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 102.

A BILL FOR AN ACT to repeal section 52-119, Chapter 70, article 12, and sections 81-2,211, 81-2,212, 81-2,213, 81-2,214, 81-2,215, and 81-2,216, Reissue Revised Statutes of Nebraska, 1943, and sections 77-510.01 and 81-805.04 to 81-805.30, Revised Statutes Supplement, 1967, as unconstitutional.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Clark
Kokes
Mahoney
Nore
Pedersen
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 103.

A BILL FOR AN ACT to amend section 1-111, Reissue Revised Statutes of Nebraska, 1943, relating to accountants; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Robinson

Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Clark
Kokes
Mahoney
Nore
Pedersen
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 104.

A BILL FOR AN ACT to amend sections 2-1065 and 2-1701, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Clark
Keyes
Kokes
Mahoney
Nore
Pedersen
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

REFERENCE COMMITTEE REPORT

LB	Committee
454	Public Health and Welfare
455	Labor
456	Labor
457	Labor
458	Labor
459	Government and Military Affairs
460	Banking, Commerce and Insurance
461	Banking, Commerce and Insurance
462	Public Health and Welfare
463	Government and Military Affairs
464	Agriculture and Recreation
465	Agriculture and Recreation
466	Public Works
467	Education
468	Labor
469	Miscellaneous Subjects
470	Budget
471	Government and Military Affairs
472	Salaries and Claims
473	Agriculture and Recreation
474	Judiciary
475	Government and Military Affairs
476	Judiciary
477	Judiciary
478	Public Works
479	Banking, Commerce and Insurance
480	Judiciary
481	Judiciary
482	Judiciary
483	Miscellaneous Subjects
484	Miscellaneous Subjects
485	Miscellaneous Subjects
486	Judiciary
487	Labor
488	Miscellaneous Subjects
489	Agriculture and Recreation
490	Miscellaneous Subjects
491	Miscellaneous Subjects
492	Miscellaneous Subjects
493	Salaries and Claims
494	Public Works
495	Judiciary
496	Government and Military Affairs
497	Miscellaneous Subjects

498	Education
499	Agriculture and Recreation
500	Miscellaneous Subjects
501	Labor
502	Revenue
503	Revenue
504	Revenue
505	Agriculture and Recreation
506	Judiciary
507	Agriculture and Recreation
508	Public Works
509	Banking, Commerce and Insurance
510	Agriculture and Recreation
511	Miscellaneous Subjects
512	Miscellaneous Subjects
513	Judiciary
514	Public Health and Welfare
515	Public Health and Welfare
516	Public Health and Welfare
517	Public Health and Welfare
518	Judiciary
519	Judiciary
520	Judiciary
521	Judiciary
522	Agriculture and Recreation
523	Agriculture and Recreation
524	Banking, Commerce and Insurance
525	Public Works
526	Banking, Commerce and Insurance
527	Government and Military Affairs
528	Government and Military Affairs
529	Miscellaneous Subjects
530	Budget
531	Labor
532	Public Works
533	Banking, Commerce and Insurance

(Signed) John E. Everroad
Lieutenant Governor

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 132. Placed on Select File as amended.

E and R amendments to LB 132:

1. In section 2, lines 7, 11 and 12, 30 and 31, and 35, strike *"secured transaction"* and insert *"security*

agreement"; and in lines 24 and 25 and 33 and 34, strike "*secured transactions*" and insert "*security agreements*".

2. In section 3, line 18, strike "used or controlled by it" and show the same as stricken.

LEGISLATIVE BILL 133. Placed on Select File as amended.

E and R amendment to LB 133:

1. In section 1, strike beginning with "the" in line 13 through line 15 and show the same as stricken; and in line 24, strike "(e)" and insert "~~(e)~~ *(d)*".

LEGISLATIVE BILL 134. Placed on Select File.

LEGISLATIVE BILL 136. Placed on Select File as amended.

E and R amendment to LB 136:

1. In section 2, line 19, strike "agriculture" and insert "~~agriculture~~ *agricultural*".

LEGISLATIVE BILL 105. Correctly engrossed.

LEGISLATIVE BILL 109. Correctly engrossed.

LEGISLATIVE BILL 110. Correctly engrossed.

(Signed) Wayne Ziebarth, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 8. Re: Radio-Television Recording Room in Capitol

Introduced by Terry Carpenter, 48th District.

WHEREAS, the broadcasting industry of Nebraska, commercial and educational, is being turned to increasingly by the public as a prime source of information regarding public affairs; and

WHEREAS, in keeping with the motto inscribed on the State Capitol, "The Salvation Of The State Is The Watchfulness Of The Citizen", there is need increasingly to make use of the broadcast media to inform the People of Nebraska about the problems facing their State and the reasons underlying passage of new legislation; and

WHEREAS, the Governor has correctly indicated the need for both the Executive and Legislative branches of State Government to communicate more directly and effectively with the People of Nebraska, in order to assist citizens to become more conscious of their Government, to bring State Government closer to the People, and to effect a more informed Electorate; and

WHEREAS, the Nebraska Educational Television Network as part of its public television service is commendably televising increasing numbers of Sessions of this Legislature, in order conveniently and tellingly to bring the proceedings and deliberations of this Body to citizens in their homes throughout the State; and

WHEREAS, the radio and television stations of this State have generously given and continue to give of their broadcast time in the interests of a better informed citizenry;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH REGULAR SESSION ASSEMBLED:

1. That a room in the Capitol convenient to Members of this Body be set aside and designated as a Radio-Television Recording Room, so that during the Legislative Session Senators can record brief comments to be made available to Nebraska radio stations for use in local news and public affairs programs, thus enabling better communication with their constituents;

2. That the Nebraska Educational Television Commission be directed to be responsible for such a reserved room, and each working day of the Legislature shall provide at a prescribed time for several hours this audio recording service, so that any member of this Body as he wishes can, with appropriate counselling from a Commission communications technician, record a short statement, which comments will be forwarded by the Commission to radio stations in his district as directed by the Legislator;

3. That this Senate looks forward to future Legislative Sessions when similar videotape or film program segments can also be provided Members for distribution via Nebraska's commercial and educational television stations; and

4. That the Nebraska Educational Television Commission be directed to work with the Superintendent of State Buildings and Grounds to design a permanent installation of covered audio and video distribution terminals and receptacles and an improved system of lighting more conducive to professional television and film origination in the Senate chambers, so that Public Television cameras can conveniently, appropriately and unobtrusively originate for the Nebraska Educational Television Network future proceedings of this Body with a minimum of unsightly cables, glare and confusion and a maximum of maintenance of Legislative decorum.

UNANIMOUS CONSENT—Return LB 126 to Select File

Mr. Carstens asked unanimous consent to return LB 126 to Select File for the following specific amendment:

1. In section 1, insert *"four copies to the Secretary of State;"*; in line 18, insert *"and"* after the first comma; and in line 18, strike ", the Secretary of State" and show the same as stricken.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 126. The Carstens specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Return LB 106 to Select File

Mr. Carstens asked unanimous consent to return LB 106 to Select File for the following specific amendment:

1. In section 1, lines 7 and 8, strike "which shall be approved by the Secretary of State" and show the same as stricken.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 106. The Carstens specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Wenzlaff asked unanimous consent to add the name of Mr. Skarda to LB 525. No objections. So ordered.

Visitor

Mr. Duis introduced former Senator Albert A. Kjar from Lexington.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 534. By Florence B. Reynolds, 14th District; Rick Budd, 2nd District; Ellen E. Craft, 45th District and J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 39-788, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to regulate the display of colored lights on motor vehicles or equipment as prescribed; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 535. By Florence B. Reynolds, 14th District; Fern Hubbard Orme, 29th District and Ellen E. Craft, 45th District.

A BILL FOR AN ACT relating to education; to provide for courses of instruction for unmarried pregnant girls or unmarried mothers in licensed hospitals as prescribed; and to provide for state aid.

LEGISLATIVE BILL 536. By Rick Budd, 2nd District; William F. Swanson, 27th District; Wayne W. Ziebarth, 37th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT relating to planning and development districts; to define terms; to provide duties for certain officers and departments as prescribed; to create a Nebraska planning and development district as prescribed; to provide for members of the Nebraska planning and development districts, their qualifications and duties; to provide for a director of a planning and development district, his duties, powers and compensation, and expenses; and to declare an emergency.

LEGISLATIVE BILL 537. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-2703, Revised Statutes Supplement, 1967, relating to taxation; to change the method for collection of the sales tax on motor vehicles; and to repeal the original section.

LEGISLATIVE BILL 538. By Terry Carpenter, 48th District; Richard F. Proud, 12th District; Henry F. Pedersen, Jr., 4th District; William R. Skarda, Jr., 7th District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to schools of professional nursing; to define terms; to provide for state aid to such schools as prescribed; and to provide an effective date.

LEGISLATIVE BILL 539. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 48-509, Reissue Revised Statutes of Nebraska, 1943, relating to employment agencies;

to provide for amount of fees to be paid by an applicant as prescribed; and to repeal the original section.

LEGISLATIVE BILL 540. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public assistance; to provide for protective assistance payments on behalf of an individual receiving aid to families with dependent children where such payments are determined to be necessary in the best interest of the child for whom such assistance is paid; and to declare an emergency.

LEGISLATIVE BILL 541. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-202.01, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to include personal property, including motor vehicles, in the class of property for which exempt status may be applied for; and to repeal the original section.

LEGISLATIVE BILL 542. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to elections; to harmonize municipal and school election laws with the general election laws as prescribed; to provide for a deputy clerk in certain counties; to provide for an election commissioner in additional counties; to provide for fees; to provide authority for the Secretary of State; to provide for transition; to amend sections 16-306, 17-102, 17-104, 17-107, 17-202, 17-203, 19-404, 19-411, 19-418, 19-432, 32-201, 32-502, 32-504, 32-512, 32-513, 79-427, 79-516.02, 79-525, 79-601.01, 79-701, 79-902, 79-1003, and 79-1103, Reissue Revised Statutes of Nebraska, 1943, and sections 18-209 and 79-803, Revised Statutes Supplement, 1967; and to repeal the original sections and also sections 14-201, 14-201.01, 14-204, 14-205, 14-206, 14-207, 15-301, 16-301, 16-303, 17-601, 17-603, 19-405 to 19-410, 32-118, 79-428, 79-429, 79-430, 79-516.03, 79-601, 79-803.01, 79-803.02, 79-803.03, 79-803.04, 79-804, and 79-808, Reissue Revised Statutes of Nebraska, 1943, Chapter 19, article 30, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, and sections 16-302, 79-702, and 79-803.06, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 543. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 81-501.01, Reissue Revised Statutes of Nebraska, 1943, relating to the State Fire Marshal; to provide that the State Fire Marshal be under the Director of Public Safety; to provide qualifications for the State Fire Marshal as prescribed; and to repeal the original section.

LEGISLATIVE BILL 544. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to crimes and punishment; to provide for the regulation of toxic substances; and to provide penalties.

LEGISLATIVE BILL 545. By Harold D. Simpson, 46th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 39-723.06, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that the owner rather than the operator may be held responsible for overloading of vehicles as prescribed; and to repeal the original section.

LEGISLATIVE BILL 546. By Henry F. Pedersen, Jr., 4th District; Harold D. Simpson, 46th District; Leslie Robinson, 36th District; Elmer Wallwey, 17th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT relating to the public health and welfare; to declare that the policy of the state is to maintain the purity of the air resources of the state; to designate the Department of Health of the State of Nebraska as the air pollution control authority for the State of Nebraska and to provide for its powers and duties in this respect; to define terms; to provide for violations and penalties; and to provide for exceptions.

LEGISLATIVE BILL 547. By Fern Hubbard Orme, 29th District; Harold D. Simpson, 46th District; Terry Carpenter, 48th District; Ellen E. Craft, 45th District and Harold T. Moylan, 6th District.

A BILL FOR AN ACT to repeal Chapter 83, article 5, Reissue Revised Statutes of Nebraska, 1943, relating to sterilization of inmates of the Beatrice State Home.

LEGISLATIVE BILL 548. By J. W. Burbach, 19th District.

A BILL FOR AN ACT to repeal sections 76-220, 76-221, 76-222, 76-223, 76-224, and 76-225, Reissue Revised Statutes of Nebraska, 1943, relating to deeds.

LEGISLATIVE BILL 549. By J. W. Burbach, 19th District and Rick Budd, 2nd District.

A BILL FOR AN ACT relating to taxation; to impose a tax as prescribed on the gross receipts from the sale to tenants of electricity at retail by any person maintaining electric generation facilities and not already subject to such tax.

LEGISLATIVE BILL 550. By Elvin Adamson, 43rd District; Willard H. Waldo, 31st District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend sections 54-1331, 54-1337, and 54-1339, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to provide when retesting of animals reacting to an official brucellosis test may be made; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 551. By Harold D. Simpson, 46th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 68-215.01, Reissue Revised Statutes of Nebraska, 1943, relating to old age assistance; to provide a limitation on old age assistance liens as prescribed; and to repeal the original section.

LEGISLATIVE BILL 552. By Rick Budd, 2nd District and Irving F. Wiltse, 1st District.

A BILL FOR AN ACT to amend section 79-803.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to permit a nine-member board of education in Class III districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 553. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 60-311.03, 60-330, 60-331.03, and 60-334, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate the registration classifications of local and local commercial trucks; to provide when this act shall become operative; and to repeal the original sections and also section 60-330.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 554. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to counties; to authorize the county to enter into contract without advertising for bids as prescribed.

LEGISLATIVE BILL 555. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to repeal section 39-740, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to abolish the requirement of gross negligence for guest passengers to recover damages.

LEGISLATIVE BILL 556. By Fred W. Carstens, 30th District; Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District and Sam Klaver, 9th District.

A BILL FOR AN ACT to amend section 28-403.01, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide degrees of motor vehicle homocide; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 557. By E. Thome Johnson, 15th District; C. W. Holmquist, 16th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 8-325, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to change the conditions for purchasing, holding, and selling of real estate of a building and loan association as prescribed; and to repeal the original section.

LEGISLATIVE BILL 558. By Richard D. Marvel, 33rd District and Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend section 81-1130, Revised Statutes Supplement, 1967, relating to the Department of Administrative Services; to require the filing and approval of applications for federal funds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 559. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 81-1104, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to change the qualifications for the Director of Administrative Services as prescribed; and to repeal the original section.

LEGISLATIVE BILL 560. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 81-167, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to restrict the amount of postage deposited with the State Purchasing Agent as prescribed; and to repeal the original section.

LEGISLATIVE BILL 561. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to municipal courts; and to authorize the destruction of certain records as prescribed.

LEGISLATIVE BILL 562. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to municipal courts; and to authorize the microfilming of records.

LEGISLATIVE BILL 563. By Thomas C. Kennedy, 21st District; E. Thome Johnson, 15th District; Harold T. Moylan, 6th District and Theodore C. Wenzlaff, 32nd District.

A BILL FOR AN ACT to amend section 33-138, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase mileage rate for jurors; to restrict pay of grand and petit jurors as prescribed; and to repeal the oiginal section.

LEGISLATIVE BILL 564. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 35-513.04, Reissue Revised Statutes of Nebraska, 1943, relating to rural or suburban fire districts; to require the obligation of the municipality withdrawing from a rural or suburban fire district to be paid before the withdrawal from such a district shall be completed; and to repeal the original section.

LEGISLATIVE BILL 565. By Jerome Warner, 25th District.

A BILL FOR AN ACT relating to the Nebraska Penal and Correctional Complex; to prohibit the leasing of agricultural land; to provide that certain leases shall be void; and to declare an emergency.

LEGISLATIVE BILL 566. By Jerome Warner, 25th District.

A BILL FOR AN ACT relating to schools; to provide for tuition payments for the children of parents residing on tax-exempt land owned or controlled by the Game and Parks Commission; and to declare an emergency.

LEGISLATIVE BILL 567. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 35-508, Reissue Revised Statutes of Nebraska, 1943, relating to rural or suburban fire districts; to authorize a rural or suburban fire district to execute contracts with the Game and Parks Commission for fire protection of property of the district located in the district; and to repeal the original section.

LEGISLATIVE BILL 568. By Jerome Warner, 25th District.

A BILL FOR AN ACT relating to rural or suburban fire districts; to authorize the Purchasing Agent of the State of Nebraska to purchase radio equipment for rural or suburban fire districts.

LEGISLATIVE BILL 569. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to schools; to define terms; to provide for eye safety devices as prescribed; and to provide penalties.

LEGISLATIVE BILL 570. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 84-721, Reissue Revised Statutes of Nebraska, 1943, relating to state officers; to increase the salary of the Auditor of Public Accounts; to provide when such increase shall become effective; and to repeal the original section.

LEGISLATIVE BILL 571. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to the regulation and control of the conduct of insurers not authorized to conduct the business of insurance within this state.

LEGISLATIVE BILL 572. By William F. Swanson, 27th District; Richard F. Proud, 12th District and W. L. Schreurs, 24th District.

A BILL FOR AN ACT to amend section 24-201.01, Revised Statutes Supplement, 1967, relating to salaries; to increase the salary of the Governor to thirty-five thousand dollars; and to repeal the original section.

LEGISLATIVE BILL 573. By John E. Knight, 26th District; Terry Carpenter, 48th District; Willard H. Waldo, 31st District; Richard D. Marvel, 33rd District; W. L. Schreurs, 24th District; Ellen E. Craft, 45th District; Leslie Robinson, 36th District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to higher education; to provide for a comprehensive community college system as prescribed; to change the composition of the State Board of Vocational Education; to amend sections 79-1421, 79-1423, 79-1438.01, 79-1439, and 79-2211, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections, and also section 79-330, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 574. By Rick Budd, 2nd District; C. W. Holmquist, 16th District and Leslie Robinson, 36th District.

A BILL FOR AN ACT to amend sections 77-2703 and 77-2715, Revised Statutes Supplement, 1967, relating to revenue; to change the method for determining tax rates under the Nebraska Revenue Act of 1967; to change the food sales tax credit as prescribed; and to repeal the original sections.

UNANIMOUS CONSENT—Withdraw LB 357

Mr. Keyes renewed his pending request found in the Legislative Journal for the Twelfth Day to withdraw LB 357. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 127. E and R amendment found in the Legislative Journal for the Fourteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 128. E and R amendment found in the Legislative Journal for the Fourteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 129. E and R amendment found in the Legislative Journal for the Fourteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 130. Advanced to E and R for engrossment.

LEGISLATIVE BILL 131. E and R amendment found in the Legislative Journal for the Fourteenth Day was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Stull introduced Messrs Jack Kremen and Charles Mack.

Mr. Carstens introduced Mr. Glenn Dewebber, State Commander of the American Legion from Pawnee City.

Mr. Nore introduced Mr. Robert Heindryckx of Spalding, Nebraska.

Mr. Adamson introduced Mrs. Frank Kuskie and Mrs. H. E. Rincker from Hay Springs and Mrs. Gerald Applebee from Morrill.

GENERAL FILE

LEGISLATIVE BILL 169. Read and Considered.

Standing Committee amendments found in the Legislative Journal for the Thirteenth Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

Mr. Simpson asked unanimous consent to allow the introducers to explain the remainder of the bills on General File this morning, unless someone objects on one particular bill. No objections. So ordered.

Speaker Warner Presiding

LEGISLATIVE BILL 27. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 28. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 29. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 31. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 12. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fourteenth Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 50. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 213. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 214. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 33. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 34. Reading waived. Explained.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

Member Excused

Mr. Kremer asked unanimous consent to be excused Tuesday, January 28 and Wednesday afternoon, January 29. No objections. So ordered.

Adjournment

Mr. Wylie moved to adjourn until 9:00 a.m.

Mr. Elrod moved to amend the motion to 10:00 a.m.

The Elrod motion prevailed.

The Wylie motion, as amended, prevailed and the Legislature adjourned at 12 o'clock noon until 10:00 a.m., January 28, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 28, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, Thou who canst lift our vision from mud to stars: enable Thy servants here assembled not to be frustrated and fatigued with the innumerable problems and decisions confronting them. Rather, may these be a challenge to help them live at their highest and be strengthened to do their best. As rain and sun work to make the ground potential for harvest, recreate in us a sense of joy, the desire for service, and the hope and spirit of peace and prosperity. We pray in our Lord's name. Amen.

The roll was called and all members were present except Messrs. Clark and Kremer, who were excused.

Corrections for the Journal

Page 230, line 5, insert the word "with" after "complied".

Page 238, line 39, delete "or" and insert "of".

Page 239, last line, correct spelling of "from".

The Journal for the Fifteenth Day was approved as corrected.

Visitors

Mr. Ziebarth introduced Mrs. Joanie Schroeder, Co-Chairman of the Young Republicans. Mrs. Schroeder is a niece of Mr. Srb.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 107.

A BILL FOR AN ACT to amend section 18-1623, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Budd
Clark
Kremer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 108.

A BILL FOR AN ACT to amend section 19-201, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide for licensing and regulating the keeping of toll bridges in metropolitan cities; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes

Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Budd
Clark
Kremer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

REFERENCE COMMITTEE REPORT

LB	Committee
534	Public Works
535	Education
536	Government and Military Affairs
537	Revenue
538	Education
539	Labor
540	Public Health and Welfare
541	Revenue
542	Government and Military Affairs
543	Miscellaneous Subjects
544	Judiciary
545	Public Works
546	Public Works
547	Public Health and Welfare
548	Judiciary
549	Revenue
550	Agriculture and Recreation
551	Public Health and Welfare
552	Education
553	Public Works
554	Government and Military Affairs
555	Judiciary
556	Judiciary
557	Banking, Commerce and Insurance
558	Budget
559	Government and Military Affairs
560	Government and Military Affairs

561	Judiciary
562	Judiciary
563	Miscellaneous Subjects
564	Miscellaneous Subjects
565	Public Health and Welfare
566	Education
567	Miscellaneous Subjects
568	Miscellaneous Subjects
569	Education
570	Salaries and Claims
571	Banking, Commerce and Insurance
572	Salaries and Claims
573	Education
574	Revenue

(Signed) Jerome Warner, Speaker

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 137. Placed on Select File.

LEGISLATIVE BILL 138. Placed on Select File as amended.

E and R amendments to LB 138:

1. In section 3, line 5, reinstate the stricken "*Provided,*".

2. In section 4, line 10, strike "municipal universities," and show the same as stricken.

LEGISLATIVE BILL 139. Placed on Select File.

LEGISLATIVE BILL 140. Placed on Select File as amended.

E and R amendments to LB 140:

1. In section 2, line 38, insert "*if a specific term has been provided by law, otherwise during the pleasure of the Governor subject to the provisions of this section*" after "term"

LEGISLATIVE BILL 101. Correctly enrolled.

LEGISLATIVE BILL 102. Correctly enrolled.

LEGISLATIVE BILL 103. Correctly enrolled.

LEGISLATIVE BILL 104. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 101 LB 102 LB 103 LB 104

RESOLUTIONS

LEGISLATIVE RESOLUTION 8.

Mr. Carpenter moved LR 8 be referred to the Executive Board of the Legislative Council for study.

The motion prevailed.

Mr. Wylie Presiding

LEGISLATIVE RESOLUTION 9. Re: Honoring Martha Aldrich on her 109th Birthday.

Introduced by Jerome Warner, 25th District.

WHEREAS, Martha Aldrich of Brock is Nebraska's oldest living citizen; and

WHEREAS, Martha Aldrich is Nebraska's oldest registered voter, and one who has exercised her privilege of voting in every national and state election, save one, since the advent of suffrage; and

WHEREAS, Martha Aldrich is Nebraska's oldest Methodist, and the oldest living alumni of Peru State College; and

WHEREAS, Martha Aldrich is the oldest member of the Order of the Eastern Star, and member of the Women's Christian Temperance Union; and

WHEREAS, Martha Aldrich on this 28th day of January, 1969, is celebrating her 109th birthday,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That we extend to Martha Aldrich our warmest congratulations on this very special day and that we wish her the best of health and continued happiness.

2. That a copy of this resolution, suitably inscribed, be sent to her with our best wishes by the Clerk of the Legislature.

Mr. Warner moved to suspend the rules and consider LR 9 at this time.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Mr. Warner asked unanimous consent to add all members' names to LR 9. No objections. So ordered.

LR 9 was adopted with 41 ayes, 0 nays and 8 not voting.

LEGISLATIVE RESOLUTION 10. Re: Omaha Public Power District Investigation

Introduced by Terry Carpenter, 48th District.

WHEREAS, the Omaha Public Power District exists and operates under and by virtue of the laws of the State of Nebraska enacted by the Nebraska Legislature; and

WHEREAS, the Omaha Public Power District's construction of an atomic power plant, originally estimated to cost approximately sixty-six million dollars has now risen to approximately ninety-eight million dollars; and

WHEREAS, the increase represents approximately thirty-two million dollars; and

WHEREAS, there are other matters concerning Omaha Public Power District's operations and contracts which warrant inquiry, including but not limited to, increases in payments of architect fees, purchases of fuel, and other miscellaneous items.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee of five to investigate the Omaha Public Power District's operations and contracts with relation to increased costs, increases in payments of fees, purchases of fuel, rock, advertising expenses, contracts for coal, raising of executives' salaries prior to retirement, architectural and engineering fees, and insurance, replacement of damaged equipment sustained by contractors, conflicting interests of management and directors involved in issuance of contracts, existence of closed secret meetings in violation of the open public utility meeting statute, issuance of unmarked private district owned vehicle to management, attorney retainer fees and additional legal fee expenditures, lobbying expenditures with utility funds, and political structures involved in the promotion of personnel.

2. The Attorney General and the Auditor of Public Accounts are directed to assist in the study to the extent determined by the committee.

3. The committee shall have the power of subpoena when exercised by a majority of the committee.

4. That the committee report its findings and make its recommendations to the Legislative Council.

Mr. Carpenter asked unanimous consent that LR 10 be referred to the Executive Board of the Legislative Council. No objections. So ordered.

MOTION—Televise Budget Message

Mr. Warner moved that ETV be allowed to televise the Governor's Budget Message on Wednesday, January 29, 1969 at 11:00 a.m.

The motion prevailed.

MOTION—Suspend Rules

Mr. Warner moved that the Bill Drafter be instructed to receive no bills for drafting after 5:00 p.m. on February 3, 1969.

Mr. Warner further moved that the rules be suspended and that the Legislature accept beyond the twenty legislative days all bills received by the Bill Drafter for drafting prior to 5:00 p.m. on February 3, 1969, and that said bills be introduced not later than one legislative day after they are prepared by the Bill Drafter.

The motion prevailed with 38 ayes, 1 nay and 10 not voting.

Member Excused

Mr. Warner asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

Message from the Governor

Know all Men by these Presents:

That I, Norbert T. Tiemann Governor of the State of Nebraska, do hereby appoint Wayne Schreurs of Seward to the office of Member of Unicameral Legislature—District 24 to do and perform all the duties of said office for the term beginning January 24, 1969 for such time as he shall satisfactorily perform all the duties imposed upon such officer by law, and until January 5, 1971.

Done at Lincoln, Nebraska, this 24th day of January A.D. 1969.

(Signed) Norbert T. Tiemann
Governor

Message from the Secretary of State

January 27, 1969

Hugo F. Srb
Clerk of the Legislature
2020 Capitol Building
Lincoln, Nebraska

Dear Mr. Srb:

We hand you herewith, a copy of the Official Appointment of Wayne L. Schreurs as Member of the Legislature from the Twenty-fourth District for the unexpired term of Stanley A. Matzke, deceased.

(Signed) Frank Marsh
Secretary of State

OFFICIAL OATH

For Executive and Judicial Officers and Members of the Legislature

State of Nebraska)
ss.
County of Lancaster)

"I Wayne L. Schreurs, do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Nebraska, and will faithfully discharge the duties of Member of the Legislature—24th District to fill unexpired term of Stanley A. Matzke, deceased according to the best of my ability, and that at the election at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence (for any vote I may give or withhold on any bill, resolution, or appropriation)."*

(Signed) W. L. Schreurs

Subscribed in my presence and sworn to before me this 24 day of January, 1969

(Signed) Allen J. Beermann
Notary Public

(SEAL)

* Constitution of the State of Nebraska,
Article XV, Section One.

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that Wayne L. Schreurs has been appointed a Member of the Nebraska State Legislature from the Twenty-fourth District, for the unexpired term of Stanley A. Matzke, deceased, for the term beginning January 24, 1969, for such time as he shall satisfactorily perform all duties imposed upon such officer by law, and until January 5, 1971, and until a successor is duly elected and qualified.

I further certify that the foregoing appointment was made by Governor Norbert T. Tiemann under the authority granted by Section 32-1042 of the Revised Statutes of Nebraska.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this twenty-seventh day of January in the year of our Lord, one thousand nine hundred and sixty-nine.

(SEAL)

(Signed) Frank Marsh
Secretary of State

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 193	Wednesday, February 5, 1969	2:00 p.m.
LB 194	Wednesday, February 5, 1969	2:00 p.m.
LB 195	Wednesday, February 5, 1969	2:00 p.m.
LB 219	Wednesday, February 5, 1969	2:00 p.m.
LB 271	Wednesday, February 5, 1969	2:00 p.m.
LB 358	Wednesday, February 5, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

Judiciary

LB 267	Monday, February 3, 1969	2:00 p.m.
LB 154	Monday, February 3, 1969	2:00 p.m.
LB 155	Monday, February 3, 1969	2:00 p.m.
LB 4	Tuesday, February 4, 1969	2:00 p.m.
LB 43	Tuesday, February 4, 1969	2:00 p.m.
LB 95	Tuesday, February 4, 1969	2:00 p.m.
LB 208	Tuesday, February 4, 1969	2:00 p.m.
LB 167	Tuesday, February 4, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

MOTION—Rule Change

Mr. Harsh moved that the rules be amended and that any Senator can introduce up to two bills after twenty days.

Referred to the Rules Committee.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 575. By Sam Klaver, 9th District.

A BILL FOR AN ACT to amend section 76-710, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to require that a copy of the appraisers' report in eminent domain proceedings be transmitted to the condemnee; and to repeal the original section.

LEGISLATIVE BILL 576. By Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT to amend section 81-803, Reissue Revised Statutes of Nebraska, 1943, relating to the Game and Parks Commission; to authorize the commission to rent or lease headquarters near Ord; and to repeal the original section.

LEGISLATIVE BILL 577. By Henry F. Pedersen, Jr., 4th District; Fred W. Carstens, 30th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to motor vehicle operators; to authorize courts to require violators of traffic laws to attend driver improvement schools; and to declare an emergency.

LEGISLATIVE BILL 578. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-27,136 and 77-27,138, Revised Statutes Supplement, 1967, relating to the Governmental Subdivision Fund; to change the allocation to and of such fund; and to repeal the original section.

LEGISLATIVE BILL 579. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 83-101.02, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to change the qualifications for the Director of Public Institutions as prescribed; and to repeal the original section.

LEGISLATIVE BILL 580. By Donald Elrod, 35th District and Leslie Robinson, 36th District.

A BILL FOR AN ACT to amend sections 23-1114.02, 23-1114.03, 23-1114.04, 23-1114.05, and 23-1114.06, Revised Statutes Supplement, 1967, relating to counties; to increase the minimum salary for county officers in counties of Classes 1, 2, 3, 4, and 5 as prescribed; to provide when a change in such salaries shall become operative; and to repeal the original sections.

LEGISLATIVE BILL 581. By C. W. Holmquist, 16th District and Rick Budd, 2nd District.

A BILL FOR AN ACT to amend section 70-301, Reissue Revised Statutes of Nebraska, 1943, relating to power districts and corporations; to require public notice of proposed locations of pole lines; and to repeal the original section.

LEGISLATIVE BILL 582. By C. W. Holmquist, 16th District and Rick Budd, 2nd District.

A BILL FOR AN ACT to amend sections 8-1101 and 8-1120, Revised Statutes Supplement, 1967, relating to the Securities Act of Nebraska; to transfer the administration of Chapter 8, article 11, Revised Statutes Supplement, 1967, from the Department of Banking to the Department of Insurance; to provide when this act shall become operative; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 583. By C. W. Holmquist, 16th District and Rick Budd, 2nd District.

A BILL FOR AN ACT to amend section 2-953, Revised Statutes Supplement, 1967, relating to weed eradication and control; to provide that a county board may function as the county weed district board; and to repeal the original section.

LEGISLATIVE BILL 584. By Richard F. Proud, 12th District; William R. Skarda, Jr., 7th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 37-501, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to make it unlawful to shoot from any state or federal highway as prescribed; and to repeal the original section.

LEGISLATIVE BILL 585. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to district and juvenile courts; to provide for the disqualification of judges of such courts as prescribed; and to provide the procedure for such disqualification.

LEGISLATIVE BILL 586. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to taxation; to provide an additional sales and use tax exemption; and to repeal the original section.

LEGISLATIVE BILL 587. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 74-915 and 74-916, Reissue Revised Statutes of Nebraska, 1943, relating to railroads; to provide for the health and welfare of all railroad employees as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 588. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 23-1114.09, Revised Statutes Supplement, 1967, relating to county officers; to provide a minimum salary for full-time deputy sheriffs; and to repeal the original section.

LEGISLATIVE BILL 589. By Ramey C. Whitney, 44th District; Willard H. Waldo, 31st District; Elvin Adamson, 43rd District; Robert L. Clark, 47th District; E. Thome Johnson, 15th District; Rudolf C. Kokes, 41st District; Thomas C. Kennedy, 21st District; Elmer Wallwey, 17th District; J. James Waldron, 42nd District; Lester Harsh, 38th District and Theodore C. Wenzlaff, 32nd District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to taxation; to exempt the gross receipts from the sale of farm machinery from the sales and use taxes; and to repeal the original section.

LEGISLATIVE BILL 590. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 23-120, Revised Statutes Supplement, 1967, relating to county government; to provide an exception for the limitation on appropriations for the erection or repair of county buildings; and to repeal the original section.

LEGISLATIVE BILL 591. By Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 79-2203, Revised Statutes Supplement, 1967, relating to educational service units; to provide eligibility to vote and hold office for certain electors; and to repeal the original section.

LEGISLATIVE BILL 592. By Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT relating to predator control; to require posting of property on which poisoned bait is placed as a means of predator control; and to provide for liability.

LEGISLATIVE BILL 593. By Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 17-718, Reissue Revised Statutes of Nebraska, 1943, relating to second class cities and villages; to increase the maximum mill levy for fire department purposes; and to repeal the original section.

LEGISLATIVE BILL 594. By Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 66-461 and 66-461.01, Reissue Revised Statutes of Nebraska, 1943, relating to refund tax gasoline; to provide for annual filing of claims for refund; and to repeal the original sections.

LEGISLATIVE BILL 595. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 44-139, 44-140, 44-141, 44-142, 44-143, 44-144, 44-145, 44-146, 44-147, 44-328, 44-329, 44-330, 44-331, 44-332, 44-333, 44-333.01, 44-333.02, 44-333.03, 44-333.04, 44-333.05, 44-333.06, 44-334, 44-334.01, 44-339, 44-339.01, 44-340, and 44-341, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for trust funds; to provide for conditions for issuance of resident broker's license; to provide for contents of a resident agent's license application; to provide for grounds for denial of an agent's license; to provide for grounds for revocation or suspension of an agent's license; to provide for prohibition of fees or compensation; to provide for separate accounts for trust funds; to provide for written consent of service of process for nonresident agents; to provide for internal references; to repeal the original sections and also sections 44-335, 44-342, 44-343, 44-344, 44-345, 44-346, and 44-347, Reissue Revised Statutes of Nebraska, 1943, and to declare an emergency.

LEGISLATIVE BILL 596. By Loran Schmit, 23rd District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 81-886.01, Revised Statutes Supplement, 1967, relating to real estate brokers; to make certain acts unlawful; and to repeal the original section.

LEGISLATIVE BILL 597. By Loran Schmit, 23rd District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 81-881, Revised Statutes Supplement, 1967, relating to the State Real Estate Commission; to redefine unfair practices; and to repeal the original section.

LEGISLATIVE BILL 598. By Fern Hubbard Orme, 29th District and W. L. Schreurs, 24th District.

A BILL FOR AN ACT relating to the State Board of Health; to provide that an acting Director of Health may be appointed by the State Board of Health as prescribed; to provide the qualifications for such director; and to provide for powers and duties of such director.

LEGISLATIVE BILL 599. By Roland A. Luedtke, 28th District and Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 32-526, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to change requirements for formation of a new political party; and to repeal the original section and also section 32-527, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 600. By Harold D. Simpson, 46th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 16-321 and 17-568.01, Revised Statutes Supplement, 1967, relating to cities and villages; to provide that any city of the first class or city of the second class, or village which contracts with a public power district for operation and maintenance of an electric distribution, transmission, or generating system shall not be required to advertise for bids as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 601. By Fred W. Carstens, 30th District; Bill K. Bloom, 20th District; William R. Skarda, Jr., 7th District; Harold D. Simpson, 46th District; Edward R. Danner, 11th District and Herb Nore, 22nd District.

A BILL FOR AN ACT relating to juveniles; to establish the Eastern Boys' Training School; to rename the Boys' Training School; to provide for commitments and transfers; to amend sections 60-1001, 83-107.01, 83-107.02, 83-108, 83-463, 83-464, 83-466, 83-467, 83-468, 83-469, 83-470, 83-472, 83-473, and 83-474, Reissue Revised Statutes of Nebraska, 1943, and section 83-465, Revised Statutes Supplement, 1967; and to repeal the original sections.

LEGISLATIVE BILL 602. By Fred W. Carstens, 30th District; Harold D. Simpson, 46th District; Herb Nore, 22nd District; Edward R. Danner, 11th District; William R. Skarda, Jr., 7th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT relating to crimes and punishments; to define a new felony involving the possession of a weapon; and to provide penalties.

LEGISLATIVE BILL 603. By Fred W. Carstens, 30th District; Harold D. Simpson, 46th District; Edward R. Danner, 11th District; William R. Skarda, Jr., 7th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT relating to juvenile delinquency; to establish the Division of Juvenile Delinquency within the Department of Public Institutions as prescribed.

LEGISLATIVE BILL 604. By Harold T. Moylan, 6th District; Leslie Robinson, 36th District; Donald Elrod, 35th District; Elmer Wallwey, 17th District; Fred W. Carstens, 30th District; Fern Hubbard Orme, 29th District; Thomas C. Kennedy, 21st District; Bill K. Bloom, 20th District; Terry Carpenter, 48th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to mental health; to adopt the Interstate Compact on Mental Health.

LEGISLATIVE BILL 605. By Wayne W. Ziebarth, 37th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 66-411, Reissue Revised Statutes of Nebraska, 1943, relating to motor fuels; to provide a time limit for collecting the tax by dealers or other persons; and to repeal the original section.

LEGISLATIVE BILL 606. By Fred W. Carstens, 30th District and Irving F. Wiltse, 1st District.

A BILL FOR AN ACT authorizing the Game and Parks Commission to sell certain real estate and under certain conditions as prescribed; and to reserve easements for rights-of-ways.

LEGISLATIVE BILL 607. By J. James Waldron, 42nd District; Terry Carpenter, 48th District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend sections 37-101, 37-203, 37-221, 37-402, 37-422, 37-423.01, 81-801, 81-802, 81-803, 81-805.02, 81-808, 81-810, 81-814, and 81-815.23, Reissue Revised Statutes of Nebraska, 1943, and sections 81-804, 81-805, 81-807, 81-809, and 81-811, Revised Statutes Supplement, 1967, relating to the Game and Parks Commission; to establish the executive position of Game and Parks Commissioner; to change the Game and Parks Commission to the Game and Parks Advisory Board; to provide for functions, powers, duties, and the transfer thereof; to provide for a seal and the effect thereof; to provide for the transfer of property and records as prescribed; to provide duties for the Revisor of Statutes; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 608. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 37-214.01, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide resident hunting permits for persons enrolled in Civilian Conservation Centers or similar training facilities; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 609. By J. James Waldron, 42nd District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend sections 37-101, 37-203, 37-221, 37-402, 37-422, 37-423.01, 81-805.02, 81-808, 81-810, 81-814, and 81-815.23, Reissue Revised Statutes of Nebraska, 1943, and sections 81-805, 81-807, 81-809, and 81-811, Revised Statutes Supplement, 1967, relating to the Game and Parks Commission; to establish the executive position of Game and Parks Commissioner; to provide for functions, powers, duties, and the transfer thereof to such commissioner; to provide for a seal and the effect thereof; to provide for the transfer of property and records as prescribed; to provide duties for the Revisor of Statutes; and to repeal the original sections.

LEGISLATIVE BILL 610. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 44-309, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change provisions for investments by domestic insurance companies as prescribed; and to repeal the original section.

LEGISLATIVE BILL 611. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to industrial loan and investment companies; to authorize the issuance of capital notes and debentures as prescribed; to amend section 8-411, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 612. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 8-405, Revised Statutes Supplement, 1967, relating to industrial loan and investment companies; to change the requirements for auxiliary offices; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 613. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 8-414, Reissue Revised Statutes of Nebraska, 1943, relating to industrial loan and investment companies; to authorize audits by certified or registered public accountants in lieu of examination as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 614. By Elvin Adamson, 43rd District; Leslie Robinson, 36th District and Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to Kearney State College; to make findings; to require filling in of the canal across the college campus as prescribed; and to provide an easement.

LEGISLATIVE BILL 615. By Rick Budd, 2nd District; C. W. Holmquist, 16th District; George Syas, 13th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend sections 37-215 and 37-227, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to change the manner of issuing permits to kill deer, antelope, and wild turkeys as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 616. By Rick Budd, 2nd District; C. W. Holmquist, 16th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to game and fish; to provide that thirty per cent of the special permits for taking of deer, antelope, and wild turkeys shall be made available to bona fide farmers or ranchers; and to provide a penalty.

LEGISLATIVE BILL 617. By William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 60-328, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for a permit for trucks lawfully licensed in another state to engage in hauling grain from the field where it is harvested to storage or market as prescribed; and to repeal the original section.

LEGISLATIVE BILL 618. By William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 60-333, Reissue Revised Statutes of Nebraska, 1943; to change the provisions for paying the annual registration fees for implements bolted or fastened to motor vehicles; and to repeal the original section.

MOTION—Highway Bond Program

Mr. Carpenter moved that this Body appoint Mr. Marvel to contact the Governor of the State of Nebraska in the area of Highway Bonds, and bring back to this Body a written report on the procedure and problems we may or may not be confronted with in this matter.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 250. Placed on General File.

LEGISLATIVE BILL 252. Placed on General File.

LEGISLATIVE BILL 253. Placed on General File as amended.

Standing Committee amendment to LB 253:

In Sec. 2. 80-102.(1), line 5, delete
the word "twice" and add "once".

(Signed) Harold T. Moylan, Chairman

UNANIMOUS CONSENT—Withdraw LB 378

Mr. Mahoney renewed his pending request found in the Legislative Journal for the Fifteenth Day to withdraw LB 378. No objections. So ordered.

MOTIONS—Rule Changes

Mr. Simpson moved the adoption of the Rule Change to Rule 11, Sec. 1 found on page 209 of the Legislative Journal.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Mr. Simpson moved the adoption of the Rule Change to Rule 16 on Privileges of the Floor, found on page 210 of the Legislative Journal.

The motion prevailed with 43 ayes, 0 nays and 16 not voting.

Mr. Simpson moved the adoption of the Rule Change to Rule 16, striking material, found on page 210 of the Legislative Journal.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

NOTICE OF COMMITTEE HEARINGS

Education

LB 236	Monday, February 3, 1969	2:00 p.m.
LB 210	Monday, February 10, 1969	2:00 p.m.
LB 211	Monday, February 10, 1969	2:00 p.m.
LB 212	Monday, February 10, 1969	2:00 p.m.
LB 66	Tuesday, February 11, 1969	2:00 p.m.
LB 180	Tuesday, February 11, 1969	2:00 p.m.
LB 7 (Cancelled)	Tuesday, February 11, 1969	2:00 p.m.
LB 7 (reset)	Tuesday, February 18, 1969	2:00 p.m.
LB 60 (Cancelled)	Tuesday, February 11, 1969	2:00 p.m.
LB 60 (Reset)	Tuesday, February 18, 1969	2:00 p.m.
LB 62 (Cancelled)	Tuesday, February 11, 1969	2:00 p.m.
LB 62 (Reset)	Tuesday, February 18, 1969	2:00 p.m.
LB 63 (Cancelled)	Tuesday, February 11, 1969	2:00 p.m.
LB 63 (Reset)	Tuesday, February 18, 1969	2:00 p.m.
LB 64 (Cancelled)	Tuesday, February 11, 1969	2:00 p.m.
LB 64 (Reset)	Tuesday, February 18, 1969	2:00 p.m.
LB 573	Monday, February 17, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 619. By Richard D. Marvel, 33rd District and Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 3-126 and 3-148, Revised Statutes Supplement, 1967, relating to the Department of Aeronautics; to eliminate the Department of Aeronautics Cash Fund; and to repeal the original sections.

LEGISLATIVE BILL 620. By Irving F. Wiltse, 1st District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 60-334, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide additional designation for classification of trucks and truck-tractors as prescribed; and to repeal the original section.

LEGISLATIVE BILL 621. By Irving F. Wiltse, 1st District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 60-325, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that registration certificates must be carried on commercial trailers and semitrailers for inspection at all times; and to repeal the original section.

LEGISLATIVE BILL 622. By Irving F. Wiltse, 1st District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 60-1001, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate certain motor vehicles used by the Department of Motor Vehicles from the requirements of showing such motor vehicle as belonging to the State of Nebraska; and to repeal the original section.

LEGISLATIVE BILL 623. By Irving F. Wiltse, 1st District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 60-427, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate the endorsement on the license by the magistrate or judge of a court when a person has been convicted of violation of a law or ordinance pertaining to the operation of a motor vehicle; and to repeal the original section.

SELECT FILE

LEGISLATIVE BILL 132. E and R amendments found in the Legislative Journal for the Fifteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 133. E and R amendments found in the Legislative Journal for the Fifteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 134. Advanced to E and R for engrossment.

LEGISLATIVE BILL 136. E and R amendment found in the Legislative Journal for the Fifteenth Day was adopted.

Advanced to E and R for engrossment.

MOTION—Print Rule Changes

Mr. Simpson moved that the amendments to the Rules be printed and put in the members' rule books.

The motion prevailed.

Member Excused

Miss Reynolds asked unanimous consent to be excused tomorrow. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 461	Tuesday, February 11, 1969	2:00 p.m.
LB 479	Tuesday, February 11, 1969	2:00 p.m.
LB 509	Tuesday, February 11, 1969	2:00 p.m.
LB 460	Tuesday, February 25, 1969	2:00 p.m.
LB 524	Tuesday, February 25, 1969	2:00 p.m.
LB 526	Tuesday, February 25, 1969	2:00 p.m.
LB 533	Tuesday, February 25, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Adjournment

At 11:52 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 10:00 a.m., Wednesday, January 29, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SEVENTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 29, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, our Father, may this be a day of high visibility for us. So often our mental and emotional ceiling is zero. We try to think clearly and see accurately, but are often fogged in. May we through contact with Thee lift our thoughts above the clouds where there is clear visibility and broad perspective for making our decisions. Remind us afresh that "they that wait upon the Lord shall renew their strength; they shall mount up with wings as eagles; they shall run and not be weary; they shall walk and not faint." Amen.

The roll was called and all members were present except Miss Reynolds and Messrs. Proud and Syas, who were excused and Mr. Knight, excused until 10:45 a.m.

Corrections for the Journal

Page 251, lines 14 and 27, delete "107" and insert "109".

Page 262, line 11, correct spelling of "thereof".

Page 263, line 17, correct spelling of "filling".

The Journal for the Sixteenth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 276	Thursday, February 6, 1969	2:00 p.m.
LB 278	Thursday, February 6, 1969	2:00 p.m.
LB 433	Thursday, February 6, 1969	2:00 p.m.
LB 437	Thursday, February 6, 1969	2:00 p.m.

LB 292	Thursday, February 13, 1969	2:00 p.m.
LB 408	Thursday, February 13, 1969	2:00 p.m.
LB 409	Thursday, February 13, 1969	2:00 p.m.
LB 431	Thursday, February 13, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 141. Placed on Select File.

LEGISLATIVE BILL 142. Placed on Select File as amended.

E and R amendments to LB 142:

1. In section 1, insert *"the Executive Board of"* at the end of line 7.

2. In section 2, insert *"and"* at the end of line 36.

LEGISLATIVE BILL 143. Placed on Select File as amended.

E and R amendments to LB 143:

1. In section 1, line 4, strike "The" and insert "~~The~~ *the*".

2. In the title, line 5, strike "classify" and insert "clarify".

LEGISLATIVE BILL 144. Placed on Select File as amended.

E and R amendment to LB 144:

1. In section 1, line 5, strike "Seventy-ninth" and insert "Eightieth".

(Signed) Wayne W. Ziebarth, Chairman

MOTIONS—Send Flowers

Speaker Warner moved that flowers be sent to the funeral of Gregory Lee Wade, son of Beverly Wade, an employee of the Legislature.

The motion prevailed.

Speaker Warner moved that flowers be sent to the funeral of Mr. Syas' mother.

The motion prevailed.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Kokes asked unanimous consent to add the name of Mr. Mahoney to LB 576. No objections. So ordered.

Visitors

Mr. Harsh introduced Mr. and Mrs. Gardner of Edison, Nebraska and Mayor and City Manager and Mrs. Harris of McCook, Nebraska.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 624. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 72-215, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to provide for acquisition of school lands for solid waste disposal areas; and to repeal the original section.

LEGISLATIVE BILL 625. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 76-245, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to require the payment of taxes, penalties, and interest affecting the real estate before recording any instrument as prescribed; and to repeal the original section.

LEGISLATIVE BILL 626. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to repeal sections 44-331, 44-332, 44-333, 44-333.01, 44-333.02, 44-333.03, 44-333.04, 44-333.05, 44-333.06, 44-334, 44-334.01, 44-335, 44-339, 44-339.01, 44-340, and 44-341, Reissue Revised Statutes of Nebraska, 1943, relating to insurance.

LEGISLATIVE BILL 627. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 81-875.01, Revised Statutes Supplement, 1967, relating to real estate brokers; to eliminate the provisions authorizing the State Real Estate Commission to audit trust accounts; and to repeal the original section.

LEGISLATIVE BILL 628. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 81-803, Reissue Revised Statutes of Nebraska, 1943, relating to Game and Parks Commission; to harmonize the provisions with previous legislation; to provide where regular meetings of the Game and Parks Commission shall be held as prescribed; and to repeal the original section.

LEGISLATIVE BILL 629. By Henry F. Pedersen, Jr., 4th District and Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 26-211, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts in cities of nine thousand to forty thousand population; to provide the salaries of the municipal judge and the clerk of such court and the employees and assistants of such clerk to be determined as prescribed; and to repeal the original section.

LEGISLATIVE BILL 630. By Henry F. Pedersen, Jr., 4th District and Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 7-111, Reissue Revised Statutes of Nebraska, 1943, relating to attorneys at law; to allow municipal judges to practice law as prescribed; and to repeal the original section.

RESOLUTIONS

LEGISLATIVE RESOLUTION 11. Re: Memory of Byron Dunn.

Introduced by Fern Hubbard Orme, 29th District; Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District; John E. Knight, 26th District; Thomas C. Kennedy, 21st District; Willard H. Waldo, 31st District; Herb Nore, 22nd District; Sam Klaver, 9th District; Jerome Warner, 25th District and William F. Swanson, 27th District.

WHEREAS, Byron Dunn, retired Lincoln banker and lifelong booster of his native Nebraska, died January 20, 1969; and

WHEREAS, after retiring from the banking business in 1964, where he served as President and Chairman of Board of Directors of National Bank of Commerce Trust and Savings, he was appointed Director of Banking; and

WHEREAS, he has served as chairman and president of many civic organizations.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature extends its sympathy to the survivors of Byron Dunn.

2. That the Legislature stand for a moment of silent tribute to his memory.

3. That the Clerk of the Legislature be directed to spread at large on the Legislative Journal this resolution, and that a copy of this resolution properly authenticated and engrossed, be sent by the Clerk to the family of Byron Dunn as an expression of our respect for the deceased and our sympathy for the bereaved.

Mrs. Orme invited any other members to sign the Resolution who wished to do so.

LEGISLATIVE RESOLUTION 12. Re: Cmdr. Lloyd Bucher and Crew of U.S.S. Pueblo.

Introduced by William R. Skarda, Jr., 7th District.

WHEREAS, the Commander of the United States Naval Ship U.S.S. Pueblo, Commander Lloyd Bucher, is a Nebraskan who graduated from Boys Town and the University of Nebraska; and

WHEREAS, Commander Bucher has acquitted himself well as a citizen of Nebraska and served with distinction in the United States Navy by being selected to command an important ship assigned to the Naval Intelligence Collection System; and

WHEREAS, Commander Bucher while in command of the U.S. Naval vessel Pueblo on a mission for the government of the United States of America was forced to submit to seizure of his ship and complement of eighty-two men by elements of the North Korean Navy on January 23, 1968 while sailing in International Waters; and

WHEREAS, the U.S.S. Pueblo was without escort and without adequate armament, yet the crew resisted capture resulting in injury to Commander Bucher and the death of a crew member and further resistance when outgunned, outmanned and overpowered would have been suicidal futility; and

WHEREAS, the Commander of the U.S.S. Pueblo called for help when capture was imminent and no one came to the aid of the helpless ship and its crew; and

WHEREAS, Commander Bucher and his crew were permitted to be held for eleven months by a foreign government hostile to the government of the United States of America; and

WHEREAS, the crew of the U.S.S. Pueblo was subjected to cruel and inhumane treatment by their barbarous and uncivilized captors who used them for propaganda purposes designed to embarrass the government of the United States of America; and

WHEREAS, the U.S.S. Pueblo is still held by a foreign government which is further designed to continue the embarrassment of the United States Government; and

WHEREAS, the representatives of the United States Government admittedly signed a false confession in order to obtain the release of the crew of the U.S.S. Pueblo; and

WHEREAS, Commander Bucher and his valiant crew of the U.S.S. Pueblo following intensive interrogations by Navy intelligence personnel are now the subject of a Naval inquisition that is resulting in persecution and ridicule before not only the American people but the entire world.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That it is the sense of the Legislature that Commander Bucher and his crew of the U.S.S. Pueblo have suffered enough through their extended period of confinement and cruel treatment and it being obvious that the United States Government is not coming to their aid and comfort after their ordeal while performing their assigned duties for the United States Government, it is now time for the American people to come to the defense of these valiant Americans.

2. That the Nebraska Legislature goes on record as supporting the actions of the crew of the U.S.S. Pueblo because they did what was necessary under the circumstances when they were outgunned, outmanned, overpowered, captured and held captive by a hostile foreign government.

3. That the government of North Korea be officially castigated by the United States Government before the bar of world opinion as cruel and inhumane and guilty of piracy on the high seas.

4. That we plead for the aid and support of all veterans organizations and all Americans in this cause and call upon the members of Congress, the executive and judicial branches of the United States of America to exert all their influence to insure fair treatment for the crew of the U.S.S. Pueblo who were unfortunate pawns of their own government as well as other hostile foreign governments and every action necessary be taken to effect the recovery of the U.S.S. Pueblo.

5. That a copy of this resolution be sent to each member of the Nebraska delegation in the Congress of the United States.

LEGISLATIVE RESOLUTION 13. Re: LB 172.

Introduced by Terry Carpenter, 48th District.

WHEREAS: The Nebraska Legislature has introduced LB 172 and,

WHEREAS: LB 172 provides for a statewide plan for the care of the mentally retarded through out Nebraska,

THEREFORE LET IT BE RESOLVED: That provisions within LB 172 become part of the state plan for the care of the mentally retarded and, let it be resolved that the Nebraska Legislature recommend to the Title III Advisory Committee that funds be allocated in cooperation with the Nebraska Legislature for implementing this statewide plan.

Copies of this resolution to be sent to:

The President of the United States
Robert Finch, Secretary Health, Education and Welfare
Senator Carl T. Curtis
Senator Roman L. Hruska
Congressman Robert V. Denney
Congressman Glenn C. Cunningham
Congressman David Martin
George Gerdes, Legislative Liaison Officer

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and consider LR 13 today.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

LR 13 was adopted with 28 ayes, 2 nays and 19 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 107. Correctly enrolled.

LEGISLATIVE BILL 108. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 9 LB 107 LB 108

UNANIMOUS CONSENT—Committee Meeting

Mr. Elrod asked unanimous consent for the Labor Committee to meet in the West Senate Lounge after adjournment. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 631. By Edward R. Danner, 11th District.

A BILL FOR AN ACT to amend sections 39-1350, 39-1353, and 39-1503, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that the new address of the Department of Roads be correctly stated; and to repeal the original sections.

LEGISLATIVE BILL 632. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 79-447, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for appropriations from the state General Fund when certain federal funds are not appropriated; and to repeal the original section.

LEGISLATIVE BILL 633. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 79-1338, Revised Statutes Supplement, 1967, relating to schools; and to provide for the calculation of the School Foundation and Equalization Fund as prescribed.

LEGISLATIVE BILL 634. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to repeal Chapter 72, article 6, Reissue Revised Statutes of Nebraska, 1943, relating to the cession of jurisdiction over land purchased by the United States.

LEGISLATIVE BILL 635. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 39-1309, Reissue Revised Statutes of Nebraska, 1943, relating to state highways; to place on the state highway system that portion of former state highway 370, also known as Avery West Road running from U. S. highway 73-75 on the east to state highway 85 on the west; and to repeal the original section.

LEGISLATIVE BILL 636. By Herbert J. Duis, 39th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to the Legislature; to create the position of Legislative Budget Director and to provide for the appointment, term, compensation, and duties of such officer; and to provide when this act shall become operative.

LEGISLATIVE BILL 637. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to courts; to adopt the provisions of the Uniform Certification of Questions of Law Act.

LEGISLATIVE BILL 638. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to public health; to authorize the gift of all or part of a human body after death for specified purposes.

LEGISLATIVE BILL 639. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to acknowledgments; to adopt the Uniform Recognition of Acknowledgments Act.

LEGISLATIVE BILL 640. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to adopt the Uniform Child Custody Jurisdiction Act.

LEGISLATIVE BILL 641. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to trade-marks and trade names; to adopt the Uniform Deceptive Trade Practices Act.

LEGISLATIVE BILL 642. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to unclaimed property; and to adopt the provisions of the Uniform Disposition of Unclaimed Property Act.

LEGISLATIVE BILL 643. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to criminal procedure; to adopt the provisions of the Uniform Rendition of Accused Persons Act.

LEGISLATIVE BILL 644. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to criminal procedure; to adopt the provisions of the Uniform Rendition of Prisoners as Witnesses in Criminal Proceedings Act.

LEGISLATIVE BILL 645. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to adopt the Revised Uniform Reciprocal Enforcement of Support Act as amended in 1968; and to repeal Chapter 42, article 7, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 646. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to adopt the Uniform Federal Tax Lien Registration Act; to provide the effective date thereof; and to repeal sections 23-1522 to 23-1525, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 647. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 38-1001, 38-1002, 38-1003, 38-1004, 38-1006, and 38-1007, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Uniform Gifts to Minors Act; to redefine terms; to provide for registration of gifts to minors; to provide for powers and duties of financial institutions and custodians as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 648. By William F. Swanson, 27th District and Rick Budd, 2nd District.

A BILL FOR AN ACT to amend section 79-4,151, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for notice of adoption or amendment of a zoning ordinance as prescribed; and to repeal the original section.

LEGISLATIVE BILL 649. By C. F. Moulton, 8th District; Richard D. Marvel, 33rd District; Roland A. Luedtke, 28th District and Ellen E. Craft, 45th District.

A BILL FOR AN ACT to amend section 71-2601, Revised Statutes Supplement, 1967, relating to public health and welfare; to provide that the number of members of the State Board of Health be enlarged to provide for a member of the Nebraska Podiatry Association; and to repeal the original section.

Presented to the Governor

Presented to the Governor for approval on January 29, 1969 at 10:30 a.m.: LB 101 LB 102 LB 103 LB 104

(Signed) Ruth Bossard, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 137. Advanced to E and R for engrossment.

LEGISLATIVE BILL 138. E and R amendments found in the Legislative Journal for the Sixteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 139. Advanced to E and R for engrossment.

LEGISLATIVE BILL 140. E and R amendment found in the Legislative Journal for the Sixteenth Day was adopted.

Advanced to E and R for engrossment.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 650. By Richard D. Marvel, 33rd District; John E. Knight, 26th District and Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to the psychiatric technicians; to require the licensing of psychiatric technicians; to provide the qualifications for applicants for licenses as psychiatric technicians; to provide for suspension or revocation of licenses; to provide penalties; to provide for appeals; to create the State Board of Examiners of Psychiatric Technicians; to provide powers and duties for the board; and to provide for the collection of fees and their disposition.

LEGISLATIVE BILL 651. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 39-746.01, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide rules of the road for highways divided by a median; and to repeal the original section.

LEGISLATIVE BILL 652. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 60-419, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that persons committed to or incarcerated in any state institution for mentally ill shall show a certificate of competence to operate a motor vehicle as prescribed; and to repeal the original section.

LEGISLATIVE BILL 653. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to real property; to provide for a limitation on the amount the owner of record of real estate shall encumber such real estate when sold on land contract as prescribed; and to provide a penalty.

LEGISLATIVE BILL 654. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend sections 68-602, 68-603, 68-608 and 68-609, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to increase the powers and duties of the State of Nebraska in administering the provisions of the Social Security Act as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 655. By Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 79-1233, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to harmonize provisions; to provide for the employment of teacher aides as prescribed; and to repeal the original section.

LEGISLATIVE BILL 656. By Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 79-101, Reissue Revised Statutes of Nebraska, 1943, relating to education; to define a term; and to repeal the original section.

LEGISLATIVE BILL 657. By C. W. Holmquist, 16th District and Rick Budd, 2nd District.

A BILL FOR AN ACT relating to insurance; making unlawful the borrowing or rental of securities by insurance companies and affiliated companies or individuals; and to provide for penalties.

LEGISLATIVE BILL 658. By C. W. Holmquist, 16th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend sections 70-1002, 70-1011, and 70-1012, Reissue Revised Statutes of Nebraska, 1943, relating to public power; to provide that all suppliers of electricity, including private corporations, are required to obtain a retail service area before selling electricity at retail; and to repeal the original sections.

LEGISLATIVE BILL 659. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 70-504, Reissue Revised Statutes of Nebraska, 1943, and sections 16-673, 17-528, 17-528.03, and 17-903, Revised Statutes Supplement, 1967, relating to public power; to remove the restriction for contracting for the sale and purchase of electricity as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 660. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to insurance; to recognize the right of an insured under a group life policy to make an assignment or transfer of his incidents of ownership.

LEGISLATIVE BILL 661. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 44-710.15, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to apply the provisions of this act to all insurance policies; and to repeal the original section.

LEGISLATIVE BILL 662. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 44-311.02, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change provisions for real estate investments by domestic insurance companies as prescribed; and to repeal the original section.

LEGISLATIVE BILL 663. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 44-370, Reissue Revised Statutes of Nebraska, 1943, relating to life insurance; to delete the provision that a beneficiary who is other than the party procuring the policy has no right to commute the amount due, or to assign, pledge, encumber, or dispose of the same, or anticipate any benefits; and to repeal the original section.

LEGISLATIVE BILL 664. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to insurance, to recognize that beneficiary or ownership designations under various types of contracts are not subject to the laws governing the transfer of property by will.

UNANIMOUS CONSENT—Add Co-introducer to LB 338

Mrs. Orme asked unanimous consent to add the name of Mr. Wylie to LB 338. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
575	Judiciary
576	Agriculture and Recreation
577	Public Works
578	Revenue

579	Public Health and Welfare
580	Salaries and Claims
581	Public Works
582	Banking, Commerce and Insurance
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584	Agriculture and Recreation
585	Judiciary
586	Revenue
587	Labor
588	Salaries and Claims
589	Revenue
590	Government and Military Affairs
591	Education
592	Agriculture and Recreation
593	Miscellaneous Subjects
594	Revenue
595	Banking, Commerce and Insurance
596	Banking, Commerce and Insurance
597	Banking, Commerce and Insurance
598	Public Health and Welfare
599	Government and Military Affairs
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601	Public Health and Welfare
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607	Agriculture and Recreation
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609	Agriculture and Recreation
610	Banking, Commerce and Insurance
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614	Miscellaneous Subjects
615	Agriculture and Recreation
616	Agriculture and Recreation
617	Public Works
618	Public Works
619	Budget
620	Public Works
621	Public Works
622	Public Works
623	Judiciary

(Signed) John E. Everroad
Lieutenant Governor

Visitors

Mr. Nore introduced Mr. Dennis Freeberg from Petersburg, Nebraska.

MOTION—Print in Journal

Mr. Carpenter moved to have the following letter printed in the Journal.

The motion prevailed.

January 28, 1969

Senator Elmer Wallwey, Chairman
Public Health Committee
Nebraska Legislature
Lincoln, Nebraska

Dear Senator Wallwey:

We have recently visited with Senator Carpenter regarding his bill LB 9 which proposes a thirty day suspension of physicians licenses for failure to report venereal disease cases. In our visit with Senator Carpenter we pointed out several items which we felt were pertinent to the issue.

A bill was passed by the 1967 Legislature providing for the reporting of venereal disease cases by physicians and laboratories. In visiting with the Division of Communicable Disease, we found that VD cases are on the rise in the state and records show that physicians and laboratories are complying with the existing law. The present law provides for a maximum fine of $100.00 for failure to report cases. To date no fines have been assessed against a physician or laboratory.

Senator Carpenter is interested in seeing that proper follow up is made, and we likewise see this as the key to a good program of VD control. The Communicable Disease Division currently has only one person who is working full time in checking out reported cases. It is the duty of the physician to report cases but it is the duty of this Division to do the follow up. I have visited at length with the Director of Health and personnel of the Division of Communicable Diseases. It is quite apparent that the Department of Health must have an adequate budget if it is to carry out the responsibility of conducting an efficient and effective program of VD control in Nebraska.

The Nebraska State Medical Association and the Department of Health are currently discussing a new reporting form for communicable diseases for the purpose of compiling better statistical records. Also the Division of Communicable Disease is preparing a manual of current laws on this subject. The Association will assist in the distribution of this new manual and reporting forms to physicians and laboratories.

We feel that the key issue here is the appropriation of a realistic budget to the State Department of Health which is vital if Nebraska is going to have a strong program of VD control as well as other important public health activities for which they are responsible.

In line with the above information, Senator Carpenter has agreed to ask this committee to withdraw his bill LB 9. We respectfully support this recommendation to the Public Health Committee.

(Signed) Frank H. Tanner, M.D.
President

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 665. By Jerome Warner, 25th District; E. Thome Johnson, 15th District and Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 35-101, Reissue Revised Statutes of Nebraska, 1943, relating to volunteer firemen; to exempt motor vehicles owned by volunteer firemen from registration fees as prescribed; to harmonize provisions with previous legislation; to provide for special license plates; to require training; and to repeal the original section.

LEGISLATIVE BILL 666. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 79-312, 79-314, and 79-451, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide a fiscal year for Class III districts; to change provisions respecting the county census report; to require an annual statistical report and provide for the filing thereof and of the annual financial report; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 667. By Jerome Warner, 25th District.

A BILL FOR AN ACT to appropriate to the State Department of Education, the sum of one hundred thirty-four million dollars to aid in defraying aid to schools as provided by sections 79-1330 to 79-1344, Revised Statutes Supplement, 1967, for the biennium ending June 30, 1971; and to declare an emergency.

LEGISLATIVE BILL 668. By Jerome Warner, 25th District; W. H. Hasebroock, 18th District; Thomas C. Kennedy, 21st District; Fred W. Carstens, 30th District; Willard H. Waldo, 31st District; Rudolf C. Kokes, 41st District; Wayne W. Ziebarth, 37th District; J. W. Burbach, 19th District; Maurice A. Kremer, 34th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to real property; to prohibit farming by corporations; to require disposal of rural real estate now owned by corporations, or real estate hereafter acquired by them; to establish a procedure for noncomplying corporations to exempt nonprofit and other corporations when specified conditions are met; and to provide penalties.

LEGISLATIVE BILL 669. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 72-1304 and 72-1305, Revised Statutes Supplement, 1967, relating to publicly-owned farm lands; to provide that leases of such land be for a fixed annual cash rent; and to repeal the original sections.

LEGISLATIVE BILL 670. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 18-2102.01 and 18-2103.01, Revised Statutes Supplement, 1967, relating to cities and villages, all; to make provisions for creation of an urban renewal authority uniform for all cities and villages as prescribed; to repeal the original sections; and to declare an emergency.

Committee to Escort Governor

The President appointed the members of the Budget Committee to escort Governor Norbert T. Tiemann to the rostrum to deliver his Budget Message to the members.

GOVERNOR'S BUDGET MESSAGE

Mr. President, Mr. Speaker, Senators of the Eightieth Session of the Nebraska State Legislature:

The Constitution of the State of Nebraska requires that the Governor present to this legislative body at the beginning of each legislative session a complete itemized budget of the financial requirements of all departments, institutions and agencies of the state for the ensuing biennium. In fulfillment of that responsibility, I present to you today my executive budget.

Much of what is in this budget has already been presented to you in preliminary outline form by me at two separate occasions during the course of the recently adjourned special session. Continued analysis during the months of December and January following the close of the special session has led me to change only a few of the conclusions which I had reached prior to the special session. The totals in this budget are nearly identical to the totals I presented to you then, although the arrangement of some priorities has been changed.

I am not recommending at this time any amount for funding of any Homestead Exemption Bill. The demands of already existing state services are too great at the present time to permit a homestead exemption recommendation. Furthermore, my discussions with citizens of the state and with various of the senators has convinced me that there are real differences of opinion on the question of what kind of homestead exemption bill should be passed. For these reasons I am deferring recommendation of such a law and its concomitant funding.

At the same time, I am still convinced that the food tax credit should be increased from $7 per person to $9 per person and I am recommending this in my budget. This will result in $6 million less revenue being received by the state during the next biennium from the sales-income tax.

The budget contains recommendations designed to meet the needs of the state. It is a thoroughly business-like budget. It contains no "fat."

As I present this budget to you for your consideration, I wholeheartedly urge you not to accept it in the spirit of traditional padded budgets. This is not a traditional padded budget. I have never submitted one to you as a Governor and I do not plan to do so now. If you assume that there is padding in this budget, you may find that you delete absolutely essential programs in your desire to cut something from the budget.

Likewise, even though I made a concerted and serious effort, I was unable to reduce my budget to the point that it can be financed from a 2% sales tax and a 10% income tax. Such a reduction is impossible without substantially retarding the development of Nebraska. I will not take part in such a paralytic activity by submitting a budget designed to stay within the prisons of inadequate revenues.

Budget Recommendations

The recommendations I am making for a total agency operating budget from general fund revenues for the forthcoming biennium is $264.8 million. This is an increase over the previous biennium of approximately 21%.

In addition, I am recommending the continued funding of state aid to cities and counties and to school districts at the same level as in the current biennium. In other words, I am recommending $20 million during the biennium for state aid to cities and counties, and $50 million during the biennium for state aid to school districts.

My budget recommends a sharp reduction in capital construction expenditures. The current biennium appropriation for new capital construction is $26 million. In addition, amounts from previous biennia were reappropriated so that the total appropriation for all capital construction was $42 million. I am recommending that during the forthcoming biennium, capital construction be limited to $15.4 million. I am making what seems to be a drastic reduction in capital construction expenditures because of the need for additional comprehensive long-range capital construction facilities planning throughout state government prior to heavy construction outlays.

The total recommendation I am making in this budget for combined expenditures from the general fund for agency operating costs and capital construction costs is an increase of less than 17% over the same combination during the current biennium. Additional expenditure recommendations are in the areas of state aid to local sub-divisions, an area which is distinct from state government operations.

I see no way that this budget can realistically be reduced.

Aid Programs

It is essential that the aid programs begun during this biennium be continued at least at the same level during the next biennium. These are the programs which not only will encourage the development of educational excellence in your youth, but are also the programs which will bring local property tax relief to all of our citizens.

No state agency is operated with these funds. Local schools, counties, cities and junior colleges use all of the money in these programs. To say that this money is part of the cost of operating state government is wholly inaccurate and I have tried to make this point time and again during the past two years and I hope you have too.

It is important that you join with me in making all citizens aware of this. Unless they are aware of this and thereby focus their attention on the management of local sub-divisions of government, the property tax relief promised by these programs cannot be forthcoming.

State government doesn't spend this money—local governments do. It is a lot of money—I am recommending $71 million in these programs for local government to spend.

Where is the Money Being Spent?

It may come as a surprise to many of you to discover how few agencies in state government account for the total expenditure of general fund revenue.

Although there are 51 agencies in state government that receive money from the general fund, 6 agencies by themselves account for over 80% of the general fund agency operating expenditures. These agencies are the University of Nebraska, The Department of Education, the state colleges, The Department of Institutions, The Department of Public Welfare and the State Patrol.

If you add simply five other agencies—The Department of Health, The Board of Educational Lands & Funds, The Game Commission, The Tax Commissioner, and The Department of Administrative Services—you have 11 state agencies receiving almost 90% of general fund agency operating dollars.

Any discussion of budgetary size or budgetary composition must, irresistibly, therefore, focus on these larger agencies. Let me discuss them.

University of Nebraska. On countless occasions I have pledged to the citizens of Nebraska my trust in developing educational excellence in our state. I intend to keep my pledge. The composition of my budget reflects this intent.

Once again, my largest single agency recommendation for general operating funds is the University of Nebraska. The total general fund recommendation for operating funds that I am making for the University is $85.4 million, an increase of approximately $30.5 million over the current biennium.

Let me make a comment or two to explain this increase.

First, the University is presently spending money at the rate of $31.2 million per year. To simply continue this for two years requires $62.4 million. Adding in the cost of living and inflation increases that I have recommended for all state agencies brings the pure continuation budget to $70.7 million.

Second, workload increase accounts for the remaining $15 million. Part of this—$6 million—is attributable to increased enrollment. More students require more staff. Another large portion—$5.3 million—is budgeted for personnel and facilities needed for staffing buildings just completed. The University hospital, the chemistry building, Kimball Hall, the seed laboratory—these are all examples of newly constructed buildings that must be staffed to be productive. The remainder of the $15 million is in the shoring up of the extension program, increased agricultural activities, and increased organized research.

What I have tried to do in my budget recommendations for the University is to insure the continuation of educational progress we have made during the present biennium. We have a great university. It would be to our discredit to permit it to deteriorate and I will not allow it to happen.

During this biennium, we have given greater financial assistance to the University than during any other biennium in the state's history. I urge you to continue this spirit. The amounts recommended in my budget for the University are not dreamy, esoteric amounts. As I have just described them to you, they are hard-line, but at the same time progressive. As the educational system moves, so the state moves.

State Colleges. The problems faced by the state colleges are much the same as those faced by the University. Increasing enrollment, competition for faculty, economic limits on tuition increases, need for expanded physical plant, and an ever-expanding horizon of areas in which they feel qualified and capable of providing services to the public.

My response has been the same as my response to the University. I have budgeted for a continuation of that progress during the forthcoming biennium. In the state colleges I have recommended an increase from $10.8 million to $14.5 million operating funds.

Approximately $2.8 million of this increase reflects continuation of present services and an additional $1 million is attributable to enrollment increases. To upgrade the teaching load, I am recommending slightly less than $1 million designed to reduce the present heavy teaching load at the colleges to a more manageable level competitive with comparable institutions. Finally, I am recommending that the recently constructed fine arts building at Kearney be staffed.

Department of Education. It probably comes as no surprise to you to find that the Department of Education is one of the six largest spending agencies utilizing general fund revenues. This agency has as varied a responsibility as any agency in state government. It includes special education programs, vocational education aid, vocational rehabilitation, education of deaf students, education of visually handicapped students, administration of the state aid to education programs, and many others too numerous to list. The possibility of exciting, new, productive programs is as great in this agency as in any agency in state government.

It is in the budget of this agency that I have placed funds of $1 million to create a vocational-technical school on the near north side in Omaha. My feeling on this item is as strong as on any item in my budget. We all know the pressing need for vocational-technical school graduates. Nowhere is that need greater than in Omaha where industrial development is so rapid. Likewise, nowhere are there citizens of our state who need the vocational training as in the near north side of Omaha.

Department of Public Institutions. The Department of Public Institutions is the agency of state government where you and I as elected representatives of the citizens of Nebraska can best display our compassion to our fellowman. I have recommended $56.2 million be spent in the Department of Public Institutions during the upcoming biennium for operating expenses, an increase over the current biennium of $8.7 million. I cannot imagine a more satisfying expenditure of funds.

We are planning to continue our development toward more community-based care for our mental patients. This budget provides for this development. In mental health, we have intensified our therapy in our mental hospitals by separating the senile patients from the mentally diseased patients. We have accepted the mentally diseased patients for treatment and have urged the senile patients to locate in nursing homes. By continuing this approach and by providing more staff in the upcoming biennium, we can reduce our staff-to-patient ratio to a level at which the patient will have a much greater opportunity to receive the treatment needed to handle his mental disease.

If my recommendations are approved, the mentally retarded in Nebraska will have a much greater opportunity to lead productive, happy lives than now. The present staff-to-patient ratio at the Beatrice State Home is at approximately 35% of the hospital staffing pattern advocated by the American Association on Mental Deficiency. This is a shameful ratio. My recommendations would increase the staff-to-patient ratio to 45% of the standards, still by no means a satisfactory ratio but one which we certainly can afford and must afford if we are going to make at least the minimal effort.

I am urging the Legislature to consolidate mental retardation programs in the Department of Institutions. Currently, some responsibilities for treatment of the mentally retarded lie in the Department of Health. If this consolidation is accepted by the Legislature, an additional $2.5 million will be transferred from the Department of Health to the Department of Institutions. This money is designed as the state share of state-community funds devoted to day care centers in communities throughout the state. We propose that the state provide 60% of the resources and the communities 40% of the resources to build and operate these centers. Research in mental retardation has proved that many of the mentally retarded can live satisfying and productive lives provided they remain in the communities with the friendships and associations that the community provides.

My recommendations provide for the staffing of the newly completed Soldiers' and Sailors' Home Hospital in Grand Island, a building which will be completed during this session of the Legislature and which will provide hospital care for Nebraska veterans and their families.

Funds have been provided for the creation of a juvenile parole system so that juvenile offenders in the state can be treated separately and distinctly from adult offenders. The two offenders present different kinds of problems for society and the solutions should be tailored differently for each of the problems.

Currently we have 27 vacancies among guards at the State Penitentiary and a large number of vacancies among personnel at our security ward at the State Hospital in Lincoln. For the protection of society, it is essential that these posts be filled and they cannot be filled without upgrading the salaries to make those positions competitive with comparable positions in the market place. This budget provides for such salary upgrading.

Department of Public Welfare. It has become popular to find bad connotations in the use of the term public welfare. We should not forget, however, that the services provided by the Department of Public Welfare to the homeless, the blind, the old, the dependent children, and the medically poor are of the highest importance and benefit, both to the recipients and to those who provide those services.

This budget recommends an increase from $26.4 million in this department's operating expenses to $34.9 million. The bulk of this increase is attributable to the fact that medical costs are forcing increases in the amount the state must provide for services to those receiving Medicare and Medicaid. We cannot expect the medical vendors to absorb for the rest of society the increased cost of their services to the medically indigent.

Do not be misled in this area. Almost no able-bodied persons capable of working are receiving public welfare payments. Those who are receiving public welfare payments are those persons who are unable to work, not because of any interest in being unemployed, but because of certain handicaps.

State Patrol. My recommendation for the budget for the State Patrol, the final one of the larger state agencies, is an increase from the current biennium's $8.5 million to $10.6 million. This is simply a continuation of current programs in an effort to consolidate the gains made in this biennium. No additional patrolmen are provided for in this recommendation. It is our responsibility to the citizens of the state to retain the fine organization that is our State Patrol and to provide the service throughout our sprawling network of highways that only the Patrol can provide.

All Agency Guidelines

Let me emphasize that in all of these large agencies, as well as in all of the other agencies in my budget, the emphasis has been on programs designed to provide continuing services only. By this I mean that I have emphasized meeting simply the needs of state government, needs which have been recognized either through previous action by this Legislature or by the creation of new situations operating outside of government.

I have recommended annual salary increases of 5% to make sure that real income to state employees is not eroded by cost of living increases unmatched by comparable salary increases. A 3% inflation factor has been budgeted on all non-personal services items, items in which the price simply has increased because of inflation. Positions not filled have been removed from agency staffing patterns and continuation budgets on personal services have been calculated from this reduced staffing pattern.

Using these guidelines, my budget for continuing services in these six large agencies that have been provided during the present biennium amounts to $208 million. The total of operating budgets for these six agencies is only $214 million. In other words, over 97% of the budget for these agencies is simply to continue services that are now in existence. In my budget document this amounts to the totals of the continuation and workload increase items.

These figures are typical of all agencies. This is why I label my budget a continuation budget.

The few programs I have recommended which will provide new or improved services are not frills. They include such programs as an increase in appraisors in the Board of Educational Lands &

Funds to expedite the sale of school lands as directed by the Legislature, an increase in the budget of the Department of Administrative Services to expedite the development of a personnel system, again as urged by the Legislature, development of a state water plan as directed by legislative resolution, a minimum contributory insurance program for state employees, creation of an insurance program for state vehicles as required by statute, operating phase one of the telecommunications plan as directed by state statute, etc. These are hard-line items; items which cannot be placed in the category of frills.

Capital Construction

Many of our buildings have not been maintained over time as they should have been. Similarly, many in the past never had the careful inspection of trained experts to determine whether there were fire and safety hazards that had been incorporated in their initial construction or had developed over time. These chickens have come home to roost. We now must make the repairs to the buildings which should have been made over the past decade.

One of the guidelines I have taken in capital construction in this budget, therefore, is to retain the good facilities that we now have by putting them into a safe and useful condition. Of the $15.4 million I have recommended for capital construction, $6.3 million of this is devoted to maintaining buildings in their present working condition and renovating them so that they comply with fire and safety laws of the state. To do less would be to endanger those who are inhabiting those buildings, a price that I do not feel this government wishes to assume.

Another guideline I have used is to recommend in my budget the construction of those buildings which the Legislature has previously recommended. In other words, the legislative study recommendation is for construction of the Lincoln State Hospital Medical Building. I have this in my budget. Likewise, the Legislature previously appropriated funds to build a gym at the Kearney Boys' Training School. This gym burned down, and I have in my budget funds to replace it. Likewise, the funds for the Agriculture-Health Laboratory Building were appropriated in part during the current biennium appropriation, but not sufficient funds were appropriated to build the laboratory building. I have recommended in my budget sufficient funds to build that facility.

As a point of interest, I should point out that just as in agency operating budgets, the capital construction budget is composed primarily of funds appropriated to four agencies—The University of Nebraska, the state colleges, The Department of Institutions, and The Game and Parks Commission. 93% of the general fund capital construction money in my budget is recommended for those four agencies.

What has not been Covered in my Budget?

The total agency general fund request amounted to $548 million. This is by far the largest general fund agency request ever submitted to a Governor in the State of Nebraska. I find no fault with the agency heads for submitting such requests. That is their sincere opinion of what is required to run their agencies the way they should be run to provide the services that they feel the citizens of Nebraska demand.

Nevertheless, I have cut $219 million from those requests. These cuts have not been easy ones, since many of the programs which are included in the requests of the agencies and which I have not recommended in my budget are programs which I support.

I have not funded these programs even though I support them, because I sincerely feel that this two-year period should be a consolidation and a settling period to permit the state to absorb the programs instituted by the past Legislature.

I have not funded these programs for another reason also: There are programs which will be considered by this Legislature during the course of this legislative session which will cost money to implement. I am referring to such programs as utilizing some portion of general funds for highway construction, implementing many of the Little Hoover Commission recommendations, expanding aid to higher education, co-ordinating all higher education in the state, expanding vocational-technical educational opportunities, fully implementing the opportunities presented by the Juvenile Delinquency and Prevention Control Act and the Omnibus Crime Bill, etc. I will actively support many of the bills designed to implement these subjects, and I will urge you to support them also. They are not items which I can at this time place in my budget since they are not presently cast in such a form that I can include them in any particular agency's budget.

Similarly, there are some expenses which have already been incurred such as the cost of running the Legislature during this session.

Finally, there are before you some requests for deficiency appropriations, appropriations to cover expenditures greater than the amount appropriated by the Legislature during the current biennium. These deficiency appropriation requests are deserving of your careful consideration. Many of them could not have been avoided regardless of what management practices were followed.

Revenue

As I mentioned earlier, I have been unable to reduce this budget to fit within the terms of the current tax rate. This is what I said to you earlier during the special session of the Legislature and this is what I now repeat to you. My budget can be funded by a 10% income tax and a 2½% sales tax. It cannot be funded by a 10% income tax and a 2% sales tax.

By formula, the income tax rate is determined by whatever action the Legislature takes on the sales tax and other taxes. Although the State Board of Equalization and Assessment announces the rate, the rate itself is determined by what is done by this Legislature with respect to the sales tax rate and the budget. There is nothing magical or mystical about it, and the State Board of Equalization and Assessment has no flexibility in determining what the income tax rate will be.

During the special session of the Legislature I presented to you my convictions about retaining the sales tax rate at 2½% and financing the budget which I am now recommending to you and which I presented previously to you in the special session. You determined at that time that you did not want to so retain the sales tax rate without first analyzing for yourselves the revenue and expenditure picture.

The determination of the size of the budget is now one for you to make. The respective taxes to produce the revenues neccesary to meet that budget is also now one for you to make.

It is my responsibility as Governor of the state, to urge upon you this budget which has been carefully prepared and carefully pruned. A budget less than the one which I am recommending would be destructive to the progress that we have made in the state.

One word on the amount of revenue we can expect to get from our sales and income taxes. You are aware that the sales tax is producing more than we had estimated. This can be deceptive. When the estimates were made, we had no experience at all with either the sales or income tax. It was essential that we estimate conservatively at that time.

Now, we have experience. We can estimate with much greater certainty what our taxes will produce. I urge you, therefore, not to conclude that we will be receiving more revenues than we are now estimating. That kind of fiscal approach could be devastating.

Budget Procedure

Let me close by making a few comments on budgeting procedures.

First, I have discovered that it is essential for clear and cogent budget presentation by the executive to the Legislature that the executive be provided with sufficient staff to make a continual in-depth analysis of the operations of all significant money agencies in state government. I have pointed out to you the 6 to 11 agencies which account for 80% to 90% of the general fund money appropriated. It is my feeling that most of those agencies should have a separate budget analyst from the budget office of the Department of Administrative Services assigned full-time responsibility for reviewing and analyzing budgetary implications of the operations of that agency.

Secondly, it is essential that the budgeting process be a continual process, not one which begins six months or one year prior to the convening of the Legislature.

Thirdly, I believe that there should be a review annually of the fiscal condition of state government by the Legislature. Whether this is done with standing committees which have been given the authority to speak for the entire Legislature, whether it be done by an interim special budget session, or whether it be done by the process of recessing the Legislature rather than adjourning it sine die at the conclusion of the regular session seems immaterial at this point. What seems essential is that a periodic review be made of the fiscal affairs of state government at least annually. This cannot be done in the Legislature's absence. To that end, I urge that the Budget Bill establish annual appropriations.

And finally, there should be continual dialogue between my budget office and your fiscal office so that any disagreement you and I may have will be over policy and not over the validity of facts.

Mr. Burbach introduced Mrs. Norbert T. Tiemann.

The Committee escorted the Governor from the Chamber.

MOTION—Discuss Governor's Budget

Mr. Carpenter moved that this Body meet at 9:00 a.m. Monday, February 3, 1969, for at least one hour, for the purpose of attempting by a general discussion, the procedure and sense of direction to take in the area of the conditions of the Governor's Budget.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

MOTION—Rule Change

Mr. Pedersen moved that we set aside one hour each week, without parliamentary procedure, whereby we can talk openly and publicly on any issue that we think is important in the State of Nebraska or that may affect the State or citizens thereof.

Referred to the Rules Committee.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 383	Monday, February 3, 1969	2:00 p.m.
LB 385	Monday, February 3, 1969	2:00 p.m.
LB 386	Monday, February 3, 1969	2:00 p.m.
LB 387	Monday, February 3, 1969	2:00 p.m.
LB 388	Monday, February 3, 1969	2:00 p.m.
LB 389	Monday, February 3, 1969	2:00 p.m.
LB 390	Monday, February 3, 1969	2:00 p.m.
LB 391	Monday, February 3, 1969	2:00 p.m.
LB 392	Tuesday, February 4, 1969	2:00 p.m.
LB 393	Tuesday, February 4, 1969	2:00 p.m.
LB 394	Tuesday, February 4, 1969	2:00 p.m.
LB 396	Tuesday, February 4, 1969	2:00 p.m.
LB 397	Tuesday, February 4, 1969	2:00 p.m.
LB 398	Tuesday, February 4, 1969	2:00 p.m.
LB 399	Tuesday, February 4, 1969	2:00 p.m.
LB 400	Wednesday, February 5, 1969	2:00 p.m.
LB 401	Wednesday, February 5, 1969	2:00 p.m.
LB 402	Wednesday, February 5, 1969	2:00 p.m.
LB 418	Wednesday, February 5, 1969	2:00 p.m.
LB 541	Wednesday, February 5, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

Adjournment

At 12:03 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 10:00 a.m., Thursday, January 30, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 30, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Everroad presiding.

The Chaplain commented upon the death of Senator Robinson's father. The legislators then stood for a minute of silent prayer in memoriam, after which the Chaplain led a memorial prayer.

The roll was called and all members were present except Messrs. Robinson and Syas, who were excused. Mrs. Orme was excused from 10:15 a.m. until 11:20 a.m.

Corrections for the Journal

Page 271, line 36, delete "N" and insert "IN".

The Journal for the Seventeenth Day was approved as corrected.

MOTION—Send Flowers

Mr. Clark moved that flowers be sent to the funeral of Mr. Robinson's father.

The motion prevailed.

Members Excused

The following members asked unanimous consent to be excused on Friday: Messrs. Mahoney, Skarda, Klaver, Batchelder, Harsh and Pedersen. No objections. So ordered.

Mr. Simpson asked unanimous consent to be excused Friday afternoon. No objections. So ordered.

UNANIMOUS CONSENT—Committee Meeting

Mr. Carpenter asked unanimous consent to hold a meeting of the Government and Military Affairs Committee at 1:00 p.m. this afternoon in the Supreme Court Hearing Room. No objections. So ordered.

Communications

A note of appreciation from the Stanley Matzke family.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 281	Thursday, February 27, 1969	2:00 p.m.
LB 288	Thursday, February 27, 1969	2:00 p.m.
LB 296	Thursday, February 27, 1969	2:00 p.m.
LB 314	Thursday, February 27, 1969	2:00 p.m.
LB 316	Thursday, February 27, 1969	2:00 p.m.
LB 334	Thursday, February 27, 1969	2:00 p.m.
LB 337	Thursday, February 27, 1969	2:00 p.m.
LB 463	Thursday, February 27, 1969	2:00 p.m.
LB 471	Thursday, February 27, 1969	2:00 p.m.
LB 475	Thursday, February 27, 1969	2:00 p.m.
LB 496	Thursday, February 27, 1969	2:00 p.m.
LB 528	Thursday, February 27, 1969	2:00 p.m.
LB 309	Thursday, March 6, 1969	2:00 p.m.
LB 319	Thursday, March 6, 1969	2:00 p.m.
LB 331	Thursday, March 6, 1969	2:00 p.m.
LB 459	Thursday, March 6, 1969	2:00 p.m.
LB 527	Thursday, March 6, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Public Health and Welfare

LB 414	Tuesday, February 4, 1969	2:00 p.m.
LB 415	Tuesday, February 4, 1969	2:00 p.m.
LB 416	Tuesday, February 4, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Urban Affairs

LB 76	Wednesday, February 12, 1969	2:00 p.m.
LB 190	Wednesday, February 12, 1969	2:00 p.m.
LB 77	Wednesday, February 19, 1969	2:00 p.m.
LB 152	Wednesday, February 19, 1969	2:00 p.m.
LB 153	Wednesday, February 19, 1969	2:00 p.m.
LB 206	Wednesday, February 19, 1969	2:00 p.m.
LB 223	Wednesday, February 19, 1969	2:00 p.m.
LB 264	Wednesday, February 26, 1969	2:00 p.m.

LB 265	Wednesday, February 26, 1969	2:00 p.m.
LB 291	Wednesday, February 26, 1969	2:00 p.m.
LB 310	Wednesday, February 26, 1969	2:00 p.m.
LB 311	Wednesday, February 26, 1969	2:00 p.m.
LB 301	Wednesday, March 5, 1969	2:00 p.m.
LB 368	Wednesday, March 5, 1969	2:00 p.m.
LB 369	Wednesday, March 5, 1969	2:00 p.m.
LB 370	Wednesday, March 5, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
624	Education
625	Judiciary
626	Banking, Commerce and Insurance
627	Banking, Commerce and Insurance
628	Agriculture and Recreation
629	Salaries and Claims
630	Judiciary
631	Public Works
632	Education
633	Education
634	Miscellaneous Subjects
635	Public Works
636	Budget
637	Judiciary
638	Judiciary
639	Judiciary
640	Judiciary
641	Judiciary
642	Judiciary
643	Judiciary
644	Judiciary
645	Judiciary
646	Judiciary
647	Judiciary
648	Government and Military Affairs
649	Public Health and Welfare
650	Public Health and Welfare
651	Public Works
652	Public Works
653	Banking, Commerce and Insurance
654	Budget
655	Education
656	Education

657	Banking, Commerce and Insurance
658	Public Works
659	Public Works
660	Banking, Commerce and Insurance
661	Banking, Commerce and Insurance
662	Banking, Commerce and Insurance
663	Banking, Commerce and Insurance
664	Banking, Commerce and Insurance
665	Public Works
666	Education
667	Budget
668	Agriculture and Recreation
669	Agriculture and Recreation
670	Urban Affairs

(Signed) John E. Everroad,
Lieutenant Governor

STANDING COMMITTEE REPORTS

Committee on Committees

January 29, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Dr. Philip Heckman—Educational Television Commission
Lee Wells—Game and Parks Commission
Dale Tinstman—Nebraska Investment Council
James A. Lane—Board of Education State Normal Schools
Everett Yost—Advisory Committee of Public Welfare and Public Institutions
Thomas J. Fitchett—Power Review Board
Joseph M. Dye—Power Review Board

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report and a record vote taken on each confirmation. The motion prevailed.

Vote on Dr. Heckman

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Skarda
Stull
Swanson
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Mahoney
Moulton
Moylan
Orme
Robinson
Simpson
Syas
Waldo

Having received a majority of the votes of all members, President Everroad declared the appointment of Dr. Heckman confirmed.

Vote on Mr. Wells

Voting in the affirmative, 34:

Adamson
Batchelder
Bloom
Budd
Carpenter
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Luedtke
Marvel
Moylan
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Skarda
Stull
Swanson
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 15:

Burbach
Carstens
Duis
Holmquist
Keyes
Kokes
Kremer
Mahoney
Moulton
Orme
Robinson
Simpson
Syas
Waldron
Wallwey

Having received a majority of the votes of all members, President Everroad declared the appointment of Mr. Wells confirmed.

Vote on Mr. Tinstman

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moylan
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Harsh
Kremer
Mahoney
Moulton
Nore
Orme
Robinson
Syas
Waldron

Having received a majority of the votes of all members, President Everroad declared the appointment of Mr. Tinstman confirmed.

Vote on Mr. Lane

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moylan
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Elrod
Mahoney
Moulton
Orme
Robinson
Syas
Waldron

Having received a majority of the votes of all members, President Everroad declared the appointment of Mr. Lane confirmed.

Vote on Mr. Yost

Voting in the affirmative, 39:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Moylan
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Elrod
Holmquist
Keyes
Mahoney
Marvel
Moulton
Orme
Robinson
Syas
Wenzlaff

Having received a majority of the votes of all members, President Everroad declared the appoinment of Mr. Yost confirmed.

Vote on Mr. Fitchett

Mr. Carstens moved that Mr. Fitchett be requested to appear before the Legislature to answer questions as to his qualifications as a member of the Power Review Board.

The motion lost with 4 ayes, 33 nays and 12 not voting.

Voting in the affirmative, 32:

Adamson
Batchelder
Bloom
Budd
Burbach
Duis
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Nore
Proud
Reynolds
Schmit
Schreurs
Skarda
Stull
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Carstens

Not voting, 16:

Carpenter
Clark
Craft
Danner
Elrod
Kennedy
Kokes
Mahoney
Moylan
Orme
Pedersen
Robinson
Simpson
Swanson
Syas
Whitney

Having received a majority of the votes of all members, President Everroad declared the appointment of Mr. Fitchett confirmed.

Vote on Mr. Dye

Voting in the affirmative, 28:

Adamson
Batchelder
Budd
Burbach
Craft
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Luedtke
Moulton
Nore
Proud
Reynolds
Schreurs
Skarda
Stull
Swanson
Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Carstens

Not voting, 20:

Bloom
Carpenter
Clark
Danner
Duis
Elrod
Kokes
Kremer
Mahoney
Marvel
Moylan
Orme
Pedersen
Robinson
Schmit
Simpson
Syas
Waldo
Wallwey
Whitney

Having received a majority of the votes of all members, President Everroad declared the appointment of Mr. Dye confirmed.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 322	Wednesday, February 5, 1969	2:00 p.m.
LB 347	Wednesday, February 5, 1969	2:00 p.m.
LB 363	Wednesday, February 5, 1969	2:00 p.m.
LB 379	Wednesday, February 5, 1969	2:00 p.m.
LB 440	Thursday, February 6, 1969	2:00 p.m.
LB 450	Thursday, February 6, 1969	2:00 p.m.
LB 449	Thursday, February 6, 1969	2:00 p.m.
LB 356	Friday, February 7, 1969	2:00 p.m.
LB 478	Friday, February 7, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

Presented to the Governor

Presented to the Governor for approval on January 30, 1969 at 10:20 a.m.: LB 107 LB 108

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTE REPORTS

Public Works

LEGISLATIVE BILL 240. Indefinitely postponed.

(Signed) Rick Budd, Chairman

Enrollment and Review

LEGISLATIVE BILL 145. Placed on Select File.

LEGISLATIVE BILL 146. Placed on Select File as amended.

E and R amendments to LB 146:

1. In section 4, line 2, insert "Reissue of 1960," after the second comma.

2. Amend section 5 to read:

"Sec. 5. That original sections 30-238 and 30-1302, Reissue Revised Statutes of Nebraska, 1943, and section 38-902, Reissue Revised Statutes of Nebraska, 1943, Reissue of 1960, and also section 38-902, Reissue Revised Statutes of Nebraska, 1943, and sections 24-562, 30-238, and 30-1302, Revised Statutes Supplement, 1967, are repealed.".

3. In the title, strike lines 16 to 20 and insert "by such probate; to amend sections 30-238 and 30-1302, Reissue Revised Statutes of Nebraska, 1943, and section 38-902, Reissue Revised Statutes of Nebraska, 1943, Reissue of 1960; to repeal the original sections and also section 38-902, Reissue Revised Statutes of Nebraska, 1943, and sections 24-562, 30-238, and 30-1302, Revised Statutes Supplement, 1967.".

LEGISLATIVE BILL 147. Placed on Select File as amended.

E and R amendments to LB 147:

1. In section 1, line 8, strike "mortgaged" and insert "~~mortgaged~~ *given as security*".

2. In section 4, line 12, strike "*insurer*" and insert "*issuer*".

LEGISLATIVE BILL 148. Placed on Select File as amended.

E and R amendments to LB 148:

1. In section 1, line 28, insert *"one dollar and"* after "of".

LEGISLATIVE BILL 112. Placed on Select File as amended.

E and R amendment to LB 112:

1. In section 4, line 4, strike *"eight"* and insert *"ten"*.

LEGISLATIVE BILL 160. Placed on Select File as amended.

E and R amendment to LB 160:

1. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT relating to crimes and punishments; to make it unlawful for any person to falsely claim, pose, or hold himself out to be deaf or dumb or deaf and dumb for certain purposes; and to provide a penalty.".

(Signed) Wayne W. Ziebarth, Chairman

Mr. Wylie Presiding

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 105.

A BILL FOR AN ACT to amend sections 8-602 and 8-1124, Revised Statutes Supplement, 1967, relating to banking; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Craft
Danner
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carstens
Clark
Hasebroock
Orme
Robinson
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 109.

A BILL FOR AN ACT to amend section 21-1331.01, Reissue Revised Statutes of Nebraska, 1943, relating to cooperative credit associations; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Keyes
Orme
Robinson
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 110.

A BILL FOR AN ACT to amend sections 23-116 and 23-1209, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Orme
Robinson
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Explanation of Vote

Had I been in the Chamber, I would have voted "aye" on LB 105.

(Signed) William H. Hasebroock

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 94. Indefinitely postponed.

LEGISLATIVE BILL 241. Placed on General File.

(Signed) Lester Harsh, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 14. Re: Appreciation for Mr. Proud's Orientation Sessions.

Introduced by Wayne W. Ziebarth, 37th District; Robert L. Clark, 47th District; Thomas C. Kennedy, 21st District; Herbert J. Duis, 39th District; Ellen E. Craft, 45th District; Loran Schmit, 23rd

District; Willard H. Waldo, 31st District; Orval Keyes, 3rd District; E. Thome Johnson, 15th District; Theodore C. Wenzlaff, 32nd District; Irving F. Wiltse, 1st District and Leslie A. Stull, 49th District.

WHEREAS, Senator Richard F. Proud has conducted a series of orientation sessions for the new members of this body consisting of presentations by experienced legislative and administrative personnel; and

WHEREAS, the new members of this body are sincerely grateful to Senator Proud and those officials who have appeared before them; and

WHEREAS, the orientation sessions have contributed to the effectiveness of the new members of this body and increased their value to this body.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That this Legislature sincerely thanks Senator Proud for his great concern for the immediate effectiveness of the new senators.

BILLS ON FIRST READING

Th following bills were read for the first time by title:

LEGISLATIVE BILL 671. By Rudolf C. Kokes, 41st District and William M. Wylie, 40th District.

A BILL FOR AN ACT relating to telephone service; to authorize the State Railway Commission to order a telephone company to extend service to an area not being served by it as prescribed.

LEGISLATIVE BILL 672. By Theodore C. Wenzlaff, 32nd District; Jerome Warner, 25th District; Maurice A. Kremer, 34th District; and Irving F. Wiltse, 1st District.

A BILL FOR AN ACT relating to lands owned by the state; to require the sale of certain lands as prescribed.

LEGISLATIVE BILL 673. By Jerome Warner, 25th District; Fern Hubbard Orme, 29th District; John E. Knight, 26th District; Harold D. Simpson, 46th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 77-1612, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation;

to authorize a home rule charter city to certify taxes as prescribed; and to repeal the original section.

LEGISLATIVE BILL 674. By Jerome Warner, 25th District; Fern Hubbard Orme, 29th District; John E. Knight, 26th District; Harold D. Simpson, 46th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 23-2203 and 23-2205, Revised Statutes Supplement, 1967, relating to counties; to remove restriction on agreements for generation, transmission or distribution of electricity; and to repeal the original sections.

LEGISLATIVE BILL 675. By Jerome Warner, 25th District; Fern Hubbard Orme, 29th District; John E. Knight, 26th District; Harold D. Simpson, 46th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to cities and villages, all; to authorize any city or village to remove buildings as prescribed; and to levy the same as a special assessment.

LEGISLATIVE BILL 676. By Jerome Warner, 25th District; Fern Hubbard Orme, 29th District; John E. Knight, 26th District; Harold D. Simpson, 46th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 15-264 and 47-306, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to provide for joint use of jails and the keeping of prisoners as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 677. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1336, Revised Statutes Supplement, 1967, relating to schools; to remove a limitation on aid under the School Foundation and Equalization Act; and to repeal the original section, and also section 79-1341, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 678. By Harold D. Simpson, 46th District; Jerome Warner, 25th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 77-1725, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to authorize removal of buildings in any city or village with building code with provision for demolition of unsafe building or structure; and to repeal the original section.

LEGISLATIVE BILL 679. By Loran Schmit, 23rd District; Willard H. Waldo, 31st District and Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 2-1502, Revised Statutes Supplement, 1967, relating to soil and water conservation; to change requirements for approval of appraisals of land purchased for small watershed control; to authorize transfer of such land to nonprofit organizations; and to repeal the original section.

LEGISLATIVE BILL 680. By Willard H. Waldo, 31st District; Loran Schmit, 23rd District and Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 2-1557, Reissue Revised Statutes of Nebraska, 1943, and sections 2-1549.04, 2-1550, 2-1558, 2-1559, 2-1563, and 2-1564, Revised Statutes Supplement, 1967, relating to watershed conservancy districts; to change methods of dissolving and distributing the assets of such districts; to provide for filling vacancies on the boards of such districts as prescribed; to authorize such districts to engage in pollution prevention and control and to adopt and modify work plans; to provide an additional method of attaching land to such districts; and to repeal the original sections.

LEGISLATIVE BILL 681. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-1510 and 77-1511, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for a cross appeal by the county on appeals from the county board of equalization; to provide for a waiver of notice as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 682. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-1016, Reissue Revised Statutes of Nebraska, 1943, relating to public assistance; to expand appeal procedures so as to include commodities and food stamp programs; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 683. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to convict labor; to provide for convict labor by prisoners of cities and villages as prescribed; to make certain acts unlawful; and to provide for a penalty.

LEGISLATIVE BILL 684. By Rick Budd, 2nd District; Irving F. Wiltse, 1st District; William H. Hasebroock, 18th District; Donald Elrod, 35th District and Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 18-1401, Revised Statutes Supplement, 1967, relating to cities and villages all; to extend the provisions of said section to counties as prescribed; and to repeal the original section.

LEGISLATIVE BILL 685. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 29-2215, 29-2216, 29-2237, 29-2623, 29-2624, and 29-2625, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to change the authority of probation and parole officers and other peace officers to arrest individuals who are on parole as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 686. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-601, 77-606, and 77-622, Reissue Revised Statutes of Nebraska, 1943, relating to railroads; to provide for assessment of railroad property by the State Board of Equalization and Assessment as prescribed; to provide exceptions as prescribed; to provide for reports as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 687. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to revenue and taxation; to provide for the equalization of property as prescribed; and to declare an emergency.

LEGISLATIVE BILL 688. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-180.02, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide for impoundment of motor vehicles used by minors in possessing, transporting, or having under his control any alcoholic liquor in any such vehicle as prescribed; to provide penalties; and to repeal the original section.

LEGISLATIVE BILL 689. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 8-902, Revised Statutes Supplement, 1967, relating to banks; to change the definition of bank holding company; and to repeal the original section.

LEGISLATIVE BILL 690. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 84-913 and 84-917, Reissue Revised Statutes of Nebraska, 1943, relating to state agencies; to provide conditions for furnishing of transcripts of agency hearings; to provide that appeals from agency decisions shall be on the record before the agency; and to repeal the original sections.

LEGISLATIVE BILL 691. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT relating to crimes and punishments; to make games of chance, lotteries, raffles, and gift enterprises unlawful except as prescribed when conducted as business promotions or for charitable or community betterment purposes; to authorize counties, cities, and villages to conduct lotteries as prescribed; to provide a penalty; and to repeal sections 28-961 to 28-964, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 692. By C. F. Moulton, 8th District.

A BILL FOR AN ACT to amend sections 39-1306 and 39-1306.01, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to prevent the lapse of federal highway funds by the reallocation of unused federal aid funds among political or governmental subdivisions or any public corporation within the state, and to the state highway system as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 693. By C. F. Moulton, 8th District.

A BILL FOR AN ACT to amend sections 39-1101, 39-1109, 39-1110, 39-1301, 39-1311, 39-1326, 39-1334, and 39-1390, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to designate the chief executive officer of the Department of Roads as the Director-State Engineer; and to repeal the original sections.

LEGISLATIVE BILL 694. By Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to highways; to make unlawful camping on state highway property and county highway property except at designated campsites; and to repeal sections 39-708, 39-709, 39-710, 39-711, and 39-712, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 695. By Edward R. Danner, 11th District.

A BILL FOR AN ACT to amend section 66-424.01, Revised Statutes Supplement, 1967, relating to highways; to increase the allocation of Gasoline Tax Fund to the Grade Crossing Protection Fund; and to repeal the original section.

LEGISLATIVE BILL 696. By E. Thome Johnson, 15th District; Ellen E. Craft, 45th District; Fred W. Carstens, 30th District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to cities of the first class; and to provide for the regulation and law enforcement in private parking lots, shopping centers, and other semi-public places by ordinance of such cities as prescribed.

LEGISLATIVE BILL 697. By C. W. Holmquist, 16th District and John E. Knight, 26th District.

A BILL FOR AN ACT to repeal sections 70-646 and 70-657, Reissue Revised Statutes of Nebraska, 1943, relating to public power.

LEGISLATIVE BILL 698. By Maurice A. Kremer, 34th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 30-1202, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide additional grounds for district courts or judges thereof to authorize such fiduciaries to mortgage real estate; and to repeal the original section.

LEGISLATIVE BILL 699. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 43-607, Reissue Revised Statutes of Nebraska, 1943, relating to handicapped children; to provide transportation for residents of a school district who are physically handicapped, mentally retarded, emotionally disturbed, deaf, and visually handicapped children; and to repeal the original section.

LEGISLATIVE BILL 700. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 28-417, Reissue Revised Statutes of Nebraska, 1943, relating to the crime of kidnapping; to provide punishment to be fixed by the court as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 701. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 28-401, Reissue Revised

Statutes of Nebraska, 1943, relating to the crime of murder in the first degree; to provide for punishment to be fixed by the court upon a finding of guilt by the court sitting without a jury; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 702. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to criminal procedure; to provide for the discovery of any written or oral confession, admission, or statement made by a defendant and for the discovery of the name or names of every eyewitness who has identified a defendant at a line up or show up; to prescribe the procedure therefor; to provide procedure for a motion to suppress such evidence as prescribed; to provide for the procedure on appeal from a motion to suppress; to provide a penalty; and to declare an emergency.

LEGISLATIVE BILL 703. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to criminal procedure; to provide for inspection warrants; to define terms; to provide when inspection warrants may be issued; to provide for violation; and to provide penalties.

LEGISLATIVE BILL 704. Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 16-251, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide that admission fees may be charged with respect to public libraries, reading rooms, art galleries and museums; to provide that revenues derived from such admission fees may be pledged for payment of principal and interest on bonds; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 705. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to railroads; to provide requirements for locomotives and waycars as prescribed; and to provide for penalties.

LEGISLATIVE BILL 706. By John E. Knight, 26th District.

A BILL FOR AN ACT relating to public health and welfare; to provide how this act may be cited; to declare a policy; to establish a uniform standards code for installation of plumbing, heating or electrical systems in mobile homes and travel trailers; to prohibit sales of mobile homes and travel trailers by dealers unless standards are met; to provide for uniformity of codes within the state; to provide for reciprocity with other states; to provide for violations; and to provide penalties.

LEGISLATIVE BILL 707. By Elvin Adamson, 43rd District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 10, of the Constitution of Nebraska, relating to the Legislature; to change the date when the Legislature shall meet in regular session; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 708. By Willard H. Waldo, 31st District and Wayne L. Schreurs, 24th District.

A BILL FOR AN ACT to amend section 39-1309, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to add an addition to the state highway system as prescribed; and to repeal the original section.

LEGISLATIVE BILL 709. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 45-145, 45-205, and 45-336, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to provide for an additional requirement setting forth the rate of interest per annum as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 710. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 45-137, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to reduce the maximum interest rates on installment loans not exceeding three thousand dollars as prescribed; and to repeal the original section.

LEGISLATIVE BILL 711. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 60-106 and 60-315, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide fifteen days for obtaining title and registration as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 712. By William F. Swanson, 27th District.

A BILL FOR AN ACT to repeal section 60-321, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles.

LEGISLATIVE BILL 713. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 60-1704, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to increase the fee for motor vehicle inspections; and to repeal the original section.

LEGISLATIVE BILL 714. By W. H. Hasebroock, 18th District; C. W. Holmquist, 16th District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend sections 81-2,134.01 and 81-2, 134.03, Reissue Revised Statutes of Nebraska, 1943, relating to frozen food locker plants; to define processor to harmonize the provisions thereof with previous legislation; to exempt licensed slaughtering establishments from the provisions of section 81-2,134.03, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 715. By Maurice A. Kremer, 34th District and Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend sections 81-263.66, 81-263.77, and 81-263.80, Revised Statutes Supplement, 1967, relating to the Grade A Milk law; to provide for the Director of Agriculture to remit inspection fees to a political subdivision upon certification for inspection by a political subdivision; to provide authority for the Director of Agriculture to enter into contracts with municipalities for inspection and to make same mandatory; to provide for the Director of Agriculture to make and publish results of periodic surveys of milksheds in lieu of the Director of Health; and to repeal the original sections.

LEGISLATIVE BILL 716. By Henry F. Pedersen, Jr., 4th District; Leslie A. Stull, 49th District; C. F. Moulton, 8th District; Theodore C. Wenzlaff, 32nd District; Terry Carpenter, 48th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 32-1131, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to prescribe the requirement to use a photograph of a candidate for election as prescribed; and to repeal the original section.

RESOLUTIONS

LEGISLATIVE RESOLUTION 11.

LR 11 was adopted with 34 ayes, 0 nays and 15 not voting.

The members stood for a moment of silence in memory of Mr. Dunn.

LEGISLATIVE RESOLUTION 12.

Mr. Skarda asked unanimous consent to refer the resolution to a committee. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 141. Advanced to E and R for engrossment.

LEGISLATIVE BILL 142. E and R amendments found in the Legislative Journal for the Seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 143. E and R amendments found in the Legislative Journal for the Seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 144. E and R amendment found in the Legislative Journal for the Seventeenth Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Proud asked unanimous consent to add the name of Mr. Bloom to LB 584. No objections. So ordered.

Mr. Kokes asked unanimous consent to add the name of Mr. Robinson to LB 576. No objections. So ordered.

Mr. Swanson asked unanimous consent to add the names of Messrs. Hasebroock, Warner, Moylan, Robinson, Holmquist and Carpenter to LB 250, LB 252 and LB 253. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 364. Read and Considered.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 250. Read and Considered.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 252. Read and Considered.

Mr. Swanson asked unanimous consent to dispense with reading of the bill. No objections. So ordered.

The Clerk read the Title.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 253. Read and Considered.

Standing Committee amendment found in the Legislative Journal for the Sixteenth Day was adopted.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

Visitors

Mr. Nore introduced Marty Gottschalk, daughter of the late former Senator Gottschalk, and Jane Ralston, Political Science students at the University of Nebraska.

Member Excused

Mr. Carpenter asked unanimous consent to be excused on Friday, January 31, 1969. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 717. By Harold T. Moylan, 6th District and Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 83-142, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to provide for purchase of butter for all institutions under the control of the Department of Public Institutions as prescribed; and to repeal the original section.

LEGISLATIVE BILL 718. By Donald Elrod, 35th District; Edward R. Danner, 11th District; William F. Swanson, 27th District; Fred W. Carstens, 30th District; Harold T. Moylan, 6th District; Fern Hubbard Orme, 29th District; Lester Harsh, 38th District; Elvin Adamson, 43rd District and Wayne L. Schreurs, 24th District.

A BILL FOR AN ACT relating to civil rights; to prohibit discrimination based on race, creed, color, national origin, or ancestry in the acquisition of housing; to define terms; to provide remedies and procedures; to grant authority to cities and counties; to declare certain acts unlawful and to provide penalties; to amend sections 48-1102 and 48-1116, Reissue Revised Statutes of Nebraska, 1943, relating to the Equal Employment Opportunity Commission; to change the name of the commission and enlarge its membership; to amend section 81-881, Revised Statutes Supplement, 1967, relating to the Real Estate Commission; to remove an exception; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 719. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 60-427, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to authorize courts to impound the operator's licenses of certain persons upon conviction of certain violations; and to repeal the original section.

LEGISLATIVE BILL 720. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to municipal courts; to authorize the use of tape recordings to preserve testimony; and to provide for transcription of such testimony and its use.

LEGISLATIVE BILL 721. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 71-2606 and 71-2607, Reissue Revised Statutes of Nebraska, 1943, relating to the State Board of Health; to provide for a vice-chairman of the State Board of Health; to provide duties of vice-chairman; to provide for election of chairman of the board; to provide for a quorum; and to repeal the original sections.

LEGISLATIVE BILL 722. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 26-1,118, Revised Statutes Supplement, 1967, relating to municipal courts; to provide that the court shall consider certain defenses in forcible entry and detainer actions; and to repeal the original section.

LEGISLATIVE BILL 723. By Florence B. Reynolds, 14th District; Bill K. Bloom, 20th District; William R. Skarda, Jr., 7th District; Eugene T. Mahoney, 5th District; Harold T. Moylan, 6th District and C. F. Moulton, 8th District.

A BILL FOR AN ACT to amend sections 31-427 and 46-1,128, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to increase the compensation of directors of certain drainage districts; to provide for conveyance of real estate in certain districts; and to repeal the original sections.

Adjournment

At 12:00 noon, on a motion by Mr. Hasebroock, the Legislature adjourned until 10:00 a.m., Friday, January 31, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 31, 1969

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, we are grateful for the rest during the past night. May we be equipped for giving a good accounting of ourselves during this new day.

May we work aright together so we may have no inner qualms of confusion.

May we speak aright together; not from too hasty impulse or fearful silence, but from measured thought.

Beyond the inevitable tedium which faces each of us, may Thy servants have Thy inner light that they may help dispel the outer darkness. In the name of our Lord who strengthens us. Amen.

The roll was called and all members were present except Messrs. Batchelder, Carpenter, Harsh, Klaver, Knight, Mahoney, Moulton, Pedersen, Robinson, Skarda and Syas, who were excused.

Corrections for the Journal

Seventeenth Day

Page 286, line 31, correct the spelling of the word "development".

Page 288, line 44, insert "s" after the first "a".

Page 291, line 34, correct the spelling of the word "biennium".

Page 292, line 4, insert "system, again as urged by the Legislature, development of a state" after the word "personnel".

Eighteenth Day

Page 299, line 6, correct the spelling of the word "Wednesday".

Page 300, line 22, correct the spelling of the word "appointments".

Page 301, line 14, delete "12" and insert "8".

Page 308, line 35, correct the spelling of the word "Introduced".

Page 309, line 3, delete "51" and insert "15".

Page 309, line 7, correct the spelling of the word "experienced".

Page 310, line 29, correct the spelling of the word "prescribed".

Page 311, line 9, correct the spelling of the word "Supplement".

Page 312, line 2, correct the spelling of the word "prescribed".

Page 312, line 9, correct the spelling of the word "section".

Page 312, line 34, correct the spelling of the word "vehicles".

Page 313, line 14, correct the spelling of the word "unlawful".

Page 313, line 30, correct the spelling of the word "executive".

Page 314, line 21, delete "handicapped children;" and insert "decedents' estates; to".

Page 315, line 7, correct the spelling of the word "procedure".

Page 318, line 3, insert "M" before "r".

Page 318, line 25, correct the spelling of the name "Hasebroock".

Page 321, line 1, correct the spelling of the word "January".

The Journals for the Seventeenth Day and Eighteenth Day were approved as corrected.

Visitor

Mr. Hasebroock introduced County Judge Joseph F. Hunker from West Point, Nebraska.

Communications

Letter acknowledging receipt of LR 6 from Senator Hruska and Senator Curtis.

Messages from Governor

January 30, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on January 29, 1969 I approved LB 101, LB 102, LB 103 and LB 104.

(Signed) Norbert T. Tiemann
Governor

January 30, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on January 30, 1969 I approved LB 107 and LB 108.

(Signed) Norbert T. Tiemann
Governor

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 333	Monday, February 17, 1969	2:00 p.m.
LB 338	Monday, February 17, 1969	2:00 p.m.
LB 339	Monday, February 17, 1969	2:00 p.m.
LB 380	Monday, March 17, 1969	2:00 p.m.
LB 514	Monday, March 17, 1969	2:00 p.m.
LB 515	Monday, March 17, 1969	2:00 p.m.
LB 516	Monday, March 17, 1969	2:00 p.m.
LB 517	Monday, March 17, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Labor

LB 89	Wednesday, February 5, 1969	2:00 p.m.
LB 226	Wednesday, February 5, 1969	2:00 p.m.
LB 274	Wednesday, February 5, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

Budget

Board of Educational Lands and Funds	Wednesday, February 5, 1969, 2:00 p.m.

(Signed) Richard D. Marvel, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 13

UNANIMOUS CONSENT—Expedite Bill

Mr. Burbach asked unanimous consent that the bill on snow removal be expedited by the Bill Drafter. No objections. So ordered.

STANDNG COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 56. Placed on General File.

LEGISLATIVE BILL 57. Placed on General File.

(Signed) Bill K. Bloom, Chairman

Judiciary

LEGISLATIVE BILL 8. Placed on General File as amended.

Standing Committee amendment to LB 8:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. Any person attending any college of higher education in Nebraska who shall be convicted of having cannabis in his possession shall be suspended for thirty days from such college of higher education. Any presiding officer failing to expel such a student who has been convicted of having cannabis in his possession shall, upon conviction thereof be fined not more than five hundred dollars and as part of such sentence be removed from office."

LEGISLATIVE BILL 72. Indefinitely postponed.

LEGISLATIVE BILL 73. Placed on General File as amended.

Standing Committee amendment to LB 73:

1. In Section 1, line 8, strike *"seventy-five"*, and in lieu thereof, insert *"eighty-five"*.

LEGISLATIVE BILL 165. Placed on General File.

LEGISLATIVE BILL 166. Placed on General File.

LEGISLATIVE BILL 204. Placed on General File as amended.

Standing Committee amendment to LB 204:

1. In section 1, line 10, before "name", insert *"first name and middle"*; and in line 18, strike, ". All"; and strike line 22 and in lieu thereof, insert *"official acts with an engraved seal, or ink stamp seal, or both."*

(Signed) Fred W. Carstens, Chairman

Education

LEGISLATIVE BILL 275. Placed on General File as amended.

Standing Committee amendment to LB 275:

1. In section 7, lines 3 and 10, strike "teachers" and show the same as stricken.

(Signed) Lester Harsh, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 724. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 68-102 and 68-105 Reissue Revised Statutes of Nebraska, 1943, relating to paupers; to exempt certain relatives from liability for the support of such paupers as prescribed; to exempt the estate and certain property of such paupers as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 725. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to authorize the State Fire Marshal to prescribe and enforce rules and regulations setting safety standards for the transportation of natural and other gas by pipelines not under the jurisdiction of the Federal Power Commission; to define terms; to provide for the employment of deputy fire marshals with authority to inspect pipeline facilities and books, papers, and records relevant thereto; to provide procedures for enforcing such standards; to provide civil penalties and injunctive procedures for violation of such standards; to provide for certification of enforcement of safety standards to the United States Secretary of Transportation; to amend sections 81-503, 81-505, and 81-525, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections, and to declare an emergency.

LEGISLATIVE BILL 726. By William R. Skarda Jr., 7th District
and Orval A. Keyes, 3rd District.

A BILL FOR AN ACT to amend sections 48-412, 48-413, 48-414, 48-415, 48-416, and 48-434, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that the Commissioner of Labor be the administering official over health and safety regulations; to provide for the adoption of a building construction safety code as prescribed; to provide for and increase penalties; to provide for enforcement of such regulations as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 727. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend sections 79-403 and 79-426.05, Reissue Revised Statutes of Nebraska, 1943, and section 79-486, Revised Statutes Supplement, 1967, relating to schools; to provide the date transfers may be made to another district as prescribed; to provide for representation on the county committee for the reorganization of school districts; to provide the requirements for opening a schoolhouse in the district when instruction has been contracted for two or more years; and to repeal the original sections.

LEGISLATIVE BILL 728. By Harold D. Simpson, 46th District; Harold T. Moylan, 6th District; Bill K. Bloom, 20th District; William F. Swanson, 27th District; Fern Hubbard Orme, 29th District; Donald Elrod, 35th District and Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to mentally retarded persons; to define terms; to provide for the voluntary admission to and discharge from residential facilities of the Department of Public Institutions for the care, treatment, or training of mentally retarded persons; to harmonize the provisions thereof with previous legislation; to provide for violations and penalties; to amend sections 28-901, 43-210.02, 60-419, 83-315, 83-474, and 83-501, Reissue Revised Statutes of Nebraska, 1943, and sections 83-217, 83-218, 83-224, and 83-225, Revised Statutes Supplement, 1967; to repeal the original sections and also sections 83-220, 83-221, 83-222, and 83-223, Revised Statutes Supplement, 1967; and to declare an emergency.

LEGISLATIVE BILL 729. By Maurice A. Kremer, 34th District and Wayne L. Schreurs, 24th District.

A BILL FOR AN ACT to designate an official state grass.

LEGISLATIVE BILL 730. By Irving F. Wiltse, 1st District; and Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to railroads; to provide for walkways on railroad bridges according to rules and regulations of the Nebraska State Railway Commission; and to provide for penalties.

LEGISLATIVE BILL 731. By Elvin Adamson, 43rd District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 77-1240, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for registering of motor vehicles when the owner has two residences as prescribed; and to repeal the original section.

LEGISLATIVE BILL 732. By Elvin Adamson, 43rd District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 77-1241, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide the date after which unpaid motor vehicle taxes shall be delinquent; to provide for notice of delinquency, and for collection by distress warrant as prescribed; and to repeal the original section.

LEGISLATIVE BILL 733. By William M. Wylie, 40th District.

A BILL FOR AN ACT to amend sections 81-839, 81-840, 81-841, 81-842, 81-843, 81-844, 81-845, 81-846, 81-847, 81-848, 81-849, 81-850, 81-851, 81-852, 81-853, 81-854, and 81-855, Reissue Revised Statutes of Nebraska, 1943, relating to the Board of Examiners for Professional Engineers and Architects; to change the name of such board to the State Board of Registration for Professional Engineers, Architects and Land Surveyors; to make the provisions of such sections applicable to land surveyors; to define terms; to increase the membership of such board; to provide for deposit of money received by such board as prescribed; to provide requirements for the registration of land surveyors; to provide for registration fees as prescribed; to provide for the suspension of licenses; to provide for the method of registering land surveys; to make certain acts unlawful; to provide for penalties; and to repeal the original sections, and also sections 81-8,108, 81-8,109, 81-8,110, 81-8,111, 81-8,112, 81-8,113, 81-8,114, 81-8,115, 81-8,116, 81-8,117, 81-8,118, 81-8,119, 81-8,120, 81-8,121, 81-8,122, 81-8,123, 81-8,124, 81-8,125, 81-8,126, and 81-8,127, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 734. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 39-722, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide an exception to truck weight limitations as prescribed; and to repeal the original section.

LEGISLATIVE BILL 735. By Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to highways; to prohibit signs or other obstructions within ten feet of the main traveled portion of any highway; to provide an exception; and to provide penalties.

LEGISLATIVE BILL 736. By Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to elections; to provide for registration of voters on the day of primary and general elections as prescribed.

LEGISLATIVE BILL 737. By Edward R. Danner, 11th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 53-160, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide that ten per cent of the taxes on liquor shall be used for the rehabilitation of alcoholics; and to repeal the original section.

LEGISLATIVE BILL 738. By William M. Wylie, 40th District; Ramey C. Whitney, 44th District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 77-201, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide that property shall be valued and assessed at its actual value; and to repeal the original section.

LEGISLATIVE BILL 739. By William M. Wylie, 40th District and Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend sections 44-3,107, 44-3,111, 44-3,112, 44-3,113, and 44-3,114, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to require domestic stock insurers to file reports relating to ownership and insider trading as prescribed; to define terms; to provide a penalty; to provide an exemption; to provide an effective date; and to repeal the original sections.

LEGISLATIVE BILL 740. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 45-207, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to reduce the maximum interest rates on revolving charge agreements as prescribed; and to repeal the original section.

LEGISLATIVE BILL 741. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 45-338, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to reduce the maximum interest rates on installment sales; and to repeal the original section.

LEGISLATIVE BILL 742. By Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 79-1247.07, Revised Statutes Supplement, 1967, relating to schools; to provide for a non-public school certificate as prescribed; and to repeal the original section.

LEGISLATIVE BILL 743. By Herb Nore, 22nd District.

A BILL FOR AN ACT relating to crimes and punishments; to define terms; to prevent certain sales on Sundays and holidays as prescribed; and to provide for penalties.

LEGISLATIVE BILL 744. By Theodore C. Wenzlaff, 32nd District.

A BILL FOR AN ACT relating to game and fish; to provide for the conservation, protection, and propagation of native vertebrates, including birds, mammals, fishes, amphibians and reptiles, that are threatened with extinction in the State of Nebraska.

LEGISLATIVE BILL 745. By Irving F. Wiltse, 1st District and Herb Nore, 22nd District.

A BILL FOR AN ACT relating to motor vehicles; to provide for penalties for violation of the provisions of sections 60-403.01 and 60-403.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 746. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 28-1011.10, Reissue Revised Statutes of Nebraska, 1943; relating to crimes and punishments; to make certain acts unlawful as prescribed; to provide for a penalty; and to repeal the original section.

LEGISLATIVE BILL 747. By W. H. Hasebroock, 18th District and Elvin Adamson, 43rd District.

A BILL FOR AN ACT relating to volunteer fire chiefs; to provide for the election of volunteer fire chiefs; to provide qualifications of such fire chiefs as prescribed; to provide a term of office; and to provide for removal of such fire chiefs; and to provide a salary for such fire chiefs as prescribed.

LEGISLATIVE BILL 748. By William M. Wylie, 40th District; Elvin Adamson, 43rd District; Wayne W. Ziebarth, 37th District and Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 23-1309, Reissue Revised Statutes of Nebraska, 1943, relating to the county clerk; to make the Discharge Record of veterans confidential; to provide exceptions; and to repeal the original section.

LEGISLATIVE BILL 749. By William M. Wylie, 40th District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 77-1252 and 77-1259, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the excise tax on grain and seed; to change the method of distributing the proceeds of such tax; to provide when this act shall become operative; and to repeal the original sections.

LEGISLATIVE BILL 750. By Leslie Robinson, 36th District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 23-1908, Reissue Revised Statutes of Nebraska, 1943, relating to the county surveyor; to provide for the establishment and restoration of land survey corners; to authorize registered land surveyors certain corners as prescribed; and to repeal the original section.

LEGISLATIVE BILL 751. By Leslie Robinson, 36th District and William M. Wylie, 40th District.

A BILL FOR AN ACT relating to registered land surveyors; to provide for the recording of land surveys as prescribed; to provide requirements for such surveys as prescribed; and to provide for a penalty.

REFERENCE COMMITTEE REPORT

LB	Committee
671	Public Works
672	Miscellaneous Subjects
673	Urban Affairs
674	Public Works
675	Urban Affairs
676	Judiciary
677	Education
678	Urban Affairs
679	Agriculture and Recreation
680	Agriculture and Recreation
681	Revenue
682	Public Health and Welfare
683	Judiciary
684	Government and Military Affairs
685	Judiciary
686	Revenue

687	Revenue
688	Miscellaneous Subjects
689	Banking, Commerce and Insurance
690	Judiciary
691	Government and Military Affairs
692	Public Works
693	Public Works
694	Public Works
695	Public Works
696	Urban Affairs
697	Public Works
698	Judiciary
699	Public Health and Welfare
700	Judiciary
701	Judiciary
702	Judiciary
703	Judiciary
704	Urban Affairs
705	Labor
706	Public Health and Welfare
707	Government and Military Affairs
708	Public Works
709	Banking, Commerce and Insurance
710	Banking, Commerce and Insurance
711	Public Works
712	Public Works
713	Public Works
714	Agriculture and Recreation
715	Agriculture and Recreation
716	Government and Military Affairs
717	Public Health and Welfare
718	Miscellaneous Subjects
719	Judiciary
720	Judiciary
721	Public Health and Welfare
722	Judiciary
723	Agriculture and Recreation
LR 12	Government and Military Affairs

(Signed) Jerome Warner, Speaker

SELECT FILE

LEGISLATIVE BILL 145. Advanced to E and R for engrossment.

LEGISLATIVE BILL 146. E and R amendments found in the Legislative Journal for the Eighteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 147. E and R amendments found in the Legislative Journal for the Eighteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 148. E and R amendment found in the Legislative Journal for the Eighteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 112. E and R amendment found in the Legislative Journal for the Eighteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 160. E and R amendment found in the Legislative Journal for the Eighteenth Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Member Excused

Mr. Budd asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 499

Mr. Waldron asked unanimous consent to withdraw LB 499.

Laid over.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Waldo asked unanimous consent to have his name added to LB 667. No objections. So ordered.

Mr. Danner asked unanimous consent to add the name of Mrs. Craft to LB 694. No objections. So ordered.

Mr. Wylie asked unanimous consent to add the name of Mr. Robinson to LB 733. No objections. So ordered.

Ease

The Legislature was at ease from 10:50 a.m. until 11:40 a.m.

UNANIMOUS CONSENT—Televise Monday's Session

Mr. Wylie asked unanimous consent that ETV be allowed to televise the session on Monday, February 3, 1969. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 752. By Donald Elrod, 35th District; Leslie Robinson, 36th District; Thomas C. Kennedy, 21st District; Ellen E. Craft, 45th District; Fred W. Carstens, 30th District; E. Thome Johnson, 15th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IX of the Constitution of Nebraska, relating to counties; to provide that the Legislature shall provide by general law for the merger into a single governmental unit of any county, other than a county containing a city of the metropolitan class, and all municipalities therein after a vote of the people at a general election as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 753. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 71-1631.01, Reissue Revised Statutes of Nebraska, 1943, and section 71-1631, Revised Statutes Supplement, 1967, relating to health districts; to prescribe procedure for adopting rules and regulations as prescribed; to provide for employees of a county or city-county department of health to be eligible to participate in county pension or retirement plan as prescribed; to provide for a change in penalties; and to repeal the original sections.

LEGISLATIVE BILL 754. By Donald Elrod, 35th District.

A BILL FOR AN ACT relating to labor; to require safety precautions in connection with work near high voltage lines; to make certain acts unlawful; and to provide a penalty.

LEGISLATIVE BILL 755. By Theodore C. Wenzlaff, 32nd District.

A BILL FOR AN ACT relating to taxation; to provide a limited homestead tax exemption as prescribed.

LEGISLATIVE BILL 756. By Roland A. Luedtke, 28th District and Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend sections 12-606, 12-607, 12-610, and 12-614, Reissue Revised Statutes of Nebraska, 1943, relating to cemeteries; to provide exceptions to the requirements for mausoleums, columbariums, or other structures as prescribed; to provide for approval of such structures; to change the amount of sale to be set aside for maintenance as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 757. By J. W. Burbach, 19th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 2-2602, Reissue Revised Statutes of Nebraska, 1943, relating to economic poisons and devices; to require container identification by skull and crossbone legend; to provide penalty for failure to so identify; and to repeal the original section.

LEGISLATIVE BILL 758. By J. W. Burbach, 19th District; Elmer Wallwey, 17th District; Elvin Adamson, 43rd District; William M. Wylie, 40th District; Thomas C. Kennedy, 21st District; Herb Nore, 22nd District; E. Thome Johnson, 15th District; W. H. Hasebroock, 18th District; Willard H. Waldo, 31st District; C. W. Holmquist, 16th District; J. James Waldron, 42nd District and Jerome Warner, 25th District.

A BILL FOR AN ACT to make an appropriation to the Governor's Emergency Fund for aid to counties, cities, and villages for snow removal; to provide for administration; and to declare an emergency.

UNANIMOUS CONSENT—Expedite LB 758

Mr. Burbach asked unanimous consent that LB 758 be expedited to the printer so that the bill will be printed and on their desks on Monday morning. No objections. So ordered.

MOTION—Suspend Rules

Mr. Burbach moved to suspend the Rules and place LB 758 on General File for discussion as first order of business on Tuesday morning.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

LB 758 was placed on General File.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 759. By William M. Wylie, 40th District.

A BILL FOR AN ACT to amend sections 28-1212 and 28-1213, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide a presumption; and to repeal the original sections.

LEGISLATIVE BILL 760. By William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 41-117, Reissue Revised Statutes of Nebraska, 1943, relating to hotels and inns; to change provisions respecting bedding; and to repeal the original section.

LEGISLATIVE BILL 761. By Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend section 37-717, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to authorize the selling, trading, or otherwise disposing of surplus birds, fish, or mammals as prescribed; and to repeal the original section.

LEGISLATIVE BILL 762. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 39-767 and 39-770, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide for the control of highways by local authority; and to repeal the original sections.

LEGISLATIVE BILL 763. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 84-127, Reissue Revised Statutes of Nebraska, 1943, to change the membership of the conference committee to determine the disability of the Governor; and to repeal the original section.

LEGISLATIVE BILL 764. By Jerome Warner, 25th District and
Harold D. Simpson, 46th District.

A BILL FOR AN ACT to repeal sections 83-307.02, 82-307.03, 83-360.01, 83-360.02, 83-360.03, and 83-360.04, Reissue Revised Statutes of Nebraska, 1943, relating to state hospitals for mentally ill.

LEGISLATIVE BILL 765. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 79-1333, Revised Statutes Supplement, 1967, relating to schools; to change dates for filing of reports and for payment of state financial assistance; to require an application for assistance; and to repeal the original section.

LEGISLATIVE BILL 766. By Jerome Warner, 25th District; J. W. Burbach, 19th District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT relating to the state highway system; to restrict the removal of roads or highways from the system as prescribed.

LEGISLATIVE BILL 767. By J. W. Burbach, 19th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend sections 54-821, 54-828, and 54-835, Reissue Revised Statutes of Nebraska, 1943, relating to commercial feed; to provide for collection of inspection fees from the manufacturer or first handler of commercial feeds; to authorize the Director of Agriculture to dispose of samples obtained for testing after ninety days; to provide for expiration for registrations; and to repeal the original sections.

LEGISLATIVE BILL 768. By J. W. Burbach, 19th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 33-114, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to provide a fee for county treasurers for the collection of money for watershed and watershed conservancy districts; and to repeal the original section.

LEGISLATIVE BILL 769. By J. W. Burbach, 19th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend sections 81-2,162.02, 81-2, 162.03, and 81-2,162.06, Reissue Revised Statutes of Nebraska, 1943, relating to commercial fertilizer; to provide for collection of inspection fees from the manufacturer or first handler of commercial fertilizer; to redefine terms; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 770. By Willard H. Waldo, 31st District; Loran Schmit, 23rd District; Irving F. Wiltse, 1st District; Herb Nore, 22nd District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to predatory animals and birds; to establish not more than three positions as predator control aide in the Department of Agriculture; to define terms; to provide qualifications for predator control aides; to provide for powers and duties; to provide for funds; and to declare an emergency.

LEGISLATIVE BILL 771. By Willard H. Waldo, 31st District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend sections 2-1016, 2-1017, and 2-1018, Revised Statutes Supplement, 1967, relating to nurserymen; to provide for the Director of Agriculture to collect a certificate fee for inspection of nursery stock as prescribed; to increase dealer's certificate fees; to increase permit fees for dealers outside of the State of Nebraska; and to repeal the original sections.

LEGISLATIVE BILL 772. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 70-1007 and 70-1011, Reissue Revised Statutes of Nebraska, 1943, relating to public power; to provide that in establishing or modifying an electric retail service area the Nebraska Power Review Board may, in the case of a prospective industrial electric load, consider the desire of such prospective industrial customer as to a preference for service by a particular supplier of electricity; to provide that in considering transmission line applications, the board may consider advantages offered by a supplier to industrial customers which are not offered by another supplier; and to repeal the original sections.

LEGISLATIVE BILL 773. By Herb Nore, 22nd District.

A BILL FOR AN ACT to amend section 39-723.06, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide for penalties for overloading commercial motor vehicles as prescribed; and to repeal the original section.

LEGISLATIVE BILL 774. By Roland A. Luedtke, 28th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 60-432, 60-434, 60-452, and 60-452.01, Reissue Revised Statutes of Nebraska, 1943, relating to state patrol; to designate one of the subordinate officers of the Nebraska State Patrol as lieutenant colonel; to provide duties for the lieutenant colonel; to change retirement conditions and benefits as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 775. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to crimes and punishments; to make certain acts unlawful as prescribed; and to provide penalties.

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 162	Thursday, February 6, 1969	2:00 p.m.
LB 233	Thursday, February 6, 1969	2:00 p.m.
LB 234	Thursday, February 6, 1969	2:00 p.m.

(Signed) Maurice A. Kremer, Chairman

MOTION—Bill Drafter Deliver Bills

Mr. Elrod moved that the bill drafter's office deliver all bills they have ready each day to the Senate Chamber.

The motion prevailed.

MOTION—Suspend Rules

Mr. Kokes moved to suspend the rules to allow the Salaries and Claims Committee to accept claims up to March 31, 1969.

Mr. Kokes requested a Call of the House.

The Call showed 34 members present.

Mr. Kokes moved the Call be raised. The motion prevailed.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period January 24, 1969, through January 30, 1969, inclusive.

Also listed are those lobbyists who registered prior to January 24, 1969, whose names have not appeared in the Legislative Journal.

Hugo F. Srb
Clerk of the Legislature

Ahlschwede, Earl D., Beatrice, City of Beatrice
Barnhart, Harold M., Brock, Nebraska Rural Letter Carriers Association
Barry, LeRoy, Omaha, Mid-West Retail Farm Equipment Association
Berger, Jerome F., Omaha, I.B.E.W. #1974
Brazeel, William H., Omaha, I.B.E.W. #1974
Cariotto, Joseph J., Lincoln, Nebraska Podiatry Association, Nebraska Pharmaceutical Association

Foote, Frank O., Axtell, Nebraska Game & Parks Commission
Graham, M. J., Lincoln, Retail Merchants Association of Nebraska
Holman, N. C., Lincoln, Nebraska Nurses Association
Klosterman, John C., David City, Nebraska Livestock Feeders Association
Reynolds, Stanley J., Des Moines, Iowa, 3M Co.

Registrations prior to January 24, 1969, which have not appeared in the Legislative Journal
GoBell, Harold, Lincoln, Nebraska State Council #32 AFSC & ME, January 20
Johnson, Forrest A., Lincoln, Nebraska Tax Research Council, January 16
Moylan, James B., Omaha, Douglas County, Nebraska Wholesale Liquor Distributors Association, January 20
Samuelson, Donald L., Lincoln, Lincoln Food Retailers Association of Nebraska, January 10

Adjournment

At 12:02 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Monday, February 3, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TWENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 3, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. W. L. Van Auken, Associate Pastor, Westminster Presbyterian Church, Lincoln.

Prayer

Most gracious God, we humbly beseech Thee, as for the people of this state in general, so especially for their representatives here assembled; that Thou wouldst be pleased to direct and prosper all their consultations to the advancement of Thy glory and to the safety, honor and welfare of the people; that all things may be so ordered and settled by their endeavors that peace and happiness, truth and justice, virtue and piety may be established among us. These and all other things necessary for them and the people they serve, we humbly beg in the name of Jesus Christ; our most blessed Lord and Savior. Amen.

The roll was called and all members were present except Mr. Robinson, who was excused and Mr. Budd, excused until 11:00 a.m.

MOTION—Governor's Budget

Mr. Carpenter moved that we direct the Budget Committee to confine the dollars spent to within the dollar limitation of the Governor's Budget recommendations, and to restrict him to within the dollar limitation of each Department and agency recommendations.

Mr. Carpenter requested a record vote on the motion.

Voting in the affirmative, 8:

Carpenter	Kokes	Moulton	Skarda
Holmquist	Mahoney	Moylan	Whitney

Voting in the negative, 35:

Adamson
Batchelder
Bloom
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Not voting, 6:

Budd
Burbach
Carstens
Duis
Nore
Robinson

The Carpenter motion lost.

Explanation of Vote

Had I been present when LB 105, LB 109, and LB 110 were read, I would have voted "aye".

(Signed) Fern Hubbard Orme

MOTION—Recess

Mr. Elrod moved that we recess at noon today and return at 4:00 p.m.

The motion prevailed.

Visitors

Mr. Wenzlaff introduced 12 members of the Cooperative Extension Service of Fillmore County, led by Mr. Richard Mohrman, Fillmore County Extension Agent.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Swanson asked unanimous consent to withdraw LB 255.

Laid over.

Mr. Keyes asked unanimous consent to withdraw LB 635.

Laid over.

UNANIMOUS CONSENT—Add Co-introducer to LB 725

Mr. Holmquist asked unanimous consent to add the name of Mr. Wylie to LB 725. No objections. So ordered.

Members Excused

Mr. Batchelder asked unanimous consent to be excused at 4:00 p.m. today. No objections. So ordered.

Mr. Simpson asked unanimous consent to be excused Tuesday and Wednesday (February 4 and 5). No objections. So ordered.

Mr. Danner asked unanimous consent to be excused tomorrow. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
724	Public Health and Welfare
725	Public Works
726	Labor
727	Education
728	Public Health and Welfare
729	Miscellaneous Subjects
730	Public Works
731	Public Works
732	Revenue
733	Miscellaneous Subjects
734	Public Works
735	Public Works
736	Government and Military Affairs
737	Miscellaneous Subjects
738	Revenue
739	Banking, Commerce and Insurance
740	Banking, Commerce and Insurance
741	Banking, Commerce and Insurance
742	Education
743	Miscellaneous Subjects
744	Agriculture
745	Judiciary
746	Judiciary
747	Miscellaneous Subjects
748	Miscellaneous Subjects
749	Revenue
750	Miscellaneous Subjects
751	Miscellaneous Subjects
752	Government and Military Affairs
753	Public Health and Welfare
754	Labor
755	Revenue

756	Public Health and Welfare
757	Public Health and Welfare

(Signed) John E. Everroad
Lieutenant Governor

STANDING COMMITTEE REPORTS

Labor

LEGISLATIVE BILL 70. Indefinitely postponed.

LEGISLATIVE BILL 15. Placed on General File as amended.

Standing Committee amendment to LB 15:

Section 6, line 20, strike "one hundred" and insert "fifty".

LEGISLATIVE BILL 61. Placed on General File.

(Signed) Donald Elrod, Chairman

Public Works

LEGISLATIVE BILL 51. Indefinitely postponed.

LEGISLATIVE BILL 52. Indefinitely postponed.

(Signed) Rick Budd, Chairman

Public Health and Welfare

LEGISLATIVE BILL 197. Placed on General File as amended.

Standing Committee amendments to LB 197:

1. In Section 1, line 24, strike *"twenty-five hundred"*, and in lieu thereof insert *"ten thousand"*.

2. In Section 2, line 11, strike "ninety" and show the same as stricken, and insert *"one hundred twenty"*.

LEGISLATIVE BILL 198. Placed on General File.

(Signed) Elmer Wallwey, Chairman

Salaries and Claims

LEGISLATIVE BILL 317. Placed on General File.

(Signed) Rudolf C. Kokes, Chairman

Education

LEGISLATIVE BILL 1. Placed on General File as amended.

Standing Committee amendments to LB 1:

1. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. *The Board of Education for Class II, III, IV and VI school districts shall consist of six to nine members as determined by the board. The county commissioners or supervisors shall divide the school district into numbered districts of compact and contiguous territory of as nearly equal population as may be practical. A member of the board shall be elected from each district.*".

2. In section 1, line 8, insert "*in which the greater part of such district is situated*" after "*county*".

3. In section 1, line 52, strike "*odd-numbered*" and insert "*even-numbered*"; and in line 54, strike "*even-numbered*" and insert "*odd-numbered*".

4. Renumber original section 2 as section 3.

(Signed) Lester Harsh, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 227. Indefinitely postponed.

LEGISLATIVE BILL 228. Indefinitely postponed.

LEGISLATIVE BILL 229. Placed on General File as amended.

Standing Committee amendments to LB 229:

1. In Sec. 1, strike line 7, and in lieu thereof insert "and not more than ~~six hundred forty acres~~ *thirty-two hundred* acres who desires to".

2. In Sec. 2, strike line 12, and in lieu thereof insert "dred twenty acres and not more than ~~six hundred forty~~ *thirty-two hundred*".

3. In Sec. 3, strike lines 3 through 18, and in lieu thereof insert:

37-910. The Game and Parks Commission is authorized to make rules and regulations for carrying out, administering, and enforcing the provisions of sections 37-901 to 37-914; *Provided*, that the commission shall limit the number of areas proposed for licensing so that the total acreage licensed for game breeding and controlled shooting areas in any one county shall not exceed one per cent of the total acreage of the county in which the areas are sought to be licensed. No license shall be issued for any area whose boundary lies within five miles of the boundary of any other area so licensed under the provisions of sections 37-901 to 37-914~~, within three miles of any river, or within three miles of any lake with an area exceeding three acres~~. *No license shall be issued for any area whereon hand-reared Mallard ducks are shot or to be shot if the area lies within three miles of any river or within three miles of any lake with an area exceeding three acres; Provided, that a license may be issued for such area for the shooting of upland game birds only, and the rearing or shooting of hand-reared Mallard ducks thereon shall be and is prohibited.*

(Signed) Maurice A. Kremer, Chairman

Enrollment and Review

LEGISLATIVE BILL 105. Correctly enrolled.

LEGISLATIVE BILL 109. Correctly enrolled.

LEGISLATIVE BILL 110. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 105 LB 109 LB 110 LR 11

Member Excused

Mr. Swanson asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

Visitors

Mr. Kokes introduced Dr. Glen Auble from Ord, Nebraska.

Mr. Wylie introduced Mrs. Lester Anderson and daughter, Mrs. Carol Sanstead from Albion, Nebraska.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 277. Placed on General File as amended.

Standing Committee amendments to LB 277:

1. In section 1, line 118 strike the period and insert *"; Provided, that rural and suburban fire protection districts shall receive upon application to the Tax Commissioner a refund of all sales tax paid prior to the date of this amendment."*

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect from and after its passage and approval, according to law."

(Signed) J. W. Burbach, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 199. Placed on General File as amended.

Standing Committee amendments to LB 199:

In section 1, line 7, strike the second "and".

LEGISLATIVE BILL 196. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 776. By Fern Hubbard Orme, 29th District; Ramey C. Whitney, 44th District; Bill K. Bloom, 20th District; Sam Klaver, 9th District and Harold T. Moylan, 6th District.

A BILL FOR AN ACT to appropriate the sum of six thousand dollars to aid the Nebraska Academy of Sciences to publish scientific works submitted by Nebraska scientists to the Nebraska Academy of Sciences for the biennium ending June 30, 1971; and to declare an emergency.

LEGISLATIVE BILL 777. By Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend sections 81-275.23 and 81-275.30, Reissue Revised Statutes of Nebraska, 1943, and section 81-275.28, Revised Statutes Supplement, 1967, relating to shell eggs; to increase license fees; to provide exemptions; and to repeal the original sections.

LEGISLATIVE BILL 778. By Jerome Warner, 25th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV of the Constitution of Nebraska, relating to miscellaneous provisions; to provide that a new section be added to Article XV of the Constitution of Nebraska to be known as section 17 which will provide that the net proceeds from highway use taxes, including motor vehicle license fees and fuel taxes shall be used only for the purpose of construction, reconstruction, repair and maintenance of highways, streets, roads and bridges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 779. By Ellen E. Craft, 45th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 51-201, Reissue Revised Statutes of Nebraska, 1943, relating to municipal libraries; to increase the limitation of the mill levy; and to repeal the original section.

LEGISLATIVE BILL 780. By Ellen E. Craft, 45th District.

A BILL FOR AN ACT to amend section 16-118, Revised Statutes Supplement, 1967, relating to cities of the first class; to provide that lands separated from the corporate limits by a highway shall be deemed to be contiguous to the corporate limits; and to repeal the original section.

LEGISLATIVE BILL 781. By Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend sections 16-812, 16-813, 16-814, 16-815, 16-816, 16-817, 16-818, 16-819, 16-820, 16-821, 16-822, 16-823, 16-824, 16-825, 16-826, 16-827, 16-828, 16-829, 16-830, 16-831, 16-832, 16-833, 16-834, 16-835, 16-836, and 16-837, Revised Statutes Supplement, 1967, relating to Off-Street Parking District Act; to extend the provisions of sections 16-812 to 16-837, Revised Statutes Supplement, 1967, to apply to cities of the second class as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 782. By William R. Skarda, Jr., 7th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT relating to minors; to create Metropolitan County Commissions on Youth; to define metropolitan counties for the purposes of this act; to outline the membership of such commissions; to provide procedures, duties and limitations of such commissions and of county boards.

LEGISLATIVE BILL 783. By William R. Skarda, Jr., 7th District; Bill K. Bloom, 20th District; Eugene T. Mahoney, 5th District and Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to county officers; to provide a civil service system in any county having a population of three hundred thousand inhabitants or more; to create the County Civil Service Commission and provide for appointment of its members, their term of office, compensation, duties, and authority; to provide procedures; to provide conditions of employment; to provide severability; and to provide an operative date.

LEGISLATIVE BILL 784. By William R. Skarda, Jr., 7th District; Bill K. Bloom, 20th District; Eugene T. Mahoney, 5th District and Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to county officers; to provide a merit system in the office of the sheriff in any county having a population of three hundred thousand inhabitants or more; to create the Sheriff's Office Merit Commission and provide for appointment of its members, their term of office, compensation, duties, and authority; to provide procedures; and to provide conditions of employment.

LEGISLATIVE BILL 785. By Roland A. Luedtke, 28th District and William H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend sections 29-1401 to 29-1401.01, Reissue Revised Statutes of Nebraska, 1943, relating to grand juries; to prescribe the procedure by which grand juries shall be called; and to repeal the original sections.

LEGISLATIVE BILL 786. By Roland A. Luedtke, 28th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend Section 39-1406, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for the purchase or leasing of equipment by the county as prescribed; and to repeal the original section.

LEGISLATIVE BILL 787. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 26-107, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to change the duties of the presiding judge; and to repeal the original section.

LEGISLATIVE BILL 788. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 26-117, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to increase the maximum amount for jurisdiction in civil cases; and to repeal the original section.

LEGISLATIVE BILL 789. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 21-1990, Revised Statutes Supplement, 1967, relating to nonprofit corporations; to clarify such section and carry out the intention of prior legislation that nonprofit corporations organized under repealed statutes are subject to Chapter 21, article 19, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 790. By Roland A. Leudtke, 28th District.

A BILL FOR AN ACT to amend section 79-1542, Reissue Revised Statutes of Nebrakka, 1943, and section 79-1522.01, Revised Statutes Supplement, 1967, relating to the school retirement system; to change the monthly formula annuity; to change the employer contribution; to provide a minimum rate of savings applied; to adjust certain savings annuities; and to repeal the original sections.

LEGISLATIVE BILL 791. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 50-405, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislative Council; to enlarge the duties of the council as prescribed; and to repeal the original section.

LEGISLATIVE BILL 792. By Jerome Warner, 25th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 27, of the Constitution of Nebraska, relating to Legislature; to change the time when acts of the Legislature are to take effect; to provide for the submission of the proposed amendment to the electors at the general election in

November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 793. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 79-1521, 79-1528, 79-1536, 79-1540, and 79-1546, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1501, 79-1502, 79-1512, 79-1522, 79-1527, 79-1532, and 79-1545.02, Revised Statutes Supplement, 1967, relating to the school retirement system; to harmonize provisions with previous legislation; to clarify provisions; to delete obsolete matter; and to repeal the original sections.

LEGISLATIVE BILL 794. By Eugene T. Mahoney, 5th District and Edward R. Danner, 11th District.

A BILL FOR AN ACT to amend section 71-614, Revised Statutes Supplement, 1967, relating to marriage licenses; to remove the requirement for listing color and race of the parties; and to repeal the original section.

LEGISLATIVE BILL 795. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 71-2609, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide more specific qualification for the Director of Health; and to repeal the original section.

LEGISLATIVE BILL 796. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 77-202, Revised Statutes Supplement, 1967, relating to taxation; to exempt pleasure boats from taxation as prescribed; and to repeal the original section.

LEGISLATIVE BILL 797. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 77-2601, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to define terms; to provide a tax on tobacco products as prescribed; to provide for disposition of funds; to make certain acts unlawful; to provide penalties; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 798. By Lester Harsh, 38th District.

A BILL FOR AN ACT relating to schools; to provide a method for extending the grade offerings of Class VI school districts to cover kindergarten through grade twelve.

LEGISLATIVE BILL 799. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 8-435 and 8-820, Revised Statutes Supplement, 1967, relating to banks and banking; to reduce the interest rate on installment loans and personal loans as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 800. By J. James Waldron, 42nd District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 5, of the Constitution of Nebraska, relating to legislative districts; to provide for apportionment of legislative districts on the basis of eligible electors; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 801. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 23-209 and 23-276, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to authorize county boards of supervisors to establish and change township boundaries as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 802. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 24-710, Revised Statutes Supplement, 1967, relating to judges retirement; to increase the maximum amount a judge may receive upon retirement; and to repeal the original section.

LEGISLATIVE BILL 803. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-911, Reissue Revised Statutes of Nebraska, 1943, relating to insurance companies; to change the time for notice to rescind insurance licenses; to change internal references; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 804. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 81-501, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to clarify the general powers of the Director of Insurance as prescribed; and to repeal the original section.

LEGISLATIVE BILL 805. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 70-611, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to limit the terms of directors; and to repeal the original section.

LEGISLATIVE BILL 806. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 37-101, 37-307, and 37-308, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to include the mourning dove as a game bird; and to repeal the original sections.

LEGISLATIVE BILL 807. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 25-1267.39, Reissue Revised Statutes of Nebraska, 1943, relating to civil practice; to provide for production of policies of insurance and copying thereof as prescribed; and to repeal the original section.

LEGISLATIVE BILL 808. By Richard F. Proud, 12th District; Richard D. Marvel, 33rd District and J. W. Burbach, 19th District.

A BILL FOR AN ACT relating to safeguarding persons, property, and promoting the welfare and safety of the public; to create a State Electrical Board as prescribed; to provide for licenses; to provide penalties; to provide for fees and the disposition of the same; to provide for the Electrical Board Fund; to provide for a savings clause; and to declare an emergency.

LEGISLATIVE BILL 809. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 60-311 and 83-123, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide permanent colors for license plates as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 810. By Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XIII, section 1, of the Constitution of Nebraska, relating to state indebtedness; to authorize the Board of Regents of the University of Nebraska and the Board of Education of State Normal Schools of the State of Nebraska to issue revenue bonds for the purpose of constructing dormitories and other facilities and authorizing the pledge of revenues, fees, tuition and other student payments to secure the same; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970;

to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 811. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal section 77-334, Reissue Revised Statutes of Nebraska, 1943, relating to taxation.

LEGISLATIVE BILL 812. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 60-1608, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for reporting by February 1 cabin trailers located on land as of January 1; and to repeal the original section.

LEGISLATIVE BILL 813. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 59-301, 59-302, 59-303, and 59-304, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change internal references; to clarify the manner of appeal from the Department of Insurance; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 814. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to liquor; to provide for payment of a penalty by a retail licensee in lieu of closing during a period of license suspension; and to provide for disposition of funds.

LEGISLATIVE BILL 815. By Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 5, of the Constitution of Nebraska, relating to revenue; to increase the maximum county tax levy; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 816. By Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors a proposal to repeal Article VIII, section 5, of the Constitution of Nebraska, relating to revenue; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 817. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 75-150, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska State Railway Commission; to increase the fees for an order authorizing the issuance of securities; and to repeal the original section.

LEGISLATIVE BILL 818. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 35-302, Reissue Revised Statutes of Nebraska, 1943, relating to firemen; to regulate the hours of duty of firemen in paid fire departments as prescribed; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 819. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to repeal sections 8-901 to 8-904, Revised Statutes Supplement, 1967, relating to banks.

LEGISLATIVE BILL 820. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 60-1001, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to include certain motor vehicles of the Tax Commissioner as exempt from marking requirements as prescribed; and to repeal the original section.

LEGISLATIVE BILL 821. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 28-717, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide that the county assessor shall be removed from the list of county officers guilty of a crime for oppression under color of office; to provide for damages; and to repeal the original section.

LEGISLATIVE BILL 822. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 60-1001, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to include motor vehicles used or controlled by the Tax Commissioner to the list of departments which are not required to mark their vehicles as otherwise prescribed; and to repeal the original section.

LEGISLATIVE BILL 823. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to revenue and taxation; to create a Department of Revenue; to provide for a more efficient administration of the supervision and collection of state taxes and other allied functions; and to provide an operative date.

LEGISLATIVE BILL 824. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-509, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide a time when the State Board of Equalization and Assessment shall enter its order of valuation and certification to county clerks; and to repeal the original section.

LEGISLATIVE BILL 825. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 23-2301, 23-2305, and 23-2311, Revised Statutes Supplement, 1967, relating to the Retirement System for Nebraska Counties; to define and redefine terms as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 826. By Terry Carpenter, 48th District; Eugene T. Mahoney, 5th District; William R. Skarda, Jr., 7th District; Bill K. Bloom, 20th District and Harold T. Moylan, 6th District.

A BILL FOR AN ACT relating to public employment; to provide a presumption in certain cases of death or disability of firemen or policemen as prescribed; and to declare an emergency.

LEGISLATIVE BILL 827. By J. James Waldron, 42nd District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to sales; to define terms; to provide provisions for cancellations of home solicitation sales as prescribed.

LEGISLATIVE BILL 828. By Eugene T. Mahoney, 5th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 60-1412 and 60-1416, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to make it unlawful for licensed dealers and salesmen to engage in the sale of motor vehicles on Sunday as prescribed; to provide penalties; to provide for severability; and to repeal the original sections.

LEGISLATIVE BILL 829. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 79-490, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change distances for which mileage shall be paid; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 830. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 19-3009, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide for the time and place of a political party caucus for nomination of candidates as prescribed; and to repeal the original section.

LEGISLATIVE BILL 831. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend sections 81-1117 and 81-1127, Reissue Revised Statutes of Nebraska, 1943, and section 81-1114, Revised Statutes Supplement, 1967, relating to administrative departments; to give additional powers and duties to the Department of Administrative Services as prescribed; to increase the duties of the Director of Administrative Services as prescribed; to repeal the original sections, and also section 81-1119, Reissue Revised Statutes of Nebraska, 1943, and section 81-1130, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 832. By Wayne L. Schruers, 24th District; William F. Swanson, 27th District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 81-502, Revised Statutes Supplement, 1967, relating to the State Fire Marshal; to adopt the Life Safety Code adopted by the National Fire Protection Association; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 833. By Wayne L. Schreurs, 24th District; William F. Swanson, 27th District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 81-519, Reissue Revised Statutes of Nebraska, 1943, relating to the State Fire Marshal; to provide for the sale of condemned property as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 834. By Wayne L. Schreurs, 24th District; William F. Swanson, 27th District and William M. Wylie, 40th District.

A BILL FOR AN ACT relating to the State Fire Marshal; to provide powers and duties as prescribed; to make certain acts unlawful; to provide for penalties; and to declare an emergency.

LEGISLATIVE BILL 835. By Wayne L. Schreurs, 24th District; William F. Swanson, 27th District and William M. Wylie, 40th District.

A BILL FOR AN ACT relating to crimes and punishments; to define terms; to make certain acts unlawful; to provide a penalty; and to declare an emergency.

LEGISLATIVE BILL 836. By William F. Swanson, 27th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 16-696, 16-697, 17-948, 17-951, 17-952, 19-101, 19-102, and 71-3105, Reissue Revised Statutes of Nebraska, 1943, and section 23-820, Revised Statutes Supplement, 1967, relating to recreation; to change the number of members of park and recreation boards as prescribed; to provide for recreation boards as prescribed; to remove the limitation on levies for park and recreation facilities; to provide for contracts; to authorize county boards to issue bonds for parks and recreation facilities; to provide for condemnation procedure; to authorize townships to provide parks and recreation facilities; to provide for rules and regulations as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 837. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 75-315, Reissue Revised Statutes of Nebraska, 1943, relating to motor carriers; to make the power of the Nebraska State Railway Commission to revoke a permit as permissive; to change penalties for violating orders, rules or regulations of the commission or of violating the provisions of sections 75-101 to 75-801, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; and to repeal the original section.

LEGISLATIVE BILL 838. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 72-1223, Revised Statutes Supplement, 1967, relating to investment of state money; to authorize investments with building and loan and savings and loan associations as prescribed; and to repeal the original section.

LEGISLATIVE BILL 839. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to county attorneys; to provide qualifications for county attorneys as prescribed; and to provide exceptions.

LEGISLATIVE BILL 840. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 60-302, 60-303, 60-310, 60-312, 60-315, 60-329, and 60-341, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to change the registration period for payment of registration of motor vehicles as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 841. By Wayne W. Ziebarth, 37th District and Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend sections 79-446.01 and 79-446.02, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to broaden provisions for tuition for children of parents living on tax-exempt land; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 842. By Wayne W. Ziebarth, 37th District; Herbert J. Duis, 39th District and William M. Wylie, 40th District.

A BILL FOR AN ACT relating to game and fish; to provide a special permit for Nebraska servicemen in this state on leave.

LEGISLATIVE BILL 843. By Willard H. Waldo, 31st District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend sections 2-2304 and 2-2305, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture; to provide for appointment of members of the Nebraska Wheat Development, Utilization, and Marketing Committee by districts; and to repeal the original sections.

LEGISLATIVE BILL 844. By J. James Waldron, 42nd District; Harold D. Simpson, 46th District; Fern Hubbard Orme, 29th District; Roland A. Luedtke, 28th District and Ellen E. Craft, 45th District.

A BILL FOR AN ACT to amend section 2-1203, Reissue Revised Statutes of Nebraska, 1943, relating to the State Racing Commission; to provide for women jockeys as prescribed; and to repeal the original section.

LEGISLATIVE BILL 845. By Loran Schmit, 23rd District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT relating to cities and villages, all; to prohibit the wearing of a police uniform or a distinctive part thereof or apparel resembling a police uniform at certain times; and to provide penalties.

LEGISLATIVE BILL 846. By Herb Nore, 22nd District.

A BILL FOR AN ACT to amend section 23-320.07, Revised Statutes Supplement, 1967, relating to flood control; to designate any first or second class city or village to have powers as provided in sections 23-320.01, to 23-320.07, Reissue Revised Statutes of Nebraska, 1943, and amendment thereto; to provide for an increase in mill levy; and to repeal the original section.

LEGISLATIVE BILL 847. By John E. Knight, 26th District; Jerome Warner, 25th District; C. W. Holmquist, 16th District and Elvin Adamson, 43rd District.

A BILL FOR AN ACT to establish the office of Public Counsel; to provide for his appointment, qualifications, duties, and salary; and to provide for deposit of money into Trust Fund of the Public Counsel and its use.

LEGISLATIVE BILL 848. By Herb Nore, 22nd District; Loran Schmit, 23rd District; J. James Waldron, 42nd District; C. F. Moulton, 8th District and Florence Reynolds, 14th District.

A BILL FOR AN ACT to amend sections 79-1276 and 79-1277, Reissue Revised Statutes of Nebraska, 1943, and section 79-1279, Revised Statutes Supplement, 1967, relating to Reserve Teachers; to provide qualification, date for application and salary of Reserve Teachers; and to repeal the original sections.

LEGISLATIVE BILL 849. By Theodore C. Wenzlaff, 32nd District and George Syas, 13th District.

A BILL FOR AN ACT to amend section 37-501, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to specify types of highways from which it is unlawful to hunt; to prohibit pursuit of game with mechanically propelled vehicles; to prohibit carrying a shotgun in a vehicle as prescribed; and to repeal the original section.

LEGISLATIVE BILL 850. By John E. Knight, 26th District; W. H. Hasebroock, 18th District and Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 32-1129, Reissue Revised Statutes of Nebraska, 1943, relating to elections and corrupt practices; to provide for a change in penalties as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 851. By Clifton B. Batchelder, 10th District.

A BILL FOR AN ACT to amend section 81-805, Revised Statutes Supplement, 1967, relating to Game and Parks Commission; to restrict the commission from purchasing or otherwise acquiring title to sites without the approval of the Legislature; and to repeal the original section.

LEGISLATIVE BILL 852. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-1022, Revised Statutes Supplement, 1967, relating to public assistance; to provide that medical assistance to recipients of public assistance to be paid from state funds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 853. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 26-106, Revised Statutes Supplement, 1967, relating to municipal courts; to increase the salary of judges of the municipal court in cities of the metropolitan and primary classes; to provide when such increase shall become operative; and to repeal the original section.

LEGISLATIVE BILL 854. By Sam Klaver, 9th District.

A BILL FOR AN ACT to amend section 60-411.01, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to remove the requirement for examination for renewal of driver's licenses; and to repeal the original section.

LEGISLATIVE BILL 855. By William M. Wylie, 40th District; Terry Carpenter, 48th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 71-3901, Revised Statutes Supplement, 1967, relating to the office of mental retardation; to transfer the office of mental retardation from the Department of Health to the Department of Public Institutions; to redefine the purposes of such office; to redefine the duties and authority of such office; to allow the office of mental retardation to contract to provide matching funds to local political subdivisions and community agencies for services and programs for mentally retarded persons; to repeal the original section, and also sections 71-3902 and 71-3903, Revised Statutes Supplement, 1967; and to declare an emergency.

LEGISLATIVE BILL 856. By William M. Wylie, 40th District.

A BILL FOR AN ACT to amend sections 77-2602 and 77-2616, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to increase the sales and use tax on cigarettes; to remove obsolete matter; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 857. By William M. Wylie, 40th District.

A BILL FOR AN ACT to amend sections 39-719, 39-720, 39-721, and 39-723, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for speed limits for the operation of vehicles hauling unbaled livestock forage thereon; to provide limits to the width and length and allow any height subject to liability for vehicles with and without loads of unbaled livestock forage; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 858. By William M. Wylie, 40th District.

A BILL FOR AN ACT relating to insurance; to provide for the licensing of insurance adjustors; to define terms; to set forth qualifications; to provide for fees; to provide standards and procedures for denying, suspending, revoking and refusing to renew licenses; to provide for bonding; to provide for rules and regulations; and to provide how this act may be cited.

LEGISLATIVE BILL 859. By Ramey C. Whitney, 44th District; Elvin Adamson, 43rd District; William M. Wylie, 40th District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 77-112, Revised Statutes Supplement, 1967, relating to taxation; to redefine the earning capacity factor in ascertaining actual value of property as prescribed; and to repeal the original section.

LEGISLATIVE BILL 860. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend sections 16-691.01 and 16-713, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide for certificates of deposit as prescribed; to provide for a bond to secure such deposits as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 861. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT relating to cities of the second class and villages; to provide for the purchase of certificates of deposit by cities of the second class and villages as prescribed.

LEGISLATIVE BILL 862. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend sections 71-1001 and 71-1002, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide for alternates on the State Anatomical Board; to revise procedures for disposing of unclaimed dead human bodies; and to repeal the original sections.

LEGISLATIVE BILL 863. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 71-3815, Revised Statutes Supplement, 1967, relating to public health and welfare; to provide conditions for licensing as a psychologist without examination; and to repeal the original section.

LEGISLATIVE BILL 864. By Henry F. Pedersen, Jr., 4th District; Donald Elrod, 35th District and Clifton B. Batchelder, 10th District.

A BILL FOR AN ACT to amend section 36-213, Reissue Revised Statutes of Nebraska, 1943, relating to the assignment of wages; to require that assignments specify the employer who will pay the assigned wages; and to repeal the original section.

LEGISLATIVE BILL 865. By Rudolf C. Kokes, 41st District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 39-723, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide an exemption on the speed limit for trucks carrying the United States mail as prescribed; and to repeal the original section.

LEGISLATIVE BILL 866. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 71-3505, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare to eliminate exceptions to rules and regulations to be adopted by the Department of Health relating to ionizing radiation as prescribed; and to repeal the original section.

LEGISLATIVE BILL 867. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to public health and welfare; to provide for an acting director of health; and to prescribe his qualifications, appointment, and duties.

LEGISLATIVE BILL 868. By George Syas, 13th District.

A BILL FOR AN ACT relating to political parties; to provide that political parties shall not participate in petition efforts to amend the Constitution unless such action is approved at a party convention.

LEGISLATIVE BILL 869. By George Syas, 13th District.

A BILL FOR AN ACT to amend section 84-1405, Revised Statutes Supplement, 1967, relating to public meetings; to require recording of rollcall votes as prescribed; and to repeal the original section.

LEGISLATIVE BILL 870. By George Syas, 13th District.

A BILL FOR AN ACT to amend section 84-721, Reissue Revised Statutes of Nebraska, 1943, relating to state officers; to increase the salary of the Secretary of State as prescribed; and to repeal the original section.

LEGISLATIVE BILL 871. By George Syas, 13th District.

A BILL FOR AN ACT to repeal sections 14-368, 14-369, 14-370, and 14-371, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class.

LEGISLATIVE BILL 872. By Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT to amend section 3-502, Revised Statutes Supplement, 1967, relating to airport authorities; to remove the limitation as to certain cities of the primary and first class as prescribed; to eliminate the provisions providing for creation of airport authorities by any county, city and county, group of cities, or group of counties as prescribed; to eliminate provisions for certain agreements as prescribed; and to repeal the original section, and also sections 3-502.01 and 3-502.02, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 873. By Ramey C. Whitney, 44th District; Eugene T. Mahoney, 5th District; Elmer Wallwey, 17th District; William M. Wylie, 40th District and George Syas, 13th District.

A BILL FOR AN ACT relating to taxation; to provide for the employment of assistants by the Tax Commissioner; to provide duties; and to provide qualifications.

LEGISLATIVE BILL 874. By Elvin Adamson, 43rd District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 60-311.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide an exception; and to repeal the original section.

LEGISLATIVE BILL 875. By Elvin Adamson, 43rd District; William F. Swanson, 27th District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend sections 79-4.147, 79-4,147.01, 79-4,147.02, and 79-4,147.03, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the Commissioner of Education shall perform the duties relating to certificate of high school equivalency instead of the State Board of Education; and to repeal the original sections.

LEGISLATIVE BILL 876. By Elvin Adamson, 43rd District; William F. Swanson, 27th District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 48-310, Reissue Revised Statutes of Nebraska, 1943, relating to child labor; to make provisions for children to work later hours as prescribed; to provide duties for Department of Labor; to provide for fees and their disbursement; and to repeal the original section.

LEGISLATIVE BILL 877. By Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend section 23-358.01, Revised Statutes Supplement, 1967, relating to predator control; to provide clarification by naming predators and nuisance birds to be controlled; to provide for discretion in the county board in matching funds; to provide authority for counties to cooperate in the establishment of control areas; to harmonize provision of previous legislation; and to repeal the original section.

LEGISLATIVE BILL 878. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 84-1307 and 84-1310, Reissue Revised Statutes of Nebraska, 1943, relating to the State Employees Retirement Act; to lower the age of eligibility; to shorten the waiting period; to increase the interest rate on the employee account; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 879. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 24-339, Revised Statutes Supplement, 1967, relating to courts; to increase the salaries of district court reporters; to provide when this act shall become operative; and to repeal the original section.

LEGISLATIVE BILL 880. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 84-1312, Reissue Revised Statutes of Nebraska, 1943, relating to the State Employees Retirement Act; to increase the amount of prior service annuity credit as prescribed; and to repeal the original section.

LEGISLATIVE BILL 881. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 60-331, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate the provision of paying the registration fee on commercial trucks and truck-tractors in two installments; and to repeal the original section.

LEGISLATIVE BILL 882. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend Laws 1967, Chapter, 376, sections 7, 15, and 28, relating to appropriations; to provide for the appropriation of funds not otherwise appropriated; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 883. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-1019, Revised Statutes Supplement, 1967, relating to medical assistance; to clarify the definition of medical assistance; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 884. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-1238, 77-1239, 77-1239.02, 77-1240, 77-1240.01, and 77-1241.01, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the method of taxation of motor vehicles owned and held for resale by motor vehicle dealers; and to repeal the original sections, and also section 77-1242, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 885. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-1022, Revised Statutes Supplement, 1967, relating to medical assistance; to provide rules relating to finance; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 886. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 68-127, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to provide for the establishment of rates of pay for hospital care; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 887. By W. H. Hasebroock, 18th District; Richard D. Marvel, 33rd District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend section 71-122, Revised Statutes Supplement, 1967, relating to public health; to increase the compensation of members of the Board of Examiners in Optometry as prescribed; and to repeal the original section.

LEGISLATIVE BILL 888. By Maurice A. Kremer, 34th District; Orval A. Keyes, 3rd District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to the application of pesticides by aircraft or ground equipment; to provide for licensing of applicators; to provide for mandatory examinations prior to issuance of licenses; to provide for fees and their disbursement; to provide for promulgation of rules and regulations by the Director of Agriculture; to provide for administrative hearings; to provide for judicial review; to provide for a bond; to provide for inspection and duties for the Department of Agriculture; to provide penalties; and to provide a severability clause.

LEGISLATIVE BILL 889. By Maurice A. Kremer, 34th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 81-253, Reissue Revised Statutes of Nebraska, 1943, relating to the dairy industry; to provide tests for determining the value of cream or milk as prescribed; and to repeal the original section.

LEGISLATIVE BILL 890. By Maurice A. Kremer, 34th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT relating to milk for manufacturing purposes; to declare policy; to provide how this act may be cited; to define terms; to provide for the detailed regulation of the production, grading, handling, processing, transporting and storing of milk for manufacturing purposes and the products made therefrom; to provide powers and duties; to provide fees; to make certain acts unlawful; to provide penalties; to provide procedures; to provide for rules and regulations; to provide how this act shall be construed; and to provide for severability.

LEGISLATIVE BILL 891. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend sections 16-901, 17-1001, and 23-114, Revised Statutes Supplement, 1967, relating to zoning regulations; to provide cities of the first and second class and villages with zoning powers beyond corporate limits as prescribed; to provide for limitations on such powers; to limit the zoning powers of counties as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 892. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 16-330, 16-331, 16-332, 16-333, 16-334, 16-335, 16-336, and 16-337, Revised Statutes Supplement, 1967, relating to cities of the first class; to require that the pension system for policemen now mandatory for every city of the first class be made mandatory also for every city of the second class; to make the provisions of the foregoing sections applicable to cities of the second class; and to repeal the original sections.

LEGISLATIVE BILL 893. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 60-320.01, Reissue Revised Statutes of Nebraska, 1943, relating to the operation of motor vehicles without registration; to provide limitations for the operation of unregistered motor vehicles; and to repeal the original section.

LEGISLATIVE BILL 894. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 83-423, Reissue Revised Statutes of Nebraska, 1943, relating to payment of cost for transporting prisoners and returning fugitives from justice; to provide that the county attorney shall designate the peace officer to return fugitives from justice; to provide for the examination and payment of expenses for the return of fugitives from justice; to provide for custody until arraignment; and to repeal the original section.

LEGISLATIVE BILL 895. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 39-742, Reissue Revised Statutes of Nebraska, 1943, relating to motorcycles; to prohibit more than two persons from occupying any motorcycle while in motion on the highway; and to repeal the original section.

LEGISLATIVE BILL 896. By Elmer Wallwey, 17th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 77-2715, Revised Statutes Supplement, 1967, relating to taxation; to repeal the food sales tax credit; and to repeal the original section.

LEGISLATIVE BILL 897. By Elmer Wallwey, 17th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 71-162, Revised Statutes Supplement, 1967, relating to public health and welfare; to increase fees for licenses to practice optometry and pharmacy as prescribed; and to repeal the original section.

LEGISLATIVE BILL 898. By Elmer Wallwey, 17th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 71-193.01, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to remove the requirement that the chief of the Division of Dental Health shall give full time to his duties; and to repeal the original section.

LEGISLATIVE BILL 899. By Elmer Wallwey, 17th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 68-701.01, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to change the qualifications for the Director of Public Welfare as prescribed; and to repeal the original section.

LEGISLATIVE BILL 900. By Elmer Wallwey, 17th District.

A BILL FOR AN ACT relating to public health and welfare; to establish within the Department of Health a division and an advisory council for the administration of federal health grants as defined and prescribed.

LEGISLATIVE BILL 901. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to electricity; to extend the authority of cities and villages over generating plants and transmission lines; to provide procedures for the requisition by any city or village of the generating plants and transmission lines within its territorial limits; to provide for referendum; and to provide for determination of price.

LEGISLATIVE BILL 902. By William M. Wylie, 40th District and Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend sections 54-101, 54-103, 54-104, 54-108, 54-110, 54-116, 54-118, 54-119, 54-121, 54-129, 54-137, 54-138, 54-141, 54-142, 54-143, 54-143.01, 54-144, and 54-153, Reissue Revised Statutes of Nebraska, 1943, relating to brands and marks; to define terms; to provide additional powers for the Nebraska Brand Committee as prescribed; to provide additional requirements and procedures for the registration and renewal of brands as prescribed; to provide for notice as prescribed; to provide for evidence as prescribed; to provide for bonds as prescribed; to make certain acts unlawful; to provide penalties; to repeal the original sections, and also sections 54-139 and 54-154, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 903. By J. W. Burbach, 19th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT to amend section 70-626, Reissue Revised Statutes of Nebraska, 1943, relating to public power and irrigation districts; to provide for the acquisition, construction, and management of rapid transportation systems for tangibles and passengers; and to repeal the original section.

LEGISLATIVE BILL 904. By J. W. Burbach, 19th District; Willard H. Waldo, 31st District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to transportation; and to provide for adoption of the Metropolitan Transportation Authorities Act as prescribed.

LEGISLATIVE BILL 905. By Henry F. Pedersen, Jr., 4th District; Roland A. Luedtke, 28th District; Sam Klaver, 9th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 30-810, Reissue Revised Statutes of Nebraska, 1943, relating to decedent's estates; to provide for damages for the wrongful death of a minor child as prescribed; and to repeal the original section.

LEGISLATIVE BILL 906. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to the State Railway Commission; to provide for telephone exchange service as prescribed; to provide the procedure for obtaining such service; to provide for notice; to provide for requirements for application for such service as prescribed; and to provide for a Certificate of Convenience and Necessity as prescribed.

LEGISLATIVE BILL 907. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 23-351, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to increase the amount that counties may expend for the purchase and erection of monuments or markers and purchase of historic sites as prescribed; and to repeal the original section.

LEGISLATIVE BILL 908. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to criminal procedure; to provide for probation of a person convicted of a felony as prescribed; and to provide exceptions to this act.

LEGISLATIVE BILL 909. By Donald Elrod, 35th District; Ellen E. Craft, 45th District; Thomas C. Kennedy, 21st District; Terry Carpenter, 48th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT relating to cities of the first class; to authorize such cities to annex any village or second-class city entirely surrounded by such city when certain conditions relating to water, sanitary sewerage, and other services are met; to define certain rights, duties, privileges and liabilities of the municipalities after annexation; and to declare an emergency.

LEGISLATIVE BILL 910. By Donald Elrod, 35th District; Ellen E. Craft, 45th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 79-4,102, Revised Statutes Supplement, 1967, relating to schools; to increase the nonresident high school tuition rate; and to repeal the original section.

LEGISLATIVE BILL 911. By C. W. Holmquist, 16th District; William M. Wylie, 40th District; Richard D. Marvel, 33rd District; William F. Swanson, 27th District and Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend sections 39-722, 39-723.03, 39-723.06, 39-723.07, and 39-723.08, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to change the weight limitations of vehicles; to change the tolerance permitted; to provide for violations; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 912. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to public utilities; to prohibit certain loans by public utilities; and to make such loans void and uncollectable.

LEGISLATIVE BILL 913. By Rudolf C. Kokes, 41st District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 81-801, Reissue Revised Statutes of Nebraska, 1943, and section 81-807, Revised Statutes Supplement, 1967, relating to Game and Parks Commission; to harmonize the provisions with previous legislation; to change the manner of appointment of members of the commission; to provide qualifications of members to be appointed to the commission; to provide for an ex officio member of the commission; to change the term of office of the secretary; to repeal the original sections, and also section 81-801.01, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 914. By Maurice A. Kremer, 34th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to revenue and taxation; to establish an exemption from sales tax, use tax and tangible personal property taxes for air pollution control facilities; to define terms; to establish requirements for the issuance of an exemption certificate by the Tax Commissioner; to require approval of the plans and specifications for such a facility by the Department of Health; to require that notice of approval or disapproval be sent to the applicant and to the local county assessor; to provide for hearings and revocation or modification of the exemption certificate if the holder is found to be guilty of fraud or misrepresentation, or failure to construct the facility as planned or the facility is no longer in use; to provide that in the case of fraud or mispresentation that no statute of limitations shall operate; and to provide rules and regulations.

LEGISLATIVE BILL 915. By Maurice A. Kremer, 34th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to revenue and taxation; to establish an exemption from sales tax, use tax and tangible personal property taxes for water pollution control facilities; to define the terms; to establish requirements for the issuance of an exemption certificate; to require approval of the plans and specifications for such a facility; to require that notice of approval or disapproval be sent to the applicant and to the local county assessor; to provide for hearings and revocation or modification of the exemption certificate if the holder is found to be guilty of fraud or misrepresentation or failure to construct the facility as planned or the facility is no longer in use; to provide that in the case of fraud or misrepresentation that no statute of limitations shall operate; and to provide for rules and regulations.

LEGISLATIVE BILL 916. By Richard F. Proud, 12th District; Harold T. Moylan, 6th District; Fred W. Carstens, 30th District; Bill K. Bloom, 20th District; Donald Elrod, 35th District; Florence B. Reynolds, 14th District; Loran Schmit, 23rd District; Harold D. Simpson, 46th District; J. James Waldron, 42nd District; Roland A. Luedtke, 28th District; Edward R. Danner, 11th District; C. W. Holmquist, 16th District; Orval A. Keyes, 3rd District; William R. Skarda, Jr., 7th District; Clifton B. Batchelder, 10th District; Henry F. Pedersen, Jr., 4th District; Eugene T. Mahoney, 5th District;C. F. Moulton, 8th District; George Syas, 13th District; Sam Klaver, 9th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 5-105, Revised Statutes Supplement, 1967, relating to district court judicial districts; to increase the number of district judges for District No. 4 from nine to eleven; to provide for appointment of such judges; and to repeal the original section.

LEGISLATIVE BILL 917. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-215.06, Reissue Revised Statutes of Nebraska, 1943, and section 68-1006, Revised Statutes Supplement, 1967, relating to public assistance; to make uniform the preferred status of funeral claims; to provide for payment by state warrants; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 918. By E. Thome Johnson, 15th District; Richard D. Marvel, 33rd District; Donald Elrod, 35th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to cities of the first and second class; to provide a purpose of this act; to define terms; to provide authority for a general business license tax within a business improvement and parking district for the conservation and development of downtown areas, their business offices and professions; to provide for creation of a district and its board; to provide for adoption of resolution of intention, hearing and protest thereon; to provide for adoption of ordinance, establishment of district and general business license or occupation tax, conditions and exemptions thereto; to provide for disestablishment of district; and to declare an emergency.

LEGISLATIVE BILL 919. By E. Thome Johnson, 15th District; Richard D. Marvel, 33rd District; Donald Elrod, 35th District; Fred W. Carstens, 30th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to cities of the first and second class; to declare purpose of act; to authorize the creation of parking and improvement agencies; to conserve and develop established business areas; to define terms; to create board and agency area by mayor and council at its discretion or upon petition; to provide powers; to provide for levy of taxes; to provide for issuance of negotiable bonds and notes and terms and conditions thereof and pledging income of agency for payment; to establish state's covenant with bondholders; to provide that obligations of agency shall not be debt of state or city; and to declare an emergency.

LEGISLATIVE BILL 920. By John E. Knight, 26th District; J. W. Burbach, 19th District; Richard D. Marvel, 33rd District; Terry Carpenter, 48th District; Wayne W. Ziebarth, 37th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT relating to education; to provide for a State Commission for Higher Educational Aids; to provide for the appointment and qualifications of members thereto; to provide for powers and duties as prescribed; to provide for financial assistance to students; to provide for the eligibility of such students; and to provide an operative date.

LEGISLATIVE BILL 921. By Irving F. Wiltse, 1st District.

A BILL FOR AN ACT to amend sections 60-301 and 60-305.09, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to redefine terms; to provide for determining the mileage operated in noncontracting or reciprocity states by vehicles based in Nebraska; and to repeal the original sections.

LEGISLATIVE BILL 922. By Roland A. Luedtke, 28th District; Fern Hubbard Orme, 29th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 15-1001, 15-1002, 15-1005, and 15-1006, Revised Statutes Supplement, 1967, relating to pensions; to change eligibility requirements; to redefine regular pay; to provide for termination of a widow's pension upon her remarriage; to provide for a reduced pension if disability or death occurs while not in line of duty; and to repeal the original sections.

LEGISLATIVE BILL 923. By Bill K. Bloom, 20th District; Eugene T. Mahoney, 5th District; William R. Skarda, Jr., 7th District and George Syas, 13th District.

A BILL FOR AN ACT to amend section 21-1773, Revised Statutes Supplement, 1967, relating to credit unions; to provide additional powers for credit unions as prescribed.

LEGISLATIVE BILL 924. By Bill K. Bloom, 20th District; Eugene T. Mahoney, 5th District; William R. Skarda, Jr., 7th District and George Syas, 13th District.

A BILL FOR AN ACT to amend section 21-1790, Revised Statutes Supplement, 1967, relating to credit unions; to provide for an increase in security on a loan as prescribed; and to repeal the original section.

LEGISLATIVE BILL 925. By Clifton B. Batchelder, 10th District; Eugene T. Mahoney, 5th District; Bill K. Bloom, 20th District; Florence B. Reynolds, 14th District and Herb Nore, 22nd District.

A BILL FOR AN ACT relating to self defense; to provide a Self Defense Act as prescribed.

LEGISLATIVE BILL 926. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 42-301 and 42-308, Reissue Revised Statutes of Nebraska, 1943, relating to husband and wife; to restate grounds for divorce and separate maintenance; to provide for guardian ad litem in suits for divorce and separate maintenance; to repeal the original sections, and also sections 42-302 and 42-302.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 927. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 42-102, 42-104, 42-106, and 42-107, Reissue Revised Statutes of Nebraska, 1943, relating to marriage licenses; to remove certain disqualifications for marriage; to provide the time for making application for a marriage license and the contents of the application; to provide what information shall be in marriage records; to provide for refusal to grant a marriage license; to provide for furnishing forms of application, license and certificates of marriage and cost thereof; to waive certain costs as prescribed; and to repeal the original sections, and also section 42-124, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 928. By J. W. Burbach, 19th District; Theodore C. Wenzlaff, 32nd District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 80-401, Revised Statutes Supplement, 1967, relating to veterans; to provide additional funds for the Nebraska Veterans' Aid Fund; to delete obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 929. By J. W. Burbach, 19th District and Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to buildings of the state or any agency thereof; to provide a condition before final payment may be made under specified contracts.

LEGISLATIVE BILL 930. By J. W. Burbach, 19th District.

A BILL FOR AN ACT relating to taxation; to limit the deductions attributable to the business of farming for income and franchise taxes for certain persons; and to provide exceptions.

LEGISLATIVE BILL 931. By J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 79-488.01, Reissue Revised Statutes of Nebraska, 1943, relating to school buses; to increase the maximum speed for school buses as prescribed; and to repeal the original section.

LEGISLATIVE BILL 932. By J. W. Burbach, 19th District.

A BILL FOR AN ACT relating to taxation; to provide a limited homestead tax exemption as prescribed; and to replace revenue lost to taxing agencies.

MOTION—Suspend Rules

Mr. Warner moved to suspend the rules to allow Mr. Robinson to introduce his bills prepared by the Bill Drafter, as soon as he returns.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 557	Monday, March 3, 1969	2:00 p.m.
LB 611	Monday, March 3, 1969	2:00 p.m.
LB 612	Monday, March 3, 1969	2:00 p.m.
LB 613	Monday, March 3, 1969	2:00 p.m.
LB 595	Tuesday, March 4, 1969	2:00 p.m.
LB 709	Tuesday, March 4, 1969	2:00 p.m.
LB 710	Tuesday, March 4, 1969	2:00 p.m.
LB 571	Monday, March 10, 1969	2:00 p.m.
LB 582	Monday, March 10, 1969	2:00 p.m.
LB 597	Monday, March 10, 1969	2:00 p.m.
LB 610	Monday, March 10, 1969	2:00 p.m.
LB 657	Tuesday, March 11, 1969	2:00 p.m.
LB 660	Tuesday, March 11, 1969	2:00 p.m.
LB 661	Tuesday, March 11, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

UNANIMOUS CONSENT—Withdraw LB 499

Mr. Waldron renewed his pending request found in the Legislative Journal for the Nineteenth Day to withdraw LB 499.

No objections. So ordered.

MOTION—Return LB 12 to General File

Mr. Danner moved to return LB 12 to General File for consideration of the following specific amendment:

1. Amend section 1 of the bill line 1, by inserting ", except cities of the metropolitan class," after "villages".

The motion prevailed.

General File

LEGISLATIVE BILL 12. The Danner specific amendment found in this day's Journal was adopted with 31 ayes, 1 nay and 17 not voting.

Recess

At 11:58 a.m., on a motion by Mr. Elrod, the Legislature recessed until 4:00 p.m.

After Recess

The Legislature reconvened at 4:00 p.m., Mr. Holmquist presiding.

The roll was called and all members were present except Messrs. Batchelder, Johnson, Kennedy, Mahoney, Robinson and Skarda, who were excused.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 231	Monday, February 10, 1969	2:00 p.m.
LB 237	Monday, February 10, 1969	2:00 p.m.
LB 249	Monday, February 10, 1969	2:00 p.m.
LB 266	Monday, February 10, 1969	2:00 p.m.
LB 268	Monday, February 10, 1969	2:00 p.m.
LB 283	Tuesday, February 11, 1969	2:00 p.m.
LB 284	Tuesday, February 11, 1969	2:00 p.m.
LB 299	Tuesday, February 11, 1969	2:00 p.m.
LB 371	Tuesday, February 11, 1969	2:00 p.m.
LB 436	Tuesday, February 11, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

GENERAL FILE

LEGISLATIVE BILL 12. Considered.

Mr. Simpson offered the following amendment, which was adopted:

Amend the Danner amendment by inserting "or primary" after the word "metropolitan".

Mr. Whitney offered the following amendment, which was adopted:

After the word "metropolitan" add the words "Class I and Class II cities and villages".

Mr. Carpenter moved to Indefinitely postpone.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Members Excused

Mr. Kremer asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 53. Placed on General File as amended.

Standing Committee amendment to LB 53:

1. In section 1, strike lines 9 and 10, and in lieu thereof insert "corporation. ~~He~~ *The city council shall pay the actual*".

(Signed) Bill K. Bloom, Chairman

Revenue

LEGISLATIVE BILL 245. Placed on General File as amended.

Standing Committee amendments to LB 245:

1. In section 1, line 4, strike "*ten*" and insert "*nine*".

2. In section 2, line 9, strike "*ten*" and insert "*nine*".

3. In section 3, line 9, strike "*ten*" and insert "*nine*".

(Signed) J. W. Burbach,
Chairman

Visitors

Mr. Knight introduced 6 members and sponsors from Cub Scouts, Den 1, Pack 159, Lincoln.

STANDING COMMITTEE REPORTS

Labor

Officers Elected

Senator George Syas was elected Vice-chairman of the Labor Committee, to replace Senator Les Robinson, who is no longer a member of this committee.

(Signed) Donald Elrod, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 933. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 75-604, Reissue Revised Statutes of Nebraska, 1943, relating to telephone lines; to provide for application for service as prescribed; to change who may make application; and to repeal the original section.

LEGISLATIVE BILL 934. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT relating to hogs; to provide for unlawful importation of hogs into this state as prescribed; and to provide penalties.

LEGISLATIVE BILL 935. By C. W. Holmquist, 16th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to elections; to provide for the withdrawal of signatures from any statewide initiative or referendum petition as prescribed.

LEGISLATIVE BILL 936. By C. F. Moulton, 8th District and Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 60-311.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for reclassification of trucks of farmers and ranchers as prescribed; and to repeal the original section.

LEGISLATIVE BILL 937. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to civil procedure; to adopt the Model Uniform Choice of Forum Act as prescribed.

LEGISLATIVE BILL 938. By George Syas, 13th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to adopt a state insect.

LEGISLATIVE BILL 939. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 85-106, Revised Statutes Supplement, 1967, relating to the Board of Regents; to provide for employee voluntary salary reduction agreements as prescribed; and to repeal the original section.

LEGISLATIVE BILL 940. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to cities and villages all; to adopt a local option revenue act as prescribed; and to provide duties for the Tax Commissioner.

LEGISLATIVE BILL 941. By Maurice A. Kremer, 34th District; Ellen E. Craft, 45th District; Donald Elrod, 35th District and Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to schools; to provide for state financial support to area vocational technical schools; to establish the amount thereof; and to require certification to the Director of Administrative Services.

LEGISLATIVE BILL 942. By Maurice A. Kremer, 34th District; Ellen E. Craft, 45th District; Donald Elrod, 35th District and Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 79-1445.15, Revised Statutes Supplement, 1967, relating to schools; to permit area vocational technical schools to offer instruction in other occupations; and to allow area vocational technical schools in areas comprised of not more than two counties to be eligible for state financial assistance; and to repeal the original section.

LEGISLATIVE BILL 943. By Maurice A. Kremer, 34th District; Ellen E. Craft, 45th District; Donald Elrod, 35th District and Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 79-1445.22, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1445.23, 79-1445.26, and 79-1445.27, Revised Statutes Supplement, 1967, relating to schools; to change the names of area vocational technical school; to prescribe the time when newly elected members of the governing board shall take office; to permit more than one location for a school within an area; and to allow transfer of credits from area vocational technical schools to other institutions; and to repeal the original sections.

LEGISLATIVE BILL 944. By Clifton B. Batchelder, 10th District.

A BILL FOR AN ACT relating to elections; to make it unlawful for any person or entity deriving income from tax funds to participate in election campaigns as prescribed; and to provide a penalty.

LEGISLATIVE BILL 945. By Eugene T. Mahoney, 5th District and Florence B. Reynolds, 14th District.

A BILL FOR AN ACT to amend section 84-721, Reissue Revised Statutes of Nebraska, 1943, relating to constitutional officers;

to increase the salary of the State Treasurer; and to repeal the original section.

LEGISLATIVE BILL 946. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to sales; to provide for avoidance of certain contracts for the sale of merchandise as prescribed; to provide that assignment of negotiable instruments given as payment in an installment sales transaction shall not bar the consumer from asserting defenses against the seller; to provide exceptions; to make certain acts unlawful; and to provide penalties.

LEGISLATIVE BILL 947. By Jerome Warner, 25th District and J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 66-414, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle fuels; to reduce the shrinkage allowance; and to repeal the original section.

LEGISLATIVE BILL 948. By J. W. Burbach, 19th District and Jerome Warner, 25th District.

A BILL FOR AN ACT relating to highways; to create the Nebraska Highway Bond Commission; to define its purpose and powers; to provide financing for the construction of highways by the issuance of bonds of the commission payable solely from the Highway Trust Fund created herein; to provide that no debt of the state shall be incurred by the issuance of such bonds; to prescribe remedies for the holders of such bonds; to exempt from taxation and assessment the bonds issued by the commission and the interest thereon; to provide a severability clause; and to declare an emergency.

LEGISLATIVE BILL 949. By Jerome Warner, 25th District; J. W. Burbach, 19th District; Elvin Adamson, 43rd District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend sections 39-764, 39-764.01, 39-7,134, 60-329, 60-505, 60-505.03, 60-505.04, 60-507, 60-1002, 60-1003, 60-1301, 60-1302, 60-1303, 60-1304, 72-716, 81-8,110, and 82-201, Reissue Revised Statutes of Nebraska, 1943, and section 72-224.03, Revised Statutes Supplement, 1967, relating to the powers and duties of the State Engineer; to transfer the operation of state weighing stations and the accident records bureau from the Department of Roads to the Department of Motor Vehicles; to provide duties for the Department of Roads, the Department of Motor Vehicles, and the Purchasing Agent; to provide for the service of an authorized representative of the State Engineer or the State Building Commission, the Historical Land Mark Council, and the Board of Examiners for Land Surveyors; to change the membership of the board of appraisers for educational lands; to remove obsolete matter; and to repeal the original sections.

LEGISLATIVE BILL 950. By Fred W. Carstens, 30th District; Bill K. Bloom, 20th District; Edward R. Danner, 11th District; Herb Nore, 22nd District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT to establish the office of judicial district public defender as prescribed.

LEGISLATIVE BILL 951. By Jerome Warner, 25th District and Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend section 60-1703, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that the applicant prior to being issued an inspection permit may file a bond with the Department of Motor Vehicles instead of certificate of insurance as prescribed.

LEGISLATIVE BILL 952. By Henry F. Pedersen, Jr., 4th District and C. F. Moulton, 8th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 19, of the Constitution of Nebraska, relating to legislative power; to provide that the Legislature may adjust retirement benefits of retired public officers and employees to reflect changes in the cost of living; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 953. By Jerome Warner, 25th District; William R. Skarda, Jr., 7th District; Donald Elrod, 35th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 75-104, Revised Statutes Supplement, 1967, relating to the State Railway Commission; to increase the salary of commissioners; and to repeal the original section.

LEGISLATIVE BILL 954. By Bill K. Bloom, 20th District; Harold T. Moylan, 6th District and George Syas, 13th District.

A BILL FOR AN ACT relating to credit unions; to provide for the merger and consolidation of credit unions as prescribed; and to provide for the requirements and the procedure of such merger and consolidation.

LEGISLATIVE BILL 955. By Bill K. Bloom, 20th District; Harold T. Moylan, 6th District and George Syas, 13th District.

A BILL FOR AN ACT to amend section 21-1774, Revised Statutes Supplement, 1967, relating to the Credit Union Act; to provide for life membership in a credit union as prescribed; and to repeal the original section.

LEGISLATIVE BILL 956. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to motor vehicles; to prohibit registration of vehicles of persons against whom there are outstanding arrest warrants, as prescribed.

LEGISLATIVE BILL 957. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to motor vehicles; to prohibit the issuance of an operator's license to persons against whom there are outstanding arrest warrants; as prescribed.

LEGISLATIVE BILL 958. By William M. Wylie, 40th District; Ramey C. Whitney, 44th District and John E. Knight, 26th District.

A BILL FOR AN ACT to amend section 79-1234, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the revocation or suspension of the teacher's or administrator's certificate of a person involved in work stopages disrupting classroom instruction; and to repeal the original section.

LEGISLATIVE BILL 959. By William M. Wylie, 40th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 79-328, Revised Statutes Supplement, 1967, relating to schools; to provide standards for establishing rules and regulations for classifying, approving, and accrediting schools; and to repeal the original section.

LEGISLATIVE BILL 960. By William M. Wylie, 40th District.

A BILL FOR AN ACT relating to revenue and taxation; to provide for notice when livestock is moved from one county to another;

and to provide for prorating for assessment purposes livestock ranged in more than one county.

UNANIMOUS CONSENT—Add Co-introducer to LB 848

Mr. Nore asked unanimous consent to add the name of Mr. Wenzlaff to LB 848. No objections. So ordered.

Ease

The Legislature was at ease from 4:30 to 4:45 p.m.

UNANIMOUS CONSENT—Add Co-introducer to LB 960

Mr. Wylie asked unanimous consent to add the name of Mr. Wallwey to LB 960. No objections. So ordered.

UNANIMOUS CONSENT—Add Co-introducer to LB 958

Mr. Wylie asked unanimous consent to add the name of Mr. Kokes to LB 958. No objections. So ordered.

UNANIMOUS CONSENT—Add Co-introducer to LB 725

Mr. Danner asked unanimous consent to add Messrs. Skarda, Wallwey, Wenzlaff, Waldron, Moulton, Burbach, Bloom, Nore, Danner and Kokes to LB 725. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 961. By Jerome Warner, 25th District; Donald Elrod, 35th District and Loran Schmidt, 23rd District.

A BILL FOR AN ACT to amend section 2-1506.05, 2-1506.06, and 2-1506.13, Revised Statutes Supplement, 1967, relating to soil and water conservation; to define issuance of obstructions in soil and Water Conservation Commission designated floodways; to authorize a political subdivision to issue permits upon application; and to repeal the original sections.

LEGISLATIVE BILL 962. By Henry F. Pedersen, Jr., 4th District; Harold D. Simpson, 46th District and George Syas, 13th District.

A BILL FOR AN ACT to amend section 71-1632, Reissue Revised Statutes of Nebraska, 1943, relating to public health; to provide for a compensation schedule for local health departments as prescribed; to provide for an annual review of such schedule; and to repeal the original section.

LEGISLATIVE BILL 963. By Bill K. Bloom, 20th District.

A BILL FOR AN ACT relating to taxation; to define terms; to provide for the imposition of an additional tax upon the cost of occupancy of any room or space furnished by any hotel; to provide for disbursement of the tax; to provide for administration; to provide penalties; and to provide an operative date.

LEGISLATIVE BILL 964. By J. W. Burbach, 19th District; M. A. Kremer, 34th District; Bill K. Bloom, 20th District; Thomas C. Kennedy, 21st District; Robert L. Clark, 47th District; Herb Nore, 22nd District; W. L. Schreurs, 24th District; Roland A. Luedtke, 28th District; Lester Harsh, 38th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend sections 81-263.38, 81-263.42, and 81-263.46, Reissue Revised Statutes of Nebraska, 1943, and sections 81-263.39 and 81-263.41, Revised Statutes Supplement, 1967, relating to dairy products; to restate the declaration of purpose; to define and redefine terms; to restate prohibited practices; to establish the Nebraska Dairy Products Advisory Board as prescribed; to provide for the determination of minimum basic costs and minimum prices as prescribed; to provide procedures; to provide for severability; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 965. By Theodore C. Wenzlaff, 32nd District.

A BILL FOR AN ACT relating to taxation; to provide a retirement income credit against the individual income tax as prescribed.

Adjournment

Mr. Pedersen moved to adjourn until 10:00 a.m.

Mr. Warner moved to amend the motion to 9:00 a.m.

The Warner motion prevailed.

The Pedersen motion as amended prevailed and the Legislature adjourned at 4:56 p.m., until 9:00 a.m., Tuesday, February 4, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TWENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 4, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. W. L. Van Auken.

Prayer

O Thou who rememberest us when we have forgotten Thee, who art more willing to guide than we are to ask for guidance; and more anxious to forgive than we to beg forgiveness; Let your good grace and favor continue to be upon us. Grant unto each of thy servants in this place an increasing sensitivity to thy Presence. May your Spirit so move as to engender good will and sound judgments. In all our labors, let what is acceptable in thy sight be established and by thy providence may we be protected from our shortcomings. Amen.

The roll was called and all members were present except Messrs. Danner, Robinson and Simpson, who were excused.

The Journal for the Nineteenth Day was approved.

RESOLUTIONS

LEGISLATIVE RESOLUTION 14.

LR 14 was adopted with 42 ayes, 0 nays, and 7 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 966. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend sections 53-165 and 53-166, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to provide for returns by manufacturers and distributors and for the keeping of records of all sales by wholesalers and manufacturers; to provide that the Nebraska Liquor Control Commission shall not by rule or regulation require the preparation by distributors of a month-end compilation of sales to retailers; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 967. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 79-2208, Reissue Revised Statutes of Nebraska, 1943, relating to educational services units; to provide for contracting local health department services as prescribed; and to repeal the original section.

LEGISLATIVE BILL 968. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to communications; to authorize the interception of wire or oral communications and provide procedures therefor as prescribed.

LEGISLATIVE BILL 969. By Lester Harsh, 38th District.

A BILL FOR AN ACT relating to municipal electric systems; to provide for the transfer of certain assets from a public power district to a municipality when the municipality takes over operation of the system.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Syas asked unanimous consent to withdraw LB 938.

Laid over.

Mr. Swanson renewed his pending request found in the Legislative Journal for the Twentieth Day to withdraw LB 255. No objections. So ordered.

Mr. Keyes renewed his pending request found in the Legislative Journal for the Twentieth Day to withdraw LB 635. No objections. So ordered.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Waldron asked unanimous consent to add his name to LB 853. No objections. So ordered.

Member Excused

Mr. Duis asked unanimous consent to be excused on Friday, February 7. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 758. Reading waived. Explained.

Mr. Burbach offered the following amendment, which was adopted:

In Section 1, line 5, after the word "season",
add a period and strike remainder of lines 5 and 6.

Advanced to E and R for review with 44 ayes, 0 nays and 5 not voting.

Mr. Burbach asked unanimous consent to have LB 758 expedited on E and R. No objections. So ordered.

Mr. Burbach asked unanimous consent that a simple majority be allowed to amend LB 758 when it reaches Select File. No objections. So ordered.

LEGISLATIVE BILL 241. Read and Considered.

Laid over.

LEGISLATIVE BILL 56. Read and Considered.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 57. Laid over.

LEGISLATIVE BILL 8. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Nineteenth Day was adopted with 40 ayes, 0 nays and 9 not voting.

Advanced to E and R for review with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE BILL 73. Read and Considered.

Standing Committee amendment found in the Legislative Journal for the Nineteenth Day was adopted.

Mr. Waldron moved to indefinitely postpone. The motion lost with 12 ayes, 27 nays and 10 not voting.

Advanced to E and R for review with 30 ayes, 9 nays and 10 not voting.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Kokes asked unanimous consent to add the name of Mr. Elrod to LB 576. No objections. So ordered.

Mr. Wallwey asked unanimous consent to add the name of Mr. Waldo to LB 896. No objections. So ordered.

Mr. Mahoney asked unanimous consent to add his name to LB 782 and LB 932. No objections. So ordered.

Mr. Proud asked unanimous consent to add the name of Miss Reynolds to LB 374. No objections. So ordered.

Mr. Wylie asked unanimous consent to add the names of Messrs. Bloom and Moylan to LB 855. No objections. So ordered.

Member Excused

Mr. Moylan asked unanimous consent to be excused Friday, February 7, 1969. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
759	Judiciary
760	Agriculture and Recreation
761	Agriculture and Recreation
762	Public Works
763	Government and Military Affairs
764	Public Health and Welfare
765	Education
766	Public Works
767	Agriculture and Recreation
768	Revenue
769	Agriculture and Recreation
770	Agriculture and Recreation
771	Agriculture and Recreation
772	Public Works
773	Public Works
774	Government and Military Affairs
775	Judiciary
776	Budget
777	Agriculture and Recreation
778	Public Works
779	Revenue
780	Urban Affairs
781	Urban Affairs
782	Judiciary

783	Government and Military Affairs
784	Government and Military Affairs
785	Judiciary
786	Government and Military Affairs
787	Judiciary
788	Judiciary
789	Judiciary
790	Budget
791	Government and Military Affairs
792	Government and Military Affairs
793	Budget
794	Miscellaneous Subjects
795	Public Health and Welfare
796	Revenue
797	Revenue
798	Education
799	Banking, Commerce and Insurance
800	Government and Military Affairs
801	Government and Military Affairs
802	Budget
803	Banking, Commerce and Insurance
804	Banking, Commerce and Insurance
805	Public Works
806	Agriculture and Recreation
807	Banking, Commerce and Insurance
808	Public Works
809	Public Works
810	Education
811	Revenue
812	Public Works
813	Banking, Commerce and Insurance
814	Miscellaneous Subjects
815	Government and Military Affairs
816	Government and Military Affairs
817	Salaries and Claims
818	Labor
819	Banking, Commerce and Insurance
820	Miscellaneous Subjects
821	Judiciary
822	Miscellaneous Subjects
823	Revenue
824	Revenue
825	Budget
826	Urban Affairs
827	Miscellaneous Subjects
828	Miscellaneous Subjects
829	Education

830	Government and Military Affairs
831	Government and Military Affairs
832	Miscellaneous Subjects
833	Miscellaneous Subjects
834	Miscellaneous Subjects
835	Miscellaneous Subjects
836	Urban Affairs
837	Public Works
838	Banking, Commerce and Insurance
839	Judiciary
840	Public Works
841	Education
842	Agriculture and Recreation
843	Agriculture and Recreation
844	Miscellaneous Subjects
845	Judiciary
846	Urban Affairs
847	Government and Military Affairs
848	Budget
849	Agriculture and Recreation
850	Government and Military Affairs
851	Agriculture and Recreation
852	Public Health and Welfare
853	Salaries and Claims
854	Public Works
855	Public Health and Welfare
856	Revenue
857	Public Works
858	Banking, Commerce and Insurance
859	Revenue
860	Urban Affairs

(Signed) John E. Everroad
Lieutenant Governor

Presented to the Governor

Presented to the Governor for approval on February 4, 1969 at 10:50 a.m.: LB 105 LB 109 LB 110

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 299	(Cancelled)	Tuesday, February 11, 1969	2:00 p.m.
LB 371	(Cancelled)	Tuesday, February 11, 1969	2:00 p.m.
LB 436	(Cancelled)	Tuesday, February 11, 1969	2:00 p.m.

LB 366	Tuesday, February 11, 1969	2:00 p.m.
LB 367	Tuesday, February 11, 1969	2:00 p.m.
LB 421	Tuesday, February 11, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

Visitors

Mr. Hasebroock introduced Mr. Fred Hansen from Stanton.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 970. By Roland A. Luedtke, 28th District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to crimes and punishments; to provide procedures by which prisoners may be allowed to leave city and county jails for prescribed purposes; and to declare an emergency.

LEGISLATIVE BILL 971. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 8-102 and 8-313, Uniform Commercial Code, to provide for transfer or pledge of securities within a central depository system; to redefine terms; to provide for delivery of securities by entries on the books of a clearing corporation; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 972. By Bill K. Bloom, 20th District.

A BILL FOR AN ACT to amend section 38-1001, Reissue Revised Statutes of Nebraska, 1943, relating to gifts to minors; to redefine the term bank as prescribed; and to repeal the original section.

LEGISLATIVE BILL 973. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 8-319, Revised Statutes Supplement, 1967, relating to building and loan associations; to revise requirements for real estate loans; to authorize additional types of loans and investments; and to repeal the original section.

LEGISLATIVE BILL 974. By Eugene T. Mahoney, 5th District and Clifton B. Batchelder, 10th District.

A BILL FOR AN ACT relating to schools; to make certain acts with reference to the use of a tax supported educational system's equipment, supplies and tax funds unlawful; and to provide penalties.

LEGISLATIVE BILL 975. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 53-160, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to increase the tax on alcoholic liquors as prescribed; and to repeal the original section.

LEGISLATIVE BILL 976. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 60-1701, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that trailers weighing over three thousand pounds shall be subject to the inspection laws; and to repeal the original section.

LEGISLATIVE BILL 977. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 60-1704, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for ordering approval stickers and payment thereof; to eliminate the provisions of retention of part of inspection fee; and to repeal the original section.

LEGISLATIVE BILL 978. By Henry F. Pedersen, Jr., 4th District; Roland A. Luedtke, 28th District; W. L. Schreurs, 24th District and Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to education; to provide for the making or guaranteeing of long-term low-interest loans to Nebraska residents seeking adult or post-high school education at any institution in this state as prescribed; and to provide for administration.

LEGISLATIVE BILL 979. By Terry Carpenter, 48th District; Ellen E. Craft, 45th District; Herb Nore, 22nd District; Willard H. Waldo, 31st District; Thomas C. Kennedy, 21st District; Donald Elrod, 35th District; John E. Knight, 26th District; C. F. Moulton, 8th District; Richard D. Marvel, 33rd District; William F. Swanson, 27th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT relating to higher education; to provide for a comprehensive community college system as prescribed; to amend sections 37-214.01, 79-1233, 79-1428, 79-1429, and 79-2208, Reissue Revised Statutes of Nebraska, 1943, and section 79-321.01, Revised Statutes Supplement, 1967; and to repeal the original sections and also sections 79-1445.12, 79-1445.13, 79-1445.16, 79-1445.17, 79-1445.19, 79-1445.22, 79-1445.24, 79-1445.25, 79-1445.33, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1445.14, 79-1445.15, 79-1445.18, 79-1445.20, 79-1445.21, 79-1445.23, 79-1445.26, 79-1445.27, 79-1445.28, 79-1445.29, 79-1445.30, 79-1445.31, and 79-1445.32, Revised Statutes Supplement, 1967, and Chapter 79, article 16, Reissue Revised Statutes of Nebraska, 1943, as amended.

LEGISLATIVE BILL 980. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 72-240.13, Revised Statutes Supplement, 1967, relating to public lands; to remove provisions permitting a school land lessee to harvest crops as prescribed; and to repeal the original section.

GENERAL FILE

LEGISLATIVE BILL 165. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 166. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 204. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Nineteenth Day was adopted.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 596	Tuesday, March 4, 1969	2:00 p.m.
LB 662	Tuesday, March 11, 1969	2:00 p.m.
LB 663	Tuesday, March 11, 1969	2:00 p.m.
LB 664	Tuesday, March 11, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Adjournment

At 11:55 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Wednesday, February 5, 1969.

Hugo F. Srb
Clerk of the Legislature

TWENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 5, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. W. L. Van Auken.

Prayer

Father of our Lord Jesus Christ, whose face is ever seen in the Christlikeness of those about us and whose voice is heard when the loving just is spoken, keep us mindful of the term of our short years. Forgive us if we waste away times which are precious to Thee; if we abuse the better intentions or aspirations of thy eternal design; or give our strength to vain things. As Thou dost make all things new continually, so let us live afresh on this day; cleansed to take up our labors without the strains of yesterday, and freed to serve with newness of heart. Amen.

The roll was called and all members were present except Mr. Simpson, who was excused, and Mr. Knight who was excused until 10:15 a.m.

Corrections for the Journal

Twentieth Day

Page 354, line 13, insert "sections" after "amend".

Page 358, line 2, delete "25" and insert "24".

Page 359, line 19, correct spelling of "Willard".

Page 359, line 26, correct spelling of "Waldron".

Page 362, line 8, delete "39-710" and insert "39-720".

Page 368, line 17, correct spelling of "foregoing".

Page 370, line 38, correct spelling of "provide".

Page 379, line 7, show the word "He" as stricken.

Page 382, line 33, delete "39-7,124" and insert "39-7,134".

The Journal for the Twentieth Day was approved as corrected.

The Journal for the Twenty-first Day was approved.

NOTICE OF COMMITTEE HEARINGS

Education

LB 425	Wednesday, February 12, 1969	2:00 p.m.
LB 426	Wednesday, February 12, 1969	2:00 p.m.
LB 427	Wednesday, February 12, 1969	2:00 p.m.
LB 177	Wednesday, February 26, 1969	2:00 p.m.
LB 178	Wednesday, February 26, 1969	2:00 p.m.
LB 170	Monday, March 10, 1969	2:00 p.m.
LB 172	Monday, March 10, 1969	2:00 p.m.
LB 372	Monday, March 10, 1969	2:00 p.m.
LB 438	Monday, March 10, 1969	2:00 p.m.
LB 439	Monday, March 10, 1969	2:00 p.m.
LB 467	Monday, March 10, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

Public Health and Welfare

LB 601	Tuesday, March 11, 1969	2:00 p.m.
LB 603	Tuesday, March 11, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Miscellaneous Subjects

LB 469	Friday, February 14, 1969	2:00 p.m.
LB 491	Friday, February 14, 1969	2:00 p.m.
LB 492	Friday, February 14, 1969	2:00 p.m.
LB 490	Thursday, February 20, 1969	2:00 p.m.
LB 483	Thursday, February 20, 1969	2:00 p.m.
LB 484	Thursday, February 20, 1969	2:00 p.m.
LB 485	Thursday, February 20, 1969	2:00 p.m.
LB 488	Thursday, February 20, 1969	2:00 p.m.
LB 511	Friday, February 21, 1969	2:00 p.m.
LB 512	Friday, February 21, 1969	2:00 p.m.
LB 543	Friday, February 21, 1969	2:00 p.m.
LB 6	Thursday, March 13, 1969	2:00 p.m.
LB 11	Thursday, March 13, 1969	2:00 p.m.
LB 14	Thursday, March 13, 1969	2:00 p.m.
LB 86	Thursday, March 13, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 758. Placed on Select File.

LEGISLATIVE BILL 27. Placed on Select File.

LEGISLATIVE BILL 28. Placed on Select File as amended.

E and R amendment to LB 28:

1. In the title, line 4, strike "provide that" and insert "include".

LEGISLATIVE BILL 29. Placed on Select File.

LEGISLATIVE BILL 31. Placed on Select File as amended.

E and R amendment to LB 31:

1. In the title, insert "of which" at the end of line 5; and in line 6, strike "thereof".

LEGISLATIVE BILL 50. Placed on Select File.

LEGISLATIVE BILL 213. Placed on Select File as amended.

E and R amendment to LB 213:

1. In section 1, line 39, strike "revenues" and insert "~~revenues~~ *revenue*".

LEGISLATIVE BILL 214. Placed on Select File.

LEGISLATIVE BILL 126. Replaced on Select File as amended.

E and R amendment to LB 126:

1. In the Carstens specific amendment 1, line 1, strike "section 1" and insert "section 2", and in line 2 insert "at the end of line 13" after the first quotation mark.

LEGISLATIVE BILL 169. Placed on Select File as amended.

E and R amendments to LB 169:

1. In the title, line 4, strike "and"; and in line 5, insert ", and to declare an emergency" after "section".

2. In section 1, line 50, strike "and" and insert "any" as in the statutes.

LEGISLATIVE BILL 106. Correctly re-engrossed.

LEGISLATIVE BILL 111. Correctly engrossed.

LEGISLATIVE BILL 113. Correctly engrossed.

LEGISLATIVE BILL 114. Correctly engrossed.

LEGISLATIVE BILL 115. Correctly engrossed.

LEGISLATIVE BILL 116. Correctly engrossed.

LEGISLATIVE BILL 117. Correctly engrossed.

LEGISLATIVE BILL 118. Correctly engrossed.

LEGISLATIVE BILL 119. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Government and Military Affairs

LEGISLATIVE BILL 23. Placed on General File as amended.

Standing Committee amendments to LB 23:

1. Amend section 1 of the bill line 31 by striking "ten" and inserting "~~ten~~ *one hundred*", by striking lines 58 to 62 and inserting the following:

"(19) Each register of deeds in counties having a population of more than sixteen thousand five hundred inhabitants ~~and not more than two hundred thousand inhabitants, two thousand dollars; over two hundred thousand inhabitants; ten thousand dollars;~~ *not less than two thousand dollars nor more than one hundred thousand dollars to be determined by the county board;*" line 73 by striking "one hundred" and inserting "*fifty*" line 75 by striking "two hundred fifty" and inserting "*one hundred twenty-five*", line 76 by striking "five hundred" and inserting "*two hundred fifty*", line 82 by striking and show same as stricken matter, line 84 by striking the period and inserting " . *; and*", by inserting after line 84 the following

"(27) *Each member of a county weed district board, and the manager thereof, such amount as may be determined by the county board of commissioners or supervisors of each county, with the same amount to apply to each member of any particular board.*"

LEGISLATIVE BILL 24. Placed on General File.

LEGISLATIVE BILL 25. Placed on General File as amended.

Standing Committee amendments to LB 25:

1. Amend the bill by adding a new section to be known as section 2 and to read as follows:

"Sec. 2. *If any county assessor, by color of or in the execution of his office, shall designedly, willfully or corruptly injure, defraud or oppress any person, or shall attempt to defraud, injure or oppress any person, such county assessor shall, upon conviction thereof, be answerable in damages to the part so injured, defrauded or oppressed up to the limits of his official bond.*"

2. Remember original section 2 as section 3.

LEGISLATIVE BILL 32. Placed on General File as amended.

Standing Committee amendments to LB 32:

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 77-1745, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1745. The county treasurer shall settle with the county board ~~on the first Wednesday~~ *within thirty days* after the first Tuesday in January, and on the first Monday in July in each year, and at such other times as the county board may direct, at which times the county treasurer shall file with the county clerk a statement showing the amount of money collected since last settlement, from what source derived, amount of money paid out, and for what purpose, together with the vouchers for the same, the amount of taxes due and unpaid and the amount of money on hand belonging to the several funds."

2. Remember original section 1 as section 2.

3. Amend remembered section 2 lines 7 to 10 by striking the last sentence and show the same as stricken matter.

4. Amend the bill by striking original section 2 and inserting the following:

"Sec. 3. That original sections 77-1745 and 77-1754, Reissue Revised Statutes of Nebraska, 1943, are repealed."

LEGISLATIVE BILL 35. Placed on General File as amended.

Standing Committee amendments to LB 35:

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 77-509, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

"77-509. At the hearing provided by section 77-508, the legal representatives of the counties may appear and show cause why the valuation or valuations of the real or personal property of their county should not be increased or decreased by the State Board of Equalization and Assessment, and, after a full hearing, the board *not later than August 15* shall enter its order and certify the same to the county clerks or officer with the duty of making up the tax list of the proper counties as set forth in section 77-506."

2. Renumber original section 1 as section 2.

3. Amend the bill by striking original section 2 and inserting the following:

"Sec. 3. That original sections 77-509 and 77-1601, Reissue Revised Statutes of Nebraska, 1943, are repealed."

LEGISLATIVE BILL 42. Placed on General File as amended.

Standing Committee amendments to LB 42:

1. Amend the bill by striking sections 1 and 2 and inserting the following:

"Section 1. In order that improvements to real property are properly assessed for ad valorem tax purposes, no building amounting to a value of one thousand dollars or more shall hereafter be erected, or structurally altered or repaired, and no electrical, heating, plumbing, or other installation or connection, or other improvement to real property, amounting to a value of one thousand dollars or more, shall hereafter be made until an information statement has been filed with the county assessor in the county in which the improvement is to be made; Provided, that common carriers of persons and property and public utilities regulated either by the State of Nebraska or the Federal Government, or owned, operated or leased by a political subdivision thereof, shall not be required to secure a building permit for the structural alteration, or repair of a building, or for the electrical, heating, plumbing, or other installation or connection, or other improvement to real property owned by it or pursuant to a contract or a service agreement. Any building permit issued by a county or municipal officer shall fulfill the requirements of this section if it contains the information required by this section and if a copy is provided for the county assessor. If the county or municipality does not require a permit under its zoning laws, the information statement shall be filed with the county assessor. No information statement need be filed with the county assessor when the erection or repair is necessitated by an emergency caused by explosion, fire, war, act of God or natural disaster. The information statement shall be provided by the county assessor and may be filed either in person or by mail. The information statement shall show the following: (1) Name and address of the owner of the property; (2) Name and address of the applicant, if different than owner; (3) Name of prime contractor for the project, if there is one; (4) Location of the property, size, nature, intended use and approximate material cost of the improvement; and (5) The estimated period of construction.

Sec. 2. Failure to comply with the requirements of section 1 of this act shall be a misdemeanor and shall, upon conviction thereof, be punishable by a fine of not less than twenty-five dollars nor more than two hundred and fifty dollars and costs of prosecution."

LEGISLATIVE BILL 54. Placed on General File as amended.

Standing Committee amendments to LB 54:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. That section 17-109, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-109. All *elected* officers shall be qualified electors and taxpayers, and reside within the limits of the city.

Sec. 2. That original section 17-109, Reissue Revised Statutes of Nebraska, 1943, is repealed."

2. Amend the title of the bill by striking lines 2 to 4 and inserting the following:

"FOR AN ACT to amend section 17-109, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class; to provide that all elected officers of a city of the second class shall be electors and taxpayers, and reside within the limits of the city; and to repeal the original section."

LEGISLATIVE BILL 58. Placed on General File as amended.

Standing Committee amendments to LB 58:

1. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 17-209, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-209. The appointive officials and other employees of the village shall receive such compensation as the chairman and board of trustees shall designate by ordinance; and the annual salary of the chairman and other members of the board of trustees shall be fixed by ordinance ~~at not to exceed the following amounts per annum, respectively: Chairman, five hundred dollars; and each other member of the board of trustees, two hundred fifty dollars.~~"

2. Renumber original section 2 as section 3, in line 1 strike "section 17-108" and in lieu thereof insert "sections 17-108 and 17-209", and in line 2 strike "is" and insert "are".

LEGISLATIVE BILL 59. Placed on General File.

LEGISLATIVE BILL 80. Indefinitely postponed.

LEGISLATIVE BILL 176. Placed on General File as amended.

Standing Committee amendment to LB 176:

1. Amend section 1 of the bill by striking lines 57 to 61 and inserting "*ans* Home in compliance with this section will be placed in a fund to be known as ~~Soldiers' and Sailors' Home~~ *Veterans'* Building fund and can be used only for the construction of buildings to be occupied by members of the home *until July 1, 1970, when such money will be deposited in the Institutional Cash fund.*"

LEGISLATIVE BILL 183. Placed on General File as amended.

Standing Committee amendment to LB 183:

1. Amend the bill by adding a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 184. Placed on General File as amended.

Standing Committee amendments to LB 184:

1. Amend the bill by adding a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 185. Placed on General File as amended.

Standing Committee amendments to LB 185:

1. Amend section 3 of the bill line 5 by striking "subdivision (2) of section 55-201" and inserting "section 55-104".
2. Amend section 16 of the bill, lines 3, 9, 113, 115, 139, 142, and 149 by striking "code" and inserting section.
3. Amend section 43 of the bill, line 43 by inserting "which" before "such".
4. Amend the bill by striking section 47 and inserting the following:

"Sec. 47. At any time within one year after approval by the convening authority of a court martial sentence, the accused may petition the State Judge Advocate for a new trial on the ground of newly discovered evidence or fraud on the court.

The State Judge Advocate shall refer the petition to the court martial which last heard the case which shall review the petition and the record and report to the convening authority its recommendation for grant or denial of new trial. If a new trial is recommended, the convening authority shall order a rehearing as provided in Section 38 of this act.

Upon filing of the petition for new trial, any proceedings pending upon appeal or review of sentence shall be dismissed."

LEGISLATIVE BILL 186. Placed on General File as amended.

Standing Committee amendments to LB 186:

1. Amend section 19, line 9 by striking "rank" and inserting "~~rank~~ *grade*".

2. Amend section 50 line 10 by striking "called" and inserting call.

3. Amend section 57 by striking lines 1 to 14 and inserting the following:

"Sec. 57. *A member of the military forces of the State of Nebraska who incurs a personal injury which is caused by accident or occupational disease while in the active service of this state ordered by competent authority, which injury arises out of and in the course of his or her employment in active service, shall be entitled to workmen's compensation benefits in accordance with the definitions and terms of Chapter 48, article 1. If such member incurs death under the same conditions, the dependents of the deceased, if any, shall be entitled to workmen's compensation benefits as provided in Chapter 48, article 1. In any dispute arising under the provisions of this section, the procedure shall be under the provisions of Chapter 48, article 1. No workmen's compensation benefits shall be paid under this section in any case where the same is payable under the provisions of any federal law or regulation.*"

4. Amend section 59 of the bill by striking lines 1 to 44 and inserting the following:

"~~55-156.02~~. All officers and employees, including elected officials, of the state, or of any of its political subdivisions, ~~who leave a position, other than temporary, for the purpose of being inducted into, enlisting in, determining their physical fitness to enter, or performing training duty in the armed forces of the United States or the National Guard of Nebraska shall, when ordered by proper authority to active service~~, *who, having been involuntarily required to undergo military training with the armed forces of the United States or having been involuntarily required to undertake military duty in the active service of the state, shall* be entitled to a leave of absence from such civil employment for the period of such *training* or service, ~~plus ninety days~~, *not to exceed four years, plus in each case any additional period in which he was unable to obtain orders relieving him from active duty, plus any period of time hospitalized incident to active duty,* without loss of status or efficiency rating, and without loss of pay during the first fifteen *work days* of such leave of absence; ~~Provided,~~ . ~~such~~ *Such* pay for the first fifteen *work* days shall not be construed as being in addition to the pay provided for in section ~~55-156.01~~ *58 of this act.* The proper appointing authority may make a temporary appointment to fill any vacancy created by such leave of absence. When such person is separated from ~~active duty~~ *such training or service* under conditions other than dishonorable, ~~he shall be entitled to return to his former position or a position of like seniority, status, and the then prevailing pay,~~ *or upon his discharge from hospitalization incident to that duty, such employee shall be entitled to return to his former position with such seniority, status, pay, and vacation as he would have had if he had not been absent for such purpose,* if he is still qualified to perform the duties of his former position, *and, if he makes application within thirty days after he is released from such training or service.* If such person is not qualified to perform the duties of such position upon his return by reasons of disability sustained during the *training or* service but is qualified to perform the duties of any other position in the employ of the employer, he shall be restored to such other position, the duties of which he is qualified to perform, as will provide him with the same seniority, status, and pay, or the nearest proximation thereof consistent with the circumstances in his case. ~~Application for reemployment shall be made within ninety days after he is discharged from active duty.~~ Such person shall not be discharged from his former or new position without justifiable cause within one year after reinstatement. *It shall be the duty of the Commissioner of Labor to enforce the provisions of this section.*"

5. Amend section 60 of the bill line 4 by striking "61" and inserting "59".

6. Amend section 67 of the bill lines 3 and 4 by striking "in the line of duty".

7. Amend section 78, lines 12 to 14, by striking the last sentence of such section and show the same as stricken matter.

(Signed) Terry Carpenter, Chairman

Public Works

LEGISLATIVE BILL 272. Placed on General File.

LEGISLATIVE BILL 273. Placed on General File as amended.

Standing Committee amendment to LB 273:

Section 4, page 12, line 19, strike the comma appearing after States and insert a period. Strike the remainder of line 19, and all of line 20 and all of line 21.

(Signed) Rick Budd, Chairman

Member Excused

Mr. Whitney asked unanimous consent to be excused for Thursday and Friday (February 6 and 7). No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Luedtke asked unanimous consent to withdraw LB 164.

Laid over.

Mr. Syas renewed his pending request found in the Legislative Journal for the Twenty-first Day to withdraw LB 938.

Mr. Warner objected.

Mr. Syas moved to withdraw LB 938. The motion prevailed with 34 ayes, 6 nays and 9 not voting.

Appreciation

Mr. Robinson thanked the members and staff for the flowers and memorials sent in memory of his father.

UNANIMOUS CONSENT—Select File

Mr. Ziebarth asked unanimous consent to take up the Select File bills at this time, with exception of LB 758. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 169. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 27. Advanced to E and R for engrossment.

LEGISLATIVE BILL 28. E and R amendment found in this day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 29. Advanced to E and R for engrossment.

LEGISLATIVE BILL 31. E and R amendment found in this day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 50. Advanced to E and R for engrossment.

LEGISLATIVE BILL 213. E and R amendment found in this day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 214. Advanced to E and R for engrossment.

LEGISLATIVE BILL 126. E and R amendment found in this day's Journal was adopted.

Advanced to E and R for engrossment.

REFERENCE COMMITTEE REPORT

LB	Committee
861	Government and Military Affairs
862	Public Health and Welfare
863	Public Health and Welfare
864	Judiciary
865	Public Works
866	Public Health and Welfare
867	Public Health and Welfare
868	Miscellaneous Subjects
869	Miscellaneous Subjects
870	Salaries and Claims
871	Urban Affairs
872	Urban Affairs
873	Revenue
874	Public Works
875	Education
876	Labor
877	Agriculture and Recreation
878	Budget
879	Salaries and Claims
880	Budget
881	Public Works
882	Budget
883	Public Health and Welfare
884	Public Works
885	Public Health and Welfare

886	Public Health and Welfare
887	Public Health and Welfare
888	Agriculture and Recreation
889	Agriculture and Recreation
890	Agriculture and Recreation
891	Government and Military Affairs
892	Urban Affairs
893	Public Works
894	Judiciary
895	Public Works
896	Revenue
897	Public Health and Welfare
898	Public Health and Welfare
899	Public Health and Welfare
900	Public Health and Welfare
901	Public Works
902	Agriculture and Recreation
903	Public Works
904	Public Works
905	Judiciary
906	Public Works
907	Government and Military Affairs
908	Judiciary
909	Urban Affairs
910	Education
911	Public Works
912	Public Works
913	Agriculture and Recreation
914	Revenue
915	Revenue
916	Judiciary
917	Miscellaneous Subjects
918	Urban Affairs
919	Urban Affairs
920	Education
921	Public Works
922	Budget
923	Banking, Commerce and Insurance
924	Banking, Commerce and Insurance
925	Judiciary
926	Judiciary
927	Judiciary
928	Budget
929	Government and Military Affairs
930	Revenue
931	Education
932	Revenue

933	Public Works
934	Agriculture and Recreation
935	Government and Military Affairs
936	Public Works
937	Judiciary

(Signed) John E. Everroad
Lieutenant Governor

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 14

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 236. Placed on General File as amended.

Standing Committee amendment to LB 236:

1. In section 1, line 5, after "old" insert *"and has registered to vote"*; and reinstate the stricken matter in lines 5 to 11.

(Signed) Lester Harsh, Chairman

UNANIMOUS CONSENT—LB 758 on Select File

Mr. Carpenter asked unanimous consent to consider LB 758 on Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 758. Mr. Carpenter offered the following amendment:

Amend Sec. 3, line 3, by striking "seventy" and inserting "ninety".

The amendment was adopted with 39 ayes, 0 nays and 10 not voting.

Mr. Burbach offered the following amendment:

Amend LB 758 that rates to be as defined in the Rental Rate Blue Book to be rates as indicated or less.

The amendment was adopted with 38 ayes, 1 nay and 10 not voting.

Advanced to E and R for engrossment with 42 ayes, 0 nays and 7 not voting.

UNANIMOUS CONSENT—Withdraw Bill

Mr. Carpenter asked unanimous consent to withdraw LB 37.

Laid over.

Visitors

Mr. Schreurs introduced members of the Seward County Extension Board, led by Mr. Young, County Agent.

Mr. Nore introdued Mr. Sam Luckinger from Columbus.

Speaker Warner Presiding

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 981. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 36-107, Reissue Revised Statutes of Nebraska, 1943, relating to the Statute of Frauds; to require inclusion of additional items in contracts with brokers for the sale of land; and to repeal the original section.

LEGISLATIVE BILL 982. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 36-105, Reissue Revised Statutes of Nebraska, 1943, relating to the Statute of Frauds; to require certain contracts for land to provide for specific performance; and to repeal the original section.

LEGISLATIVE BILL 983. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-1239, 77-1239.01, and 77-1239.02, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide that values of motor vehicles for taxation shall be provided by the Tax Commissioner; to provide for appeals; and to repeal the original sections.

LEGISLATIVE BILL 984. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 66-503, 66-518, and 66-520, Reissue Revised Statutes of Nebraska, 1943, and section 66-502, Revised Statutes Supplement, 1967, relating to liquid fuels; to provide that transportation of motor vehicle fuels and petroleum products are subject to state inspection; to eliminate provision for a bond in lieu of policy of insurance; and to repeal the original sections.

LEGISLATIVE BILL 985. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 66-311, Reissue Revised Statutes of Nebraska, 1943, relating to oils and motor fuels; to clarify the language thereof; and to repeal the original section.

LEGISLATIVE BILL 986. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 3-149, 3-150, and 3-150.01, Reissue Revised Statutes of Nebraska, 1943, and section 3-151, Revised Statutes Supplement, 1967, relating to aircraft gasoline tax; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 987. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT relating to safeguarding of persons and property and the promotion of the welfare and safety of the public; to provide an electricians, plumbers and warm air contractors code; to provide for administration of the act; to define terms; to provide for fees and disbursement thereof; to provide duties for certain officers as prescribed; and to provide for violations; and to provide penalties.

LEGISLATIVE BILL 988. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 72-240.21, Revised Statutes Supplement, 1967, relating to state lands; to provide that the state shall have a lien for unpaid rent on school lands; to provide for forfeiting rights to improvements when a school land lease is forfeited for failure to pay rent; and to repeal the original section.

LEGISLATIVE BILL 989. By Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to more clearly define the provisions for transfers of land and the land which is subject to transfer from one district to another; to redefine terms; to set forth the district classes to which certain provisions for transfer apply; to provide that transfers from nonaccredited to accredited high school districts must be between adjoining districts; to provide for additional procedures for hearing and acting on petitions for transfer; to provide a time limitation for appeal when the board fails to take action; and to repeal the original section.

LEGISLATIVE BILL 990. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 79-488 and 79-488.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to harmonize the provisions thereof with previous legislation; to provide for evidencing correction in defects of buses as prescribed; to alter the speed regulations for school buses; and to repeal the original sections.

LEGISLATIVE BILL 991. By Irving F. Wiltse, 1st District; Loran Schmit, 23rd District; William F. Swanson, 27th District; Rudolf C. Kokes, 41st District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT relating to crimes and punishments; to provide penalties for the malicious damage or destruction of property used in connection with construction projects; and to declare an emergency.

LEGISLATIVE BILL 992. By Fern Hubbard Orme, 29th District; Clifton B. Batchelder, 10th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend sections 85-107 and 85-107.01, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska; to change the name of College of Agriculture and Home Economics to College of Agriculture; to create the college of Home Economics; to provide duties for the Revisor of Statutes; and to repeal the original sections.

LEGISLATIVE BILL 993. By Eugene T. Mahoney, 5th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 77-909, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide a method of taxation for insurance companies organized as nonprofit service corporations; and to repeal the original section.

LEGISLATIVE BILL 994. By Fern Hubbard Orme, 29th District; William F. Swanson, 27th District and Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 39-751, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to define right-of-way; and to repeal the original section.

LEGISLATIVE BILL 995. By Donald Elrod, 35th District.

A BILL FOR AN ACT relating to cities of the first class; to provide for the creation of sanitary sewer and water main connection districts; to provide for the collection by municipalities of a connection fee equal to the cost of assessment at the time properties are connected to such sanitary sewer mains or water mains; and to provide for issuance of revenue bonds or payment out of surplus funds for payment of construction.

LEGISLATIVE BILL 996. By Donald Elrod, 35th District.

A BILL FOR AN ACT relating to cities and villages, all; to permit municipalities to condemn and abate dangerous buildings or debris as nuisances; to define terms; to prescribe the procedure of the governing body; to provide for notice and hearing; to allow the cost of removal as a lien upon the premises; to provide that the remedy is cumulative; and to declare an emergency.

LEGISLATIVE BILL 997. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 16-615, Reissue Revised Statutes of Nebraska, 1943, and sections 16-617 and 16-635, Revised Statutes Supplement, 1967, relating to cities of the first class; to provide that cities of the first class may include county industrial area in street improvement districts and assess benefits against properties in county industrial areas; and to repeal the original sections.

LEGISLATIVE BILL 998. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 19-649, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to change the population classification of cities eligible to adopt a civil service board; and to repeal the original section.

LEGISLATIVE BILL 999. By Leslie Robinson, 36th District; J. James Waldron, 42nd District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 75-303 and 75-311, Reissue Revised Statutes of Nebraska, 1943, relating to State Railway Commission; to provide for the issuance of certificates and permits for the transportation of livestock by motor vehicle; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 1000. By Roland A. Luedtke, 28th District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 30-1412, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to revise the method of determining executors' commissions; and to repeal the original section.

LEGISLATIVE BILL 1001. By Leslie Robinson, 36th District; Elmer Wallwey, 17th District; Leslie A. Stull, 49th District; Irving F. Wiltse, 1st District and Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 85-408, Reissue Revised Statutes of Nebraska, 1943, relating to colleges and universities; to provide that the schedule of rates, fees or charges for the use of the facilities may be at such a rate as to provide for a bond reserve, renewal and replacement, repair and surplus funds, and that the surplus funds may be used to construct facilities of the type described in section 85-403, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1002. By John E. Knight, 26th District.

A BILL FOR AN ACT to amend sections 71-320 and 71-322, Revised Statutes Supplement, 1967, relating to public health and welfare; to provide that a person with the equivalent of a high school education may be licensed as a cosmetologist; to reduce the number of students required for renewal of a certificate for a school of cosmetology; and to repeal the original sections.

GENERAL FILE

LEGISLATIVE BILL 241. Read and Considered.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 57. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 275. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Nineteenth Day was adopted.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 15. Read and Considered.

Mr. Carpenter offered the following amendments which were adopted:

1. In section 1, after line 18, insert a new paragraph to read as follows:

"The provisions of this act shall not apply to any persons, organizations, or school districts subject to the provisions of the Nebraska Teachers' Professional Negotiation Act, sections 79-1287 to 79-1295, Revised Statutes Supplement, 1967, until all provisions of such act have been exhausted without resolution of the dispute involved."

2. In section 2, lines 48 and 49, strike "a school district or any other governmental entity operating a public school, college or university, (d)"; in line 50 strike "(e)" and insert "(d)"; in line 52 strike "(f)" and insert "(e)"; in line 69 after the semicolon insert "and"; strike lines 70 to 75; and in line 76 strike "(12)" and insert "(11)".

Mr. Elrod offered the following amendments, which were adopted:

Section 4, Line 2, by inserting "or individually" after the word "organizations".

Section 4, Line 3, by inserting "or individually" after the word "collectively".

Standing Committee amendment found in the Legislative Journal for the Twentieth Day was adopted.

Mr. Carpenter offered the following amendments, which were adopted:

1. Page 2, section 1, line 14, by striking the second "and".

2. Page 2, section 1, line 18, by striking the period and replacing it with the following:

", and (5) continuing laws now relating to political subdivisions owning, managing or operating a utility."

3. Page 4, section 2, line 54, by adding at the end thereof the following:

"provided that a political subdivision owning, managing, or operating a utility, shall not be a government or public employer with respect to such ownership, management or operation."

Mr. Marvel Presiding

Mr. Holmquist asked unanimous consent to have the introducer explain the bill section by section. No objections. So ordered.

Mr. Carpenter asked unanimous consent to have LB 15 laid over as the first order of business tomorrow morning. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1003. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 44-310.09, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to include as permitted subsidiaries of domestic life insurance companies acting as agents, brokers, or dealers in the sale of variable annuity or investment contracts; and to repeal the original section.

LEGISLATIVE BILL 1004. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 28-607, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to make it unlawful to alter coins of the United States; to provide a penalty; and to repeal the original section.

UNANIMOUS CONSENT—Return Select File Bills

Mr. Burbach asked unanimous consent to return LB 27, LB 28, LB 29 and LB 31 to Select File. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 239	Tuesday, February 11, 1969	2:00 p.m.
LB 430	Tuesday, February 11, 1969	2:00 p.m.
LB 343	Wednesday, February 12, 1969	2:00 p.m.
LB 344	Wednesday, February 12, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

Public Works

LB 297	Wednesday, February 12, 1969	2:00 p.m.
LB 298	Wednesday, February 12, 1969	2:00 p.m.
LB 494	Wednesday, February 12, 1969	2:00 p.m.
LB 525	Thursday, February 13, 1969	2:00 p.m.
LB 545	Thursday, February 13, 1969	2:00 p.m.
LB 577	Thursday, February 13, 1969	2:00 p.m.

LB 631	Thursday, February 13, 1969	2:00 p.m.
LB 534	Friday, February 14, 1969	2:00 p.m.
LB 651	Friday, February 14, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 192. Placed on General File as amended.

Standing Committee amendment to LB 192:

1. In section 1, line 6, strike the new matter; and after line 19 insert a new paragraph to read as follows: *"A charge not to exceed one per cent of the unpaid balance may be charged for premature payment of real estate loans, but not beyond the period of five years from the date of the loan."*

LEGISLATIVE BILL 202. Placed on General File as amended.

Standing Committee amendments to LB 202:

In section 1, line 9, strike "; but for" and show the same as stricken and in lieu thereof insert the following:

". Such limitation of twenty-five per centum shall be subject to the following exceptions:

(1) *Obligations of any person, copartnership, association, or corporation in the form of notes or drafts secured by shipping documents or instruments transferring or securing title covering livestock or giving a lien on livestock when the market value of the livestock securing the obligation is not at any time less than one hundred fifteen per centum of the face amount of the notes covered by such documents, shall be subject under this section to a limitation of ten per centum of such capital and surplus in addition to such twenty-five per centum of such capital and surplus;*

(2) *Obligations of any person, copartnership association, or corporation secured by not less than a like amount of bonds or notes of the United States issued since April 24, 1917, or certificates of indebtedness of the United States, treasury bills of the United States, or obligations fully guaranteed both as to principal and interest by the United States, shall be subject under this section to a limitation*

of ten per centum of such capital and surplus in addition to such twenty-five per centum of such capital and surplus; or
(3) Obligations of any person, copartnership, association, or corporation which are secured by negotiable warehouse receipts in an amount not less than one hundred fifteen per centum of the face amount of the note or notes secured by such documents, shall be subject under this section to a limitation of ten per centum of such capital and surplus in addition to such twenty-five per centum of such capital and surplus. For"

LEGISLATIVE BILL 262. Placed on General File as amended.

Standing Committee amendments to LB 262:

1. In section 2, line 1, insert *"assessment"* after "domestic".

2. In section 2, line 4, delete the words "stock or".

LEGISLATIVE BILL 263. Placed on General File.

(Signed) Richard F. Proud, Chairman

Member Excused

Mr. Proud asked unanimous consent to be excused until Friday, February 7. No objections. So ordered.

Adjournment

At 11:54 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Thursday, February 6, 1969.

Hugo F. Srb
Clerk of the Legislature

TWENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 6, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. W. L. Van Auken.

Prayer

Most Gracious Father, who for every generation preparest a new and greater blessing; let the eyes of our hearts be opened to see the movement of thy eternal and loving Spirit in our own day. Where there are walls to be levelled, let them fall; where there are bridges to be built, let them be established; and where there are new paths to be opened, let these be formed. Give unto the chosen leaders of this state all fortitude and resolution needful for the advancement of thy mercies in our midst, for Jesus Christ's sake. Amen.

The roll was called and all members were present except Messrs. Proud and Whitney, who were excused, and Miss Reynolds who was excused until 10:30 a.m.

Corrections for the Journal

Page 398, line 31, correct spelling of "February".

The Journal for the Twenty-second Day was approved as corrected.

Visitors

Mr. Kennedy introduced Mr. Richard Larsen and a group from Madison, Nebraska.

Members Excused

Messrs. Carstens, Knight, Mahoney and Skarda asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Batchelder asked unanimous consent to be excused tomorrow and Monday, February 7 and 10. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused tomorrow at 11:00 a.m. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Duis asked unanimous consent to withdraw LB 93 and LB 625.

Laid over.

Mrs. Orme asked unanimous consent to withdraw LB 866 and LB 867.

Laid over.

Visitors

Mr. Hasebroock introduced Lynn Schlueter, University of Nebraska freshman from Wisner, Nebraska.

Mr. Ziebarth introduced Mr. and Mrs. Maurice Horan and Mr. and Mrs. Eugene Ryan from Heartwell, Nebraska.

Message from the Governor

February 5, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on February 4, 1969 I approved LB 105, LB 109 and LB 110.

(Signed) Norbert T. Tiemann
Governor

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 758. Replaced on Select File as amended.

E and R amendments to LB 758:

1. Amend the Carpenter specific amendment to read:
"In section 3, line 3, strike "seventy" and insert "ninety".

2. In lieu of the Burbach specific amendment, insert a new section to be known as section 3 and to read as follows:

"Sec. 3. In calculating the amount spent for renting equipment, the rental rate shall be either the rate set forth in the current issue of the Rental Rate Blue Book or the rate actually paid, whichever is the lesser.".

3. Renumber original sections 3 to 8 as sections 4 to 9 respectively.

LEGISLATIVE BILL 33. Placed on Select File.

LEGISLATIVE BILL 34. Placed on Select File as amended.

E and R amendment to LB 34:

1. Because of the passage of LB 101, in the title, lines 2 and 3, and in section 1, line 2, strike "77-515, 77-516,".

LEGISLATIVE BILL 364. Placed on Select File as amended.

E and R amendments to LB 364:

1. Immediately before line 1 of section 1, insert: "Section 1. That Laws, 1967, Chapter 460, section 1, be amended to read as follows:"; and renumber lines accordingly.

2. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That original Laws, 1967, Chapter 460, section 1, is repealed.".

3. Renumber original section 2 as section 3.

4. In the title, insert "to repeal the original section;" at the end of line 3.

LEGISLATIVE BILL 250. Placed on Select File as amended.

E and R amendment to LB 250:

1. In the title, strike line 4; and in line 5, strike "tration with records", and insert "to change provisions for furnishing public records required by The Veterans Administration".

LEGISLATIVE BILL 252. Placed on Select File as amended.

E and R amendment to LB 252:

1. In the title, line 4, strike "of" and insert "for" in line 5, insert "an" after "where"; and in line 6, strike "leave" and insert "leaves".

LEGISLATIVE BILL 253. Placed on Select File as amended.

E and R amendments to LB 253:

1. In section 2, line 6, strike *", or"* and insert *"or of any"*.

2. In the title, strike lines 4 to 12 and insert "1943, relating to veterans' affairs; to rename the soldiers' relief commission as the county veterans service committee; to provide for meetings; to provide for appointments, term, qualifications, and removal; to change terminology; to change the obligation of burial expenses to the county of residence;".

LEGISLATIVE BILL 56. Placed on Select File.

LEGISLATIVE BILL 8. Placed on Select File as amended.

E and R amendments to LB 8:

1. In new section 1, line 5, strike "expel" and insert "suspend"; and in line 7, insert a comma after "thereof".

2. In the title, strike lines 2 to 10 and insert: "FOR AN ACT relating to cannabis; to provide for suspension from college of any student convicted of possession of cannabis; to provide for enforcement; and to provide penalties.".

LEGISLATIVE BILL 73. Placed on Select File as amended.

E and R amendment to LB 73:

1. In the title, line 4, strike "an".

LEGISLATIVE BILL 165. Placed on Select File.

LEGISLATIVE BILL 166. Placed on Select File as amended.

E and R amendment to LB 166:

1. In section 1, line 12, strike "office" and insert "offices" as in the statutes.

LEGISLATIVE BILL 204. Placed on Select File as amended.

E and R amendments to LB 204:

1. In section 1, line 5, strike "be engraved" and insert "~~be engraved~~ *appear*"; and strike lines 17 to 22 and amendments thereto and insert:

"(2) The official seal of a notary public may be either an engraved or ink stamp seal with which he shall authenticate all his official acts.".

2. In the title, strike lines 4 to 7 and insert: "vide for the use of either an engraved or an ink stamp seal; to clarify provisions; and to repeal the original sec-;".

LEGISLATIVE BILL 120. Correctly engrossed.

LEGISLATIVE BILL 121. Correctly engrossed.

LEGISLATIVE BILL 122. Correctly engrossed.

LEGISLATIVE BILL 123. Correctly engrossed.

LEGISLATIVE BILL 124. Correctly engrossed.

LEGISLATIVE BILL 125. Correctly engrossed.

LEGISLATIVE BILL 127. Correctly engrossed.

LEGISLATIVE BILL 128. Correctly engrossed.

LEGISLATIVE BILL 129. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

MOTION—Place LB 196 on General File

Mr. Simpson moved not withstanding the committee action to indefinitely postpone, that LB 196 be raised and placed on General File.

Laid over.

UNANIMOUS CONSENT—Withdraw LB 164

Mr. Luedtke renewed his pending request found in the Legislative Journal for the Twenty-second Day to withdraw LB 164. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 758. E and R amendments found in the Legislative Journal for this day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Withdraw LB 37

Mr. Carpenter renewed his pending request found in the Legislative Journal for the Twenty-second Day to withdraw LB 37. No objections. So ordered.

UNANIMOUS CONSENT—Return LB 50 to Select File

Mr. Carpenter asked unanimous consent that LB 50 be moved back to Select File for consideration of the following specific amendments:

Section 16-326 should be amended to read as follows:

The emoluments of any appointive or elective officer shall not be increased or diminished during the term for which he was elected or appointed; ~~and~~ , *except that when there are officers elected or appointed to the council, or a board or commission having more than one member and the terms of one or more members commence and end at different times, the compensation of all members of such council, board or commission may be increased or diminished at the beginning of the full term of any member thereof.* No person who shall have resigned or vacated any office shall be eligible to the same during the time for which he was elected or appointed when, during the same time, the emoluments have been increased.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 50. The Carpenter specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 15. Considered.

Mr. Batchelder moved to indefinitely postpone.

The motion lost with 12 ayes, 28 nays and 9 not voting.

Mr. Carpenter moved to suspend the rules and advance LB 15 and allow amendments on Select File by a simple majority. The motion lost with 29 ayes, 11 nays and 9 not voting.

Advanced to E and R for review with 25 ayes, 11 nays and 13 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 15. Re: Commending Czechoslovakian Students

Introduced by Willard H. Waldo, 31st District.

WHEREAS, during the summer of 1968, students in Czechoslovakia supported and waited anxiously while their leader Alexander Dubcek faced Leonid Brezhnev and the Russians, first in Cierna then at Bratislova. When Dubcek held firm and the Russians left, Czechoslovakian students, including those in our chambers today proclaimed the new democracy, the new freedom. Like thousands of other young Czechoslovakians, these five cried in outrage as freedom ended and the occupation by the Soviet Union began. For almost a year freedom flourished in Czechoslovakia. Then the troops of the Soviet Union moved across the frontier. The courage of these young people who left their homeland to enjoy the freedom they knew for only a few months, mocks the Soviet invasion; and

WHEREAS, Paul and Marianna Karas, Sidonia Kantner, Eva Fleischman, and Jaroslava Holas chose freedom rather than the hammer and sickle of the Soviet Union; and

WHEREAS, the United States government made refuge possible so that the thirst for freedom could be quenched by democracy; and

WHEREAS, Doane College has provided these refugees with the opportunity to continue their education in a free society in an area populated by Americans of Czechoslovakian descent; and

WHEREAS, the communities of Crete and Wilber, Nebraska, have offered homes and support for these Czechoslovakian refugees.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That Doane College is commended for its leadership in providing for the educational needs of these young men and women and the communities of Crete and Wilber for opening their hearts and homes.

2. That this resolution commending the courage of these young people who, by their example, prove that freedom burns brightly in the hearts of the young, be part of the official record of the proceedings of Legislature.

The clerk introduced Paul and Marianna Karas, Sidonia Kantner, Eva Fleischman and Jaroslava Holas from Czechoslovakia, students at Doane College.

Mr. Waldo introduced Mr. Hein from Doane College, with the group of students.

LEGISLATIVE RESOLUTION 16. Re: Appreciation Given in the Storm Areas

Introduced by J. James Waldron, 42nd District; Elvin Adamson, 43rd District; William M. Wylie, 40th District and Leslie A. Stull, 49th District.

WHEREAS, the citizens of this state are very dependent upon electrical energy for residential, farm, ranch, industrial and commercial uses; and

WHEREAS, extreme weather conditions can cause severe damage to the facilities which provide this electrical energy; and

WHEREAS, the middle-west section of our state recently experienced an ice storm which did untold damage to the eletric facilities.in the storm area.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature hereby expresses its appreciation for the extraordinary efforts of the men in the storm area and to the men from the various power districts who came to the storm area with equipment and material to restore electric service as quickly as possible to the farms and ranches against the most adverse working conditions, and to the Nebraska National Guard and Civil Defense for the assistance given to those farms and ranches without service in the storm area.

Member Excused

Mr. Waldron asked unanimous consent to be excused for Friday, February 7. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
938	Bill Withdrawn
939	Budget
940	Revenue
941	Education

942	Education
943	Education
944	Government and Military Affairs
945	Salaries and Claims
946	Banking, Commerce and Insurance
947	Public Works
948	Public Works
949	Public Works
950	Judiciary
951	Public Works
952	Budget
953	Salaries and Claims
954	Banking, Commerce and Insurance
955	Banking, Commerce and Insurance
956	Judiciary
957	Judiciary
958	Education
959	Education
960	Revenue
961	Government and Military Affairs
962	Public Health and Welfare
963	Revenue
964	Agriculture and Recreation
965	Revenue
966	Miscellaneous Subjects
967	Education
968	Judiciary
969	Public Works
970	Judiciary
971	Banking, Commerce and Insurance
972	Banking, Commerce and Insurance
973	Banking, Commerce and Insurance
974	Education
975	Revenue
976	Public Works
977	Public Works
978	Education
979	Education
980	Education
981	Banking, Commerce and Insurance
982	Banking, Commerce and Insurance
983	Revenue
984	Banking, Commerce and Insurance
985	Revenue
986	Revenue
987	Miscellaneous Subjects
988	Education

989	Education
990	Education
991	Judiciary
992	Education
993	Revenue
994	Public Works
995	Urban Affairs
996	Urban Affairs
997	Urban Affairs
998	Urban Affairs
999	Public Works
1000	Judiciary
1001	Budget
1002	Public Health and Welfare
1003	Banking, Commerce and Insurance
1004	Judiciary

(Signed) John E. Everroad
Lieutenant Governor

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 413	Tuesday, February 11, 1969	2:00 p.m.
LB 417	Tuesday, February 11, 1969	2:00 p.m.
LB 423	Tuesday, February 18, 1969	2:00 p.m.
LB 442	Tuesday, February 18, 1969	2:00 p.m.
LB 540	Monday, February 24, 1969	2:00 p.m.
LB 547	Monday, February 24, 1969	2:00 p.m.
LB 598	Monday, February 24, 1969	2:00 p.m.
LB 682	Monday, February 24, 1969	2:00 p.m.
LB 551	Tuesday, February 25, 1969	2:00 p.m.
LB 565	Tuesday, February 25, 1969	2:00 p.m.
LB 579	Tuesday, February 25, 1969	2:00 p.m.
LB 604	Tuesday, February 25, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Judiciary

LB 258	Monday, February 17, 1969	2:00 p.m.
LB 299	Monday, February 17, 1969	2:00 p.m.
LB 444	Monday, February 17, 1969	2:00 p.m.
LB 518	Monday, February 17, 1969	2:00 p.m.
LB 519	Monday, February 17, 1969	2:00 p.m.
LB 335	Tuesday, February 18, 1969	2:00 p.m.
LB 410	Tuesday, February 18, 1969	2:00 p.m.
LB 520	Tuesday, February 18, 1969	2:00 p.m.

LB 556	Tuesday, February 18, 1969	2:00 p.m.
LB 602	Tuesday, February 18, 1969	2:00 p.m.
LB 312	Monday, February 24, 1969	2:00 p.m.
LB 313	Monday, February 24, 1969	2:00 p.m.
LB 315	Monday, February 24, 1969	2:00 p.m.
LB 637	Monday, February 24, 1969	2:00 p.m.
LB 638	Monday, February 24, 1969	2:00 p.m.
LB 639	Monday, February 24, 1969	2:00 p.m.
LB 332	Tuesday, February 25, 1969	2:00 p.m.
LB 419	Tuesday, February 25, 1969	2:00 p.m.
LB 640	Tuesday, February 25, 1969	2:00 p.m.
LB 641	Tuesday, February 25, 1969	2:00 p.m.
LB 642	Tuesday, February 25, 1969	2:00 p.m.
LB 643	Monday, March 3, 1969	2:00 p.m.
LB 644	Monday, March 3, 1969	2:00 p.m.
LB 645	Monday, March 3, 1969	2:00 p.m.
LB 646	Monday, March 3, 1969	2:00 p.m.
LB 647	Monday, March 3, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

Agriculture and Recreation

LB 321	Thursday, February 13, 1969	2:00 p.m.
LB 355	Thursday, February 13, 1969	2:00 p.m.
LB 407	Thursday, February 20, 1969	2:00 p.m.
LB 473	Thursday, February 20, 1969	2:00 p.m.
LB 507	Thursday, February 20, 1969	2:00 p.m.

(Signed) Maurice A. Kremer, Chairman

Miscellaneous Subjects

LB 497	Thursday, February 27, 1969	2:00 p.m.
LB 529	Thursday, February 27, 1969	2:00 p.m.
LB 563	Thursday, February 27, 1969	2:00 p.m.
LB 593	Thursday, February 27, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Labor

LB 203	Wednesday, February 12, 1969	2:00 p.m.
LB 455	Wednesday, February 12, 1969	2:00 p.m.
LB 456	Wednesday, February 12, 1969	2:00 p.m.
LB 457	Wednesday, February 12, 1969	2:00 p.m.
LB 458	Wednesday, February 12, 1969	2:00 p.m.
LB 373	Wednesday, February 19, 1969	2:00 p.m.
LB 487	Wednesday, February 19, 1969	2:00 p.m.

LB 539	Wednesday, February 19, 1969	2:00 p.m.
LB 587	Wednesday, February 26, 1969	2:00 p.m.
LB 705	Wednesday, February 26, 1969	2:00 p.m.
LB 754	Wednesday, February 26, 1969	2:00 p.m.
LB 411	Wednesday, March 19, 1969	2:00 p.m.
LB 501	Wednesday, March 19, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

Government and Military Affairs

LB 536	Thursday, February 13, 1969	2:00 p.m.
LB 542	Thursday, February 13, 1969	2:00 p.m.
LB 684	Thursday, February 13, 1969	2:00 p.m.
LB 815	Thursday, February 13, 1969	2:00 p.m.
LB 816	Thursday, February 13, 1969	2:00 p.m.
LB 554	Thursday, March 13, 1969	2:00 p.m.
LB 559	Thursday, March 13, 1969	2:00 p.m.
LB 560	Thursday, March 13, 1969	2:00 p.m.
LB 590	Thursday, March 13, 1969	2:00 p.m.
LB 599	Thursday, March 13, 1969	2:00 p.m.
LB 648	Thursday, March 13, 1969	2:00 p.m.
LB 774	Thursday, March 13, 1969	2:00 p.m.
LB 786	Thursday, March 13, 1969	2:00 p.m.
LB 800	Thursday, March 13, 1969	2:00 p.m.
LB 801	Thursday, March 13, 1969	2:00 p.m.
LB 831	Thursday, March 13, 1969	2:00 p.m.
LB 691	Thursday, March 20, 1969	2:00 p.m.
LB 707	Thursday, March 20, 1969	2:00 p.m.
LB 716	Thursday, March 20, 1969	2:00 p.m.
LB 736	Thursday, March 20, 1969	2:00 p.m.
LB 752	Thursday, March 20, 1969	2:00 p.m.
LB 763	Thursday, March 27, 1969	2:00 p.m.
LB 783	Thursday, March 27, 1969	2:00 p.m.
LB 784	Thursday, March 27, 1969	2:00 p.m.
LB 791	Thursday, March 27, 1969	2:00 p.m.
LB 792	Thursday, March 27, 1969	2:00 p.m.
LB 830	Thursday, March 27, 1969	2:00 p.m.
LB 847	Thursday, March 27, 1969	2:00 p.m.
LB 850	Thursday, March 27, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Salaries and Claims

LB 428	Thursday, March 20, 1969	2:00 p.m.
LB 472	Thursday, March 20, 1969	2:00 p.m.
LB 817	Thursday, March 20, 1969	2:00 p.m.

LB 853	Thursday, March 20, 1969	2:00 p.m.
LB 493	Thursday, March 6, 1969	2:00 p.m.
LB 570	Thursday, March 6, 1969	2:00 p.m.
LB 572	Thursday, March 6, 1969	2:00 p.m.
LB 580	Thursday, March 6, 1969	2:00 p.m.
LB 71	Thursday, March 6, 1969	2:00 p.m.
LB 629	Thursday, March 6, 1969	2:00 p.m.
LB 588	Thursday, March 20, 1969	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 758. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 85. Placed on General File as amended.

Standing Committee amendment to LB 85:

Section 1.(2), line 33, insert after licensee,
"except as provided by subsection (1) of this section.
Advertising matter of small or nominal value, of not
to exceed *twenty-five* cents each, in whatever form
desired and intended for distribution to the
ultimate persons receiving the same, shall be deemed
a thing of value within the meaning of this section."

(Signed) Harold T. Moylan, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1005. By Henry F. Pedersen, Jr., 4th District and Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 71-1901, Reissue Revised Statutes of Nebraska, 1943, relating to the board and care of children; to redefine terms as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1006. By Henry F. Pedersen, Jr., 4th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT relating to highways; to provide a limitation on the liability of a contractor for prescribed damages; and to declare an emergency.

LEGISLATIVE BILL 1007. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend sections 81-217.12, 81-217.15, 81-217.16, 81-217.21, and 81-217.26, Reissue Revised Statutes of Nebraska, 1943, relating to food; to clarify the language thereof; to harmonize the provisions thereof with previous legislation; to remove common carrier exemption on the sale or salvage of food in violation of this act; to provide for labeling of imitation food products; and to repeal the original sections and also section 81-218.10, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1008. By Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT relating to schools; to provide fees in lieu of tuition by state, or its political subdivisions, bureau, board, commission, department or branch thereof whenever any child actually resides and is living in housing by one of the aforesaid mentioned units of state or its political subdivisions.

LEGISLATIVE BILL 1009. By Theodore C. Wenzlaff, 32nd District
and George Syas, 13th District.

A BILL FOR AN ACT relating to game and fish; to authorize the Game and Parks Commission to coordinate and assist in hunter safety training as prescribed.

LEGISLATIVE BILL 1010. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 66-403, 66-404, 66-410.03, 66-412, 66-447, and 66-459, Reissue Revised Statutes of Nebraska, 1943, and sections 66-407, 66-410, 66-410.02, 66-410.04, 66-410.06, and 66-424.01, Revised Statutes Supplement, 1967, relating to motor fuels; to remove the provision for cash deposit in lieu of a bond; to increase the amount of bond required; to eliminate receipt for payment of motor vehicle fuel tax; to change penalties; to eliminate fee for duplicate permit; to provide for remittance of excess tax credit; to change the formula for refunds; to change the powers of administration in making rules and regulations as prescribed; to extend the time for keeping duplicates of invoices by licensed distributors; and to repeal the original sections.

LEGISLATIVE BILL 1011. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 66-602, 66-603, 66-605, 66-606, 66-606.01, 66-607, 66-608, 66-609, 66-611, 66-612, 66-613, 66-614, 66-615, 66-616, 66-618, 66-623, 66-624, 66-625, 66-628, 66-630, 66-631, 66-632, and 66-636, Reissue Revised Statutes of Nebraska, 1943, and section 66-621, Revised Statutes Supplement, 1967, relating to motor vehicle fuels; to remove the provisions for cash bonds; to eliminate provisions for a special fuel user; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 1012. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to alcoholic liquor; to provide for a record of those offering documentary proof of age; and to provide defenses for licensees charged with sales to minors.

LEGISLATIVE BILL 1013. By J. W. Burbach, 19th District; E. Thome Johnson, 15th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 2-219, Revised Statutes Supplement, 1967, relating to agriculture; to permit the sale of liquor on premises under the control of the State Board of Agriculture; and to repeal the original section.

LEGISLATIVE BILL 1014. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 28-449, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide for prosecutions; to provide when a person shall not be prosecuted; to provide venue; and to repeal the original section.

LEGISLATIVE BILL 1015. By William F. Swanson, 27th District.

A BILL FOR AN ACT relating to trusts and trustees; to provide that trustee named or to be named in a will may be made a beneficiary of insurance policies as prescribed.

LEGISLATIVE BILL 1016. By J. James Waldron, 42nd District and Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 77-2715, Revised Statutes Supplement, 1967, relating to taxation; to increase the food sales tax credit; and to repeal the original section.

LEGISLATIVE BILL 1017. By Elvin Adamson, 43rd District and Jerome Warner, 25th District.

A BILL FOR AN ACT to appropriate the unexpended balance in the State Office Building Fund for furnishing of the state office building and for the construction of an underground tunnel from the State Capitol Building to the new state office building for the biennium ending June 30, 1971.

LEGISLATIVE BILL 1018. By Jerome Warner, 25th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII of the Constitution of Nebraska, relating to taxation; to provide that all land owned by natural persons which is designated for agricultural use as defined shall be valued for all tax purposes on the consideration of only those factors relative to such agricultural use; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1019. By Jerome Warner, 25th District.

A BILL FOR AN ACT relating to roads; to provide for adding to the state highway system an access road to villages of prescribed population; and to provide for determination of population.

LEGISLATIVE BILL 1020. By J. James Waldron, 42nd District; C. W. Holmquist, 16th District; William F. Swanson, 27th District; Harold D. Simpson, 46th District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to create a Commission on Legislative Compensation to set the salaries and expenses of members of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1021. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 71-1507, Reissue Revised Statutes of Nebraska, 1943, relating to housing; to provide an exception to the requirement of an election; and to repeal the original section.

LEGISLATIVE BILL 1022. By Harold T. Moylan, 6th District and J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 72-249, Reissue Revised Statutes of Nebraska, 1943, relating to federal funds; to provide for the deposit and segregation of money received from the United States for Educational purposes; and to repeal the original section.

SELECT FILE

LEGISLATIVE BILL 27. Mr. Burbach offered the following amendment, which was adopted by unanimous consent:

1. In section 1, line 8, insert *"tangible"* after *"or"*.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 28. Mr. Burbach offered the following amendment, which was adopted by unanimous consent:

1. In section 1, lines 4, 10, 13, and 20 insert *"tangible"* after *"or"*.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 29. Mr. Burbach offered the following amendment, which was adopted by unanimous consent:

1. In section 1, lines 4 and 7, insert *"tangible"* after *"or"*.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 31. Mr. Burbach offered the following amendment, which was adopted by unanimous consent:

1. In section 1, line 5, insert *"tangible"* after *"or"*.

Advanced to E and R for engrossment.

Explanation of Vote

Had I been present this morning, I would have voted for advancing LB 15.

(Signed) Florence B. Reynolds

GENERAL FILE

LEGISLATIVE BILL 61. Read and Considered.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 197. Read and Considered.

Standing Committee amendments found in the Legislative Journal for the Twentieth Day were adopted.

Bracketed until February 13 at the request of Mr. Simpson.

LEGISLATIVE BILL 198. Bracketed until February 13 at the request of Mr. Simpson.

LEGISLATIVE BILL 317. Read and Considered.

Advanced to E and R for review with 31 ayes, 2 nays and 16 not voting.

LEGISLATIVE BILL 1. Bracketed until Tuesday, February 11 at the request of Mr. Mahoney.

LEGISLATIVE BILL 229. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twentieth Day were adopted.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

UNANIMOUS CONSENT—General File Bills

Mr. Carpenter asked unanimous consent to dispense with the reading of the remainder of the General File bills and let the introducer explain them. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 277. Reading waived. Explained.

Mr. Keyes offered the following amendment, which was adopted:

Amend committee amendment 1 by adding the following words: "Provided no refund shall be made for an amount less than $5.00.".

Standing Committee amendments found in the Legislative Journal for the Twentieth Day were adopted as amended.

Advanced to E and R for review with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 199. Read and Considered.

Standing Committee amendment found in the Legislative Journal for the Twentieth Day was adopted.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 53. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twentieth Day was adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 245. Read and Considered.

Mr. Carpenter moved to indefinitely postpone.

Mr. Harsh moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 2 nays and 12 not voting.

Mr. Carpenter requested a Call of the House. The Call showed 46 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 45 ayes, 1 nay and 3 not voting.

The Carpenter motion to indefinitely postpone lost with 19 ayes, 24 nays and 6 not voting.

Members Excused

Messrs. Klaver and Burbach asked unanimous consent to be excused tomorrow. No objections. So ordered.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Elrod asked unanimous consent to add his name to LB 539. No objections. So ordered.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 90. Indefinitely postponed.

LEGISLATIVE BILL 96. Indefinitely postponed.

LEGISLATIVE BILL 270. Placed on General File as amended.

Standing Committee amendments to LB 270:

1. In section 1, line 4 insert "other than noxious weeds" after vegetation, and in line 9 strike "July 15" and show the same as stricken and insert "May 1" in lieu thereof.
2. In section 2, line 2 insert *"of specified portions"* after *"removal"*, in line 7 strike *"five"* and insert *"ten"* and insert *"written"* after *"days"*, and in line 11 insert *"; Provided, no city or village shall destroy or remove or otherwise treat such specified portions until after the time has passed in which the railroad company is required to destroy or remove such vegetation."* after the word *"property"*.

(Signed) Rick Budd, Chairman

Adjournment

At 12:07 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Friday, February 7, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TWENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 7, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. W. L. Van Auken.

Prayer

Almighty and Everlasting God, who hast blest the labors of the husbandmen, and given unto us the fruits of their labors, we thank Thee for that good Spirit which inspired such things before our time. Allow us in our day, so to plant and water, that there shall be a harvest of good things for those who come after us; and may successive generations be able to bless thee for whatever faithfulness we have displayed to the leading of that same Good Spirit, come to us through the same Lord Jesus. Amen.

The roll was called and all members were present except Messrs. Batchelder, Burbach, Carpenter, Carstens, Klaver, Knight, Mahoney, Moylan, Pedersen, Proud, Skarda, Waldron and Whitney who were excused.

Corrections for the Journal

Page 434, line 28, delete "410.0" and insert "410.06".

The Journal for the Twenty-third Day was approved as corrected.

Communications

Letter from U. S. Senators Hruska and Curtis acknowledging their receipt of letter from Secretary of Agriculture, Clifford M. Hardin, acknowledging his receipt of their letter and LR 6.

Note of appreciation from Beverly Wade.

Letter from Council of State Governments regarding distribution of their printed materials to the members of the Legislature.

Members Excused

Messrs. Adamson and Holmquist asked unanimous consent to be excused on Monday. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Duis renewed his pending request found in the Legislative Journal for the Twenty-third Day to withdraw LB 93 and LB 625. No objections. So ordered.

Mrs. Orme renewed her pending request found in the Legislative Journal for the Twenty-third Day to withdraw LB 866 and LB 867. No objections. So ordered.

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 87. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

Urban Affairs

LEGISLATIVE BILL 219. Placed on General File.

LEGISLATIVE BILL 271. Placed on General File.

(Signed) Bill K. Bloom, Chairman

Enrollment and Review

LEGISLATIVE BILL 130. Correctly engrossed.

LEGISLATIVE BILL 131. Correctly engrossed.

LEGISLATIVE BILL 132. Correctly engrossed.

LEGISLATIVE BILL 134. Correctly engrossed.

LEGISLATIVE BILL 136. Correctly engrossed.

LEGISLATIVE BILL 137. Correctly engrossed.

LEGISLATIVE BILL 50. Replaced on Select File as amended.

E and R amendments to LB 50:

1. In lieu of the Carpenter specific amendment, strike section 2 and insert two new sections to read as follows:

"Sec. 2. That section 16-326, Reissue Revised

Statutes of Nebraska, 1943, be amended to read as follows:

16-326. The emoluments of any appointive or elective officer shall not be increased or diminished during the term for which he was elected or appointed; ~~and no~~, *except that when there are officers elected or appointed to the council, or to a board or commission having more than one member and the terms of one or more members commence and end at different times, the compensation of all members of such council, board, or commission may be increased or diminished at the beginning of the full term of any member thereof.* No person who shall have resigned or vacated any office shall be eligible to the same during the time for which he was elected or appointed when, during the same time, the emoluments have been increased.

"Sec. 3. That original section 16-326, Reissue Revised Statutes of Nebraska, 1943, and section 16-310, Revised Statutes Supplement, 1967, are repealed.".

2. In the title, line 2, insert "section 16-326, Reissue Revised Statutes of Nebraska, 1943, and" after "amend"; at the end of line 6, insert "to provide when certain salaries may be changed;"; and in line 7, strike "section" and insert "sections".

LEGISLATIVE BILL 27. Replaced on Select File as amended.

E and R amendment to LB 27:

1. In the title, line 5, insert "tangible" before "personal".

LEGISLATIVE BILL 28. Replaced on Select File as amended.

E and R amendment to LB 28:

1. In the title, line 4, insert "tangible" before "personal".

LEGISLATIVE BILL 29. Replaced on Select File as amended.

E and R amendment to LB 29:

1. In the title, line 5, insert "tangible" before "personal".

LEGISLATIVE BILL 31. Replaced on Select File as amended.

E and R amendments to LB 31:

1. In the title, line 4, insert "tangible" before "personal".

2. In the Enrollment and Review amendment adopted 2/5/69, strike "at the end of" and insert "after 'property' in".

LEGISLATIVE BILL 241. Placed on Select File.

LEGISLATIVE BILL 57. Placed on Select File.

LEGISLATIVE BILL 275. Placed on Select File as amended.

E and R amendments to LB 275:

1. For correlation purposes, after the second comma in line 2 of section 1, insert "as amended by section 1, Legislative Bill 143, Eightieth Session, Nebraska State Legislature, 1969,"; in line 5, insert "Public" after the first "of"; and also in line 5, strike "The" and insert "the".

2. In section 18, line 18, section 19, line 30, and section 20, line 4, strike "The" and insert "~~The~~ *the*".

3. In section 3, insert "also" at the end of line 5 as in the statutes.

4. In section 10, line 6, strike "etc.," and insert "~~etc.~~, *and other property*".

5. In section 18, line 38, strike "the" and insert "~~The~~ *the*".

6. In section 19, line 19, and section 20, lines 21 and 31, strike "revenues" and insert "~~revenues~~ *revenue*".

7. In section 20, line 18, strike "board" and insert "~~board~~ *boards*".

8. Insert a new section to read as follows:

"Sec. 21. *Wherever the name Board of Education of State Normal Schools appears in the statutes it shall be taken to mean the Board of Trustees of the Nebraska State Colleges. The Revisor of Statutes shall make the appropriate name change in any future reissue of the statutes.*".

9. Renumber original section 21 as section 22.

10. For correlation purposes, in line 5 of renumbered section 22 and line 6 of the title, strike "and sections 85-195, 85-307," and insert "sections 85-307"; and

after the second comma in line 6 of renumbered section 22 and the third comma in line 7 of the title, insert "as amended by section 1, Legislative Bill 143, Eightieth Session, Nebraska State Legislature, 1969,".

(Signed) Wayne W. Ziebarth, Chairman

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 410	(Cancelled) Tuesday, February 18, 1969	2:00 p.m.
	(Reset) Tuesday, March 18, 1969	2:00 p.m.
LB 474	Tuesday, February 18, 1969	2:00 p.m.
LB 506	Monday, March 10, 1969	2:00 p.m.
LB 371	Tuesday, March 11, 1969	2:00 p.m.
LB 436	Tuesday, March 11, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 15.

LR 15 was adopted with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE RESOLUTION 16.

Mr. Harsh asked unanimous consent to add his name to LR 16. No objections. So ordered.

LR 16 was adopted with 32 ayes, 0 nays and 17 not voting.

MOTION—Return LB 131 to Select File

Mr. Warner moved to return LB 131 to Select File for a specific amendment.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

MOTION—Rule Changes

Mr. Warner moved to amend Rule 12, Sec. 5 to provide a motion, to set the General File discussion of a bill to a day certain shall require a 2/3 vote of approval of the elected members of the Legislature.

Referred to Rules Committee.

Mr. Warner moved to amend Rule 17: These rules may *only* be suspended by a two-thirds majority vote of the elected members *by a machine vote.*

Referred to Rules Committee.

Mr. Warner moved to amend Rule 12, Sec. 5a to read: A bill will not be read on General File, except for title, unless requested by one member. Each section shall be open to amendment as read, or in their chronological order if not read.

Referred to Rules Committee.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1023. By Rick Budd, 2nd District; William M. Wylie, 40th District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT relating to insurance; to provide for promoting and encouraging competition and competitive equality between insurers and noninsurance companies by authorizing insurers to own diversified subsidiaries and liberalizing the investment and capitalization restrictions imposed on insurers; to provide additional protection of policyholder interests by requiring disclosure of information regarding transfer of control of insurers and any material transactions and relationships between insurers and their affiliates and by subjecting such transactions to appropriate standards; to provide for violation and penalties; to provide a severability clause; to repeal section 44-307, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 1024. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 8-131, Revised Statutes Supplement, 1967, relating to banks; to provide that one half of the reserves required pursuant to this section may be carried in either unpledged United States government securities at their market value or in notes or other securities; to authorize obligations of the Commodity Credit Corporation at their face value, or combination thereof; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1025. By Rudolf C. Kokes, 41st District; Donald Elrod, 35th District; Leslie Robinson, 36th District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT relating to counties; to authorize counties to establish, acquire, own, control, improve, and govern aviation fields within or without such county, and to dispose of the same; to authorize the levy of taxes and the issuance of bonds for carrying out the purposes of this act; to provide that counties within this state shall have power to establish by resolution regulations with reference to aircraft; and to declare an emergency.

LEGISLATIVE BILL 1026. By Roland A. Luedtke, 28th District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend sections 76-501, 76-503, 76-506, 76-507, 76-508, 76-513, 76-517, 76-518, 76-519, 76-522, and 76-526, Reissue Revised Statutes of Nebraska, 1943, relating to abstracters; to provide that an insurance policy may be substituted for a bond as prescribed; to provide where the bond or insurance policy shall be filed, and by whom approved; to provide for mileage allowance and compensation of members of Board of Abstracter Examiners; to remove the provisions for attorneys acting as abstracters; to remove the requirement that each abstracter shall have an attorney in its employ; and to repeal the original sections.

LEGISLATIVE BILL 1027. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 23-1517, Reissue Revised Statutes of Nebraska, 1943, relating to the register of deeds; to provide for indexing of certain security documents as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1028. By Donald Elrod, 35th District; Leslie Robinson, 36th District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to soil and water conservation; to provide for a natural obstruction Removal Fund to be used for assisting in the removal of natural obstruction of our floodways; to define terms; to provide for duties and powers of the Nebraska Soil and Water Conservation Commission; and to provide a severability clause.

LEGISLATIVE BILL 1029. By Donald Elrod, 35th District and Leslie Robinson, 36th District.

A BILL FOR AN ACT to amend section 51-501, Reissue Revised Statutes of Nebraska, 1943, relating to museums; to increase the mill levy as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1030. By Donald Elrod, 35th District and Leslie Robinson, 36th District.

A BILL FOR AN ACT to amend section 31-202.01, Reissue Revised Statutes of Nebraska, 1943, relating to watercourses; to provide that the provisions of this section shall apply to all counties; to eliminate the requirements as to permit natural flow of water in cleaned watercourses; and to repeal the original section.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period January 31, 1969 through February 6, 1969, inclusive.

Hugo F. Srb
Clerk of the Legislature

Bell, Eugene G., Tulsa, Oklahoma, MAPCO, Inc.

Burbridge, Glen A., Omaha, Omaha-Council Bluffs Sheet Metal Contractors Association

Cash, Virgil E., Omaha, I.B.E.W. #1525

Chestem, Abner K., Lincoln, Nebraska Veterans Council, Veterans of World War I

Crosby, Robert B., Lincoln, First Federal Savings & Loan Association

Crowl, Ralph E., Omaha, I.B.E.W. #22

Davis, Thone, Bailey, Polsky & Hansen, Lincoln, Nebraska Land Title Association, Pharmaceutical Manufacturers Association, Consumer Credit Association, Outdoor Advertising Association of Nebraska, Nebraska Broadcasters Association, Nebraska Equipment Dealers Association, Nebraska State Association of Life Underwriters, Nebraska Theater Association

Evans, John H., Broken Bow, Custer Public Power District

Griffin, Clifford, Lincoln, Nebraska Retail Hardware Association

Hageman, Joe, Lincoln, Nebraska Dental Association

Hassett, Jerry, Omaha, Omaha Chamber of Commerce

Joern, William C., Lincoln, League of Nebraska Municipalities

Livingston, Vern, Nebraska City, Nebraska City, City of

McKissick, Robert, Nebraska City, Nebraska City, City of

Oltman, Ray, Lincoln, Nebraska Veterans Council

Rader, Glenn P., Trumbull, Nebraska Farm Bureau Federation

Regan, Thomas A., Omaha, I.B.E.W. #22

Smith, Henry E., Lincoln, Nebraska Veterans Council

Tews, David D., Lincoln, Lancaster County Beverage Association, Lincoln Telephone & Telegraph Co., Nebraska Association of Fire Fighters, Omaha Public Power District

Thornbrugh, Paul E., Tulsa, Oklahoma, MAPCO, Inc.

Towle, Max G., Lincoln, Nebraska Association of Industrial Loan & Investment Co.

REFERENCE COMMITTEE REPORT

LB	Committee
1005	Public Health and Welfare
1006	Public Works
1007	Agriculture and Recreation
1008	Education
1009	Agriculture and Recreation
1010	Public Works
1011	Public Works
1012	Miscellaneous Subjects
1013	Miscellaneous Subjects
1014	Judiciary
1015	Banking, Commerce and Insurance
1016	Revenue
1017	Budget
1018	Revenue
1019	Public Works
1020	Government and Military Affairs
1021	Miscellaneous Subjects
1022	Education

(Signed) John E. Everroad
Lieutenant Governor

GENERAL FILE

LEGISLATIVE BILL 245. Considered.

Standing Committee amendments found in the Legislative Journal for the Twentieth Day were adopted.

Mr. Stull moved to advance LB 245 to E and R.

Mr. Wylie moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 29 ayes, 2 nays and 18 not voting.

Advanced to E and R for review with 27 ayes, 8 nays and 14 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Holmquist asked unanimous consent that the information Mr. Stull received from the Tax Commissioner be printed in the Journal. No objections. So ordered.

As of June 30, 1968

	Box Butte County	Scottsbluff County
1967	624,024.64	2,418,739.76
1966	48,689.96	201,599.49
1965	22,632.62	85,976.21
	695,347.22	2,706,315.46

Scottsbluff cash on hand as of June 30, 25% of total budget for the next fiscal year.

Box Butte cash on hand as of June 30, 30% of total budget for the 1968-1969 fiscal year.

Alliance in Box Butte County		Scottsbluff in Scottsbluff County	
County	14%	County	13%
School	70%	School	59%
City	16%	City	28%
	100%		100%

Income from interest on tax certificates are subject to Federal Income Tax according to information received from Tax Commissioners office.

Visitors

Mr. Warner introduced 34 students from District 145, Waverly; Mrs. Frances Stall, teacher; Mmes. Robert Lemke and Marlyn Engelhardt, room mothers and Mr. Raymond Althouse, bus driver.

Mr. Swanson introduced the following Boy Scouts of America meeting with the Governor today: Dennis Pelster, Dalton; Bill Beer, Grand Island; Gary Mavrakis, North Platte; Jeffery Hart, Homer; Jonathan Lambert, Wayne; Scott Robertson, Beatrice; Randall Cookus, Crete; Scott Marshall, Lincoln; Lee Newcomer, York; Charles Beer, Grand Island; Glenn Ritterbush, South Sioux City; and Lee Taylor, Sioux City.

UNANIMOUS CONSENT—Cancel Hearing on LB 542

Mr. Swanson asked unanimous consent to cancel the hearing on LB 542 set for Thursday, February 13, 1969. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 33. Advanced to E and R for engrossment.

LEGISLATIVE BILL 34. E and R amendments found in the Legislative Journal for the Twenty-third Day Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 364. E and R amendments found in the Legislative Journal for the Twenty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 250. E and R amendment found in the Legislative Journal for the Twenty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 252. E and R amendment found in the Legislative Journal for the Twenty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 253. E and R amendments found in the Legislative Journal for the Twenty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 56. Advanced to E and R for engrossment.

LEGISLATIVE BILL 8. E and R amendments found in the Legislative Journal for the Twenty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 73. E and R amendment found in the Legislative Journal for the Twenty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 165. Advanced to E and R for engrossment.

LEGISLATIVE BILL 166. E and R amendment found in the Legislative Journal for the Twenty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 204. E and R amendments found in the Legislative Journal for the Twenty-third Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—LB 202 on General File

Mr. Duis asked unanimous consent to consider LB 202 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 202. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Members Excused

Messrs. Duis and Ziebarth asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

Visitors

Mrs. Craft introduced Mr. M. N. Mavrakis from North Platte.

GENERAL FILE

LEGISLATIVE BILL 176. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Bracketed until Wednesday, February 12, 1969 at the request of Mr. Nore.

Speaker Warner Presiding

UNANIMOUS CONSENT—Add Co-introducers

Mr. Swanson asked unanimous consent to add Mr. Pedersen's name to LB 183, 184, 185 and 186. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 183. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 184. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 185. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 186. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Mr. Swanson offered the following amendment, which was adopted:

amend Section 69
Page 32, Line 9

If a civil or criminal suit or proceeding is commenced in any court by any person against a member of the military forces of the State of
Nebraska for any act done when in the active service of this state the
defendant may have counsel of his own selection at his individual expense,
or competent legal counsel shall be provided at the expense of the state,
for all stages of the proceedings.
Any legal counsel provided at the expense of the state shall
be ~~appointed by the adjutant general who may request the attorney general~~
~~to recommend the names of legal counsel qualified for such appointment.~~
the attorney general, or a member of his staff, or a practicing attorney designated

by the Attorney General. Compensation of ~~appointed~~ counsel *at the expense of the State* shall be charged against, military department funds.

Mr. Swanson offered the following amendment, which was adopted:

Amend LB 186 Section 59 line 25 by striking
"conditions other than dishonorable" and inserting
"honorable conditions".

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 272. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 273. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Withdraw LB 544

Mrs. Orme asked unanimous consent to withdraw LB 544.

Laid over.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Holmquist asked unanimous consent to add the name of Mr. Hasebroock to LB 1024. No objections. So ordered.

Adjournment

At 10:50 a.m., on a motion by Mr. Kremer, the Legislature adjourned until 9:00 a.m., Monday, February 10, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TWENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 10, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O Lord, our God, in the midst of the perplexities which confuse us, doubts which torment us, and rivalries which divide us, give us a faith and a compassion which will unite us.

We are grateful for the differences represented in this legislature, differences which alone can focus new light on our issues. May we debate with fervor and disagree with understanding, but underneath our differences wilt Thou show us anew that a house that remains divided cannot stand, let alone lead our people to unity and peace and prosperity.

With all our differences, may we still be "one people under God, indivisible, with liberty and justice for all." Amen.

The roll was called and all members were present except Messrs. Adamson, Batchelder, Holmquist, Johnson and Wiltse, who were excused.

Corrections for the Journal

Page 446, line 15, correct spelling of "noninsurance".

The Journal for the Twenty-fourth Day was approved as corrected.

Visitors

Mr. Duis introduced former Senator K. W. Peterson from Sargent, Nebraska.

Mr. Clark introduced Mr. and Mrs. Robert Clark, Jr.

Communications

Letter from Vice-President Spiro T. Agnew, acknowledging receipt of LR 13.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Marvel asked unanimous consent his name be added to LB 1025. No objections. So ordered.

UNANIMOUS CONSENT—Remove Co-introducer

Mr. Kennedy asked unanimous consent to have his name removed from LB 752. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 15. Placed on Select File as amended.

E and R amendments to LB 15:

1. In the first Carpenter amendment 1, adopted 2/5/69, lines 5 and 6, strike "Negotiation" and insert "Negotiations"; and strike beginning with the first comma in line 6 through the second comma in line 7.

2. In line 1 of the second Carpenter amendment 1, adopted 2/5/69, strike "line 14" and insert "line 15".

3. In section 2, line 1, insert a comma after "act"; in line 24, strike "town"; and in line 77, insert "school board or" after "the".

4. In the Carpenter amendment 3, line 3, strike "provided" and insert *"Provided,"*; and in line 6, strike the period and insert a semicolon.

5. In section 6, line 17, strike "whole" and insert "full".

6. In section 7, line 12, insert "to" after "agree".

7. In section 10, insert "in" at the end of line 53.

8. In section 11, line 66, strike "(b), subsection (3)," and insert "(3)(b) of".

9. In section 12, line 5, strike "(a)" and insert "(1)"; and in line 6, strike "(b)" and insert "(2)".

LEGISLATIVE BILL 53. Placed on Select File as amended.

E and R amendments to LB 53:

1. In section 1, strike beginning with the semicolon in line 45 through the comma in line 47 and show the same as stricken.

2. In the title, line 3, strike the semicolon and insert a comma.

LEGISLATIVE BILL 61. Placed on Select File.

LEGISLATIVE BILL 199. Placed on Select File.

LEGISLATIVE BILL 229. Placed on Select File as amended.

E and R amendment to LB 229:

1. In the title, line 6, strike "area" and insert "areas".

LEGISLATIVE BILL 277. Placed on Select File as amended.

E and R amendments to LB 277:

1. In section 1, line 91, strike "77-2702" and insert "~~77-2702~~ *77-2703*"; in line 103, strike "coin operated" and insert "~~coin operated~~ *coin-operated*"; in line 115, strike "*and*" and insert "*or*"; and in line 116, strike "*districts*" and insert "*district*".

2. In lieu of standing committee amendment 1, as amended by the Keyes amendment, in section 1, insert "*Any rural or suburban fire protection district shall, upon the filing of a claim therefor in the manner provided in subdivision (1) (i) of section 77-2703, be entitled to a refund of any sales or use tax which it has paid prior to the effective date of this act from which it is made exempt by the provisions of this act, but no refund shall be made in any amount less than five dollars.*" at the end of line 118.

3. In standing committee amendment 2, line 3, strike "2" and insert "3"; and in line 4, insert a comma after "effect".

4. In the title, line 5, strike "and" and insert "or"; and before "and" in line 6, insert "to provide for refunds; to correct an internal reference;".

LEGISLATIVE BILL 317. Placed on Select File as amended.

E and R amendments to LB 317:

1. In section 1, line 7, strike "feeble-minded" and insert "~~feeble minded~~ *mentally handicapped*".

2. In the title, line 5, insert "to harmonize with previous legislation;" before "and".

LEGISLATIVE BILL 139. Correctly engrossed.

LEGISLATIVE BILL 140. Correctly engrossed.

LEGISLATIVE BILL 141. Correctly engrossed.

LEGISLATIVE BILL 142. Correctly engrossed.

LEGISLATIVE BILL 143. Correctly engrossed.

LEGISLATIVE BILL 144. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Government and Military Affairs

LEGISLATIVE BILL 156. Placed on General File as amended.

Standing Committee amendments to LB 156:

1. In section 2, line 5, insert "registered" after "of", and line 8, insert "registered" after "the".

2. In section 3, line 5, insert "registered" after "of", and line 11, insert "registered" before "electors".

3. In section 5, line 6 strike "first", and line 11 insert "nonpolitical" after "consolidated" and after the period insert "If the consolidated office is under the laws of this state a political partisan office, the candidate receiving the greatest number of votes for each political party shall be nominated."

4. In section 9, line 5, insert "registered" after "of", line 8, insert "registered" after "the", line 20 insert "registered" after "of", and line 26 insert "registered" after "of".

LEGISLATIVE BILL 163. Placed on General File as amended.

Standing Committee amendments to LB 163:

1. In section 1, line 18, strike *"one hundred"* and insert *"seventy-five registered"* in lieu thereof, and in line 20 after *"precinct"* insert *"except when the county is divided into more than two legislative districts"*.

2. In section 2, line 14, after the semi-colon insert *"to divide the county into convenient voting precincts and as occasion may require, erect new ones, subdivide precincts already established, and alter voting precinct lines;"*, line 17, strike *"one hundred"* and insert *"seventy-five registered"*, and in line 19 before the period insert *"except when the county is divided into more than two legislative districts"*.

LEGISLATIVE BILL 189. Placed on General File.

LEGISLATIVE BILL 220. Placed on General File.

LEGISLATIVE BILL 225. Placed on General File as amended.

Standing Committee amendments to LB 225:

1. In section 2, line 4, after the period insert "Such insurance shall be paid for by the absent employee unless his employer consents to assuming such payments jointly or singly with the employee.".

2. In section 3, line 1, after "in" insert "the county".

3. Add a new section after section 3 to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 269. Placed on General File.

LEGISLATIVE BILL 5. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 162. Placed on General File.

LEGISLATIVE BILL 233. Indefinitely postponed.

LEGISLATIVE BILL 234. Indefinitely postponed.

(Signed) Maurice A. Kremer, Chairman

Urban Affairs

LEGISLATIVE BILL 55. Placed on General File as amended.

Standing Committee amendment to LB 55:

1. Strike section 1 and in lieu thereof insert:

"Section 1. That section 16-311, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-311. All *elected officers*, ~~except the water commissioner and city manager~~, shall be qualified electors of the city, ~~entitled to vote at all elections. A resident freeholders, regardless of sex, shall be qualified to hold the office of city treasurer; and the city council may, by a majority vote, with the approval of the mayor, pay for the actual premium of the bond of said treasurer.~~"

2. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. That original section 16-311, Reissue Revised Statutes of Nebraska, 1943, is repealed."

LEGISLATIVE BILL 97. Placed on General File as amended.

Standing Committee amendment to LB 97:

1. Amend section 1 of the bill, lines 20 to 24 by striking the new matter and inserting *"Such revenue may be accumulated in a sinking fund or sinking funds to be used for any such purpose."*

LEGISLATIVE BILL 193. Placed on General File as amended.

Standing Committee amendments to LB 193:

1. Amend section 1, lines 32 to 36, by striking all words appearing after the semi-colon in line 32 to and including the word "district" in line 36 and insert in lieu thereof the following:

"Provided, that no district thus annexed shall have power to levy any special assessments after the effective date of such annexation".

2. Amend section 2, line 20, by striking "trustee" and inserting *"trustees"*

3. Amend section 3 by striking lines 14 and 15 and inserting *"effective date of annexation."*.

4. Amend section 4, line 47, by inserting after "assessments" the words *"within the annexed area"*, and

by striking lines 48 to 50 and inserting *"after the effective date of annexation."*.

LEGISLATIVE BILL 194. Placed on General File as amended.

Standing Committee amendment to LB 194:
Section 1:

By inserting after the word "district" in line 26 the words *"which has been annexed by a city or village,"*, by inserting after the word "taxes" in line 26 the words *"within or upon the annexed area"*, by striking the words "of a district" in line 27, by inserting the word *"such"* after the second *"the"* in line 28, and by inserting after the word "district" in said line 29 the words *"for the year in which such annexation occurs."*.

LEGISLATIVE BILL 195. Placed on General File as amended.

Standing Committee amendment to LB 195:

1. In section 1, line 24, strike "of not to exceed", and show the same as stricken; and strike the new matter in lines 24 and 25.

LEGISLATIVE BILL 358. Placed on General File as amended.

Standing Committee amendment to LB 358:

1. Section 1, line 83, after "property" strike ", and the" and show the same as stricken and insert in lieu thereof as follows: "; *Provided, that the foregoing levy limitation of one mill may be increased to a maximum of two mills in a city of the first or second class or village by ordinance of the governing body thereof, and if negotiable bonds of the authority are issued thereafter, such maximum levy limitation as provided by ordinance shall continue until such bonds have been paid in full. The*" , and strike the new language beginning in line 91 through the semicolon in line 96.

(Signed) Bill K. Bloom, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 15 LR 16

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 106.

A BILL FOR AN ACT to amend section 11-129, Reissue Revised Statutes of Nebraska, 1943, relating to bonds and oaths, official; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Adamson
Batchelder
Holmquist
Johnson
Kremer
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 111.

A BILL FOR AN ACT to amend section 24-339.01, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight

Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 113.

A BILL FOR AN ACT to amend sections 31-508 and 31-513, Reissue Revised Statutes of Nebraska, 1943, relating to drainage districts; to harmonize the provisions with previous legislation; to delete obsolete matter; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 114.

A BILL FOR AN ACT to amend sections 32-101, 32-4,103, and 32-538, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to correct internal reference; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 115.

A BILL FOR AN ACT to amend section 35-101, Reissue Revised Statutes of Nebraska, 1943, relating to volunteer firemen; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight

Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 116.

A BILL FOR AN ACT to amend sections 36-408 and 36-409, Reissue Revised Statutes of Nebraska, 1943, relating to the statute of frauds; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 117.

A BILL FOR AN ACT to amend section 37-215.01, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 118.

A BILL FOR AN ACT to amend section 38-121, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and ward; to eliminate obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight

Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 119.

A BILL FOR AN ACT to amend sections 39-713.01, 39-795, 39-796, 39-7,123.07, 39-7,123.08, 39-7,123.09, 39-7,134, 39-841, 39-1323, and 39-1703, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to harmonize the provisions with previous legislation; to correct internal references; to clarify the language thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to take up the Final Reading Bills today that are set for tomorrow.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 120.

A BILL FOR AN ACT to amend sections 43-210.03 and 43-503, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Batchelder
Carpenter
Holmquist
Johnson
Schmit
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 121.

A BILL FOR AN ACT to amend sections 44-154, 44-311.02, and

44-1601, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to harmonize provisions thereof with previous legislation; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 122.

A BILL FOR AN ACT to amend sections 45-101 and 45-150, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to harmonize the provisions with previous legislation; to clarify the language thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore

Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 123.

A BILL FOR AN ACT to amend sections 46-263.01 and 46-567.01, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to change the penalty to a misdemeanor for molesting, tampering with, breaking into or damaging in any way any device used for measuring and recording the water flowing in any stream, canal, or reservoir; to remove obsolete material; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Adamson
Batchelder
Holmquist
Johnson
Mahoney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 124.

A BILL FOR AN ACT to amend section 47-113.01, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to remove obsolete matter; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Adamson
Batchelder
Holmquist
Johnson
Mahoney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 125.

A BILL FOR AN ACT to amend section 48-657, Reissue Revised Statutes of Nebraska, 1943, relating to employment security; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight

Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Adamson
Batchelder
Holmquist
Johnson
Mahoney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 127.

A BILL FOR AN ACT to amend sections 50-125 and 50-410, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislature; to change the number of members required to call a special session of the Legislature; to change the number of members of the Legislative Council to constitute a quorum; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 128.

A BILL FOR AN ACT to amend sections 52-203, 52-303, 52-501, 52-701, and 52-903, Reissue Revised Statutes of Nebraska, 1943, relating to liens; to provide for foreclosure of liens in harmony with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Batchelder
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 129.

A BILL FOR AN ACT to amend sections 53-168, 53-169, 53-169.01, and 53-171, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to remove unconstitutional matter therefrom; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Adamson
Batchelder
Danner
Holmquist
Johnson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 758. With emergency.

A BILL FOR AN ACT to make appropriation to the Governor's Emergency Fund for aid to counties, cities, and villages for snow removal; to provide for administration; and to declare an emergency.

Whereupon the President stated: "All provisions of the law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Batchelder
Holmquist
Johnson
Pedersen
Wenzlaff
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Withdraw LB 544

Mrs. Orme renewed her pending request found in the Legislative Journal for the Twenty-fourth Day to withdraw LB 544. No objections. So ordered.

UNANIMOUS CONSENT—Address Legislature

Mr. Warner asked unanimous consent that the Secretary of Agriculture, Clifford Hardin, address the Legislature on February 14, 1969, shortly after 9:00 a.m. No objections. So ordered.

UNANIMOUS CONSENT—Change Hearing Rooms

Mr. Proud asked unanimous consent to hold the Banking, Commerce and Insurance Committee Hearings in the Chamber this afternoon if necessary. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
1023	Banking, Commerce and Insurance
1024	Banking, Commerce and Insurance
1025	Government and Military Affairs
1026	Judiciary
1027	Judiciary
1028	Agriculture and Recreation
1029	Miscellaneous Subjects
1030	Agriculture and Recreation

(Signed) John E. Everroad
Lieutenant Governor

MOTION—Place LB 196 on General File

Mr. Simpson renewed his pending motion found in the Legislative Journal for the Twenty-third Day to place LB 196 on General File notwithstanding the committee action.

The motion prevailed with 27 ayes, 2 nays and 20 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 758. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 758

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1031. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 60-1608, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for the reporting of cabin trailers in this state to the county assessor as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1032. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 81-815.05, Revised Statutes Supplement, 1967, relating to boats; to provide conditions for the registration of boats as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1033. By Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to human rights; to authorize cities of the metropolitan class to enact ordinances for the protection of human rights as prescribed; to grant powers as prescribed; to provide procedure for violation of the provisions of this act; and to provide a severability clause.

LEGISLATIVE BILL 1034. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-116, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide for free delivery of alcoholic liquor to retailers; and to repeal the original section.

LEGISLATIVE BILL 1035. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to revenue and taxation; to provide for the reporting of aircraft in the state to the Tax Commissioner as prescribed; and to provide a penalty.

LEGISLATIVE BILL 1036. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 71-2017, Revised Statutes' Supplement, 1967, relating to public health and welfare; to provide exceptions for standards of care in clinics, hospitals, and homes for the aged as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1037. By Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 30-106, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide for post nuptial agreements by both spouses thereof after a second marriage as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1038. By Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 30-101, Reissue Revised Statutes of Nebraska, 1943, relating to descent and distribution; to provide for an allowance to a surviving spouse of a certain amount of the estate of the deceased spouse as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1039. By Sam Klaver, 9th District.

A BILL FOR AN ACT to amend sections 38-110, 38-122, and 38-123, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and ward; to provide conditions for corporate surety bonds as prescribed; to provide for the discharge of guardians as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1040. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to the fitting of hearing aids; to require the licensing of persons fitting hearing aids; to provide the qualifications for applicants for license to fit hearing aids; to define terms; to provide for suspension or revocation of licenses; to make certain acts unlawful as prescribed; to provide penalties; to create the Advisory Council on Hearing Aids; to provide powers and duties for such council; and to provide for the collection of fees and their disposition.

LEGISLATIVE BILL 1041. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 43-905, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to provide for the maintenance of children as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1042. By Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to schools; to prohibit transfers of students in Class V districts when such transfers would increase racial segregation; and to require periodic transfer of teachers, as prescribed.

LEGISLATIVE BILL 1043. By Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to schools; to require summer school session for certain children in Class V districts as prescribed.

LEGISLATIVE BILL 1044. By Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to schools; to require a special experimental program for culturally and educationally deprived children in Class V districts.

LEGISLATIVE BILL 1045. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to state agencies; to prohibit state agencies from performing certain professional services for themselves; to provide an exception; and to provide for enforcement.

LEGISLATIVE BILL 1046. By Thomas C. Kennedy, 21st District;
Theodore C. Wenzlaff, 32nd District and
Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to taxation; to change sales and use tax exemptions; and to repeal the original section.

LEGISLATIVE BILL 1047. By John E. Knight, 26th District.

A BILL FOR AN ACT relating to agriculture; to adopt the Nebraska Poultry Improvement Act as prescribed; to define terms; to grant powers and duties to the State Veterinarian as prescribed; to make certain acts unlawful; and to provide for penalties.

LEGISLATIVE BILL 1048. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 3-148, Revised Statutes Supplement, 1967, relating to aeronautics; to exempt certain aircraft fuels from taxation; to require aircraft dealers to have a fixed base of operation; to provide a penalty; and to repeal the original section.

LEGISLATIVE BILL 1049. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend sections 48-1202 and 48-1203, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide a minimum wage of fifty cents per hour for persons compensated primarily by gratuities; and to repeal the original sections.

LEGISLATIVE BILL 1050. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend sections 71-2036 and 71-2037, Revised Statutes Supplement, 1967, relating to public health and welfare; to provide for the attendance of the Director of Health at Nursing Home Advisory Council meetings as prescribed; to provide compensation for members of such council as prescribed; to repeal the original sections; and to repeal section 71-2034, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 1051. By Ramey C. Whitney, 44th District and Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 28-1214, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to change the rules of evidence in prosecution for insufficient fund checks as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1052. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to schools; to authorize the State Department of Education to employ consultants in specialized fields as prescribed and to establish a Division of Public Information.

LEGISLATIVE BILL 1053. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 39-835, Reissue Revised Statutes of Nebraska, 1943, relating to bridges; to authorize a county, township, precinct, city or village to issue bonds to purchase a boundary bridge; and to repeal the original section.

LEGISLATIVE BILL 1054. By Rudolf C. Kokes, 41st District; Richard D. Marvel, 33rd District; Wayne W. Ziebarth, 37th District and Donald Elrod, 35th District.

A BILL FOR AN ACT to adopt the Joint Airport Authorities Act; and to declare an emergency

LEGISLATIVE BILL 1055. By Theodore C. Wenzlaff, 32nd District and William F. Swanson, 27th District.

A BILL FOR AN ACT relating to schools; to require the State

Board of Education to hold meetings for prescribed purposes in each class of school district.

LEGISLATIVE BILL 1056. By Edward R. Danner, 11th District.

A BILL FOR AN ACT relating to schools; to require the filing, posting, and distribution of reports as prescribed; to require surveys of students completing or dropping out of high school; and to require counselors in all high schools.

LEGISLATIVE BILL 1057. By Harold T. Moylan, 6th District and Edward R. Danner, 11th District.

A BILL FOR AN ACT to amend section 79-1341, Revised Statutes Supplement, 1967, relating to schools; to revise the formula for determining a district's total financial support under the School Foundation and Equalization Act; and to repeal the original section.

Speaker Warner Presiding

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 450. Placed on General File as amended.

Standing Committee amendment to LB 450:

1. Section 1, line 20, strike the word "and" after the semicolon (;), line 23 insert after *"pledged"* the following:

   ", and (5) bonds, debentures, notes or other instruments of indebtedness issued by a bank, or other financial lending institution, whether public or privately owned, established by rural electric cooperatives and public power districts to provide supplemental financing in addition to financing available from the Rural Electrification Administration.

   "Public power districts when authorized by their respective boards of directors are authorized to take such action as may be necessary in order to carry out the foregoing investment authorization."

(Signed) Rick Budd, Chairman

Judiciary

LEGISLATIVE BILL 95. Indefinitely postponed.

LEGISLATIVE BILL 154. Placed on General File.

LEGISLATIVE BILL 167. Placed on Genneral File as amended.

Standing Committee amendments to LB 167:

1. In section 2, line 42, strike *"twenty"* and insert *"nineteen"*.

2. In section 3, line 173, strike *"twenty"* and insert *"nineteen"*.

LEGISLATIVE BILL 208. Placed on General File as amended.

Standing Committee amendments to LB 208:

1. In section 1, line 49, strike the new language and "hundred" and show the old language as stricken and in lieu thereof insert *"three thousand"*.
2. In section 1, line 58, strike the new language and "hundred" and show the old language as stricken and in lieu thereof insert *"three thousand"*.
3. In section 2, line 9, strike the new language and "hundred" and show the old language as stricken and in lieu thereof insert *"three thousand"*.

LEGISLATIVE BILL 267. Placed on General File as amended.

Standing Committee amendments to LB 267:

1. In section 1, line 44, insert *"or acquiring"* after "Creating".
2. Add a new section after section 2, a new section to be known as section 3 and to read as follows:
"Section 3. Since an emergency exists, this act shall be in full force and take effect from and after its passage and approval, according to law."

(Signed) Fred W. Carstens, Chairman

Labor

LEGISLATIVE BILL 226. Placed on General File.

(Signed) Donald Elrod, Chairman

SELECT FILE

LEGISLATIVE BILL 50. E and R amendments found in the Leg-

islative Journal for the Twenty-fourth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 27. E and R amendment found in the Legislative Journal for the Twenty-fourth Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 28. E and R amendment found in the Legislative Journal for the Twenty-fourth Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 29. E and R amendment found in the Legislative Journal for the Twenty-fourth Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 31. E and R amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 241. Advanced to E and R for engrossment.

LEGISLATIVE BILL 57.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 275. E and R amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Advanced to E and R for engrossment.

Presented to the Governor

Presented to the Governor for approval on February 10, 1969 at 11:25 a.m.: LB 758

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Budget

Vocational Rehabilitation, Department of Education
February 11, 1969 Tuesday 2:00 p.m.

(Signed) Richard D. Marvel, Chairman

Judiciary

LB 683	Tuesday, February 25, 1969	2:00 p.m.
LB 690	Tuesday, February 25, 1969	2:00 p.m.
LB 821	Tuesday, February 25, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of the bills on General File and let the introducer explain it, unless one member objects. No objections. So ordered.

LEGISLATIVE BILL 23. Read and Considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Advanced to E and R for review with 28 ayes, 2 nays and 19 not voting.

LEGISLATIVE BILL 24. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Adjournment

At 11:59 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Tuesday, February 11, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TWENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 11, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, our Father, we are grateful for leaders of the past who stand out as peaks among the foothills. May we not by mere repetition lose the message that "we hold these truths to be self-evident, that all men are created equal; that they are endowed by their creator with certain inalienable rights, among which are life, liberty and the pursuit of happiness."

As it becomes evident that freedoms and ideals are never won once and for all, but must require continual vigilance, may this body dedicate itself to the goals which have made our nation great, and apply them in present decisions.

In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Batchelder and Skarda, who were excused.

Corrections for the Journal

Page 461, line 33, insert "(Signed) Bill K. Bloom, Chairman".

Page 471, line 5, insert "previous" after "with".

The Journal for the Twenty-fifth Day was approved as corrected.

Members Excused

Mr. Kokes asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Keyes asked unanimous consent to be excused on Thursday. No objections. So ordered.

Visitors

Mr. Harsh introduced Mr. and Mrs. Ken Zink from Danbury, Nebraska.

Mr. Duis introduced a group of visitors from Central and Western, Nebraska.

Communications

Note of appreciation from the Edith L. Syas family.

Letter from Congressman Robert V. Denney acknowledging his receipt of LR 6.

Letter from Congressman Dave Martin acknowledging his receipt of LR 13.

Letter from Senator Carl T. Curtis acknowledging his receipt of LR 13.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 106. Correctly enrolled.

LEGISLATIVE BILL 111. Correctly enrolled.

LEGISLATIVE BILL 113. Correctly enrolled.

LEGISLATIVE BILL 114. Correctly enrolled.

LEGISLATIVE BILL 115. Correctly enrolled.

LEGISLATIVE BILL 116. Correctly enrolled.

LEGISLATIVE BILL 117. Correctly enrolled.

LEGISLATIVE BILL 118. Correctly enrolled.

LEGISLATIVE BILL 119. Correctly enrolled.

LEGISLATIVE BILL 120. Correctly enrolled.

LEGISLATIVE BILL 121. Correctly enrolled.

LEGISLATIVE BILL 122. Correctly enrolled.

LEGISLATIVE BILL 123. Correctly enrolled.

LEGISLATIVE BILL 124. Correctly enrolled.

LEGISLATIVE BILL 125. Correctly enrolled.

LEGISLATIVE BILL 127. Correctly enrolled.

LEGISLATIVE BILL 128. Correctly enrolled.

LEGISLATIVE BILL 129. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 106 LB 111 LB 113 LB 114 LB 115 LB 116 LB 117 LB 118 LB 119 LB 120 LB 121 LB 122 LB 123 LB 124 LB 125 LB 127 LB 128 LB 129

UNANIMOUS CONSENT—LB 1

Mr. Mahoney asked unanimous consent to have LB 1 taken up on General File, Thursday, February 13, 1969. No objections. So ordered.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to consider tomorrow's Final Readings today.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 145. Correctly engrossed.

LEGISLATIVE BILL 146. Correctly engrossed.

LEGISLATIVE BILL 147. Correctly engrossed.

LEGISLATIVE BILL 148. Correctly engrossed.

LEGISLATIVE BILL 112. Correctly engrossed.

LEGISLATIVE BILL 133. Replaced on Select File as amended.

E and R amendment to LB 133:

1. Strike Enrollment and Review amendment 1 adopted 1/28/69.

LEGISLATIVE BILL 138. Replaced on Select File as amended.

E and R amendments to LB 138:

1. Strike Enrollment and Review amendment 2 adopted 1/29/69.

2. In section 7, line 2, insert "as" after "read".

LEGISLATIVE BILL 50. Replaced on Select File as amended.

E and R amendments to LB 50:

1. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike "and"; and in line 7 as amended, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 27. Replaced on Select File as amended.

E and R amendments to LB 27:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 6, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 28. Replaced on Select File as amended.

E and R amendments to LB 28:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 29. Replaced on Select File as amended.

E and R amendments to LB 29:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 31. Replaced on Select File as amended.

E and R amendments to LB 31:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 8, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 57. Replaced on Select File as amended.

E and R amendments to LB 57:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 245. Placed on Select File.

LEGISLATIVE BILL 202. Placed on Select File as amended.

E and R amendments to LB 202:

1. In the standing committee amendment, lines 4, 12, 14, 15, 24, 25, 30, 33, and 34, strike *"centum"* and insert *"cent"*.

2. In the title, strike line 4, and insert "increase the maximum on certain loans; to provide exceptions; and to repeal".

LEGISLATIVE BILL 183. Placed on Select File as amended.

E and R amendment to LB 183:

1. In the title, line 3, strike "the military" and insert "workmen's compensation"; in line 4, insert "that" after "provide"; in line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "tion".

LEGISLATIVE BILL 184. Placed on Select File as amended.

E and R amendment to LB 184:

1. In the title, line 3, strike "the military" and insert "workmen's compensation"; in line 5, strike "employees" and insert "members of the military forces"; in line 7, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 185. Placed on Select File as amended.

E and R amendments to LB 185:

1. In section 1, line 1, strike "Sections 1 to 82" and insert "This act".

2. In section 2, lines 8, 10 and 11, 12 and 13, and 15, strike "be construed to refer to" and insert "mean"; and in line 21, strike "means" and insert "shall mean".

3. In section 4, lines 3, 5, and 8, strike "said" and insert "such".

4. In section 5, lines 17 and 23, strike the semicolon and insert a period; in line 20, strike "article" and insert "section"; in line 34, insert "all" after "for"; and in line 35, strike ";and" and insert a period.

5. In section 9, line 2, strike the semicolon and insert a period; and in line 7, strike "; and" and insert a period.

6. In section 11, line 10, strike the comma; and in line 21, strike "article" and insert "section".

7. In section 16, line 7, strike "article" and insert "act"; in line 8, strike ". However," and insert ", but"; insert "or" at the end of line 23; in lines 27, 30, 51, and 62, strike "months" and insert "month's"; insert "and" at the end of line 31; in lines 35, 47, 128, and 133, strike "days" and insert "days' "; insert "or" at the end of line 47; in line 105, strike the semicolon and insert a comma; and in line 151, strike "herein authorized" and insert "authorized by this section".

8. In section 18, lines 7 and 9, strike "no" and insert "not"; and in line 17, strike the semicolon and insert a comma.

9. In section 19, line 6, insert a comma after "accusation".

10. In section 22, line 21 strike "court-martial" and insert "military judge"; and in line 22, strike "a military judge" and insert "such".

11. In section 26, line 8, strike "said" and insert "such".

12. In section 28, line 2, strike "chapter" and insert "act"; in line 15, strike the semicolon and insert a comma; insert ", commission, or board" at the end of line 24; and in line 26, strike "code" and insert "section".

13. In section 32, line 2, strike "concerned".

14. In section 33, line 7, strike the semicolon and insert a comma; and in line 14, strike "(a), (b), or (c)".

15. In section 43, line 29, insert "State" after "The"; and in line 30, strike "State".

16. In standing committee amendment 3, line 1 strike the second "43" and insert "34".

17. In section 44, line 2, insert "under this act" after "Court".

18. In section 48, line 7, strike the semicolon and insert a comma.

19. In section 49, line 4, strike "of" and insert "or".

20. In section 51, line 2, strike "chapter" and insert "act".

21. In section 55, line 9, strike the semicolon and insert a comma.

22. In section 57, line 8, strike the semicolon and insert a comma.

23. In section 58, line 3, strike "this" and insert "his"; in line 8, strike the semicolon and insert a comma; and in line 9, strike "directs" and insert "may direct".

24. In section 62, line 7, section 63, line 11, and section 64, line 7, strike the semicolon and insert a comma.

25. In section 68, line 8, section 69, line 7, and section 73, line 5, strike the semicolon and insert a comma.

26. In section 72, line 3, strike "by such punishment".

27. In section 79, line 8, strike the semicolon and insert a comma.

28. Sections 76 and 80 being identical, strike section 80 and renumber original sections 81 and 82 as sections 80 and 81.

29. In renumbered section 81, line 2, insert a comma after "effect".

(Signed) Wayne W. Ziebarth, Chairman

Labor

LEGISLATIVE BILL 89. Placed on General File as amended.

Standing Committee amendment to LB 89:

Amend by striking Section 3 and amending Section 4 as follows:

Renumber Section 4 as Section 3, and in original Section 4, Line 2, strike beginning with the second comma to the period in Line 3.

(Signed) Donald Elrod, Chairman

Revenue

LEGISLATIVE BILL 389. Placed on General File.

LEGISLATIVE BILL 394. Placed on General File.

LEGISLATIVE BILL 398. Placed on General File.

(Signed) J. W. Burbach, Chairman

SELECT FILE

LEGISLATIVE BILL 131. Laid over.

LEGISLATIVE BILL 15. Laid over.

LEGISLATIVE BILL 53. E and R amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted with 36 ayes, 0 nays and 13 not voting:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 61. Mr. Carpenter offered the following amendment, which was adopted with 37 ayes, 0 nays and 12 not voting:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 199. Advanced to E and R for engrossment.

LEGISLATIVE BILL 229. E and R amendment found in the Legislative Journal for the Twenty-fifth Day was adopted.

Mr. Waldron offered the following amendment, which was adopted with 37 ayes, 0 nays and 12 not voting:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 277. E and R amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 317. E and R amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 133. E and R amendment found in this day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 138. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 50. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 27. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 28. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 29. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 31. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 57. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 245. Advanced to E and R for engrossment.

LEGISLATIVE BILL 202. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 183. E and R amendment found in this day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 184. E and R amendment found in this day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 185. E and R amendments found in this day's Journal were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Syas introduced Mmes. Leslie Cleveland, Edwin Ingraham, Walter Phillips, Mr. Owen Knutzen, Mr. Charles Peters and Mrs. Frank, Omaha.

Mr. Ziebarth introduced 40 ladies from the Harlan County Extension Club.

Mr. Pedersen introduced Mmes. Jack Lemen, William Fuller and Ed Kohout from Omaha.

Mrs. Orme introduced 29 Fourth Grade students from Bryan School, Lincoln and Mrs. Hurd, teacher.

Mr. Holmquist introduced Mr. Ray Cram from Tekamah.

Mr. Marvel introduced Mrs. Hal C. Smith from Hastings.

Mr. Keyes introduced Mr. and Mrs. Stuart Peterson and Mmes. William A. Richt and Carl Bachenberg from Sarpy County.

Mr. Simpson introduced 23 Sixth Grade students from Sacred Heart School, Lincoln and teacher, John Schneider.

Mr. Burbach introduced Lynn Dvorak of Verdigree and Messrs. Lou Ricke and Ed Stevens from Cedar County.

UNANIMOUS CONSENT—Member Excused

Mr. Wylie asked unanimous consent to be excused for the remainder of the day.

Mr. Pedersen objected.

Mr. Wylie moved to be excused.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 39:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder	Kokes	Robinson	Waldo
Harsh	Mahoney	Skarda	Wenzlaff
Keyes	Moulton		

The motion prevailed.

UNANIMOUS CONSENT—Committee Meeting

Mr. Simpson asked unanimous consent for the Rules Committee to meet at 1:00 p.m. today in the West Lounge. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 852	Monday, March 10, 1969	2:00 p.m.
LB 883	Monday, March 10, 1969	2:00 p.m.
LB 885	Monday, March 10, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Education

LB 573 (Cancelled)	Monday, February 17, 1969	2:00 p.m.
LB 573 (Reset)	Monday, March 3, 1969	2:00 p.m.
LB 552	Monday, February 17, 1969	2:00 p.m.
LB 566	Monday, February 17, 1969	2:00 p.m.
LB 624	Monday, February 17, 1969	2:00 p.m.
LB 280	Wednesday, February 19, 1969	2:00 p.m.
LB 569	Wednesday, February 19, 1969	2:00 p.m.
LB 979	Monday, March 3, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1031	Revenue
1032	Revenue
1033	Miscellaneous Subjects
1034	Miscellaneous Subjects
1035	Revenue
1036	Public Health and Welfare
1037	Judiciary
1038	Judiciary
1039	Judiciary
1040	Public Health and Welfare

1041	Public Health and Welfare
1042	Education
1043	Education
1044	Education
1045	Government and Military Affairs
1046	Revenue
1047	Agriculture and Recreation
1048	Revenue
1049	Labor
1050	Public Health and Welfare
1051	Judiciary
1052	Education
1053	Public Works
1054	Government and Military Affairs
1055	Education
1056	Education
1057	Education

(Signed) John E. Everroad
Lieutenant Governor

MOTION—State Flags

Mr. Holmquist moved that State Flags be sent to all Vietnam servicemen from Nebraska, who request the same.

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 130.

A BILL FOR AN ACT to amend sections 55-156 and 55-185, Reissue Revised Statutes of Nebraska, 1943, relating to militia; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes

Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Skarda
Waldo
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 132.

A BILL FOR AN ACT to amend sections 60-109, 60-110, 60-1002, and 60-1003, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Carpenter
Skarda
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 134.

A BILL FOR AN ACT to amend section 70-610, Revised Statutes Supplement, 1967, relating to public power and irrigation districts; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Carpenter
Mahoney
Skarda
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 136.

A BILL FOR AN ACT to amend sections 72-302, 72-308, and 72-312, Reissue Revised Statutes of Nebraska, 1943, relating to development of mineral lands; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy

Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Batchelder
Skarda
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 137.

A BILL FOR AN ACT to amend sections 75-302, 75-303, 75-304, 75-305, 75-306, and 75-311, Reissue Revised Statutes of Nebraska, 1943, relating to motor carriers; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Holmquist
Skarda
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Return LB 202 to Select File

Mr. Duis asked unanimous consent to return LB 202 to Select File for consideration of the following specific amendment:

Add the emergency clause.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 202. The Duis specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Expedite Bills

Mr. Carpenter asked unanimous consent that the printer expedite LB 815 and LB 816. No objections. So ordered.

MOTIONS—Rule Changes

Mr. Syas offered the following rule change:

Amend Rule 6, Section 2, the first sentence to read:

Standing committees shall meet at 2:00 p.m., ~~unless otherwise ordered by the Legislature.~~ *unless the committee shall decide by majority vote to meet earlier, provided no committee meeting shall be convened earlier than 1:00 without the consent of a majority of the elected Senators.*

Referred to the Rules Committee.

Mr. Syas offered the following rule change:

Amend Rule 11, Section 2, to read as follows:

Members shall introduce only such bills as they are willing to endorse and support personally. *Not more than two Senators shall sign any single bill, provided this limitation shall not apply to committee bills nor to Legislative Council bills and Revisor of Statute corrective bills.*

Referred to the Rules Committee.

Explanations of Vote

Had I been present, I would have voted "aye" on LB 758, 106, 111, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 127, 128 and 129 on Final Reading.

(Signed) Elvin Adamson

Had I been present, I would have voted "aye" on LB 758, 106, 111, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 127, 128 and 129 on Final Reading.

(Signed) Claire W. Holmquist

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 211. Indefinitely postponed.

LEGISLATIVE BILL 212. Indefinitely postponed.

(Signed) Lester Harsh, Chairman

UNANIMOUS CONSENT—Government Seminar

Mr. Elrod asked unanimous consent that on Friday, February 28, we adjourn at 10:00 a.m., for the purpose of meeting in the Cornhusker Hotel for a Government Modernization Seminar.

No objections. So ordered.

MOTION—Rule Change

Mr. Waldron offered the following rule change:

1. Add a new section to be known as section 12 and to read as follows:

"Sec. 12. Any introducer of a bill is entitled to ask questions of any person appearing before the committee in favor of or in opposition to such bill."

Referred to the Rules Committee.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1058. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-328, Revised Statutes Supplement, 1967, relating to schools; to require the State Board of Education to survey and evaluate school districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1059. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to county attorneys; to provide qualification for candidates for the office of county attorney; and to provide exceptions.

LEGISLATIVE BILL 1060. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 5-105, Revised Statutes Supplement, 1967, relating to judicial districts; to provide for additional counties and judges for the eleventh district as prescribed; to provide for the appointment of an additional judge as prescribed; to repeal the original section; and to provide an effective date.

LEGISLATIVE BILL 1061. By John E. Knight, 26th District.

A BILL FOR AN ACT to amend sections 79-1802 and 79-1803, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide the requirements for a permit for solicitors of private correspondence schools as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1062. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XII, section 1, of the Constitution of Nebraska, relating to miscellaneous corporations; to provide that the Legislature may create public corporations for the generation, transmission or sale of electricity, by special law; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1063. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 79-435, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the collection and disbursement of taxes by the county treasurer as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1064. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend sections 70-651.02 and 70-651.04, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide for payments in lieu of taxes as prescribed; to provide for distribution of such payments as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1065. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 38-116 and 43-201, Reissue Revised Statutes of Nebraska, 1943, and section 28-477, Revised Statutes Supplement, 1967, relating to minors; to provide for spiritual treatment of children as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1066. By Herb Nore, 22nd District.

A BILL FOR AN ACT to amend section 23-320.01, Reissue Revised Statutes of Nebraska, 1943, and sections 23-320.03 and 23-320.07, Revised Statutes Supplement, 1967, relating to flood control; to provide for the payment of construction costs and expenses of flood control projects as prescribed; to provide for an increase in the mill levy as precribed; and to repeal the original sections.

LEGISLATIVE BILL 1067. By Terry Carpenter, 48th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT relating to agriculture; to provide for the testing and weighing of sugar beets; to provide for the exercise of of powers and duties by the Director of Agriculture; to provide for promulgation of rules and regulations by the Director of Agriculture; to provide for administrative hearings and appeal procedures; to provide for the collection of fees; to make certain acts unlawful; and to provide for penalties.

LEGISLATIVE BILL 1068. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to revenue; to provide for the taxation of credit unions as prescribed; and to provide the manner of collecting such taxes.

LEGISLATIVE BILL 1069. By Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 2, of the Constitution of Nebraska, relating to revenue; to provide that property owned by and used exclusively for agricultural and horticultural societies when such property is not owned or used for financial gain or profit to either the owner or user may be exempt from taxation; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1070. By Jerome Warner, 25th District and Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 24-706 and 24-713, Reissue Revised Statutes of Nebraska, 1943, and sections 24-701, 24-703, and 24-710, Revised Statutes Supplement, 1967, relating to courts; to establish categories of original and future members for purposes of the Nebraska Retirement Fund for Judges, and establish separate funds within such fund; to harmonize provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 1071. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend sections 79-4,147.01 and 79-4,147.02, Reissue Revised Statutes of Nebraska, 1943 relating to schools; to transfer the duties of certification of high school equivalency from State Board of Education to Commissioner of Education; to change the conditions for issuing a certificate of equivalency as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1072. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to taxation; to change sales and use tax exemptions; and to repeal the original section.

MOTIONS—Introduce Bills

Mr. Marvel moved the introduction of a new bill by the Committee on Budget, to be known as LB 1073.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Mr. Marvel moved the introduction of a new bill by the Committee on Budget, to be known as LB 1074.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1073. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman.

A BILL FOR AN ACT to repeal section 81-1119, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Administrative Services; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 1074. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman.

A BILL FOR AN ACT to amend sections 43-902, 43-903, 43-904, 43-905, 43-906, and 43-909, Reissue Revised Statutes of Nebraska, 1943, relating to Home for Children; to transfer the supervision of the Home for Children to the Department of Public Institutions;

to authorize the Department of Public Institutions to release children to the Department of Public Welfare for adoption and for placing them in foster homes; to provide for transfer of records; and to repeal the original sections.

LEGISLATIVE BILL 1075. By C. W. Holmquist, 16th District; E. Thome Johnson, 15th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to real property; to provide for the application of mortgage loan proceeds for construction of improvements on real property; to provide for form of written agreement between lender and borrower; to provide such funds shall be held in trust; and to provide a penalty.

LEGISLATIVE BILL 1076. By Wayne L. Schreurs, 24th District.

A BILL FOR AN ACT to amend section 25-1556, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to change specific exemptions as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1077. By Robert L. Clark, 47th District; William F. Swanson, 27th District and William M. Wylie, 40th District.

A BILL FOR AN ACT relating to crimes and punishments; to make certain acts unlawful as prescribed; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 1078. By Robert L. Clark, 47th District; William F. Swanson, 27th District and William M. Wylie, 40th District.

A BILL FOR AN ACT relating to crimes and punishments; to make certain acts unlawful as prescribed; to provide for a penalty; and to declare an emergency.

LEGISLATIVE BILL 1079. By William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 53-168, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to require that retailers have an opportunity to adopt an approved plan designed to prevent credit violations before such retailer can be suspended or revoked for accepting more than thirty days credit; and to repeal the original section.

LEGISLATIVE BILL 1080. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 23-320.02, Reissue Revised Statutes of Nebraska, 1943, relating to flood control; to provide that any county may acquire land in another county by condemnation as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1081. By Elmer Wallwey, 17th District.

A BILL FOR AN ACT to amend section 23-343.24, Revised Statutes Supplement, 1967, relating to county government; to provide that precincts may be excluded from hospital districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1082. By Ramey C. Whitney, 44th District; Florence B. Reynolds, 14th District; J. W. Burbach, 19th District; William M. Wylie, 40th District; C. F. Moulton, 8th District; Willard H. Waldo, 31st District; Robert L. Clark, 47th District; Herb Nore, 22nd District; Harold T. Moylan, 6th District; Bill K. Bloom, 20th District; Eugene T. Mahoney, 5th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 79-1331, 79-1333, 79-1334, 79-1343, and 79-1344, Revised Statutes Supplement, 1967, relating to schools; to change the method of providing financial assistance to school districts from the School Foundation and Equalization Fund as prescribed; to repeal the original sections, and also sections 79-1335, 79-1336, 79-1337, 79-1338, 79-1339, and 79-1341, Revised Statutes Supplement, 1967; and to declare an emergency.

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of the General File bills and let the introducer explain them. No objections. So ordered.

LEGISLATIVE BILL 25. Reading waived. Explained.

Mr. Pedersen offered the following amendment, which was adopted:

Amend standing committee amendment, line 6, after the word *"thereof,"* insert *"be paid in any sum not exceeding two hundred dollars and"*, and in line 6, delete *"part"* and insert *"party"*.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted as amended.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 32. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 35. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 42. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 37 ayes, 0 nays, and 12 not voting.

LEGISLATIVE BILL 54. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays, and 19 not voting.

LEGISLATIVE BILL 58. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-second Day were adopted.

Mr. Carpenter offered the following amendments, which were adopted:

1. Section 17-612 should be amended to read as follows:

The emoluments of any appointive or elective officer shall not be increased or diminished during the term for which he shall have been elected or appointed, except when there has been a combination and merger of offices as provided by sections 17-108.02 and 17-209.02., *except that when there are officers elected or appointed to the council, or a board or commission having more than one member and the terms of one or more members commence and end at different times, the compensation of all members of such council, board or commission may be increased or diminished at the beginning of the full term of any member thereof.* No person who shall have resigned or vacated any office shall be eligible to the same during the time for which he was elected or appointed if during the same time the emoluments thereof were increased.

2. Add the emergency clause.

Advanced to E and R for review with 25 ayes, 3 nays and 21 not voting.

LEGISLATIVE BILL 59. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

Adjournment

At 11:51 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Wednesday, February 12, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TWENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 12, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Ten "Cannots" by Abraham Lincoln

"You cannot bring about prosperity by discouraging thrift."

"You cannot help small men by tearing down big men."

"You cannot strengthen the weak by weakening the strong."

"You cannot lift the wage earner by pulling down the wage payer."

"You cannot help the poor man by destroying the rich."

"You cannot keep out of trouble by spending more than your income."

"You cannot further the brotherhood of man by inciting class hatred."

"You cannot establish security on borrowed money."

"You cannot build character and courage by taking away man's initiative and independence."

"You cannot help men permanently by doing for them what they could and should do for themselves."

Prayer was offered by the Chaplain.

Prayer

Our father's God, and ours, we pray today for the nation that the fathers founded. We lift to Thee grateful hearts for the heritage that is come down to us, bought by other toils and other tears than our own. For greater character that has been woven into our national fabric, blessed be Thy name. Help us this day with vivid vision to see men of old who feared Thy name and handed on to us the torch of the nation's righteousness. Especially do we give Thee thanks for the unselfish service and the stainless record of that calm and courageous leader whose crystal spirit and whose calm sword were Thy instruments in preserving our union. As we cherish his deeds and recall his words, may we be his spiritual sons and daughters in furthering that government of the people, by the people, and for the people. In His name, we pray. Amen.

The roll was called and all members were present except Messrs. Kokes and Skarda, who were excused; and Mr. Duis excused until 9:30 a.m.

Corrections for the Journal

Page 501, line 33, insert "122" after "121".

Page 502, line 3, insert "122" after "121".

The Journal for the Twenty-sixth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 564	Friday, March 14, 1969	2:00 p.m.
LB 567	Friday, March 14, 1969	2:00 p.m.
LB 568	Friday, March 14, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Labor

LB 705	(Cancelled) Wednesday, February 26, 1969	2:00 p.m.
	(Reset) Wednesday, March 5, 1969	2:00 p.m.
LB 818	Wednesday, February 19, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 53. Replaced on Select File as amended.

E and R amendments to LB 53:

1. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 61. Replaced on Select File as amended.

E and R amendments to LB 61:

1. Add a new section to read as follows:
"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 229. Replaced on Select File as amended.

E and R amendments to LB 229:

1. Add a new section to read as follows:
"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike "and"; and in line 7, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 277. Replaced on Select File as amended.

E and R amendments to LB 277:

1. In the title, line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 202. Replaced on Select File as amended.

E and R amendments to LB 202:

1. Add a new section to read as follows:
"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 4 as amended, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 186. Placed on Select File as amended.

E and R amendments to LB 186:

1. In section 1, lines 9 and 34, strike the period and insert “. ;”; in line 26, strike *“the said”* and insert *“such”*; and in line 42, strike the period and insert “. ; *and*”.

2. In section 4, line 24, insert *“of this section”* after “(5)”.

3. In section 18, line 6, strike “rank” and insert “~~rank~~ *grade*”; and at the end of line 6, insert *“lieutenant”*.

4. In section 23, line 6, strike *“20”* and insert *“18”*; and in line 33, strike *“rank”* and insert *“grade”*.

5. In lieu of standing committee amendment 2, in section 50, line 10, strike *“called”* and insert *“call”*.

6. In section 58, line 14, insert *“or of the United States”* after *“state”*; in line 19, strike *“herein in this code”* and insert *“in this section”*; and in line 23, strike *“due to”* and insert *“because of”*.

7. In standing committee amendment 4, line 2, strike “1” and insert “3”; in line 38, strike the second comma; and in line 42, strike “reasons” and insert “reason” as in the statutes.

8. In lieu of the Swanson amendment to section 59, in standing committee amendment 4, line 30, strike “conditions other than dishonorable” and insert *“honorable* conditions ~~other than dishonorable~~”.

9. In section 61, line 4, strike *“through”* and insert *“to”*.

10. In section 62, line 5, insert an underscored comma after “may”.

11. In section 65, line 5, insert *“to”* after *“place”*.

12. In section 67, line 9, strike *“said”* and insert *“such”*.

13. In lieu of the Swanson amendment thereto, in section 69, strike lines 10 to 14 and insert *“state shall be the Attorney General or a member of his staff or a practicing attorney designated by him. Compensation of counsel at the expense of the state shall be charged against military department funds.”*.

14. In section 70, line 5, strike *“the action or proceeding”* and insert *“any pleading, complaint, or informa-*

tion", and in line 6, insert *"in such action or proceeding"* after *"heard"*.

15. For correlation purposes, after the second comma in line 2 of section 76, insert "as amended by section 2, Legislative Bill 130, Eightieth Session, Nebraska State Legislature, 1969,"; and strike the new and stricken matter in lines 11 and 12 and insert "Director of Administrative Services".

16. In standing committee amendment 7, line 3, strike "same" and insert "old matter".

17. In section 81, line 4, insert an underscored comma after "pay" and at the end of the line.

18. For correlation purposes, in section 82, line 10, and in the title, line 12, strike "55-185,"; in section 82, line 13, and in the title, line 15, after "1943" insert ", and section 55-185, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 130, Eightieth Session, Nebraska State Legislature, 1969"; in section 82, line 14, and in the title, line 28, strike "55-156,"; and in section 82, line 18, and in the title, line 34, after "1943" insert ", and section 55-156, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 130, Eightieth Session, Nebraska State Legislature, 1969".

19. In the title, line 20, strike "terms" and insert "times".

LEGISLATIVE BILL 33. Correctly engrossed.

LEGISLATIVE BILL 34. Correctly engrossed.

LEGISLATIVE BILL 126. Correctly engrossed.

LEGISLATIVE BILL 160. Correctly engrossed.

LEGISLATIVE BILL 169. Correctly engrossed.

LEGISLATIVE BILL 213. Correctly engrossed.

LEGISLATIVE BILL 214. Correctly engrossed.

LEGISLATIVE BILL 130. Correctly enrolled.

LEGISLATIVE BILL 132. Correctly enrolled.

LEGISLATIVE BILL 134. Correctly enrolled.

LEGISLATIVE BILL 136. Correctly enrolled.

LEGISLATIVE BILL 137. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 130 LB 132 LB 134 LB 136 LB 137

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 182. Placed on General File as amended.

Standing Committee amendment to LB 182:

Section 1. The fees set forth in the Uniform Commercial Code, Article 9, Part 4, shall apply to filing of all instruments on paper eight by five inches in size. For instruments filed on paper of any other size there shall be added to the uniform fee for filing the sum of one dollar fifty cents. *The provisions of this act shall not be applicable until July 1, 1970.*

LEGISLATIVE BILL 224. Placed on General File.

LEGISLATIVE BILL 17. Indefinitely postponed.

LEGISLATIVE BILL 278. Indefinitely postponed.

LEGISLATIVE BILL 433. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

MOTION—LB 197

Mr. Simpson moved to indefinitely postpone LB 197 on General File.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

MOTION—LB 198

Mr. Simpson moved to indefinitely postpone LB 198 on General File.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and consider tomorrow's Final Readings today.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 139.

A BILL FOR AN ACT to amend section 79-446.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Bloom
Duis
Kokes
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 140.

A BILL FOR AN ACT to amend sections 81-101, 81-102, 81-301, 81-8,135, 81-8,173, and 81-8,176, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to harmonize the provisions thereof with previous legislation; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Bloom
Harsh
Hasebroock
Kokes
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 141.

A BILL FOR AN ACT to amend section 83-508, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Bloom
Kokes
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 142.

A BILL FOR AN ACT to amend sections 84-120 and 84-502, Reissue Revised Statutes of Nebraska, 1943, relating to state officers; to eliminate obsolete matter; to harmonize and correct the designation of committees of the Legislature; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Bloom
Kokes
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 143.

A BILL FOR AN ACT to amend sections 85-405, Reissue Revised Statutes of Nebraska, 1943, and section 85-195, Revised Statutes Supplement, 1967, relating to colleges and universities; to clarify the meaning thereof; to harmonize the provisions thereof with previous legislation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Kokes
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 144.

A BILL FOR AN ACT to authorize the Revisor of Statutes to reissue and bring up to date the 1962 reissue of Volumes I and IA to the Revised Statutes of Nebraska, 1943; to provide for the sale and distribution of the reissued volumes; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull

Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Kokes
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Message from the Governor

February 11, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on February 11, 1969 I approved LB 758.

Respectfully,
(Signed) Norbert T. Tiemann
Governor

NTT:sjs

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 637	(Cancelled)	Monday, February 24, 1969	2:00 p.m.
LB 638	(Cancelled)	Monday, February 24, 1969	2:00 p.m.
LB 639	(Cancelled)	Monday, February 24, 1969	2:00 p.m.
LB 685		Monday, February 24, 1969	2:00 p.m.
LB 700		Monday, February 24, 1969	2:00 p.m.
LB 640	(Cancelled)	Tuesday, February 25, 1969	2:00 p.m.
LB 641	(Cancelled)	Tuesday, February 25, 1969	2:00 p.m.
LB 642	(Cancelled)	Tuesday, February 25, 1969	2:00 p.m.
LB 643	(Cancelled)	Monday, March 3, 1969	2:00 p.m.
LB 644	(Cancelled)	Monday, March 3, 1969	2:00 p.m.
LB 645	(Cancelled)	Monday, March 3, 1969	2:00 p.m.
LB 646	(Cancelled)	Monday, March 3, 1969	2:00 p.m.
LB 647	(Cancelled)	Monday, March 3, 1969	2:00 p.m.
LB 701		Monday, March 3, 1969	2:00 p.m.

LB 702	Monday, March 3, 1969	2:00 p.m.
LB 703	Monday, March 3, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

Banking, Commerce and Insurance

LB 923	Monday, March 3, 1969	2:00 p.m.
LB 626	Tuesday, March 4, 1969	2:00 p.m.
LB 627	Tuesday, March 4, 1969	2:00 p.m.
LB 739	Monday, March 17, 1969	2:00 p.m.
LB 838	Monday, March 17, 1969	2:00 p.m.
LB 858	Monday, March 17, 1969	2:00 p.m.
LB 971	Monday, March 17, 1969	2:00 p.m.
LB 924	Tuesday, March 18, 1969	2:00 p.m.
LB 946	Tuesday, March 18, 1969	2:00 p.m.
LB 954	Tuesday, March 18, 1969	2:00 p.m.
LB 955	Tuesday, March 18, 1969	2:00 p.m.
LB 972	Tuesday, March 18, 1969	2:00 p.m.
LB 740	Monday, March 24, 1969	2:00 p.m.
LB 741	Monday, March 24, 1969	2:00 p.m.
LB 799	Monday, March 24, 1969	2:00 p.m.
LB 361	Tuesday, March 25, 1969	2:00 p.m.
LB 362	Tuesday, March 25, 1969	2:00 p.m.
LB 803	Tuesday, March 25, 1969	2:00 p.m.
LB 804	Tuesday, March 25, 1969	2:00 p.m.
LB 807	Tuesday, March 25, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Revenue

LB 254	Monday, February 17, 1969	2:00 p.m.
LB 256	Monday, February 17, 1969	2:00 p.m.
LB 289	Monday, February 17, 1969	2:00 p.m.
LB 541	Tuesday, February 18, 1969	2:00 p.m.
LB 681	Tuesday, February 18, 1969	2:00 p.m.
LB 687	Tuesday, February 18, 1969	2:00 p.m.
LB 594	Wednesday, February 19, 1969	2:00 p.m.
LB 605	Wednesday, February 19, 1969	2:00 p.m.
LB 811	Monday, February 24, 1969	2:00 p.m.
LB 823	Monday, February 24, 1969	2:00 p.m.
LB 824	Monday, February 24, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

Public Works

LB 451	Wednesday, February 19, 1969	2:00 p.m.
LB 620	Wednesday, February 19, 1969	2:00 p.m.
LB 621	Wednesday, February 19, 1969	2:00 p.m.

LB 622	Thursday, February 20, 1969	2:00 p.m.
LB 652	Thursday, February 20, 1969	2:00 p.m.
LB 665	Thursday, February 20, 1969	2:00 p.m.
LB 692	Thursday, February 20, 1969	2:00 p.m.
LB 693	Friday, February 21, 1969	2:00 p.m.
LB 694	Friday, February 21, 1969	2:00 p.m.
LB 708	Friday, February 21, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

Agriculture and Recreation

LB 294	Friday, February 21, 1969	2:00 p.m.
LB 510	Friday, February 21, 1969	2:00 p.m.
LB 584	Friday, February 21, 1969	2:00 p.m.
LB 405	Thursday, February 27, 1969	2:00 p.m.
LB 592	Thursday, February 27, 1969	2:00 p.m.
LB 608	Thursday, February 27, 1969	2:00 p.m.
LB 680	Thursday, February 27, 1968	2:00 p.m.
LB 522	Friday, February 28, 1969	2:00 p.m.
LB 523	Friday, February 28, 1969	2:00 p.m.
LB 550	Friday, February 28, 1969	2:00 p.m.
LB 464	Thursday, March 6, 1969	2:00 p.m.
LB 465	Thursday, March 6, 1969	2:00 p.m.
LB 760	Thursday, March 6, 1969	2:00 p.m.
LB 88	Thursday, March 13, 1969	2:00 p.m.
LB 325	Thursday, March 13, 1969	2:00 p.m.
LB 326	Thursday, March 13, 1969	2:00 p.m.
LB 767	Thursday, March 13, 1969	2:00 p.m.
LB 769	Thursday, March 13, 1969	2:00 p.m.
LB 384	Friday, March 7, 1969	2:00 p.m.
LB 395	Friday, March 7, 1969	2:00 p.m.
LB 489	Friday, March 7, 1969	2:00 p.m.

(Signed) Maurice A. Kremer, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1058	Education
1059	Government and Military Affairs
1060	Government and Military Affairs
1061	Education
1062	Public Works
1063	Revenue
1064	Revenue
1065	Public Health and Welfare
1066	Agriculture and Recreation
1067	Agriculture and Recreation

1068	Revenue
1069	Revenue
1070	Budget
1071	Education
1072	Revenue
1073	Budget
1074	Public Health and Welfare
1075	Judiciary
1076	Judiciary
1077	Judiciary
1078	Judiciary
1079	Miscellaneous Subjects
1080	Agriculture and Recreation
1081	Public Health and Welfare
1082	Education

(Signed) John E. Everroad
Lieutenant Governor

RESOLUTIONS

LEGISLATIVE RESOLUTION 17. Re: Sec. 9 of Motor Vehicle Inspection Rules and Regulations.

Introduced by J. James Waldron, 42nd District.

WHEREAS, the Department of Motor Vehicles has filed its rules and regulations as provided by section 84-904, Revised Statutes Supplement, 1967; and

WHEREAS, section 84-904, Revised Statutes Supplement, 1967, provides that such rules when considered by the Legislature may be altered, rejected, changed, amended, or modified in such manner as it deems advisable; and

WHEREAS, the Legislature finds that section 9 of motor vehicle inspection rules and regulations of the Department of Motor Vehicles should be rejected.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That section 9 of the motor vehicles inspection rules and regulations of the Department of Motor Vehicles as filed with the Legislature be rejected.

LEGISLATIVE RESOLUTION 18. Re: Burlington Trains 42 and 43.

Introduced by J. James Waldron, 42nd District; Leslie A. Stull, 49th District; Elvin Adamson, 43rd District; Donald Elrod, 35th District; Roland A. Luedtke, 28th District; Orval Keyes, 3rd District; John E. Knight, 26th District; Henry F. Pedersen, Jr., 4th District; Harold D. Simpson, 46th District; Maurice A. Kremer, 34th District and Leslie Robinson, 36th District.

WHEREAS, the Burlington Railroad desires the discontinuance of trains 42 and 43 between Omaha and Billings, Montana, and would eliminate needed passenger service along this route through Nebraska; and

WHEREAS, passenger rail service, both medium and long distance, and high speed, is an essential, useful, and valuable service which is a necessity in Nebraska and should be preserved, improved and expanded; and

WHEREAS, as a common carrier the railroads have an obligation towards the public that is on a higher plane than that of ordinary private business; and

WHEREAS, continuation of passenger rail service is required for the public convenience and necessity; and

WHEREAS, loss of passenger train service will affect the final isolation of central and western Nebraska; and

WHEREAS, rail travel is more comfortable, safer and is the only dependable all-weather transportation service, which is important in the severe Nebraska winters; and

WHEREAS, there will be no public transportation between Broken Bow and Alliance, which will work a hardship on older people who cannot drive automobiles and will be without a means of transportation;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Nebraska Legislature believes that the operation of passenger trains are needed in Nebraska and are warranted by public necessity and convenience. Therefore, every effort must be made to convince the Interstate Commerce Commission that passenger trains must be retained for the protection of the economy of Nebraska and positive government action needs to be taken to aid, encourage and promote rail passenger service, including equal treatment for railroads by government in relation to other forms of transportation.

UNANIMOUS CONSENT—LB 25

Mr. Danner asked unanimous consent that LB 25 be held in it's present position on E and R. No objections. So ordered.

UNANIMOUS CONSENT—Committee Meeting

Mr. Simpson asked unanimous consent for the Rules Committee to meet at 1:00 p.m. today in the West Lounge. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1083. By Eugene T. Mahoney, 5th District; Terry Carpenter, 48th District and Jerome Warner, 25th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, section 4, of the Constitution of Nebraska, relating to religious freedom; to provide legislative authority to make grants for students enrolled in nonpublic schools as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1084. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 23-1715, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to require the county board to purchase radio equipment for the sheriff; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1085. By Theodore C. Wenzlaff, 32nd District.

A BILL FOR AN ACT relating to Workmen's Compensation Act; to provide payment of claims for damages by employees of the Game and Parks Commission as prescribed.

LEGISLATIVE BILL 1086. By Ellen E. Craft, 45th District.

A BILL FOR AN ACT to amend section 8-148, Revised Statutes Supplement, 1967, relating to banks and banking; to authorize banks to purchase stock as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1087. By Edward R. Danner, 11th District.

A BILL FOR AN ACT to amend sections 29-1803.01 and 29-1803.02, Revised Statutes Supplement, 1967, relating to criminal procedure; to extend the provisions of such sections to persons accused of a misdemeanor or a restraint of their personal liberty; and to repeal the original sections.

LEGISLATIVE BILL 1088. By Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend section 72-201, Reissue Revised Statutes of Nebraska, 1943, and sections 72-240.20 and 72-258, Revised Statutes Supplement, 1967, relating to school lands and funds; to increase the compensation of appraisers and members of the Board of Educational Lands and Funds; to clarify the meaning thereof; and to repeal the original sections.

LEGISLATIVE BILL 1089. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 26-101, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to provide that judges may hold court for each other as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1090. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 71-322, Revised Statutes Supplement, 1967, relating to public health and welfare; to eliminate one of the requirements for accreditation of a school of cosmetology as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1091. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend sections 52-101, 52-102, and 52-103, Reissue Revised Statutes of Nebraska, 1943, relating to mechanic's liens; to provide that such sections shall only apply to labor performed; and to repeal the original sections, and also section 52-105, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1092. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to highways and bridges; to permit cities and villages within a specified distance of an interstate bridge to purchase or otherwise acquire such bridge; to authorize the issuance of general obligation bonds for such purpose; to require an election; to provide for a levy of taxes; and to provide for joint agreements under the provisions of Chapter 23, article 22, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 1093. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to liquors; to prevent unfair competition and unfair trade practices in the retail sale of alcoholic liquor; to prohibit retail sales of alcoholic liquor below cost; to provide powers and duties for the Nebraska Liquor Control Commission; to provide penalties; and to provide a severability clause.

LEGISLATIVE BILL 1094. By John E. Knight, 26th District.

A BILL FOR AN ACT to authorize the State Board of Education, The Board of Regents of the University of Nebraska and the Board of Education of State Normal Schools to guarantee or make long term, low interest loans to Nebraska residents; to permit such governing boards to provide matching funds for national loan programs; to provide standards therefor; to provide that such governing boards may remit tuition in stated circumstances; to authorize appropriations for such loan and tuition remission programs; and to declare an emergency.

LEGISLATIVE BILL 1095. By Fern Hubbard Orme, 29th District and Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 84-1001, Reissue Revised Statutes of Nebraska, 1943, relating to state employees; to define terms; to provide that state employees, as prescribed, shall not be required to work on holidays; to provide paid holidays as prescribed; to provide certain powers and duties for the State Personnel Director as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1096. By J. James Waldron, 42nd District; Maurice A. Kremer, 34th District; Ramey C. Whitney, 44th District; Jerome Warner, 25th District; Lester Harsh, 38th District; Leslie Robinson, 36th District; Elvin Adamson, 43rd District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to topographic mapping; to authorize the Conservation and Survey Division of the University of Nebraska to enter into a cooperative agreement with the United States Geological Survey, Department of the Interior, for the purpose of accelerating the program of adequate and modern topographic mapping in Nebraska; to provide for funds; and to provide an advisory committee and their duties.

LEGISLATIVE BILL 1097. By Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT relating to schools; to provide that the board of an educational service unit shall prepare a budget and have a public hearing thereon before levying any tax; and to provide for the publication of such budget and the publication of the proceedings of meetings of the board.

LEGISLATIVE BILL 1098. By Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 79-1247.07, Revised Statutes Supplement, 1967, relating to teachers' certificates; to provide for partial refund of the application fee when a certificate is denied; to provide that certificates or permits shall indicate the period of time for which issued; and to repeal the original section.

Visitors

Mr. Ziebarth introduced Mr. J. R. McBride from Minden.

Mr. Schreurs introduced 37 students from Emmanuel Luthern School, York, Ken Niewoehner, teacher and 8 parents.

Mr. Wallwey introduced Mr. and Mrs. Ray Bartels of South Sioux City and Mr. and Mrs. Albert Beerman of Dakota City.

SELECT FILE

LEGISLATIVE BILL 131. Mr. Carstens offered the following amendments, which were adopted:

1. Strike sections 2 through 5, and renumber original sections 6 and 7 as sections 2 and 3, and in renumbered section 3, lines 1 and 2, strike ", 57-508, 57-510, 57-511, 57-512,".

2. In the title, lines 2 and 3, strike ", 57-508, 57-510, 57-511, 57-512,".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 15. Laid over until Monday, February 17 at the request of Mr. Carpenter.

GENERAL FILE

LEGISLATIVE BILL 176. Considered.

Mr. Nore offered the following amendment, which was adopted:

1. Amend Standing Committee amendment, line 8 by inserting *"for the Veterans' Home"* after "fund".

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 236. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted with 17 ayes, 13 nays and 19 not voting.

Mr. Waldron asked unanimous consent to have his name removed from LB 236. No objections. So ordered.

Mr. Harsh asked unanimous consent to have his name added to LB 236. No objections. So ordered.

Mr. Harsh offered the following amendment, which was adopted:

Amend LB 236 by striking in line 4 the following:
"*and* (2) who is twenty-one years or more old".

Advanced to E and R for review with 32 ayes, 4 nays and 13 not voting.

Members Birthday

Mr. Pedersen announced that yesterday was Mr. Syas' birthday. The members sang Happy Birthday to him.

UNANIMOUS CONSENT—Add Co-introducer

Mrs. Orme asked unanimous consent to add the name of Miss Reynolds to LB 776. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 974

Mr. Mahoney asked unanimous consent to withdraw LB 974.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 192. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-second Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 262. Read and Considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-third Day were adopted.

Mr. Waldo moved to indefinitely postpone. The motion prevailed with 26 ayes, 17 nays and 6 not voting.

LEGISLATIVE BILL 263. Read and Considered.

Advanced to E and R for review with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE BILL 85. Mr. Carpenter asked unanimous consent to have LB 85 placed at the bottom of General File. No objections. So ordered.

MOTION—Rule Change

Mr. Knight offered the following rule change:

The Budget Committee recommends to the Legislature a change of rules to amend Section 9, Rule 5 to read as follows:

> The Committee on Order and Arrangement shall consist of the Speaker of the Legislature: Chairman. Other members: Chairman of the Committee on Committees and the Lt. Governor. It shall be the duty of this committee beginning the twenty-first legislative day to report to the Legislature the order in which bills and resolutions shall be considered on General File. *All bills having an expenditure of funds of more than $50,000 will be bracketed on General File for consideration after the Budget Bill; and that the introducer of such bills and/or amendments will be responsible for amending the Budget Bill accordingly.* The order so reported shall become effective only upon approval of the Legislature. The Committee shall meet subject to call by the Chairman.

Referred to the Rules Committee.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Waldron asked unanimous consent to withdraw LB 235 and LB 805.

Laid over.

Adjournment

At 11:50 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Thursday, February 13, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TWENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 13, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

It is our desire to offer thanks for Thy goodness, mercy and justice, and for the privilege of seeking to meet the challenge of another day.

As we labor to understand, let us also labor to love and serve in the time and place where You have willed us. By the prompting of Thy spirit, let the words of our mouths and the meditations of our hearts be acceptable in Thy sight, O Lord, our strength and our redeemer.

Help us to feel ourselves the servants of all and that we may live and work and love in such a way You will never regret that You made us.

This is our prayer, for now. Amen.

The roll was called and all members were present except Mr. Keyes, who was excused.

The Journal for the Twenty-seventh Day was approved.

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 19. Placed on General File.

(Signed) Elmer Wallwey, Chairman

Revenue

LEGISLATIVE BILL 383. Placed on General File.

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 139. Correctly enrolled.

LEGISLATIVE BILL 140. Correctly enrolled.

LEGISLATIVE BILL 141. Correctly enrolled.

LEGISLATIVE BILL 142. Correctly enrolled.

LEGISLATIVE BILL 143. Correctly enrolled.

LEGISLATIVE BILL 144. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 139 LB 140 LB 141 LB 142 LB 143 LB 144

Enrollment and Review

LEGISLATIVE BILL 23. Placed on Select File as amended.

E and R amendments to LB 23:

1. In lieu of the standing committee amendment thereto, in section 1, line 82, strike "and" and insert "and".
2. In the title, line 6, strike "county assessors" and insert "certain county officers"; and in line 6, insert "to require bond of the members of a weed district board and the manager thereof;" after the semicolon.

LEGISLATIVE BILL 24. Placed on Select File as amended.

E and R amendment to LB 24:

1. In the title, line 4, strike "damages" and insert "liability"; and in line 5, insert "for damages" after "assistants".

LEGISLATIVE BILL 32. Placed on Select File as amended.

E and R amendments to LB 32:

1. Add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 2, strike "section" and insert "sections 77-1745 and"; in line 4, strike "date" and insert "dates"; in line 6, insert "and settle with the county board" after "treasury"; in line 6, strike "and"; and in line 7, strike "section" and insert "sections; and to declare an emergency".

LEGISLATIVE BILL 35. Placed on Select File as amended.

E and R amendments to LB 35:

1. Add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 2, strike "section" and insert "sections 77-509 and"; at the end of line 3, insert "to provide when the State Board of Equalization and Assessment shall enter and certify its order;"; in line 6, strike "and"; and in line 6, strike "section" and insert "sections; and to declare an emergency".

LEGISLATIVE BILL 42. Placed on Select File as amended.

E and R amendments to LB 42:

1. In new section 1, line 27, insert "the form for the" after "The".

2. In new section 2, line 2, insert "any person" after "and"; and in line 4, strike "and".

3. In the title, strike lines 4 to 6 and insert "provide exceptions; to provide for administration; to provide penalties; and to declare an emergency.".

LEGISLATIVE BILL 54. Placed on Select File.

LEGISLATIVE BILL 58. Placed on Select File as amended.

E and R amendments to LB 58:

1. In the Carpenter amendment 1, strike line 1 and insert "1. Add a new section to read as follows:

'Sec. 3. That section 17-612, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:' "; and in line 2, insert "17-612." before "The".

2. Strike renumbered section 3 and insert two new sections to read as follows:

"Sec. 4. That original sections 17-108, 17-209, and 17-612, Reissue Revised Statutes of Nebraska, 1943, are repealed.

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 2, strike "section 17-108" and insert "sections 17-108, 17-209, and 17-612"; in line 6, strike "; and" and insert "and a village;"; and strike line 7, and insert "sections; and to declare an emergency.".

LEGISLATIVE BILL 59. Placed on Select File as amended.

E and R amendments to LB 59:

1. In section 1, line 21, insert *"or village"* after *"city"*.

2. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law"."

3. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 272. Placed on Select File as amended.

E and R amendments to LB 272:

1. In section 1, line 22, insert "and amendments thereto," after the comma.

2. In section 2, line 10, strike "if sufficient, provided" and insert "is sufficient if"; and in line 24, strike "herewith" and insert "with this section".

3. In section 3, line 24, strike "herewith" and insert "with this section".

4. In section 4, line 4, insert "the" after "from".

5. In section 6, insert "and amendments thereto," after the third comma in line 10 and the second comma in line 23.

LEGISLATIVE BILL 273. Placed on Select File as amended

E and R amendments to LB 273:

1. In section 1, line 13, strike "of" and insert "at" as in the statutes.

2. In section 4, line 28, strike "mortaged" and insert "~~mortgaged~~ *created a security interest, as defined in the Uniform Commercial Code, in*"; in line 29, strike "upon" and insert "~~upon~~ *in*"; in line 30, strike "mortgage" and insert "~~mortgage~~ *security interest*"; and in line 79, insert "*or*" after the comma.

3. In the title, line 8, insert "to harmonize with previous legislation;" after the second semicolon.

LEGISLATIVE BILL 8. Correctly engrossed.

LEGISLATIVE BILL 56. Correctly engrossed.

LEGISLATIVE BILL 73. Correctly engrossed.

LEGISLATIVE BILL 250. Correctly engrossed.

LEGISLATIVE BILL 252. Correctly engrossed.

LEGISLATIVE BILL 253. Correctly engrossed.

LEGISLATIVE BILL 364. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1083	Education
1084	Government and Military Affairs
1085	Judiciary
1086	Banking, Commerce and Insurance
1087	Judiciary
1088	Education
1089	Judiciary
1090	Public Health and Welfare
1091	Judiciary

1092	Public Works
1093	Miscellaneous Subjects
1094	Education
1095	Labor
1096	Budget
1097	Education
1098	Education

(Signed) John E. Everroad
Lieutenant Governor

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 342	Tuesday, February 25, 1969	2:00 p.m.
LB 346	Tuesday, February 25, 1969	2:00 p.m.
LB 406	Wednesday, February 26, 1969	2:00 p.m.
LB 420	Wednesday, February 26, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

SELECT FILE

LEGISLATIVE BILL 53. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 61. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 229. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 277. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 202. E and R amendments found in the Leg-

islative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 186. E and R amendments found in the Legislative Journal for the Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORT

Banking, Commerce and Insurance

LEGISLATIVE BILL 509. Placed on General File.

LEGISLATIVE BILL 461. Placed on General File.

LEGISLATIVE BILL 479. Placed on General File as amended.

Standing Committee amendment to LB 479:

1. Amend Section 1 of the bill, line 11, by striking "reinsurance"; line 15, by inserting *"including interim binders and guaranty title insurance"* after the word "insurance"; line 18, by striking "fifteen" and inserting *"fourteen"*; and line 21, by striking "may" and inserting "~~may~~ *shall*".

(Signed) Richard F. Proud, Chairman

UNANIMOUS CONSENT—Change Hearing Time

Mr. Kokes asked unanimous consent for the Salaries and Claims Committee to hold their committee hearings at 1:00 p.m. starting after this coming Friday, February 14, 1969. No objections. So ordered.

Member Excused

Mr. Clark asked unanimous consent to be excused tomorrow. No objections. So ordered.

UNANIMOUS CONSENT—Expedite Printing

Mr. Carpenter asked unanimous consent to expedite the printing of LB 810, LB 818 and LB 979. No objections. So ordered.

Members Excused

Messrs. Schreurs and Kremer asked unanimous consent to be excused from 11:00 a.m. until 2:00 p.m. today. No objections. So ordered.

Mr. Schmit asked unanimous consent to be excused until 2:00 p.m. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1099. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 71-604.01 and 71-604.02, Revised Statutes Supplement, 1967, relating to public health and welfare; to require that all infants born in this state be screened for metabolic disease as prescribed by the Department of Health; to require certain reports to the department; to provide duties; and to repeal the original sections.

LEGISLATIVE BILL 1100. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to highways and bridges; to provide for certain procedures and remedies regarding revenue bonds issued pursuant to sections 39-855 to 39-876, Reissue Revised Statutes of Nebraska, 1943; to provide for a plan of adjustment or composition where an issue of interstate bridge revenue bonds have been in default for a period in excess of ten years; and to provide that such a plan shall be approved by the district court in such county where the issuing agency of such revenue bonds is located.

MOTION—Suspend Rules

Mr. Warner moved to suspend the rules and give approval to the introduction of new bills at the request of the Governor, pertaining to the Hoover Commission, numbering 1101 thru 1173.

The motion prevailed with 42 ayes, 0 nays and 7 not voting.

Visitors

Mr. Duis introduced the Women's Auxiliary of the Nebraska State Medical Association.

Mr. Hasebroock introduced Mr. Leo F. Luebbert and son Eugene from West Point.

Mr. Ziebarth introduced Mr. and Mrs. James Reiss and Mr. and Mrs. Gayle Gardels from the 37th District.

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent to revert to General File and take up LB 1 at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1. Read and Considered.

Standing Committee amendments 2 and 3 found in the Legislative Journal for the Twentieth Day were adopted.

Mr. Ziebarth asked unanimous consent to divide Standing Committee amendment 1 into classes and vote on each separately. No objections. So ordered.

Mr. Carpenter moved to amend Standing Committee amendment 1, line 7, after *"practical"* by inserting *"nominated by wards and elected at large"*.

The amendment was adopted with 23 ayes, 21 nays and 5 not voting.

Standing Committee amendment 1 pertaining to Class II districts, as amended, lost with 21 ayes, 24 nays and 4 not voting.

Standing Committee amendment 1 pertaining to Class III districts, as amended, was adopted with 22 ayes, 19 nays and 8 not voting.

Mr. Syas moved to indefinitely postpone.

Mr. Pedersen moved the previous question. The question is, "Shall the debate now cease?"

The Pedersen motion prevailed with 28 ayes, 14 nays and 7 not voting.

The Syas motion to indefinitely postpone prevailed with 28 ayes, 17 nays and 4 not voting.

Speaker Warner Presiding

Members Excused

Mr. Waldron asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

Mr. Carpenter asked unanimous consent to be excused tomorrow. No objections. So ordered.

Messrs. Burbach, Clark and Proud asked unanimous consent to be excused at 4:00 p.m. today. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on February 13, 1969 at 8:25 a.m.: LB 130 LB 132 LB 134 LB 136 LB 137

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 322. Placed on General File as amended.

Standing Committee amendment to LB 322:

1. In section 1, strike lines 28 and 29, and in lieu thereof, insert "county treasurer the certificate of title *or a copy thereof for* such cabin trailer. Comtemporaneously with".

(Signed) Rick Budd, Chairman

Education

LEGISLATIVE BILL 180. Indefinitely postponed.

LEGISLATIVE BILL 427. Indefinitely postponed.

LEGISLATIVE BILL 181. Placed on General File.

LEGISLATIVE BILL 205. Placed on General File as amended.

Standing Committee amendments to LB 205:

1. Strike sections 1 through 8, and in lieu thereof insert the following:

"Section 1. *As used in this act, unless the context otherwise requires:*

(1) Council shall mean the Nebraska Coordinating Council on Higher Education;

(2) Public-supported institution of higher education shall mean an institution providing post-high school training and receiving funds from any taxing unit in the state. Such educational programs shall include but not be limited to the following:

(a) Four-year colleges and universities;

(b) Graduate and professional schools;

(c) Junior colleges which may offer either credit transferable to a four-year academic institution or terminal educational programs leading to certificates or associate degrees or both;

(d) Vocational technical schools;

(e) Programs for in-service training and retraining of workers; and

(f) Training, retraining, and all necessary preparation for productive employment;

(3) State-supported institution of higher education shall mean an institution providing post-high school

training and receiving any funds appropriated by the Legislature;

(4) Higher education shall mean education beyond high school in the State of Nebraska; and

(5) Institution of higher education shall mean any institution providing education beyond high school in the State of Nebraska.

Sec. 2. *There is hereby created the Nebraska Coordinating Council on Higher Education, which shall consist of nine members who shall be appointed by the Governor with the approval of the Legislature. Three members shall be appointed from each of the three congressional districts in the state. No more than three of these members shall be graduates of the same institution. The members of the council shall not be actively engaged in the educational profession. The terms of members initially appointed by the Governor shall expire as follows: (1) Three on July 1, 1971; (2) three on July 1, 1973; and (3) three on July 1, 1975, as designated by the Governor in making the respective appointments. As the terms of members expire, the Governor shall appoint or reappoint a member for a term of six years to succeed the member whose term expires. No member shall serve more than two consecutive terms. The council shall annually elect a chairman, a vice-chairman, and such other officers as it shall deem appropriate. The council shall first meet at the call of the Governor within sixty days of the effective date of this act. The council shall adopt and may from time to time amend its rules and procedures and shall keep a record of all its proceedings. Members of the council shall receive no salary but shall be reimbursed for their actual and necessary expenses incurred in the performance of their official duties.*

Sec. 3. *The council shall have the authority to:*

(1) Make studies of state policy in the field of higher education and formulate a statewide plan for coordination of higher education for the state, considering the needs of the people, the needs of the state, the revenue of the state, and the role of individual public and private institutions within the state in fulfilling these needs;

(2) Report annually to the Governor and the Legislature on the findings from its studies and the statewide plan for coordination of higher education;

(3) Review all proposals for the establishment of

new branches or campuses of state or public-supported institutions of higher education, and advise the appropriate governing body, the Governor, and the Legislature of its recommendations on the proposals;

(4) Review all proposals for the establishment or elimination of state or public-supported institutions of higher education, and advise the appropriate governing body, the Governor, and the Legislature of its recommendations on the proposals;

(5) Recommend to the appropriate governing board, the Governor, and the Legislature the nature of the programs, trade, technical, undergraduate, graduate, professional, state financed research, and public services which should be offered by the public and state-supported institutions of higher education in order to utilize to the best advantage their facilities and personnel;

(6) Recommend to the appropriate governing boards, the Governor, and the Legislature, programs which should be added to existing programs offered in state or public-supported institutions of higher education;

(7) Recommend to the appropriate governing boards, the Governor, and the Legislature, programs or state or public-supported institutions of higher education which should be eliminated because they cause unnecessary duplication, call for potentially unreasonable expenditures for this state when viewed from the national scope of higher education, or for other good and sufficient cause;

(8) Conduct studies in public and state-supported institutions and including, where pertinent and where cooperation is offered, private institutions, to assist them in making the best and most efficient use of facilities and personnel and transmit such studies to the attention of the Governor and the Legislature;

(9) Make recommendations to the Governor and the Legislature concerning the development of capital expansion plans of all public and state-supported institutions of higher education, the establishment of new institutions of higher education, and the establishment of new programs at existing state or public-supported institutions of higher education;

(10) Review the appropriation requests of the public and state-supported institutions of higher education and submit to the budget officer of the Department of Administrative Services and to the budget committee of the Legislature by December 15, its recommendations in regard to the biennial higher education appropria-

tion for such requests, including detailed appropriation requests for both operating and capital budgets;

(11) Seek the cooperation and advice of the officers and trustees of state-supported, public-supported and private institutions of higher education in the state in performing its duties and making its plans, studies, and recommendations;

(12) Review all proposals of public and state-supported institutions of higher education for any new degree programs and transmit its recommendations to the respective institution, the Governor, and the Legislature within ninety days after receipt of such proposals;

(13) Consult with, as may be both proper and appropriate, the respective governing boards of the various institutions of higher education, namely the Board of Regents of the University of Nebraska, the Board of Education of State Normal Schools, the State Board of Vocational Education and, on matters of importance to education in general, the State Board of Education;

(14) Appoint such personnel and establish such offices as are necessary to carry out the purposes of this act; and

(15) Adopt such rules and regulations as are necessary to carry out its duties and responsibilities.

Sec. 4. *The council shall:*

(1) Serve as the official state agency to plan for, define, and recommend policies concerning allocation of federal funds made available on condition that a state plan, statewide coordination or establishment of priorities among institutions of higher education in the State of Nebraska is required. Notwithstanding the above the council may appoint such committees, commissions, departments, agencies, boards or other appropriate groups and may delegate such duties and authority as shall be necessary in order to insure that Nebraska will qualify for participation in such programs;

(2) Apply for, receive, and utilize funds which may be available from private nonprofit foundations and other sources for research on the needs and problems of higher education in the state; and

(3) Subcontract for research and planning services from individuals, colleges or universities, or private nonprofit corporations.

Sec. 5. *The recommendations of the council shall be advisory only as to the University of Nebraska and* *the four state colleges but shall be binding as to all other state-supported institutions of higher education.*

Sec. 6. *(1) State-supported institutions of higher education which are not supported primarily by the state shall submit to the council such accounting of the expenditure of state funds at such time and in such form as the council shall prescribe.*

(2) The University of Nebraska or any of the four state colleges not complying with a recommendation of the council pursuant to this act shall so notify the council, the Governor, and the Legislature or the Executive Board of the Legislative Council when the Legislature is not in session, in writing within sixty days after receipt of the recommendation, documenting the reasons why it refuses to comply.

(3) The officers, trustees, and employees of all state or public-supported institutions of higher education shall cooperate with the council in supplying information regarding their institutions, and advising and assisting the council on matters of higher education in this state in every way possible when so requested by the council.

(4) Persons associated with the public school systems in this state, personnel of the State Department of Education, and members of the State Board of Education shall provide such data about high school students as are requested by the council to aid in the development of state higher education plans.

Sec. 7. *No request for authority to issue revenue bonds by any state or public-supported institution of higher education shall be submitted to the Legislature or the Executive Board of the Legislative Council until after such request has been submitted to and approved by the council.*

Sec. 8. *The position of coordinator of state colleges, established by the Board of Education of State Normal Schools, is hereby abolished.*".

2. Strike sections 16 through 24, and in lieu thereof insert the following:

"Sec. 16. That section 79-2401, Revised Statutes Supplement, 1967, be amended to read as follows:

79-2401. In order to establish ~~a two or four year private college~~, *an institution of higher education*, any individual or organization sponsoring such a college must first petition the ~~State Board of Education~~ *Nebraska Coordinating Council on Higher Education* for approval thereof, *except that schools required to be licensed in accordance with Chapter 79, article 18, Reissue Revised Statutes of Nebraska, 1943, and those institutions of higher education covered by section 9 through 15 of this act shall be exempt from this provision.*

Sec. 17. That section 79-2402, Revised Statutes Supplement, 1967, be amended to read as follows:

~~79-2402.~~ The petition provided for in section ~~79-2401~~ *16 of this act* shall be in such form as the ~~State Board of Education~~ *council* shall prescribe and shall be sufficiently detailed as to disclose the feasibility or lack of feasibility of establishing the proposed ~~college~~ *institution of higher education.*

Sec. 18. That section 79-2403, Revised Statutes Supplement, 1967, be amended to read as follows:

~~79-2403.~~ Upon receipt of such a petition, the ~~State Board of Education~~ *council* shall set a time and a place for a public hearing thereon and shall cause notice thereof to be published twice in one or more newspapers of general circulation, with the latest publication not less than five nor more than ten days prior to the date set for the hearing. Such hearing shall be held as provided in Chapter 84, article 9.

Sec. 19. That section 79-2404, Revised Statutes Supplement, 1967, be amended to read as follows:

~~79-2404.~~ In considering the feasibility of the proposed ~~college~~ *institution of higher education,* the ~~State Board of Education~~ *council* shall take into account the following factors:

(1) The need for and the objectives of the proposed ~~college~~ *institution of higher education;*

(2) The proposed instructional program and the plan for staffing such a program, including staff qualifications;

(3) The financial soundness and capability to fulfill its proposed commitments; and

(4) Such other pertinent factors as relate to the potential of the proposed ~~college~~ *institution of higher education* or as may be developed at the hearing.

Sec. 20. That section 79-2405, Revised Statutes Supplement, 1967, be amended to read as follows:

~~79-2405.~~ After the hearing, the ~~State Board of~~

~~Education~~ *council* shall either approve or disapprove the petition.

Sec. 21. That section 79-2406, Revised Statutes Supplement, 1967, be amended to read as follows:

~~79-2406.~~ If the petition is approved, the petitioner shall be authorized to proceed with the establishment of the proposed ~~college~~ *institution of higher education.* If the petition is disapproved, the ~~college~~ *institution of higher education* shall not be established.

Sec. 22. That section 79-2407, Revised Statutes Supplement, 1967, be amended to read as follows:

~~79-2407.~~ The ~~State Board of Education~~ *council* may provisionally accredit a private ~~college~~ *institution of higher education* which has not previously been accredited by any regional accrediting association as follows:

(1) The ~~college~~ *institution of higher education* shall first make application for such provisional accreditation in such form as the ~~board~~ *council* may prescribe;

(2) Before taking action on such application, the ~~board~~ *council* shall receive a recommendation thereon from a special committee appointed by the ~~Commissioner of Education~~ *council* representing *like* accredited ~~colleges~~ *institution of higher education* ~~and universities of the state~~;

(3) The committee shall consider the following criteria in making its recommendation:

(a) The instructional program of the ~~college~~ *institution of higher education*, which must be similar in quality and content to that offered in *like* accredited public and private ~~colleges~~ *institution of higher education* within the state;

(b) The educational and experience qualifications of the administrative and instructional staff must be adequate to fulfill the purposes of the ~~college~~ *institution of higher education*;

(c) The physical plant, including provisions for housing and student services, and the instructional equipment of the ~~college~~ *institution of higher education* must be adequate to carry out the educational program;

(d) The ~~college~~ *institution of higher education* must be financially sound and capable of carrying out its commitments; and

(e) It must be the intent of the ~~college~~ *institution of higher education where applicable* to become accredited by a regional accrediting association and any necessary action to obtain such accreditation must have been taken; and

(4) Such provisional accreditation shall remain in effect for not more than three years but may be renewed for a like period in the manner provided in this section.

Sec. 23. That section 85-302, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

85-302. The members of the board of education shall annually elect a president and vice president from among their own number. ~~The board shall also select a secretary, whose office shall be in the State Capitol, and all records of the board shall be kept in said office.~~ The State Treasurer shall be treasurer of the board by virtue of his office.

Sec. 24. That original sections 79-1605 and 85-302, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1604, 79-1605.03, 79-1612, 79-1615, 79-1622, 79-2401, 79-2402, 79-2403, 79-2404, 79-2405, 79-2406, and 79-2407, Revised Statutes Suplement, 1967, and also section 85-303, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 25. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

LEGISLATIVE BILL 242. Placed on General File as amended.

Standing Committee amendment to LB 242:

1. In section 2, line 1, after "Children" insert "under the age of sixteen"; and at the end of line 7 insert "need for and".

(Signed) Lester Harsh, Chairman

UNANIMOUS CONSENT—Change Hearing Rooms

Mr. Proud asked unanimous consent for the Banking, Commerce and Insurance Committee to hold their hearings in the West Chamber, Monday, February 17, 1969. No objections. So ordered.

Visitors

Mr. Adamson introduced Mr. and Mrs. Dwight Burney from Hartington, Nebraska.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1101. By Committee on Judiciary at the Request of the Governor.

A BILL FOR AN ACT to amend sections 21-301, 21-303, 21-304, 21-306, 21-307, 21-313, 21-323, and 21-325, Revised Statutes Supplement, 1967, relating to corporations; to change the date corporations for profit shall pay the annual fee; to provide when such fees shall be delinquent; to provide a penalty; to provide for duties for the Secretary of State as prescribed; to provide for liens; and to repeal the original sections, and also sections 21-317 and 21-322, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 1102. By Committee on Judiciary at the Request of the Governor.

A BILL FOR AN ACT to amend sections 21-20,135, 21-20,136, 21-20,137, 21-20,138, 21-20,139, 21-20,140, and 21-20,142, Revised Statutes Supplement, 1967, relating to business corporations; to provide for corporate existence as prescribed; to provide for payment of fees and penalties; and to repeal the original sections.

LEGISLATIVE BILL 1103. By Committee on Judiciary at the Request of the Governor.

A BILL FOR AN ACT to amend sections 21-312, 21-314, and 21-321, Reissue Revised Statutes of Nebraska, 1943, and sections 21-301, 21-303, 21-304, 21-306, 21-313, 21-323, and 21-325, Revised Statutes Supplement, 1967, relating to corporations; to provide for contents, signature, filing and due date of corporation reports; to provide for failure to file the report and payment of fees as prescribed; to provide for notices; to provide for dissolution of corporations as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1104. By Committee on Judiciary at the Request of the Governor.

A BILL FOR AN ACT to amend sections 21-1951 and 21-1982, Revised Statutes Supplement, 1967, relating to nonprofit corporation act; to change date for filing reports and paying fees to Secretary of State; to provide for notices; to provide procedure when a corporation fails to pay fees; to provide for dissolution of corporations; to provide procedure for renewal and revival of corporations; to provide for procedure when officers are deceased or refuse to act; and to repeal the original sections.

LEGISLATIVE BILL 1105. By Committee on Public Health and Welfare at the Request of the Governor.

A BILL FOR AN ACT to amend section 83-145, Revised Statutes Supplement, 1967, relating to prison-made goods; to provide for use of products of any institutional printing plant; to remove the restriction on use of printing by convicts or misdemeanants as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1106. By Committee on Public Health and Welfare at the Request of the Governor.

A BILL FOR AN ACT to amend section 71-901, Revised Statutes Supplement, 1967, relating to public health and welfare; to provide for inspection of public and correctional institutions; to provide for enforcement of the provisions of this act; and to repeal the original section.

LEGISLATIVE BILL 1107. By Committee on Public Health and Welfare at the Request of the Governor.

A BILL FOR AN ACT to amend section 68-1023, Revised Statutes Supplement, 1967, relating to public welfare; to provide that the payment for medical assistance shall be administered by the Department of Public Welfare; and to repeal the original section.

LEGISLATIVE BILL 1108. By Committee on Public Health and Welfare at the Request of the Governor.

A BILL FOR AN ACT to amend sections 43-210, 43-210.03, and 43-904, Reissue Revised Statutes of Nebraska, 1943, relating to children; to eliminate the provision that the county pay for the care, custody and maintenance of a delinquent child; to provide for payment of medical, psychological or psychiatric study or treatment of a child by the Department of Public Welfare as prescribed; to provide for payment of dependent or neglected child at the Home for Children as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1109. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend section 44-330, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change the date of expiration of license of soliciting agent for any insurance company as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1110. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend section 11-201, Revised Statutes Supplement, 1967, relating to bonds of state officers and employees; to provide for approval of bonds as prescribed; to provide duties for the Director of Insurance and the Attorney General as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1111. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT relating to insurance to provide the procedure for settlement of a controversy over a claim under a contract of insurance where the claim is five hundred dollars or less.

LEGISLATIVE BILL 1112. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-523, Reissue Revised Statutes of Nebraska, 1943, relating to State Fire Marshal; to establish a revolving fund as prescribed; to provide the use of such revolving fund; to change the amount of tax; and to repeal the original section.

LEGISLATIVE BILL 1113. By Committee on Education at the Request of the Governor.

A BILL FOR AN ACT to repeal section 79-1619, Reissue Revised Statutes of Nebraska, 1943, relating to junior colleges.

LEGISLATIVE BILL 1114. By Committee on Education at the Request of the Governor.

A BILL FOR AN ACT to amend sections 79-1421, 79-1422, 79-1423, 79-1445.11, and 79-1609, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1602, 79-1604, 79-1608.02, 79-1615, and 79-1622, Revised Statutes Supplement, 1967, relating to schools; to establish the State Board of Junior Colleges; to provide for the membership of the board; to provide powers and duties; to provide for a Commissioner of Junior Colleges, and fix his duties; to provide for compensation; to transfer the duties, files, records, furniture and other property of the State Board of Vocational Education to the State Board of Junior Colleges; to provide for office space and meetings of the board; to provide duties for the Revisor of Statutes; to provide an operative date; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1115. By Committee on Education at the Request of the Governor.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 10, of the Constitution of Nebraska, relating to education; to extend the duties of the Board of Regents; to provide the number and term of members of the board; to provide for appointment of members of the board; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1116. By Committee on Education at the Request of the Governor.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, of the Constitution of Nebraska, by repealing section 13, relating to education; to repeal the provisions for state colleges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1117. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 54-738, Reissue Revised Statutes of Nebraska, 1943, relating to rendering plants; to provide for disbursement of fees; and to repeal the original section.

LEGISLATIVE BILL 1118. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 76-513, Reissue Revised Statutes of Nebraska, 1943, and section 76-514, Revised Statutes Supplement, 1967, relating to Abstracters Board of Examiners; to provide for an office of the board; to provide for deposit and disposition of funds; to provide for reports and audits; and to repeal the original sections.

Recess

At 11:51 a.m., on a motion by Mr. Carpenter, the Legislature recessed until 4:00 p.m.

After Recess

The Legislature reconvened at 4:00 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Carpenter, Clark, Hasebroock, Johnson, Keyes, Proud, and Waldron, who were excused.

RULES COMMITTEE REPORT

The Committee on Rules met Wednesday, February 12, 1969, at 1:00 p.m. in the West Senate Lounge.

The following action on motions for rule changes was taken:

1. Motion for rule change by Senator Pedersen as found on Page 296 of the Legislative Journal. Indefinitely postponed.
2. Motion for rule change by Senator Harsh as found on Page 255 of the Legislative Journal. Indefinitely postponed.
3. Motion for rule change by Senator Waldron as found on Page 502 of the Legislative Journal. Indefinitely postponed.
4. Motion for change to Rule 11, Sec. 3 (as attached) by Senator Waldron. Indefinitely postponed.
5. Motion for rule change by Senator Syas as found on Page 501 of the Legislative Journal to amend Rule 11, Sec. 2, and amended by the Rules Committee (as attached). Carried by unanimous vote.

(Signed) Harold D. Simpson, Chairman
Rules Committee

AMENDMENT TO RULE 11

Amend the first paragraph of Rule 11, Section 3 to read as follows:

"No bill shall be introduced after the twentieth legislative day, except upon recommendation of the Governor or by a majority of the members of a standing committee whose names shall be affixed to the bill and upon the vote of three-fifths of the elected members of the Legislature*; Provided, that each senator may introduce any three bills after the twentieth legislative day and before May 1 of the year the Legislature is in session without any restrictions.* After January 1, no bill shall be drafted by the bill drafter unless requested or authorized by a member of the legislature."

(Signed) Senator J. James Waldron

I move that

Rule 11, Section 2, be amended to read as follows:

Members shall introduce only such bills as they are willing to endorse and support personally. *Not more than three Senators shall sign any single bill; Provided that, this limitation shall not apply to committee bills, to Legislative Council bills, and to Revisor of Statutes corrective bills. Any additoinal signers shall be by the suspension of the rules with a machine vote, and cannot be made by a unanimous consent motion.*

(Signed) Harold D. Simpson, Chairman
Rules Committee

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 413. Placed on General File as amended.

Standing Committee amendment to LB 413:

In section 1, line 9, before the period, insert "; Provided, the term artificial basin shall not be construed to mean any man-made pond, lake, pit or reservoir".

LEGISLATIVE BILL 414. Placed on General File as amended.

Standing Committee amendment to LB 414:

1. Strike section 1.

Renumber original section 2 as section 1, and in line 24 thereof strike "(a)" and show the same as stricken; and in line 32 strike beginning with the comma through "public" in line 35, and show the same as stricken.

3. Renumber original section 3 as section 2, and in line 1 thereof strike "sections 71-3501", and insert "section"; and in line 2 strike "are", and insert "is".

LEGISLATIVE BILL 415. Placed on General File.

LEGISLATIVE BILL 416. Placed on General File.

LEGISLATIVE BILL 302. Placed on General File as amended.

Standing Committee amendment to LB 302:

1. In section 1, reinstate the stricken matter in lines 19 through 22 and through "shall" in line 23; in line 25 strike "*forty*" and insert "*twenty*".

LEGISLATIVE BILL 10. Indefinitely postponed.

LEGISLATIVE BILL 9. Indefinitely postponed.

(Signed) Elmer Wallwey, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1119. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-846, Reissue Revised Statutes of Nebraska, 1943, relating to state Board of Examiners for Professional Engineers and Architects; to provide for deposit and disposition of funds as prescribed; to provide for reports and audits; and to repeal the original section.

LEGISLATIVE BILL 1120. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-8,112, Reissue Revised Statutes of Nebraska, 1943, relating to State Board of Examiners for Land Surveyors; to change the office of the board; to provide for reports and audits; to provide for deposit and disposition of funds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1121. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 71-1,132.07 and 71-1,132.11, Reissue Revised Statutes of Nebraska, 1943, relating to Board of Nursing; to provide for an office of such board; to provide for deposit and disbursement of fees; to provide for reports and audits; to provide for fees; and to repeal the original sections and also sections 71-1,132.22 and 71-1,132.23, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1122. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend section 75-128, Revised Statutes Supplement, 1967, relating to the Nebraska Railway Commission; to authorize the Nebraska Railway Commission to charge fees for filing complaints and petitions with the commission as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1123. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 71-162, Revised Statutes Supplement, 1967; to provide for placing of license fees of certain professions as prescribed in the state General Fund; and to repeal the original section.

LEGISLATIVE BILL 1124. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 60-1404 and 60-1405, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Motor Vehicle Dealers License Board; to provide for office of such board; to provide for deposits and disbursement of funds; to provide for reports and audits; and to repeal the original sections, and also section 60-1409, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1125. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 71-1,156, Revised Statutes Supplement, 1967, relating to Veterinary Medicine and Surgery; to provide that all revenue received by the Board of Examiners in Veterinary Medicine and Surgery shall be placed in the state General Fund; and to repeal the original section.

LEGISLATIVE BILL 1126. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 71-3808, Revised Statutes Supplement, 1967, relating to psychologists; to provide for the money received by the secretary of the board to be placed in the state General Fund; and to repeal the original section.

LEGISLATIVE BILL 1127. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 71-2703 and 71-2714, Reissue Revised Statutes of Nebraska, 1943, relating to Board of Examiners in Massage; to provide that all fees collected by the board shall be placed in the state General Fund; and to repeal the original sections.

LEGISLATIVE BILL 1128. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 81-864 and 81-874, Reissue Revised Statutes of Nebraska, 1943, relating to State Real Estate Commission; to provide for an office of the State Real Estate Commission; to provide deposit and disbursement of funds as prescribed; to provide for reports and audits; and to repeal the original sections, and also section 81-880, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1129. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 71-222, Reissue Revised Statutes of Nebraska, 1943, relating to Board of Barber Examiners; to provide for an office of the board; to provide for deposit and disposition of funds; to provide for reports and audits; and to repeal the original section, and also section 71-222.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1130. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 71-122.01 and 71-404, Reissue Revised Statutes of Nebraska, 1943, and sections 71-122 and 71-316, Revised Statutes Supplement, 1967, relating to public health; to remove the restriction on expenses of examing board, as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1131. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT relating to the State Athletic Commissioner; to provide for an office of the commissioner; to provide for the deposit and disbursement of funds; and to provide for reports and audits.

LEGISLATIVE BILL 1132. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 33-150 and 33-151, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to provide for placing of all fees of examining boards as prescribed in the State General Fund except as stated; and to repeal the original sections.

LEGISLATIVE BILL 1133. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 80-301, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Soldiers' and Sailors' Home; to provide for disbursement of funds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1134. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 80-401.03, Revised Statutes Supplement, 1967, relating to veterans' affairs; to authorize the payment of reasonable and necessary operation expenses of the Department of Veterans' Affairs out of earnings from the Nebraska Veterans' Aid Fund; and to repeal the original section.

LEGISLATIVE BILL 1135. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 84-1305, Reissue Revised Statutes of Nebraska, 1943, relating to State Employees Retirement Act; to provide duties for the State Employees Retirement Board as prescribed; and to repeal the original section.

Mr. Luedtke Presiding

LEGISLATIVE BILL 1136. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 79-1516, 79-1517, 79-1518, 79-1534, 79-1536, 79-1540, 79-1542, and 79-1544, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1501, 79-1503, 79-1556, and 79-1557, Revised Statutes Supplement, 1967, relating to school retirement system of Nebraska; to transfer the duties of administering the school retirement system of Nebraska from the Board of Educational Lands and Funds to State Employees Retirement Board; and to repeal the original sections.

LEGISLATIVE BILL 1137. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 24-701, 24-704, and 24-709, Revised Statutes Supplement, 1967, relating to the Nebraska Retirement Fund for Judges; to transfer the duties of administering the Nebraska Retirement Fund for Judges from the Board of Educational Lands and Funds to the State Employees Retirement Board; and to repeal the original sections.

LEGISLATIVE BILL 1138. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 60-444, 60-446, 60-447, 60-448, and 60-461, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska State Patrolmen's Retirement System; to transfer the duties of administering the Nebraska State Patrolmen's Retirement System from the Board of Educational Lands and Funds to State Employees Retirement Board; and to repeal the original sections.

LEGISLATIVE BILL 1139. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend section 60-311.04, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to change the time for issuing number plates for motor vehicles registered in this state as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1140. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-2,143.01, Reissue Revised Statutes of Nebraska, 1943, relating to agricultural seeds; to harmonize the provisions with previous legislation; to provide for the disbursement of fees; and to repeal the original section.

LEGISLATIVE BILL 1141. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-2,183, Reissue Revised Statutes of Nebraska, 1943, relating to soft drinks; to harmonize the provisions with previous legislation; to provide for the disbursement of fees; and to repeal the original section.

LEGISLATIVE BILL 1142. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend sections 81-219 and 81-222, Reissue Revised Statutes of Nebraska, 1943, relating to frozen desserts; to harmonize the provisions with previous legislation; to clarify the language thereof; to provide for disbursement of fees; and to repeal the original sections.

LEGISLATIVE BILL 1143. By Committee on Budget at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-276, Reissue Revised Statutes of Nebraska, 1943, relating to produce commission merchants; to harmonize the provisions with previous legislation; to provide for disbursement of fees; and to repeal the original section.

LEGISLATIVE BILL 1144. By Committee on Miscellaneous Subjects at the Request of the Governor.

A BILL FOR AN ACT to amend section 53-124, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to change the license year on certain licenses as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1145. By Committee on Miscellaneous Subjects at the Request of the Governor.

A BILL FOR AN ACT to amend section 53-165, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to change the date manufacturers and distributors at wholesale shall make a return of the alcoholic liquor manufactured and sold as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1146. By Committee on Miscellaneous Subjects at the Request of the Governor.

A BILL FOR AN ACT to amend section 53-117, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to change the date for the Nebraska Liquor Control Commission to file its report with the Governor as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1147. By Committee on Miscellaneous Subjects at the Request of the Governor.

A BILL FOR AN ACT to amend sections 82-201, 82-202, 82-203, 82-204, 82-205, and 82-206, Reissue Revised Statutes of Nebraska, 1943, relating to Historical Land Mark Council; to transfer the duties from the Historical Land Mark Council to Nebraska State Historical Society as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1148. By Committee on Miscellaneous Subjects at the Request of the Governor.

A BILL FOR AN ACT to amend sections 82-104 and 82-105, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska State Historical Society; to include records of State Records Administrator that may be of historic value; to eliminate the provision that records have not been in active use for at least twenty years in determining when Nebraska State Historical Society shall obtain possession of historical material; and to repeal the original sections.

LEGISLATIVE BILL 1149. By Committee on Miscellaneous Subjects at the Request of the Governor.

A BILL FOR AN ACT to amend sections 81-815.22, Reissue Revised Statutes of Nebraska, 1943, relating to state parks; to harmonize the provisions with previous legislation; to redefine terms; to provide that the Game and Parks Commission shall consult with the Nebraska State Historical Society prior to construction, alteration, and restoration on sites of historic significance; and to repeal the original section.

LEGISLATIVE BILL 1150. By Committee on Agriculture and Recreation at the Request of the Governor.

A BILL FOR AN ACT to amend section 54-753.03, Reissue Revised Statutes of Nebraska, 1943, relating to feeding of garbage; to provide for disbursement of fees; and to repeal the original section.

LEGISLATIVE BILL 1151. By Committee on Agriculture and Recreation at the Request of the Governor.

A BILL FOR AN ACT to amend sections 81-202 and 81-202.02, Reissue Revised Statutes of Nebraska, 1943, relating to Bureau of Animal Industry; to harmonize the provisions with previous legislation; to provide powers and duties of the Department of Agriculture and State Veterinarian as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1152. By Committee on Agriculture and Recreation at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-229, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture; to provide that the Governor shall appoint a Chief of the Bureau of Dairies, Foods, Drugs and Animal Industry who shall be under the control and supervision of the Director of Agriculture; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 1153. By Committee on Agriculture and Recreation at the Request of the Governor.

A BILL FOR AN ACT to amend section 71-1,162, Revised Statutes Supplement, 1967, relating to veterinarians; to eliminate the provision that the Board of Examiners in Veterinary Medicine and Department of Health shall receive a portion of license fees as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1154. By Committee on Agriculture and Recreation at the Request of the Governor.

A BILL FOR AN ACT to amend section 54-147, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Brand Committee; to change the procedure for payment of payrolls and expenses of brand inspectors as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1155. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT to amend section 84-801, Reissue Revised Statutes of Nebraska, 1943, relating to state officers; to eliminate the office of deputy auditor in the office of Auditor of Public Accounts; and to repeal the original section.

LEGISLATIVE BILL 1156. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT to amend sections 50-401, 50-401.01, 50-411, and 84-721, Reissue Revised Statutes of Nebraska, 1943, relating to the Lieutenant Governor; to provide that the Lieutenant Governor shall be a member of the Legislative Council and the executive board thereof; to provide additional duties for the Lieutenant Governor as prescribed; to provide for an increase of salary for the Lieutenant Governor; to provide when such increase shall become operative; and to repeal the original sections.

LEGISLATIVE BILL 1157. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-1316, Revised Statutes Supplement, 1967, relating to state administrative departments; to change the offices exempted from sections 81-1301 to 81-1317, Revised Statutes Supplement, 1967, as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1158. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT to amend sections 81-1306, 81-1307, and 81-1308, Revised Statutes Supplement, 1967, relating to state administrative departments; to restate the responsibilities of the Personnel Director as prescribed; and to provide duties for the State Personnel Board and State Personnel Director as prescribed.

LEGISLATIVE BILL 1159. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-1301, Revised Statutes Supplement, 1967, relating to state administrative departments; to restate the purpose of sections 81-1301 to 81-1317, Revised Statutes Supplement, 1967, as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1160. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 10, of the Constitution of Nebraska, relating to the Legislature; to eliminate the Lieutenant Governor as presiding officer of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1161. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 16, of the Constitution of Nebraska, relating to executive department; to provide that the Lieutenant Governor shall serve on boards and commissions in lieu of Governor when so designated by the Governor, shall perform such duties as may be delegated him by the Governor, and shall devote full time to the duties of his office; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1162. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT relating to state administrative departments; to create a State Personnel Board; to provide for members of the board, their appointment, qualifications and terms of office; to provide powers and duties of the board; and to provide for appeals.

LEGISLATIVE BILL 1163. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT to amend sections 81-8,106 and 81-8,107, Reissue Revised Statutes of Nebraska, 1943, relating to merit system for agencies receiving federal funds; to provide for administration of the merit system for agencies receiving federal funds as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1164. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 1, of the Constitution of Nebraska, relating to executive departments; to provide for the election and appointment of the executive officers of the state; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1165. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT to amend sections 23-1611 and 81-1111, Revised Statutes Supplement, 1967, relating to county officers; to transfer the duty of establishing a uniform system of accounting for all county officers from the Auditor of Public Accounts to the Department of Administrative Services; to provide additional duties for the State Accountant as prescribed; and to repeal the original section, and also section 23-346, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1166. By Committee on Government and Military Affairs at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-106, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to provide for the audit books, accounts, vouchers, records, and expenditures of the office of Auditor of Public Accounts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1167. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend section 39-738, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to eliminate the provision of manufacturing of certain stop signs; to provide for the purchase of certain stop signs as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1168. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT relating to common carriers; to require that a motor vehicle carrier engaged in interstate commerce in Nebraska to have a permit from the Nebraska Railway Commission as prescribed; and to provide requirements and fees for such permit as prescribed.

LEGISLATIVE BILL 1169. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend sections 39-764, 39-764.01, 37-7,134, 60-431, 60-433, 60-505, 60-505.03, 60-505.04, 60-507, 60-1501, 60-1502, 60-1503, 60-1504, 81-101, and 81-102, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to create a Department of Public Safety to be comprised of the Department of Motor Vehicles, the Nebraska State Patrol, and the accident records bureau of the Department of Roads; to provide duties for the Revisor of Statutes; and to repeal the original sections.

LEGISLATIVE BILL 1170. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend sections 48-701, 48-703, 48-704, 48-707, 48-710, 48-712, 48-714.01, 48-714.02, 48-717, and 48-718, Reissue Revised Statutes of Nebraska, 1943, relating to boiler inspections; to transfer the duties of the Department of Labor to Department of Public Safety and the Commissioner of Labor to the Director of Public Safety in carrying out the duties of administering the provisions of Chapter 48, article 7, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 1171. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend sections 60-1301, 60-1302, 60-1303, and 66-511, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Railway Commission; to transfer duties from the Department of Roads and the Tax Commissioner to the Nebraska Railway Commission as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1172. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT to amend sections 48-412, 48-413, 48-414, 48-415, 48-416, 48-418, 48-418.02, 48-418.03, 48-418.07, 48-418.10, 48-418.12, 48-421, 48-428, and 48-431, Reissue Revised Statutes of Nebraska, 1943, relating to safety appliances; to transfer the duties of the Department of Labor to Department of Public Safety and the Commissioner of Labor to the Director of Public Safety in carrying out the duties of administering the provisions of Chapter 48, article 4, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 1173. By Committee on Public Works at the Request of the Governor.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 20, of the Constitution of Nebraska, relating to the State Railway Commission; to fix the number of commissioners at three; to provide for their appointment by the Governor; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1174. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 60-105 and 60-106, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide when ownership of a motor vehicle shall be acquired; and to repeal the original sections.

LEGISLATIVE BILL 1175. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 76-1012, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Trust Deed Act; to reduce the time in which default of trust deed may be cured; and to repeal the original section.

LEGISLATIVE BILL 1176. By Irving F. Wiltse, 1st District and Rick Budd, 2nd District.

A BILL FOR AN ACT to amend section 39-7,137, Reissue Revised Statutes of Nebraska, 1943, relating to state highways; to provide for additional requirements for the allocation of funds to install automatic protection devices at railroad grade crossings as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1177. By Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT relating to motor vehicles; to require the Department of Motor Vehicles to determine the accuracy of accident reports as prescribed.

LEGISLATIVE BILL 1178. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 39-1323.01, Reissue Revised Statutes of Nebraska, 1943, relating to state highways; to provide the State Engineer with power to execute instruments as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1179. By E. Thome Johnson, 15th District; Donald Elrod, 35th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 23-1114.06, Revised Statutes Supplement, 1967, relating to county government; to authorize the county board in a Class 5 county to provide that the county attorney shall devote full time to his official duties; and to repeal the original section.

LEGISLATIVE BILL 1180. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 71-2020, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide for licensing and inspections of hospitals and related institutions by the Department of Health; to increase the fees therefor; to require that such fees shall be paid into the state treasury and credited to the Hospital Licensure Fund in the Department of Health; and to repeal the original section.

LEGISLATIVE BILL 1181. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public welfare; to provide for services to former and potential recipients of assistance to the aged, blind and disabled, and of medical assistance; and to declare an emergency.

LEGISLATIVE BILL 1182. By Willard H. Waldo, 31st District; Maurice A. Kremer, 34th District and Elmer Wallwey, 17th District.

A BILL FOR AN ACT relating to hog cholera; to enact the Hog Cholera Control and Eradication Act as prescribed; to provide how such act may be cited; to define terms; to provide duties for the Director of Agriculture; to provide for violation; to provide penalties; to repeal sections 54-727, 54-727.01, 54-727.02, 54-727.03, 54-727.05, 54-728, 54-728.01, 54-729, 54-729.01, 54-730, 54-731, 54-732, 54-733, and 54-734, Reissue Revised Statutes of Nebraska 1943; and to declare an emergency.

LEGISLATIVE BILL 1183. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 81-263.44, Reissue Revised Statutes of Nebraska, 1943, and sections 81-263.40 and 81-263.41, Revised Statutes Supplement, 1967, relating to dairy industry trade practices; to remove privilege of selling below cost or discriminating in price where intent is not to injure competition; to remove references to the Clayton Act as prescribed; to remove provision for furnishing household refrigerated containers for dairy products; to provide for issuing compliance orders; to establish a fund; and to repeal the original sections.

LEGISLATIVE BILL 1184. By Willard H. Waldo, 31st District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to livestock; to provide for a declaration of policy; to provide how this act may be cited; to establish a Livestock Dealer Licensing Act; to provide for powers for the Director of Agriculture, Department of Agriculture, and the State Veterinarian; to provide for licensing and procedure for obtaining a license; to provide for fees and their disbursement; to provide for the promulgation of rules and regulations; to define terms; to require records to be kept and for access thereto; to provide for violations; and to provide for penalties.

LEGISLATIVE BILL 1185. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 31-755, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide for the rate of interest upon warrants; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1186. By Elmer Wallwey, 17th District.

A BILL FOR AN ACT relating to nursing homes and nursing home administrators; to define terms; to provide how this act may be cited; to provide for licensing of nursing home administrators; to create the Board of Examiners for Nursing Home Administrators; to fix the membership, compensation, prescribe the powers, duties and functions of the Board of Examiners for Nursing Home Administrators; to provide for license fees; to create the State Board of Nursing Home Administrators Fund; to provide an operative date;

to amend sections 71-102, 71-110, 71-113, 71-116, and 71-117, Reissue Revised Statutes of Nebraska, 1943, and sections 71-122 and 71-162, Revised Statutes Supplement, 1967; and to repeal the original sections.

LEGISLATIVE BILL 1187. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 33-117, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries of sheriffs; to increase mileage expenses as prescribed; to increase fees for boarding prisoners as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1188. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to sheriffs; to limit the personal liability of sheriffs and their deputies to corporate sureties bonding them as prescribed.

LEGISLATIVE BILL 1189. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to the State Railway Commission; to provide for the detailed regulation by the commission of gas utilities as prescribed; to define terms; to provide procedures; to provide enforcement and administration; to provide severability; and to provide an operative date.

LEGISLATIVE BILL 1190. By Fern Hubbard Orme, 29th District; Irving F. Wiltse, 1st District; Florence B. Reynolds, 14th District; Herb Nore, 22nd District; Sam Klaver, 9th District; C. F. Moulton, 8th District; Edward R. Danner, 11th District; Theodore C. Wenzlaff, 32nd District; W. H. Hasebroock, 18th District; Harold T. Moylan, 6th District; Terry Carpenter, 48th District; E. Thome Johnson, 15th District; Thomas C. Kennedy, 21st District; Robert L. Clark, 47th District; Harold D. Simpson, 46th District; William F. Swanson, 27th District; Willard H. Waldo, 31st District; John E. Knight, 26th District; Herbert J. Duis, 39th District; Rudolf C. Kokes, 41st District; Richard D. Marvel, 33rd District; William R. Skarda, Jr., 7th District; Leslie Robinson, 36th District; Roland A. Luedtke, 28th District; Leslie A. Stull, 49th District; Richard F. Proud, 12th District; Ramey C. Whitney, 44th District; Ellen E. Craft, 45th District and Elvin Adamson, 43rd District.

A BILL FOR AN ACT to amend section 50-123.01, Reissue Revised Statutes of Nebraska, 1943, as amended by Laws 1968, Seventy-ninth Special Session, Chapter 2, section 1, relating to the Legislature; to provide that a member of the Legislature may request that his annual salary be paid in one sum as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1191. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 28-559, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to make it unlawful to abandon a domestic animal; to provide a penalty; and to repeal the original section.

Adjournment

At 4:24 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Friday, February 14, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

TWENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 14, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, Thou who art our life and hope, we seek tranquility and calmness of mind in facing our many tasks. Yet may there ever be within us an eternal restlessness in seeking to do Thy will. May the distance be shortened between our ideals and our actions.

Touch our hearts with the warmth of Thy love, and may it spread as a glorious infection into the locken and silent areas of our lives bringing about renewal, of the mind and heart and soul of us all. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Batchelder, Carpenter, Clark, Mahoney, Proud and Skarda, who were excused.

Corrections for the Journal

Page 536, line 23, delete "62" and insert "61".

Page 537, line 19, show the second "may" as stricken.

The Journal for the Twenty-eighth Day was approved as corrected.

Member Excused

Mr. Warner asked unanimous consent to be excused at 9:20 a.m. for the remainder of the morning. No objections. So ordered.

Committee to Escort Visitors

The President appointed Messrs. Kremer, Waldo, Keyes, Pedersen, Kennedy, Robinson, Harsh, Nore and Budd to escort Governor

Norbert T. Tiemann and Secretary of Agriculture, Clifford M. Hardin to the Chamber.

Mr. Kremer introduced Mrs. Clifford M. Hardin; Mrs. Norbert T. Tiemann; Dr. Robert F. Goheen, President of Princeton University; Mrs. Robert F. Goheen; Mr. Elmer C. Schlaphoff, Director of the State Department of Agriculture and Mrs. Schlaphoff; Mr. William Galbraith, Deputy ASC Director and Mrs. Galbraith, and Mrs. Loraine Orr, Chairman of the Republican Party.

Mr. Harsh introduced Mr. Ervaine Frieke, President of the Wheat Growers Association and Past Presidents Ray Davis, Carl Bruns, and George Gerdes.

Governor Tiemann introduced Secretary of Agriculture Hardin to the Legislature.

Mr. Hardin addressed the Legislature and guests and read a personal letter from President Nixon extending his greetings and best wishes to the State of Nebraska as they are celebrating the 100th Anniversary of the University of Nebraska.

The Committee escorted Governor Tiemann and Secretary of Agriculture Hardin from the Chamber.

Communications

Letters from U. S. Senators Hruska and Curtis acknowledging their receipt of Secretary Hardin's letter on LR 6.

Letter from U. S. Senator Hruska acknowledging his receipt of LR 13.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 606	Thursday, March 6, 1969	2:00 p.m.
LB 614	Thursday, March 6, 1969	2:00 p.m.
LB 634	Thursday, March 6, 1969	2:00 p.m.
LB 729	Thursday, March 6, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Committee on Committees

The Committee on Committees will meet at 1:15 p.m. on Wednesday, February 19, 1969 in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann, as follows:

Floyd Stone—Game and Parks Commission
Hodge L. Jones, Jr.—State Employees Retirement Board

P. Merle Humphries—State Employees Retirement Board
Warren Bosley, M.D.—State Board of Health

(Signed) Harold T. Moylan, Chairman

Government and Military Affairs

LB 684 (re-hearing)	Thursday, February 20, 1969	2:00 p.m.
LB 815 (re-hearing)	Thursday, February 20, 1969	2:00 p.m.
LB 816 (re-hearing)	Thursday, February 20, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Budget

Department of Institutions		
	Wednesday, February 19, 1969	2:00 p.m.
	Thursday, February 20, 1969	2:00 p.m.

(Signed) Richard D. Marvel, Chairman

MOTION—Rule Change

Mr. Warner offered the following rule change:

"When an amendment to add the emergency clause is adopted on Select File which does not spell out the standard emergency clause and make the necessary change in the title, the Chairman of Enrollment and Review shall also have the authority to add to the engrossed bill the standard emergency clause, assigning to it the appropriate section number, and make the necessary change in the title as a matter of course without including such action in his reports and recommendations to the Legislature or making any special record thereof."

Referred to Rules Committee.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 50. Correctly engrossed.

LEGISLATIVE BILL 133. Correctly engrossed.

LEGISLATIVE BILL 138. Correctly engrossed.

LEGISLATIVE BILL 165. Correctly engrossed.

LEGISLATIVE BILL 166. Correctly engrossed.

LEGISLATIVE BILL 199. Correctly engrossed.

LEGISLATIVE BILL 204. Correctly engrossed.

LEGISLATIVE BILL 241. Correctly engrossed.

LEGISLATIVE BILL 317. Correctly engrossed.

LEGISLATIVE BILL 275. Replaced on Select File as amended.

E and R amendments to LB 275:

1. In line 5 of Enrollment and Review amendment 10, adopted 2/10/69, insert "and section 85-195, Revised Statutes Supplement, 1967," before "as".

2. In line 1 of renumbered section 22, strike "The" and insert "That".

LEGISLATIVE BILL 176. Placed on Select File as amended.

E and R amendments to LB 176:

1. In section 2, line 7, strike "*, the*" and insert "*. The*".

2. In standing committee amendment 1, line 2, strike "*ans*" and insert "*ans'* ".

3. In the Nore amendment, line 2, insert "*Nebraska*" after "*the*".

4. In the title, line 5, insert "to change funds as prescribed;" after the semicolon.

LEGISLATIVE BILL 236. Placed on Select File as amended.

E and R amendment to LB 236:

1. In lieu of the Harsh amendment, in section 1, strike beginning with "*and*" in line 4 through the comma in line 5 as amended, and insert "(2) who ~~is twenty-one years or more old~~ *has registered to vote*,".

LEGISLATIVE BILL 192. Placed on Select File as amended.

E and R amendments to LB 192:

1. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 263. Placed on Select File as amended.

E and R amendment to LB 263:

1. In section 1, line 29, strike *"provided"* and insert *"if"*.

(Signed) Wayne W. Ziebarth, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 321. Placed on General File.

LEGISLATIVE BILL 355. Placed on General File.

(Signed) Maurice A. Kremer, Chairman

Labor

LEGISLATIVE BILL 203. Placed on General File as amended.

Standing Committee amendments to LB 203:

1. In section 2, line 23 after *"of"* insert *"doctor,"*.
2. In section 3, line 142, insert *"vocational"* after *"of"*, and in line 143, strike the second *"the"* and insert *"this"* in lieu thereof.
3. Add a new section after section 5 to be known as section 6 and to read as follows:

> "Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 455. Placed on General File.

LEGISLATIVE BILL 456. Placed on General File.

LEGISLATIVE BILL 457. Placed on General File.

LEGISLATIVE BILL 458. Placed on General File.

(Signed) Donald Elrod, Chairman

Judiciary

LEGISLATIVE BILL 4. Indefinitely postponed.

LEGISLATIVE BILL 43. Indefinitely postponed.

LEGISLATIVE BILL 68. Indefinitely postponed.

LEGISLATIVE BILL 231. Indefinitely postponed.

LEGISLATIVE BILL 266. Indefinitely postponed.

LEGISLATIVE BILL 366. Indefinitely postponed.

LEGISLATIVE BILL 367. Indefinitely postponed.

LEGISLATIVE BILL 49. Placed on General File as amended.

Standing Committee amendment to LB 49:

1. In section 1, line 8, before the period insert as follows:

"; Provided, that in the event of personal injuries willfully and intentionally inflicted by such child or children, damages shall be recoverable to the extent of hospital and medical expenses incurred but not to exceed the sum of one thousand dollars".

LEGISLATIVE BILL 74. Placed on General File as amended.

Standing Committee amendments to LB 74:

1. In section 1, line 11, before the period insert

"; Provided, that in attachments ordered under grounds provided in subdivisions (3) or (4) of this section, a bond as further provided for in this section shall be filed within three days after the attachment is issued",

and in line 16, strike "double" and show the same as stricken.

LEGISLATIVE BILL 237. Placed on General File.

LEGISLATIVE BILL 249. Placed on General File as amended.

Standing Committee amendment to LB 249:

1. In section 1, line 17, after the period insert

"Metal markers provided for veterans graves may be moved on the grave for the purpose of permanent placement.".

LEGISLATIVE BILL 268. Placed on General File.

LEGISLATIVE BILL 283. Placed on General File.

LEGISLATIVE BILL 284. Placed on General File.

LEGISLATIVE BILL 421. Placed on General File.

(Signed) Fred W. Carstens, Chairman

Presented to the Governor

Presented to the Governor for approval on February 14, 1969 at 8:20 a.m.: LB 106 LB 111 LB 113 LB 114 LB 115 LB 116 LB 117 LB 118 LB 119 LB 120 LB 121 LB 123 LB 124 LB 125 LB 127 LB 128 LB 129 LB 139 LB 140 LB 141 LB 142 LB 143 LB 144

(Signed) Ruth Bossard, Enrolling Clerk

Member Excused

Mr. Kremer asked unanimous consent to be excused until 11:30 a.m. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 145.

A BILL FOR AN ACT to amend section 49-702, Reissue Revised Statutes of Nebraska, 1943, and section 24-211.03, Revised Statutes Supplement, 1967, relating to laws; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Carpenter
Clark
Johnson
Kennedy
Kremer
Mahoney
Proud
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 146.

A BILL FOR AN ACT relating to proceedings in the county courts; to provide for the recording in the office of the register of deeds in the county where such real estate is located a certificate of the pendency of proceedings as prescribed; to prescribe the form of such certificate; to provide for the recording of a certified copy of a will and the probate thereof in the office of the register of deeds of counties outside the county of probate having lands situated therein affected by such probate; to provide for the filing of a certified copy of a decree of descent in the office of the register of deeds in counties outside the county of probate having lands situated therein affected by such probate; to amend sections 30-238 and 30-1302, Reissue Revised Statutes of Nebraska, 1943, and section 38-902, Reissue Revised Statutes of Nebraska, 1943, Reissue of 1960; to repeal the original sections and also section 38-902, Reissue Revised Statutes of Nebraska, 1943, and sections 24-562, 30-238, and 30-1302, Revised Statutes Supplement, 1967.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Carpenter
Clark
Johnson
Kremer
Mahoney
Proud
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 147.

A BILL FOR AN ACT to amend sections 69-109, 69-109.01, 69-110, and 69-111, Reissue Revised Statutes of Nebraska, 1943, relating to personal property; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting 8:

Batchelder
Carpenter
Clark
Kremer
Mahoney
Proud
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 148.

A BILL FOR AN ACT to amend section 25-531, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure, district court; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs

Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Carpenter
Clark
Elrod
Kremer
Mahoney
Proud
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 112.

A BILL FOR AN ACT to amend sections 29-113, 29-2503, 29-2509, and 29-2511, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Carpenter
Clark
Elrod
Kremer
Mahoney
Proud
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

REFERENCE COMMITTEE REPORT

LB	Committee
1099	Public Health and Welfare
1100	Public Works
1101	Judiciary
1102	Judiciary
1103	Judiciary
1104	Judiciary
1105	Public Health and Welfare
1106	Public Health and Welfare
1107	Public Health and Welfare
1108	Public Health and Welfare
1109	Public Works
1110	Public Works
1111	Public Works
1112	Public Works
1113	Education
1114	Education
1115	Education
1116	Education
1117	Budget
1118	Budget
1119	Budget
1120	Budget
1121	Budget
1122	Public Works
1123	Budget
1124	Budget
1125	Budget
1126	Budget
1127	Budget
1128	Budget
1129	Budget
1130	Budget
1131	Budget
1132	Budget
1133	Budget
1134	Budget
1135	Budget
1136	Budget
1137	Budget
1138	Budget
1139	Public Works
1140	Budget
1141	Budget
1142	Budget

1143	Budget
1144	Miscellaneous Subjects
1145	Miscellaneous Subjects
1146	Miscellaneous Subjects
1147	Miscellaneous Subjects
1148	Miscellaneous Subjects
1149	Miscellaneous Subjects
1150	Agriculture and Recreation
1151	Agriculture and Recreation
1152	Agriculture and Recreation
1153	Agriculture and Recreation
1154	Agriculture and Recreation
1155	Government and Military Affairs
1156	Government and Military Affairs
1157	Government and Military Affairs
1158	Government and Military Affairs
1159	Government and Military Affairs
1160	Government and Military Affairs
1161	Government and Military Affairs
1162	Government and Military Affairs
1163	Government and Military Affairs
1164	Government and Military Affairs
1165	Government and Military Affairs
1166	Government and Military Affairs
1167	Government and Military Affairs
1168	Government and Military Affairs
1169	Public Works
1170	Public Works
1171	Public Works
1172	Public Works
1173	Public Works
1174	Public Works
1175	Judiciary
1176	Public Works
1177	Public Works
1178	Public Works
1179	Judiciary
1180	Public Health and Welfare
1181	Public Health and Welfare
1182	Agriculture and Recreation
1183	Agriculture and Recreation
1184	Agriculture and Recreation
1185	Urban Affairs
1186	Public Health and Welfare
1187	Judiciary
1188	Judiciary
1189	Public Works

1190	General File
1191	Agriculture and Recreation

(Signed) John E. Everroad
Lieutenant Governor

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period February 7, 1969, through February 13, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Critchfield, James, Lincoln, Nebraska Chapter Associated General Contractors of America
Crosby, Pansing, Guenzel & Binning, Lincoln, MAPCO, Inc.
Fraizer & Fraizer, Lincoln, Mutual of Omaha, United of Omaha
Ginsburg, Joseph, Lincoln, Association of Employment Agencies
Heald, Arlie F., Lincoln, I.B.E.W. #265
Moylan, James H., Omaha, Nebraska Shorthand Reporters Association
Pettett, D. H., Lincoln, Union Insurance Co.
Tews, David D., Nebraska Dairy Industries Association

UNANIMOUS CONSENT—Withdraw LB 423

Mr. Carstens asked unanimous consent to withdraw LB 423.

Laid over.

UNANIMOUS CONSENT—Return LB 122 to Final Reading

Mr. Carstens asked unanimous consent to return LB 122 to Final Reading. No objections. So ordered.

MOTION—Reconsider Action

Mr. Carstens moved to reconsider action on LB 122.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Return LB 122 to Select File

Mr. Carstens asked unanimous consent to return LB 122 to Select File for consideration of the following specific amendments:

1. Strike section 1 and renumber original sections 2 and 3 as sections 1 and 2 respectively.

2. In renumbered section 2, line 1, strike "sections 45-101 and" and insert "section"; and in line 2, strike "are" and insert "is".

3. In the title, line 2, strike "sections 45-101 and" and insert "section"; in line 5, strike "to clarify the language thereof;"; and in line 6, strike "sections" and insert "section".

No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 18.

Mr. Waldron asked unanimous consent to add the names of Messrs. Skarda, Mahoney and Bloom to LR 18. No objections. So ordered.

Mr. Danner asked unanimous consent to add his name to LR 18. No objections. So ordered.

LR 18 was adopted with 27 ayes, 2 nays and 20 not voting.

Mr. Waldron asked that copies of LR 18 be sent to the Washington Delegation, Secretary of Commerce and Secretary of Transportation.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Waldron renewed his pending request found in the Legislative Journal for the Twenty-seventh Day to withdraw LB 235 and LB 805. No objections. So ordered.

MOTION—Place LB 17 on General File

Mr. Carpenter moved that LB 17 be placed on General File notwithstanding the committee action.

Laid over.

Members Excused

Mr. Nore asked unanimous consent to be excused at 11:00 a.m. for a short time. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused at 11:30 a.m. No objections. So ordered.

MOTION—Suspend Rules

Mr. Holmquist moved to suspend the rules to take up the Final Reading bills set for Monday, February 17.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Member's Birthday

Mr. Wylie announced that today is Mr. Danner's birthday. The members sang Happy Birthday to him.

Mr. Danner thanked the members.

SELECT FILE

LEGISLATIVE BILL 23. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 24. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 32. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 35. E and R amendments found in the Legislative Journal for the Twenty-eighth day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 42. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 54. Advanced to E and R for engrossment.

LEGISLATIVE BILL 58. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 59. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 272. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 273. E and R amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1192. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 68-703, Reissue Revised Statutes of Nebraska, 1943, and section 68-1023, Revised Statutes Supplement, 1967, relating to public welfare; to provide for the administration of services to medically indigent persons by the Director of Public Welfare as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1193. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 52-118 and 52-118.02, Reissue Revised Statutes of Nebraska, 1943, relating to public building construction; to provide for a bond on equipment sold on contract as prescribed; to provide the procedure for filing an action at law to recover on any such bond as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1194. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 39-1402, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to authorize county board to restrict vehicle weights on county roads as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1195. By Henry F. Pedersen, Jr., 4th District; Roland A. Luedtke, 28th District;

Fern Hubbard Orme, 29th District; Roland A. Luedtke, 28th District; Fern Hubbard Orme, 29th District; Wayne W. Ziebarth, 37th District; J. James Waldron, 42nd District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 79-444, Revised Statutes Supplement, 1967, relating to schools; to change the conditions before admitting a child to the first grade as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1196. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to motor vehicles; to provide a penalty for violation of sections 60-403.01 and 60-403.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1197. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 39-727.01 and 39-727.14, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to reduce to 0.10 per cent the amount of alcohol in the blood to establish a presumption that a driver was under the influence of alcohol; to make it unlawful to drive a motor vehicle with more than 0.10 per cent of alcohol in the blood; and to repeal the original sections.

LEGISLATIVE BILL 1198. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 71-3706, 71-3708, and 71-3710, Reissue Revised Statutes of Nebraska, 1943, relating to sanitarians; to change the qualifications of members of the Board of Registration of Sanitarians; to change the manner of handling funds; to change the manner of paying expenses; to provide fees for annual renewal of registration; to provide for one member of the board to attend the national meeting and his expenses therefor; and to repeal the original sections.

LEGISLATIVE BILL 1199. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 71-604.01, Revised Statutes Supplement, 1967, relating to public health and welfare; to eliminate the urine test from the test to be made for metabolic disease of newborn infants; and to repeal the original section.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 33.

A BILL FOR AN ACT to amend section 77-305, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the Tax Commissioner shall prescribe forms rather than furnishing them for the listing and assessment of personal property and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Duis
Elrod
Harsh
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Batchelder
Carpenter
Clark
Danner
Hasebroock
Kennedy
Kremer
Mahoney
Proud
Reynolds
Skarda
Wallwey
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 34.

A BILL FOR AN ACT to repeal sections 77-512, 77-513, 77-514, and 77-517, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adamson
Bloom
Burbach
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Batchelder
Budd
Carpenter
Clark
Kokes
Kremer
Mahoney
Orme
Proud
Reynolds
Skarda
Wallwey
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 126.

A BILL FOR AN ACT to amend sections 49-506 and 49-617, Reissue Revised Statutes of Nebraska, 1943, relating to law; to reallocate the distribution of statutes, session laws, and journals of Nebraska; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Bloom
Burbach
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Budd
Carpenter
Clark
Kremer
Mahoney
Proud
Reynolds
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 160.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful for any person to falsely claim, pose, or hold himself out to be deaf or dumb or deaf and dumb for certain purposes; and to provide a penalty.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Bloom
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Batchelder
Budd
Burbach
Carpenter
Clark
Kremer
Mahoney
Proud
Reynolds
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 169. With emergency.

A BILL FOR AN ACT to amend section 25-1601, Reissue Revised Statutes of Nebraska, 1943, relating to jurors; to change the minimum age for jury service; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adamson
Bloom
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Budd
Burbach
Carpenter
Clark
Kremer
Mahoney
Proud
Skarda
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 213. With emergency.

A BILL FOR AN ACT to amend section 14-1029, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide that metropolitan water districts or metropolitan utilities districts may borrow money and incur indebtedness upon such terms and in such manner as such districts shall determine; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Carpenter
Clark
Harsh
Kremer
Mahoney
Proud
Skarda
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 214. With emergency.

A BILL FOR AN ACT to amend section 10-126, Revised Statutes Supplement, 1967, relating to bonds of the state and political subdivisions; to eliminate metropolitan water districts and metropolitan utilities districts from the requirement that bonds be redeemable; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Carpenter
Clark
Kremer
Mahoney
Marvel
Proud
Skarda
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Members Excused

Mr. Klaver asked unanimous consent to be excused for a short time Monday, February 17, 1969. No objections. So ordered.

Mr. Luedtke asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

STANDING COMMITTEE REPORTS

Salaries and Claims

LEGISLATIVE BILL 69. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Education

LEGISLATIVE BILL 215. Placed on General File as amended.

Standing Committee amendments to LB 215:

1. In section 1, line 33, strike "forty" and show the same as stricken, and in lieu thereof insert *"sixty"*; in line 35 strike "county clerk of" and strike lines 36 and 37 and in line 38 strike "located forty" and show the same as stricken, and in lieu thereof insert *"Secretary of State sixty"*.

2. In section 1, line 55, after "board" insert *"shall not be actively engaged in the educational profession and"*.

3. In section 1, line 64, strike "each January thereafter" and show the same as stricken, and in lieu thereof insert *"no later than March 31 prior to any general election"*.

4. In section 1, lines 109 and 110, strike "under the provisions of such subsection *as provided in this act*" and show the old matter as stricken, and in lieu thereof insert *"in such county. Such election shall be held when, no later than March 31 prior to any general election, petitions containing signatures equivalent in number to ten per cent of the total vote cast for Governor in the most recent general election for such office in such county are filed with the Secretary of State. When such petitions are filed, the Secretary of State shall order the question placed on the ballot at the next general election in such county"*.

5. In section 1, after line 119, insert *"All registered voters who are qualified electors of any such joint school district shall be eligible to vote in all elections and hold office in the educational service unit of which the district is a part."*

6. In section 1, after line 125, insert a new subsection to read as follows:

"(6) The administrator of each educational service unit, prior to March 1 of each year in which a state primary election is to be held, shall certify to the county clerk of each county located within the unit the names and numbers of each school district located within the county. If a school district is a joint district located in two or more counties or two or more educational service units, the administrator shall certify to each county clerk the unit or county of which the district is considered to be a part."

LEGISLATIVE BILL 425. Placed on General File as amended.

Standing Committee amendments to LB 425:

1. Sec. 2, line 5, strike *"the educational service unit of which the county is a part"* and insert *"a Class II, III, IV, V, or VI school district within the county"*.

2. Add new sentence section 2, line 7 after "superintendent." *"The county commissioners or supervisors may assign any duties of the county superintendent to other county officers."*

LEGISLATIVE BILL 426. Placed on General File as amended.

Standing Committee amendments to LB 426:

1. Section 1, line 22, strike *"or VI"* and insert *"or"* between "Class II" and *"III"*.

2. Section 1, line 27, following the period add *"Where the patrons of a Class VI school district have voted to operate and provide free bus transportation for the pupils of the district, such district shall be eligible for payment for transportation as provided for in the School Foundation and Equalization Act."*

3. Section 1, line 23 and line 27, strike "eight" and show the same as stricken and insert in lieu thereof *"four"*.

(Signed) Lester Harsh, Chairman

Member Excused

Mr. Danner asked unanimous consent to be excused Tuesday, Febuary 18, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee at 1:30 p.m. No objections. So ordered.

Adjournment

At 11:23 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Monday, February 17, 1969.

Hugo F. Srb
Clerk of the Legislature

THIRTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 17, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. W. L. Van Auken, Associate Pastor, Westminster Presbyterian Church, Lincoln.

Prayer

O Thou in whose grace there is strength to do and patience to endure, grant unto us a returning to those first principles to which we have committed ourselves. Let the idealism of youth be tempered by the maturity of years, and the maturity of years further refined by the wisdom of ages. Behind all and in all let us seek Thy perfect will for our neighbors and those for whom we pray. Unto Thy never failing mercies and guidance we commit ourselves and our work, this day, through Jesus Christ our Lord. Amen.

The roll was called and all members were present except Mr. Waldron, excused until 9:30 a.m. and Mr. Knight, excused until 11:45 a.m.

Corrections for the Journal

Page 553, line 9, correct spelling of "additional".

Page 575, line 23, insert "and in line 16, strike "double" and show the same as stricken."

The Journal for the Twenty-ninth Day was approved as corrected.

Visitors

Mr. Stull introduced Mr. Karl Lindgren from Bridgeport, Nebraska.

NOTICE OF COMMITTEE HEARINGS

Labor

LB 422	Wednesday, February 26, 1969	2:00 p.m.
LB 468	Wednesday, March 5, 1969	2:00 p.m.
LB 531	Wednesday, March 12, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 27. Correctly engrossed.

LEGISLATIVE BILL 28. Correctly engrossed.

LEGISLATIVE BILL 29. Correctly engrossed.

LEGISLATIVE BILL 31. Correctly engrossed.

LEGISLATIVE BILL 57. Correctly engrossed.

LEGISLATIVE BILL 183. Correctly engrossed.

LEGISLATIVE BILL 184. Correctly engrossed.

LEGISLATIVE BILL 245. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Revenue

LEGISLATIVE BILL 187. Indefinitely postponed.

LEGISLATIVE BILL 385. Indefinitely postponed.

LEGISLATIVE BILL 387. Indefinitely postponed.

LEGISLATIVE BILL 388. Indefinitely postponed.

LEGISLATIVE BILL 399. Indefinitely postponed.

LEGISLATIVE BILL 401. Indefinitely postponed.

LEGISLATIVE BILL 39. Placed on General File as amended.

Standing Committee amendment to LB 39:

1. In line 21 after "mergers" insert *"consolidations, sales or transfers of substantially all of the assets"* and in line 22 after "corporations" insert *"pursuant to plans of reorganization"*.

LEGISLATIVE BILL 200. Placed on General File as amended.

Standing Committee amendments to LB 200:

1. In section 1, line 4 strike "person" and insert *"grantor"*

2. In section 2 strike lines 11 to 14 and insert *"deeds shall retain ten per cent of the* proceeds of the sale of stamps *to be placed in the county general fund.*

The remainder of the proceeds shall be placed in the state General Fund."

LEGISLATIVE BILL 392. Placed on General File as amended.

Standing Committee amendment to LB 392:

1. In section 1, line 8, strike beginning with *"chairmen"* to the period in line 9 and in lieu thereof insert *"such member of the county board from each county in the state designated by the county board to attend."*.

LEGISLATIVE BILL 393. Placed on General File as amended.

Standing Committee amendment to LB 393:

1. In section 1, line 6, strike beginning with *"and"* through "after" in line 7 and show "after" as stricken and in lieu thereof insert *"such member of the county board from each county in the state designated by the county board to attend after"*

LEGISLATIVE BILL 400. Placed on General File.

LEGISLATIVE BILL 418. Placed on General File.

LEGISLATIVE BILL 430. Placed on General File.

(Signed) J. W. Burbach, Chairman

Government and Military Affairs

LEGISLATIVE BILL 75. Placed on General File as amended.

Standing Committee amendments to LB 75:

1. In section 3, line 14, strike "act", strike lines 15 to 20, line 21 strike "act", and line 28, insert "acceptance of ordinary social favors, to" after "to".

2. In section 4, line 6, insert "but nothing in this section shall be construed to prohibit private employment which does not interfere with the proper performance of his legislative duties" after "source", and line 13 insert "acceptance of ordinary social favors, to" after "to".

3. In section 5, line 9, insert "in the same manner as offices of the Legislature are selected" after "Legislature"; and after the period in line 11, insert

"Any vacancy on the committee shall be filled for the remainder of the unexpired term in the same manner as the members are originally named, except that any vacancy occurring while the Legislature is not in session shall be filled by appointment by the Executive Board of the Legislative Council. Any person so named to fill a vacancy shall have the same qualifications as his immediate predecessor.".

4. In section 6, line 2, insert "unless an election is made pursuant to subsection (7) of this section," after the comma; in line 7, insert "each member of the board of directors and each officer of a district organized under the provisions of Chapter 70, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, (e)" after "(d)"; in line 9, strike "(e)" and insert "(f)"; in line 10, strike "or agencies" and insert ",agencies, or districts"; in line 11, strike "or (c)" and insert ", (c), or (d)"; insert "and" at the end of line 44; strike lines 45 through 49; and in line 50, strike "(g)" and insert "(f)"; after line 71, insert:

"(7) Any person subject to the provisions of this section may elect to file with the committee annually a copy of his federal income tax return and any separate federal income tax return filed by his spouse or minor children residing with him together with a certified statement of any investments held by him, his spouse and minor children residing with him which are not reflected by the income tax returns in lieu of complying with the provisions of subsections (1) to (6) of this act."; in line 72, strike "(7)" and insert "(8)"; in line 72, insert "(a)" after "person"; and in line 74, strike "or" and insert "(b) who shall willfully file a false or incomplete copy of any federal income tax return or a false or incomplete certified statement of investments, or (c)".

5. In section 7, insert "and each board of directors of districts named in subdivision 1 (d) of section 6 of this act" at the end of line 2.

6. In section 8, after the period in line 8, insert "Any vacancy on the board shall be filled for the remainder of the unexpired term by appointment by the Governor. Any person so named to fill a vacancy shall have the same qualifications as his immediate predecessor.".

7. In section 10, line 1, insert "(1)" before "Any"; and after line 9, insert:

"(2) Any person subject to its jurisdiction may request an investigation of his own conduct by the committee or board. Such request shall be made in writing and shall set forth in detail the reasons therefor. Investigations under the provisions of this subsection shall be made substantially in the manner provided in section 11 of this act.".

8. In section 12, line 3, insert "unless the person who has been investigated requests in writing that the board make a public report of its investigation and the results thereof" after "closed".

9. Insert a new section to read as follows:

"Sec. 18. If any section of this act or any part of any secton shall be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining portions thereof.".

10. Renumber original section 18 as section 19.

(Signed) Terry Carpenter, Chairman

Enrollment and Review

LEGISLATIVE BILL 33. Correctly enrolled.

LEGISLATIVE BILL 34. Correctly enrolled.

LEGISLATIVE BILL 112. Correctly enrolled.

LEGISLATIVE BILL 126. Correctly enrolled.

LEGISLATIVE BILL 145. Correctly enrolled.

LEGISLATIVE BILL 146. Correctly enrolled.

LEGISLATIVE BILL 147. Correctly enrolled.

LEGISLATIVE BILL 148. Correctly enrolled.

LEGISLATIVE BILL 160. Correctly enrolled.

LEGISLATIVE BILL 169. Correctly enrolled.

LEGISLATIVE BILL 213. Correctly enrolled.

LEGISLATIVE BILL 214. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 33 LB 34 LB 112 LB 126 LB 145 LB 146 LB 147 LB 148 LB 160 LB 169 LB 213 LB 214

RESOLUTIONS

LEGISLATIVE RESOLUTION 19. Re: Appreciation for State Government Recognition Banquet

Introduced by Wayne W. Ziebarth, 37th District.

WHEREAS, the Lutheran Churches of Lincoln, Nebraska, honored elected, and appointed state officials at the State Government Recognition Banquet held on February 12th at the Nebraska Center for Continuing Education; and

WHEREAS, the top quality entertainment for the elected and appointed officials of this state and other guests was provided by Lynn Dvorak, Verdigre, Nebraska, a clean cut, talented musician and All-American young man, and by the Midland College Clef Dwellers, a refreshing swing choir with exceptional musical talent;

NOW THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH REGULAR SESSION ASSEMBLED:

1. That we the members of the Nebraska Legislature express our appreciation to the Lutheran Churches of Lincoln, Nebraska, for the honor accorded us at the State Government Recognition Banquet on February 12th;

2. That we the members of the Nebraska Legislature hereby express our gratitude for the delightful and enjoyable entertainment provided by Lynn Dvorak and the Midland College Clef Dwellers at the State Government Recognition Banquet;

3. That copies of this resolution be sent by the Legislative Clerk to the appropriate persons representing the Lutheran Churches of Lincoln, Nebraska, to Lynn Dvorak of Verdigre, Nebraska, and to the Midland College Clef Dwellers at Fremont, Nebraska.

Message from the Governor

February 14, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on February 13, 1969 I approved LB 130, LB 132, LB 134, LB 136 and LB 137.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

MOTION—Rule Change

Mr. Simpson moved the adoption of the Syas Rule Change, as amended, found on page 553 of the Legislative Journal.

The motion prevailed with 38 ayes, 3 nays and 8 not voting.

MOTION—Suspend Rules

Mr. Simpson moved to suspend the rules to add his name to LB 238.

The motion prevailed with 36 ayes, 2 nays and 11 not voting.

UNANIMOUS CONSENT—Withdraw LB 974

Mr. Mahoney renewed his pending request found in the Legislative Journal for the Twenty-seventh Day to withdraw LB 974. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1200. By William M. Wylie, 40th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 13, of the Constitution of Nebraska, relating to legislative power; to provide that no member of the Legislature shall introduce more than twenty bills at any session; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1201. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 39-1349, Reissue Revised Statutes of Nebraska, 1943, relating to state highways; to increase interest rates on retained payments on construction contracts as prescribed; to provide when such interest rate accrues; and to repeal the original section.

LEGISLATIVE BILL 1202. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 37-204, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to increase resident hunting, fishing, and trapping permit fees as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1203. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 48-124, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to redefine the definition of a dependent child; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1204. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-611, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for the assessment of railroad property as prescribed; to provide for the procedure of such assessment and taxation as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1205. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to law; to provide for calling of special state elections for the submission to the electors of proposed amendments to the Constitution; to provide procedures; and to provide duties for the Secretary of State.

LEGISLATIVE BILL 1206. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 2-1804 and 2-1810, Reissue Revised Statutes of Nebraska, 1943, and section 2-1807, Revised Statutes Supplement, 1967, relating to potato development; to provide authority for the Director of Agriculture to enter into contracts to carry out the purposes of the Potato Development Act; to provide potato inspection and grading service; to provide for payment of inspection and grading fees from the Nebraska Potato Development Fund; to define terms; to harmonize the provisions with previous legislation; to provide for violations and penalties; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1207. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 25-1301.01, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to make an exception to the mailing of notice of judgment as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1208. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to public welfare; to provide for distribution of food stamps as prescribed.

LEGISLATIVE BILL 1209. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 2-1207, Revised Statutes Supplement, 1967, relating to horse racing; to increase the deduction from the sum wagered on races; to establish the Nebraska Thoroughbred Fund and provide for payments from such fund to race tracks and Nebraska thoroughbred owners; to create a Board of Governors for such fund; to provide procedures; and to repeal the original section.

LEGISLATIVE BILL 1210. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 37-513, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide the Game and Parks Commission with power to regulate the training and running of dogs as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1211. By Jerome Warner, 25th District.

A BILL FOR AN ACT relating to education; to provide for a program of state aid to public school district as prescribed.

LEGISLATIVE BILL 1212. By Eugene T. Mahoney, 5th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT to amend section 72-728, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Hall of Fame Commission; to provide that Nebraskans awarded the Medal of Honor shall be named to the Hall of Fame; and to repeal the original section.

LEGISLATIVE BILL 1213. By Jerome Warner, 25th District; Loran Schmit, 23rd District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to livestock; to adopt the Nebraska Livestock Sellers Protective Act as prescribed; and to declare an emergency.

LEGISLATIVE BILL 1214. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 79-1302, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the formula for the apportionment and distribution of the school fund of the state as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1215. By Richard F. Proud, 12th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, sections 6, 7, and 16, of the Constitution of Nebraska, relating to the Legislature; to provide that the Legislature shall consist of not more than twenty-five members; to provide qualifications of members of the Legislature; to provide for salaries and expenses of members by the Legislature; to restrict interests of members in employment and business; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1216. By Henry F. Pedersen, Jr., 4th District; Roland A. Luedtke, 28th District and Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to criminal procedure; to create a review division of the district courts; to provide for appointments; and to provide powers and duties.

LEGISLATIVE BILL 1217. By Elmer Wallwey, 17th District and William M. Wylie, 40th District.

A BILL FOR AN ACT to amend section 28-1401, Reissue Revised Statutes of Nebraska, 1943, and sections 28-1405, 28-1408, and 28-1409, Revised Statutes Supplement, 1967, relating to crimes and punishments; to change provisions for obtaining approval and filing reports for persons and organizations which solicit funds; and to repeal the original sections.

LEGISLATIVE BILL 1218. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 31-748.01, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide for a change in the rate of interest before final payment is made to a contractor; to clarify the original section; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1219. By Wayne L. Schreurs, 24th District and Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend sections 79-1280, 79-1282, 79-1283, 79-1284, and 79-1286, Revised Statutes Supplement, 1967, relating to the Professional Practices Commission; to clarify provisions; to provide for regulations as prescribed; to provide for duties on cases of revocation and suspension as prescribed; to provide for the employment of an executive director and assistants as prescribed; to provide for a budget as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1220. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 84-905.01, Reissue Revised Statutes of Nebraska, 1943, and sections 84-904 and 84-905, Revised Statutes Supplement, 1967, relating to state officers; to revise provisions for filing agency rules with the Clerk of the Legislature and the Secretary of State; and to repeal the original sections.

LEGISLATIVE BILL 1221. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 53-164.01, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to provide for the principal amount of bond as prescribed; to repeal the original section; and to declare an emergency.

REFERENCE COMMITTEE REPORT

LB	Committee
1192	Public Health and Welfare
1193	Government and Military Affairs
1194	Public Works
1195	Education
1196	Public Works
1197	Judiciary
1198	Public Health and Welfare
1199	Public Health and Welfare

(Signed) John E. Everroad,
Lieutenant Governor

MOTION—Committee Bills

Mr. Carpenter moved that after the Budget bill, or bills, move from General File that all bills on General File and in the committees be indefinitely postponed automatically.

Mr. Carpenter requested a record vote on the motion.

Voting in the affirmative, 17:

Batchelder
Bloom
Carpenter
Clark
Klaver
Mahoney
Moulton
Moylan
Pedersen
Reynolds
Schmit
Skarda
Swanson
Syas
Warner
Wiltse
Ziebarth

Voting in the negative, 30:

Adamson
Budd
Burbach
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Marvel
Nore
Orme
Proud
Robinson
Schreurs
Simpson
Stull
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wylie

Not voting, 2:

Carstens
Knight

The motion lost.

UNANIMOUS CONSENT—Return LB 25 to General File

Mr. Danner asked unanimous consent to return LB 25 to General File for consideration of the following specific amendment:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. *Any police officer or jailer who has in his custody juveniles sixteen years of age or younger for arrest, investigation, or any other purpose, shall immediately notify such juvenile's parents or guardian. It shall be unlawful for any such officer or jailer to physically abuse any such juvenile in any manner. Any person who violates this section shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not more than two hundred dollars, and shall be answerable to the party injured in treble damages.*".

Motion pending.

Mr. Pedersen moved to have the amendment printed in the Journal and laid over. The motion prevailed.

UNANIMOUS CONSENT—Withdraw LB 423

Mr. Carstens renewed his pending request found in the Legislative Journal for the Twenty-ninth Day to withdraw LB 423. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 15.

Mr. Pedersen offered the following amendment:

1. Strike original sections 1 through 12.
2. Insert 8 new sections to read as follows:

"Section 1. That section 48-801, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-801. As used in sections 48-801 to 48-823, unless the context otherwise requires:

(1) Person shall include an individual, partnership, association, corporation, business trust, or any other organized group of persons;

(2) Governmental service shall mean all services performed under employment by the State of Nebraska, any political or governmental subdivision thereof, any municipal corporation, or any public power district or public power and irrigation district, ~~except in the exercise of their purely proprietary, as distinguished from their governmental, functions;~~

~~(3) Governmental service in a proprietary capacity shall mean and include any service performed under employment in any public utility which is owned, managed or operated by any political or governmental subdivision of the State of Nebraska, any public corporation, or any public power district or public power and irrigation district;~~

~~(4)~~ *(3)* Public utility shall include any individual, partnership, association, corporation, business trust, or any other organized group of persons, any political or governmental subdivision of the State of Nebraska, any public corporation, or any public power district or public power and irrigation district, which carries on an intrastate business in this state and over which the government of the United States has not assumed exclusive regulation and control, that furnishes transportation for hire, telephone service, telegraph service, electric light, heat and power service, gas for heating or illuminating, whether natural or artificial, or water service, or any one or more thereof;

~~(5)~~ *(4)* Employer shall mean any political or governmental subdivision of the State of Nebraska, any municipal corporation, or any public power district or public power and irrigation district. It shall also include any public utility as defined in sections 48-801 to 48-823;

~~(6)~~ *(5)* Employee shall include any person employed by any employer as defined in sections 48-801 to 48-823;

~~(7)~~ *(6)* Labor organization shall mean any organization of any kind, or any agency or employee representation committee or plan, in which employees participate and which exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work;

~~(8)~~ *(7)* Industrial dispute shall include any controversy concerning terms, tenure or conditions of employment, or concerning the association or representation of persons in negotiating, fixing, maintaining, changing, or seeking to arrange terms or conditions of employment, or refusal to discuss terms or conditions of employment; and

~~(9)~~ *(8)* Court shall mean the Court of Industrial Relations.

Sec. 2. That section 48-804, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-804. The Court of Industrial Relations shall be composed of ~~three~~ *five* judges who shall be appointed by the Governor, with the advice and consent of the Legislature. *Such judges shall be representative of the public.* Of the three judges first appointed, one shall be appointed for a term of two years, one for a term of four years, and one for a term of six years, the terms to begin simultaneously upon qualification of the persons to be appointed within thirty days after May 31, 1947. Upon the expiration of the term of the three judges first appointed, each succeeding judge shall be appointed and hold office for a term of six years and until his successor shall have qualified. *Two judges* *shall be appointed for six-year terms within thirty days after the effective date of this act.* In case of a vacancy in the office of judge of the Court of Industrial Relations, the Governor shall appoint his successor to fill the vacancy for the unexpired term.

Sec. 3. That section 48-810, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-810. All industrial disputes involving governmental service ~~in a proprietary capacity~~, service of a public utility, or other disputes as the Legislature may provide shall be settled by invoking the jurisdiction of the Court of Industrial Relations. ~~Except as provided in sections 48-824 to 48-836 and section 48-810.01, the Court of Industrial Relations shall have no jurisdiction with reference to employment in governmental service.~~

Sec. 4. That section 48-811, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-811. Any employer, employee, or labor organization, or the Attorney General of Nebraska on his own initiative or by order of the Governor, when any industrial dispute exists between parties as set forth in section 48-810, may file a petition with the Court of Industrial Relations invoking its jurisdiction. *No adverse action by threat or harassment shall be taken against any employee because of any petition filing by such employee, and the employment status of such employee shall not be altered in any way pending disposition of the petition by the court.*

Sec. 5. That section 48-816, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-816. After a petition has been filed under the provisions of section 48-811, the clerk shall immediately notify the members of the Court of Industrial Relations, which court shall promptly convene at its office to take such preliminary proceedings as may be necessary to insure a prompt hearing and speedy adjudication of the industrial dispute. The court shall have power and authority upon its own initiative to make such temporary findings and orders as may be necessary to preserve and protect the status of the parties, property and public interest involved, pending final determination of the issues. In the event of an industrial dispute between employer and employees of a privately-owned public utility or any public utility which is owned, managed, or operated by any political or governmental subdivision of the State of Nebraska, any public corporation, or any public power and irrigation district, ~~when acting in a proprietary capacity as defined in section 48-801~~, where such employer and employees have failed or refused to bargain in good faith concerning the matters in dispute, the court may order such bargaining to be begun or resumed, as the case may be, and may make any such order or orders as may be appropriate to govern the situation pending such bargaining.

The court shall have the authority (1) To make studies and analyses of, and act as a clearing house of information relating to, conditions of employment of public employees throughout the state; (2) To request from any government, and such governments are authorized to provide, such assistance, services and data as will enable the board properly to carry out its functions and powers; (3) To conduct studies of problems involved in representation and negotiation, including, but not limited to (a) whether employee organizations are to be recognized as representatives of their members only or are to have exclusive representation rights for all employees in the negotiating unit, (b) the problems of unit determination, (c) those subjects which are open to negotiation in whole or in part, (d) those subjects which require administrative or legislative approval of modifications agreed upon by the parties, and (e) those subjects which are for determination solely by the appropriate legislative body, and make recommendations from time to time for legislation based upon the results of such studies; (4) To make available to employee organizations, governments, mediators, fact-finding boards and joint study committees established by governments and employee organizations statistical data relating to wages, benefits and employment practices in public and private employment applicable to various localities and occupations to assist them to resolve complex issues in negotiations; and (5) To establish, after consulting representatives of employee organizations and administrators of public services, panels of qualified persons broadly representative of the public to be available to serve as mediators or members of fact-finding boards.

Sec. 6. That section 48-818, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-818. The findings and order or orders may establish or alter the scale of wages, hours of labor, or conditions of employment, or any one or more of the same. In making such findings and order or orders, the Court of Industrial Relations shall establish rates of pay and conditions of employment which are comparable to the prevalent wage rates paid and conditions of employment maintained for the same or similar work of workers exhibiting like or similar skills under the same or similar working conditions. ~~in the same labor market area and, if none, in adjoining labor market areas within the state and which in addition bear a generally comparable relationship to wage rates paid and conditions of employment maintained by all other employers in the same labor market area. The court shall determine in each case what constitutes the same labor market area or adjoining labor market areas in the state. If an employer has more than one plant or office and some or all of such plants or offices are found to be located in separate labor market areas, the court may establish separate wage rates or schedules of wage rates, and separate conditions of employment, for all plants and offices in each such labor market area.~~ In establishing wage rates the court shall take into consideration the overall compensation presently received by the employees, having regard not only to wages for time actually worked but also to wages for time not worked, including vacations, holidays, and other excused time, and all benefits received, including insurance and pensions, and the continuity and stability of employment enjoyed by the employees. Any order or orders entered may be modified in the court's own motion or on application by any of the parties affected, but only upon a showing of a change in the conditions from those prevailing at the time the original order was entered.

Sec. 7. *Public employees shall have the right to form, join and participate in, or to refrain from forming, joining, or participating in, any employee organization of their own choosing. Public employees shall have the right to be represented by employee organizations to negotiate collectively with their public employers in the determination of their terms and conditions of employment, and the administration of grievances arising thereunder.*

Sec. 8. That original sections 48-801, 48-804, 48-810, 48-811, 48-816, and 48-818, Reissue Revised Statutes of Nebraska, 1943, and also sections 48-810.02, 48-820, and 48-824 to 48-836, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

Amendment pending.

Laid over.

LEGISLATIVE BILL 122.

The Carstens specific amendment found in the Legislative Journal for the Twenty-ninth Day was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 275. E and R amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 176. E and R amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 236. E and R amendment found in the Legislative Journal for the Twenty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 192. E and R amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 263. E and R amendment found in the Legislative Journal for the Twenty-ninth Day was adopted.

Advanced to E and R for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 17.

Mr. Simpson offered the following amendment:

Amend LR 17 by rejecting the entire motor vehicle inspection rules and regulations of the Department of Motor Vehicles as filed with the Legislature.

Mr. Carpenter moved to amend the Simpson amendment as follows:

Suspend the effective date of the act until rules and regulations be approved by this Body.

Mr. Kremer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 2 nays and 13 not voting.

The Carpenter amendment was adopted 35 ayes, 4 nays and 10 not voting.

Mr. Carpenter requested a record vote on the Simpson amendment, as amended.

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Clark
Knight
Kokes
Orme
Schmit
Syas
Wylie

The Simpson amendment was adopted as amended.

LR 17 was adopted with 39 ayes, 1 nay and 9 not voting.

Mr. Warner asked unanimous consent that the Public Works Committee and the Department of Motor Vehicles review the Rules and Regulations pertaining to the motor vehicle inspections and that Mr. Holmquist and Mr. Gerdes find out the exact status on the situation when they go to Washington tomorrow. No objections. So ordered.

Mr. Carpenter asked unanimous consent that copies of LR 17 be sent to the Governor and the Director of the Department of Motor Vehicles. No objections. So ordered.

Visitors

Mr. Holmquist introduced Mr. Clark Wenke from Pender.

Mr. Waldron introduced Mr. Jack Moodey from Purdom.

Mr. Kennedy introduced Mr. H. L. Gerhart and H. L. Gerhart, Jr., from Newman Grove.

GENERAL FILE

LEGISLATIVE BILL 270. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-third Day were adopted.

Advanced to E and R for review with 38 ayes, 1 nay and 10 not voting.

LEGISLATIVE BILL 219. Read and Considered.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

Mr. Carpenter asked unanimous consent to dispense with reading of bills on General File and let the introducer explain them, unless one member objects. No objections. So ordered.

LEGISLATIVE BILL 271. Read and Considered.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 162. Reading waived. Explained.

Advanced to E and R for review with 40 ayes, 0 nays and 9 not voting.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 693	(cancelled)	Friday, February 21, 1969	2:00 p.m.
	(re-set)	Friday, February 28, 1969	2:00 p.m.
LB 694	(cancelled)	Friday, February 21, 1969	2:00 p.m.
	(re-set)	Friday, February 28, 1969	2:00 p.m.
LB 708	(cancelled)	Friday, February 21, 1969	2:00 p.m.
	(re-set)	Friday, February 28, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

MOTION—Suspend Rules

Mr. Waldo moved to suspend the rules to add his name to LB 1213.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

UNANIMOUS CONSENT—Bracket LB 8

Mr. Waldron asked unanimous consent that LB 8 be bracketed on Final Reading for a couple of days. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 55. Read and Considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 97. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-fifth Day was adopted.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 195. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-fifth Day was adopted.

Advanced to E and R for review with 35 ayes, 1 nay and 13 not voting.

LEGISLATIVE BILL 358. Reading waived. Explained.

Mr. Whitney offered the following amendment in lieu of the standing committee amendments:

1. Amend section 1 of the bill, line 89 by striking the second "the" and show as stricken matter and inserting "*that an authority in a city of the first or second class shall have power to certify annually to the governing body of such a city an additional amount of tax to be levied for airport purposes, not to exceed one mill, to be levied, collected, set aside, and deposited, as above specified, and if negotiable bonds of the authority are*

thereafter issued, this power shall continue until such bonds are paid in full. When such additional amount of tax is first certified, the governing body may then require but not thereafter, approval of the same by a majority vote of the governing body, or by a majority vote of the electors voting on the same at a general or special election. The", and lines 91 to 96 by striking the new matter.

The Whitney amendment was adopted in lieu of the standing committee amendments.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 193. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for review with 46 ayes, 0 nays and 3 not voting.

LEGISLATIVE BILL 194. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-fifth Day was adopted.

Advanced to E and R for review with 43 ayes, 0 nays and 6 not voting.

MOTION—Televise Sessions

Mr. Warner moved that Channel 12, ETV, be permitted to film the Legislative Sessions each Wednesday and Thursday morning, starting the week of February 24, and that the tapes of these sessions be shown each Sunday.

The Motion prevailed with 36 ayes, 2 nays and 11 not voting.

UNANIMOUS CONSENT—Add Co-introducer

Mrs. Orme asked unanimous consent to add the name of Mr. Mahoney to LB 1198. No objections. So ordered.

Adjournment

At 12:06 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Tuesday, February 18, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 18, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O God, our Father, we pause in Thy presence, asking for serenity of mind to enable us to face the turbulent factors which will confront us this day. We ask for wisdom that we may not make foolish mistakes. We ask for Thy peace, which this world cannot give, yet neither take away. We ask for a forgiving spirit so we are not harboring old grudges and bitternesses which take the real flavor out of life.

We ask in our Lord's name. Amen.

The roll was called and all members were present except Mr. Holmquist, who was excused, and Mr. Waldron excused until 9:30 a.m.

Corrections for the Journal

Page 595, line 32, insert "Labor".
Page 602, line 12, correct spelling of "definition".
Page 614, line 5, insert "Mr. Kennedy introduced".

The Journal for the Thirtieth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 871 Wednesday, February 26, 1969 2:00 p.m.

(Signed) Bill K. Bloom, Chairman

Education

LB 535	Monday, February 24, 1969	2:00 p.m.
LB 591	Monday, February 24, 1969	2:00 p.m.
LB 655	Monday, February 24, 1969	2:00 p.m.
LB 656	Monday, February 24, 1969	2:00 p.m.
LB 798	Tuesday, February 25, 1969	2:00 p.m.
LB 810	Tuesday, February 25, 1969	2:00 p.m.
LB 287	Wednesday, February 26, 1969	2:00 p.m.
LB 875	Wednesday, February 26, 1969	2:00 p.m.
LB 632	Tuesday, March 4, 1969	2:00 p.m.
LB 633	Tuesday, March 4, 1969	2:00 p.m.
LB 666	Wednesday, March 5, 1969	2:00 p.m.
LB 765	Wednesday, March 5, 1969	2:00 p.m.
LB 677	Tuesday, March 11, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1200	Government and Military Affairs
1201	Public Works
1202	Agriculture and Recreation
1203	Education
1204	Revenue
1205	Government and Military Affairs
1206	Agriculture and Recreation
1207	Judiciary
1208	Public Health and Welfare
1209	Revenue
1210	Agriculture and Recreation
1211	Education
1212	Mscellaneous Subjects
1213	Agriculture and Recreation
1214	Education
1215	Government and Military Affairs
1216	Judiciary
1217	Judiciary
1218	Urban Affairs
1219	Education
1220	Judiciary
1221	Miscellaneous Subjects

CORRECTED REFERENCE COMMITTEE REPORT

LB	Committee
1167	From Government and Military Affairs to Public Works

1168..........................From Government and Military Affairs to Public Works

(Signed) Jerome Warner, Speaker

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 185. Replaced on Select File as amended.

E and R amendments to LB 185:

1. In section 16, line 133, strike the semicolon and insert a comma.

2. In section 68, line 7, strike "(a)" and insert "(1)".

3. In Enrollment and Review amendment 7, lines 3 and 4, strike "27, 30, 51, and 62" and insert "30 and 62"; and after the semicolon in line 4, insert "in lines 27 and 52, strike the first 'months' and insert 'month's' ".

4. In line 1 of Enrollment and Review amendment 20, strike "51" and insert "52".

5. In renumbered section 81, line 3, insert "and" after "passage".

LEGISLATIVE BILL 229. Replaced on Select File as amended.

E and R amendment to LB 229:

1. In section 2, reinstate the stricken matter in line 13.

LEGISLATIVE BILL 42. Replaced on Select File as amended.

E and R amendment to LB 42:

1. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 53. Correctly engrossed.

LEGISLATIVE BILL 61. Correctly engrossed.

LEGISLATIVE BILL 131. Correctly re-engrossed.

LEGISLATIVE BILL 202. Correctly engrossed.

LEGISLATIVE BILL 277. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Urban Affairs

LEGISLATIVE BILL 190. Placed on General File as amended.

Standing Committee amendments to LB 190:

Strike sections 1 to 3 and insert the following:

"Section 1. That section 18-2103.01, Revised Statutes Supplement, 1967, be amended to read as follows:

The governing body of any city or village is also authorized, in its discretion, to create an urban renewal authority by the adoption of a resolution. Whenever any city or village governing shall have created an urban renewal authority by ~~ordinance~~ *resolution*, such ~~ordinance~~ *resolution* shall not become effective until thirty days' notice of the adoption thereof shall have been given by the governing body by publication once each week for three successive weeks in some legal newspaper published and of general circulation in such city or village, or if no such newspaper is published therein, then by posting in five or more public places therein. If within thirty days after the last publication of such notice or posting thereof, a referendum petition signed by qualified electors of such city or village equal in number to at least three per cent of the vote cast at the last general municipal election held therein, shall be filed with the municipal clerk, such resolution shall not become effective until it has been approved by a vote of the electors of such city or village at any general or special municipal election. If a majority of the voters voting on the issue vote against such resolution, the resolution shall not become effective. If no such petitions are filed, the resolution shall become effective at the expiration of such thirty-day period.

Section 2. In addition to the power and authority granted in section 18-2102.01, a city of the metropolitan class is authorized, empowered and hereby directed to create a limited urban renewal authority.

The mayor with the approval of the city council of such metropolitan city, shall within ninety days after the effective date of this act, appoint by ordinance five persons who shall be residents, employed or own property in the *area of operation hereinafter described or reside within three miles of the area of operation within the limits of the City of Omaha. The five persons so appointed shall constitute the limited urban renewal authority of such metropolitan city. The terms of office of the members of such limited urban renewal authority shall be for the duration of the one single specific limited pilot project as authorized and delineated herein, and the powers of such limited urban renewal authority shall expire upon the completion of such project.*

The area of operation which shall constitute the one single specific limited pilot project authorized by this act shall be in the metropolitan class City of Omaha and encompass the following:

> *Beginning at the intersection of 33rd Avenue and Q Street; thence east along the center line of Q Street to the center of the line of Union Pacific Railroad main track south; thence north along the center line of the center of the railroad track to the center line of L Street; thence east along the center of L Street to the center line of 27th Street; thence north on the center line of 27th Street to the center line of K Street; thence east along the center line of K Street to the center line of 24th Street; thence north along the center line of 24th Street to the center line of J Street; thence east along the center line of J Street to the center line of 23rd Street; thence south along the center line of 23rd Street to the center line of K Street; thence east along the center line of K Street to the center line of 20th Street; thence south along the east line of 20th Street to the center line of N Street; thence east on the center line of N Street to the center line of 18th Street; thence south along the center line of 18th Street approximately one hundred twenty feet; thence east along the south line of N Street Place and the south line of Maxwell and Freeman Addition to the center line of 15th Street; thence south along the center line of 15th Street to the center line of the east-west alley in Blocks 5 and 6, Linwood Park, an addition; thence east along the center line of the east-west alley in Block 6 and such center line extended east to the center line of 13th Street; thence south along the center line of 13th Street to the center line of P Street; thence west along P Street to the center line of north-south*

alley in Block 4, Nicholsons Addition, and such center line extended south to the center line of vacated S Street; thence west along the center line of vacated S Street to a point one hundred fifty feet east of the east line of 15th Street; thence north two hundred fifty feet; thence west to the center line of 17th Street; thence north along the center line of 17th Street to the center line of O Street; thence west along the center line of O Street to the center line of 21st Street; thence north along the center line of 21st Street to the center line of M Street; thence west along the center line of M Street to the center line of north-south alley in Block 113, South Omaha; thence south along the center line of such alley and the center line of north-south alley in Block 112, South Omaha to the center line of O Street; thence west along the center line of O Street to the center line of 23rd Street; thence south along the center line of 23rd Street to the center line of S Street; thence west along the center line of S Street to the center of 24th Street; thence south along the center line of 24th Street; and the center line of Railroad Avenue to the center line of Gilmore Avenue; thence southwesterly along the center line of Gilmore Avenue to the center line of Monroe Street; thence west along the center line of Monroe Street to the center line of 25th Street; thence north along the center line of 25th Street to the center line of Washington Street; thence west along the center line of Washington Street to the center line of 27th Street; thence north along the center line of 27th Street to the center line of Y Street; thence west along the center line of Y Street to the center line of 30th Street; thence north along the center line of 30th Street to the center line of W Street; thence east along the center line of W Street to the center line of vacated 28th Street; thence north along the center line of vacated 28th Street and 28th Street to the center line of R Street; thence west along the center line of R Street to the center line of 33rd Avenue; thence north along the center line of 33rd Avenue to the point of beginning.

Nothing contained in this section shall be construed as prohibiting a limited urban renewal authority from reducing the area of operation herein designated if recommended by a majority of the members of the limited urban renewal authority *and approved by the city council, but the area of operation shall not be enlarged or extended.*

Section 3. *The provisions of sections 18-2101 to 18-2144 not in conflict herewith and necessary or convenient to carry out the powers expressly conferred or the intent and purpose of this act shall apply to the limited urban renewal authority hereby authorized.*

Section 4. That original section 18-2103.01, Revised Statutes Supplement, 1967, is repealed.

Section 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Bill K. Bloom, Chairman

Education

LEGISLATIVE BILL 624. Placed on General File.

(Signed) Lester Harsh, Chairman

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and take up the Final Readings today that are set for tomorrow.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 56.

A BILL FOR AN ACT to amend section 19-2401, Revised Statutes Supplement, 1967, relating to cities and villages, particular classes; to provide what the published notice for municipal improvements shall contain; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver

Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Keyes
Nore

Not voting, 5:

Batchelder
Reynolds
Waldo
Waldron
Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 73.

A BILL FOR AN ACT to amend section 25-1558, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to reduce the amount of exemption of wages in attachment, execution, and garnishee process as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 5:

Adamson
Syas
Warner
Wylie
Nore

Not voting, 4:

Danner
Holmquist
Waldo
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 250.

A BILL FOR AN ACT to amend section 38-414, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and ward; to change provisions for furnishing public records required by the Veterans Administration without charge as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Holmquist
Waldo
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 252.

A BILL FOR AN ACT to amend section 77-1605, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for eligibility for payment of expenses of last illness and burial where a veteran or widow leaves no next of kin; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Holmquist
Waldo
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 253.

A BILL FOR AN ACT to amend sections 80-101, 80-102, 80-103, 80-106, and 80-108, Reissue Revised Statutes of Nebraska, 1943, relating to veterans' affairs; to rename the soldiers' relief commission as the county veterans service committee; to provide for meetings; to provide for appointments, term, qualifications, and removal; to change terminology; to change the obligation of burial expenses to the county of residence; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Schmit
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carpenter
Holmquist
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 364. With emergency.

A BILL FOR AN ACT to amend Laws 1967, Chapter 460, section 1, relating to public lands; to clarify the meaning thereof; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 2:

Holmquist
Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 50. With emergency.

A BILL FOR AN ACT to amend section 16-326, Reissue Revised Statutes of Nebraska, 1943, and section 16-310, Revised Statutes Supplement, 1967, relating to cities of the first class; to provide that salaries of officers and employees of cities of the first class shall be fixed by the mayor and council by ordinance; to provide when certain salaries may be changed; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Duis
Elrod
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Craft
Harsh
Nore

Not voting 2:

Danner
Holmquist

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 133.

A BILL FOR AN ACT to amend section 68-621, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes

Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Elrod
Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 138.

A BILL FOR AN ACT to amend sections 77-203, 77-205, 77-601, 77-1238, 77-1241, 77-1259, 77-1320.06, 77-1833, 77-2602, and 77-2610, Reissue Revised Statutes of Nebraska, 1943, and sections 77-1320.03 and 77-27,115, Revised Statutes Supplement, 1967, relating to revenue and taxation; to harmonize the provisions thereof with previous legislation; to eliminate obsolete matter; to eliminate unconstitutional provisions; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carpenter
Holmquist
Moylan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 165.

A BILL FOR AN ACT to amend section 48-155, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Workmen's Compensation Court; to change provisions for designation of a member to act as presiding judge; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Batchelder
Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 166.

A BILL FOR AN ACT to amend section 7-111 Reissue Revised Statutes of Nebraska, 1943, relating to attorneys; to prohibit the practice of law by judges of the Nebraska Workmen's Compensation Court; to provide an exception; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 199.

A BILL FOR AN ACT relating to building and loan associations; to provide that such associations may purchase, hold, and sell stock in service corporations as prescribed.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 204.

A BILL FOR AN ACT to amend section 64-106, Revised Statutes Supplement, 1967, relating to notaries public; to provide for the use of either an engraved or an ink stamp seal; to clarify provisions; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 241.

A BILL FOR AN ACT to amend section 79-2002, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to enlarge the purpose of the Nebraska School for the Visually Handicapped as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Carpenter
Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 317.

A BILL FOR AN ACT to amend section 33-126.05, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to change the general fees of the county judge as prescribed; to harmonize with previous legislation; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Warner
Wylie

Not voting, 3:

Carpenter Danner Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Warner introduced a group of Elementary Educators attending the Headstart Leadership Training class at the University of Nebraska.

Message from the Governor

February 17, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on February 15, 1969 I approved LB 106, LB 111, LB 113, LB 114, LB 115, LB 116, LB 117, LB 118, LB 119, LB 120, LB 121, LB 123, LB 124, LB 125, LB 127, LB 128, LB 129, LB 139, LB 140, LB 141, LB 142, LB 143 and LB 144.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 17 LR 18

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 631. Placed on General File as amended.

Standing Committee amendment to LB 631:

Sec. 5. "Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 651. Placed on General File.

LEGISLATIVE BILL 494. Indefinitely postponed.

LEGISLATIVE BILL 545. Indefinitely postponed.

(Signed) Rick Budd, Chairman

MOTION—Suspend Rules

Mr. Mahoney moved to suspend the rules to add Messrs. Bloom and Skarda to LB 1083.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Schmit asked unanimous consent to add the name of Mr. Waldo to LB 1191. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1222. By Rick Budd, 2nd District; Leslie Robinson, 36th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 77-1238, 77-1240, 77-1240.01, 77-1240.02, 77-1240.03, 77-1240.04, 77-1241, 77-1241.01, 77-1242, 77-1242.01, and 77-1242.02, Reissue Revised Statutes of Nebraska, 1943, and sections 77-1241.03, 77-1241.04, 77-1241.06, 77-1241.07, and 77-1241.08, Revised Statutes Supplement, 1967, relating to revenue and taxation; to revise the method of taxing motor vehicles; to provide standardized levels of taxation throughout the state; to create special funds in the state treasury; to provide for disposition of motor vehicle taxes; to provide for distribution of money to political subdivisions; to provide duties for the Tax Commissioner, State Treasurer, Department of Motor Vehicles, and county treasurers; and to repeal the original sections and also sections 77-1239, 77-1239.01, and 77-1239.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1223. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 71-1,137, 71-1,138, 71-1,139.01, 71-1,140, and 71-1,141, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide for licenses to practice osteopathic medicine, and osteopathic medicine and surgery as prescribed; and to repeal the original sections and also sections 71-1,140.01, 71-1,140.02, and 71-1,140.03, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1224. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 9-113 and 9-114, Reissue Revised Statutes of Nebraska, 1943, and 9-103, Revised Statutes Supplement, 1967, relating to bingo; to provide for additional class to whom bingo licenses may be issued; to provide for a tax and distribution thereof; to provide for jackpots as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1225. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to insurance; to prohibit a domestic insurer from paying compensation for performance of certain acts as prescribed.

LEGISLATIVE BILL 1226. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to insurance; to provide for the regulation of motor clubs; and to provide powers and duties for the Director of Insurance.

LEGISLATIVE BILL 1227. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 44-3,115, 44-3,116, 44-3,117, and 44-3,118, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to require certain domestic insurers to file certain documents with the Director of Insurance as prescribed; to provide for the approval or disapproval of such documents; to provide for a forfeiture as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1228. By Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 16-328, Revised Statutes Supplement, 1967, relating to cities of the first class; to provide that such cities may contribute money for funding past service benefits of employee retirement programs; and to repeal the original section.

LEGISLATIVE BILL 1229. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 85-502, Reissue Revised Statutes of Nebraska, 1943, relating to colleges and universities; to change requirements for establishment of domicile as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1230. By William F. Swanson, 27th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVI, section 2, of the Constitution of Nebraska, relating to amendments to the Constitution; to provide that a proposition to call a constitutional convention may be placed before the electors by the initiative process; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1231. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 45-101, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to raise the maximum rate of interest that may be valid as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1232. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 77-1736.10, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide for the filing of claims for taxes illegally assessed as prescribed; and to repeal the original section.

Members Excused

Mr. Klaver asked unanimous consent for the members of the Omaha delegation, Mr. Burbach and Mr. Carpenter to be excused at 11:00 a.m. No objections. So ordered.

MOTION—Introduce Bill

Mr. Burbach moved the introduction of a new bill by the Committee on Revenue, to be known as LB 1233.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

MOTION—Suspend Rules

Mr. Burbach moved to suspend the rules to place LB 1233 at the top of General File without a public hearing and that printing of the bill be expedited.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1233. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; Rudolf

C. Kokes, 41st District; Eugene T. Mahoney, 5th District; William R. Skarda, Jr., 7th District; Harold ,D. Simpson 46th District and William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 77-1229, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for extension of time for filing personal property schedule as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1234. By Loran Schmit, 23rd District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 75-501, Reissue Revised Statutes of Nebraska, 1943, relating to pipe lines; to authorize the Nebraska Railway Commission to promulgate and enforce rules and regulations governing safety in construction, maintenance or operation of all pipe line carriers; to authorize cooperation with other agencies of government, federal and state; to provide methods of determining the validity of such rules and regulations; to provide a severability clause; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1235. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 33-116, Reissue Revised Statutes of Nebraska, 1943, relating to the county surveyor; to provide for compensation and expenses as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1236. By Harold D. Simpson, 46th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 32-231, 32-231.01, 32-4,128, and 33-137, Reissue Revised Statutes of Nebraska, 1943, relating to election officials; to increase the compensation of election commissioners and other election officials as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1237. By Leslie Robinson, 36th District and M. A. Kremer, 34th District.

A BILL FOR AN ACT to amend section 79-801, Revised Statutes Supplement, 1967, relating to schools; to require a vote of the board of education of a Class III, IV, V or VI district before territory of such district shall be emerged with a Class III district; and to repeal the original section.

Presented to the Governor

Presented to the Governor for approval on February 18, 1969 at 9:00 a.m.: LB 148 LB 33 LB 34 LB 112 LB 126 LB 145 LB 146 LB 147 LB 160 LB 169 LB 213 LB 214

(Signed) Ruth Bossard, Enrolling Clerk

MOTION—Return LB 169

Mr. Klaver moved that LB 169 be returned from the Governor to Final Reading.

The motion prevailed.

MOTION—Reconsider Action

Mr. Klaver moved to reconsider action of LB 169 on Final Reading.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

MOTION—Return LB 169 to Select File

Mr. Klaver moved to return LB 169 to Select File for the following specific amendment:

Strike the emergency clause.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

UNANIMOUS CONSENT—Change Hearing Rooms

Mr. Elrod asked unanimous consent for the Miscellaneous Subjects Committee to hold the hearing on LB 718 in the West Chamber on Thursday, March 27. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 15. Laid over until tomorrow at the request of Mr. Carpenter.

LEGISLATIVE BILL 169. The Klaver specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

Member Excused

Mr. Simpson asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of the General File bills and allow the introducers to explain them, unless one member objects. No objections. So ordered.

LEGISLATIVE BILL 156. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for review with 34 ayes, 1 nay and 14 not voting.

LEGISLATIVE BILL 163. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Mr. Adamson offered the following amendments, which were adopted:

1. Amend section 1 of the bill, line 17, by striking "and", and line 20 by inserting "*; and provided further, any precinct having two hundred or more square miles and having more than twenty-five electors, shall be excluded from the provisions of being annexted to another voting precinct*" after "*precinct*".

2. Amend section 2 of the bill, line 19, by inserting "*; Provided, that any precinct having two hundred or more square miles and having more than twenty-five electors, shall be excluded from the provisions of being annexed to another voting precinct*" before the period.

Mr. Adamson Presiding

Advanced to E and R for review with 22 ayes, 1 nay and 26 not voting.

LEGISLATIVE BILL 189. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 220. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

Member Excused

Mr. Waldo asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 225. Laid over.

LEGISLATIVE BILL 269. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 450. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-fifth Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 196. Laid over.

LEGISLATIVE BILL 154. Bracketed at the request of Mr. Luedtke until LB 155 has been acted upon by the Judiciary Committee.

Mr. Wylie Presiding

LEGISLATIVE BILL 167. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were rejected with 7 ayes, 21 nays and 21 not voting.

Mr. Adamson offered the following amendments, which were adopted:

1. Amend section 1 of the bill by striking lines 3 to 6 and inserting the following:

"38-101. All persons under ~~twenty-one~~ *twenty* years of age are declared to be minors; ~~but in case any person marries under the age of twenty-one years his minority ends.~~".

2. Amend section 2 of the bill, line 42 by striking "*, regardless of marital status*".

3. Amend section 3 of the bill, lines 173 and 174 by striking ", regardless of marital status" and show same as stricken matter.

Advanced to E and R for review with 19 ayes, 1 nay and 29 not voting.

LEGISLATIVE BILL 208. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 267. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

Visitors

Mr. Kokes introduced Mr. and Mrs. Anderson from Albion, Nebraska.

Mr. Duis introduced Mr. Trusdale from Cozad, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 19.

LR 19 was adopted with 25 ayes, 0 nays and 24 not voting.

Adjournment

At 11:54 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 19, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 19, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, may the members of this legislature not become frustrated with decision making. Give to them a renewed sense of the meaning of life lest they grow shallow and empty.

Guide us beyond self-interest, lest we lose all interest. Enable us to develop a maturity of life so we are not confined to the prison of our own interests, but have a vision of service for fulfilling the high mission which calls us to this place. Amen.

The roll was called and all members were present except Mr. Holmquist, who was excused, Mr. Proud, excused until 9:45 a.m., Mr. Kremer, excused until 10:00 a.m. and Mr. Swanson, excused until 11:00 a.m.

The Journal for the Thirty-first Day was approved.

Communication

Acknowledged receipt of Resolution of the Nebraska Council for Educational Television, Inc. regarding LB 65.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 794	Thursday, March 20, 1969	2:00 p.m.
LB 828	Thursday, March 20, 1969	2:00 p.m.
LB 868	Thursday, March 20, 1969	2:00 p.m.
LB 869	Thursday, March 20, 1969	2:00 p.m.
LB 718	Thursday, March 27, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Public Health and Welfare

LB 339	(continued) Monday, February 24, 1969	2:00 p.m.
LB 795	Tuesday, February 25, 1969	2:00 p.m.
LB 649	Monday, March 3, 1969	2:00 p.m.
LB 650	Monday, March 3, 1969	2:00 p.m.
LB 699	Monday, March 3, 1969	2:00 p.m.
LB 706	Tuesday, March 4, 1969	2:00 p.m.
LB 717	Tuesday, March 4, 1969	2:00 p.m.
LB 721	Tuesday, March 4, 1969	2:00 p.m.
LB 286	Monday, March 24, 1969	2:00 p.m.
LB 724	Monday, March 24, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Salaries and Claims

LB 870	Thursday, April 10, 1969	2:00 p.m.
LB 879	Thursday, April 10, 1969	2:00 p.m.
LB 945	Thursday, April 10, 1969	2:00 p.m.
LB 953	Thursday, April 10, 1969	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 58. Replaced on Select File as amended.

E and R amendment to LB 58:

1. In section 1, line 3, strike "The salaries of" and show the same as stricken; and in line 7, strike *"all the"* and insert *"The"*.

LEGISLATIVE BILL 270. Placed on Select File as amended.

E and R amendment to LB 270:

1. In standing committee amendment 2, strike the period in line 7.

LEGISLATIVE BILL 271. Placed on Select File as amended.

E and R amendments to LB 271:

1. In section 5, line 8, strike *"ordinance and"* and insert *"by ordinance which shall"*.

2. In section 6, line 8, strike "and" and insert "any" as in the statutes.

3. In section 7, line 12, strike the comma and show the same as stricken.

LEGISLATIVE BILL 219. Placed on Select File.

LEGISLATIVE BILL 162. Placed on Select File as amended.

E and R amendments to LB 162:

1. In section 2, lines 4 and 5, strike "of the State of Nebraska".

2. In section 12, lines 3 and 6, strike "will" and insert "shall"; and in line 7, strike "to" and insert "with".

3. In section 13, line 3, strike "of Nebraska"; and in line 5, strike "to the Governor".

LEGISLATIVE BILL 55. Placed on Select File as amended.

E and R amendment to LB 55:

1. In the title, line 2, strike "repeal" and insert "amend"; and in line 4, insert "; to limit qualifications for office to elected officers; and to repeal the original section" after "class".

LEGISLATIVE BILL 97. Placed on Select File.

LEGISLATIVE BILL 195. Placed on Select File as amended.

E and R amendment to LB 195:

1. In the title, line 4, strike "increase" and insert "eliminate the restriction on"; in line 4, strike "turn-off and"; and in line 5, insert "after turn-off" after "service".

LEGISLATIVE BILL 358. Placed on Select File as amended.

E and R amendments to LB 358:

1. In section 1, line 23, insert "*be*" after "or"; in lines 24 and 25, strike "both such a fine and imprisonment" and insert "*be* both *so fined and imprisoned* ~~such a fine and imprisonment~~"; and in lines 56, 69, 77, and 89, strike "revenues" and insert "~~revenues~~ *revenue*".

2. In the title, line 4, insert "in certain cities" after "levy".

LEGISLATIVE BILL 193. Placed on Select File as amended.

E and R amendments to LB 193:

1. In standing committee amendment 1, line 5, strike *"thus"* and insert *"so"*.

2. In lieu of standing committee amendment 3, in section 3, strike the new matter beginning with *"if"* in line 13.

3. In the title, strike lines 4 to 11 and insert "to special purpose districts; to prohibit the levying of special assessments after annexation as".

LEGISLATIVE BILL 194. Placed on Select File as amended.

E and R amendments to LB 194:

1. In section 1, line 28, strike the second *"the"*.

2. In the standing committee amendment, strike the first comma in line 2 and the first period in the last line.

(Signed) Wayne W. Ziebarth, Chairman

Member Excused

Mr. Kennedy asked unanimous consent to be excused tomorrow. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 23. Correctly engrossed.

LEGISLATIVE BILL 24. Correctly engrossed.

LEGISLATIVE BILL 32. Correctly engrossed.

LEGISLATIVE BILL 35. Correctly engrossed.

LEGISLATIVE BILL 54. Correctly engrossed.

LEGISLATIVE BILL 59. Correctly engrossed.

LEGISLATIVE BILL 50. Correctly enrolled.

LEGISLATIVE BILL 56. Correctly enrolled.

LEGISLATIVE BILL 73. Correctly enrolled.

LEGISLATIVE BILL 133. Correctly enrolled.

LEGISLATIVE BILL 138. Correctly enrolled.

LEGISLATIVE BILL 165. Correctly enrolled.

LEGISLATIVE BILL 166. Correctly enrolled.

LEGISLATIVE BILL 199. Correctly enrolled.

LEGISLATIVE BILL 204. Correctly enrolled.

LEGISLATIVE BILL 241. Correctly enrolled.

LEGISLATIVE BILL 250. Correctly enrolled.

LEGISLATIVE BILL 252. Correctly enrolled.

LEGISLATIVE BILL 253. Correctly enrolled.

LEGISLATIVE BILL 317. Correctly enrolled.

LEGISLATIVE BILL 364. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 50 LB 56 LB 73 LB 133 LB 138 LB 165 LB 166 LB 199 LB 204 LB 241 LB 250 LB 252 LB 253 LB 317 LB 364

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 261. Placed on General File as amended.

Standing Committee amendment to LB 261:

(1) In section 1, line 41, after "duty", insert *other than for training purposes, for 30 days or more, unless discharged for a service incurred disability,"*.

(2) In section 2, strike the new matter in lines 34 through 37.

(3) In section 8, reinstate the stricken matter in line 7, and strike the new matter lines 7 and 8; in line 9 after second "county" insert "*after the applicant has been certified as eligible according to Section 80-410 by the Director of Veterans' Affairs. Service Officers appointed prior to the effective date of this Act shall also be certified as eligible. The County Veterans' Service Committee, in cooperation with the Department of Veterans' Affairs, shall issue a Certificate of Appointment*" and strike the new

matter beginning in line 15 through the period in line 21.

(4) In section 9, line 12, strike *"80-401"* and insert *"80-401.01"*; and strike all matter after the period in line 16 through the period in line 22 and show the old matter as stricken.

LEGISLATIVE BILL 292. Placed on General File as amended.

Standing Committee amendment to LB 292:

Section 1, page 3, line 65, strike the new matter beginning with "Each" through "election" in line 68.

LEGISLATIVE BILL 431. Placed on General File.

LEGISLATIVE BILL 408. Indefinitely postponed.

LEGISLATIVE BILL 409. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

MOTION—Suspend Rules

Mr. Wiltse moved to suspend the rules to withdraw LB 622.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

UNANIMOUS CONSENT—Withdraw LB 1050

Mr. Skarda asked unanimous consent to withdraw LB 1050. Laid over.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and take up the Final Readings today that are set for tomorrow.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 27. With emergency.

A BILL FOR AN ACT to amend section 77-202.02, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide a time for granting exempt status to real and tangible personal property as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Kokes

Not voting, 5:

Holmquist
Kremer
Proud
Swanson
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 28. With emergency.

A BILL FOR AN ACT to amend section 77-202.03, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to include tangible personal property, including motor vehicles, in the class of exempt property and the period for which it shall be exempt from taxation; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Luedtke

Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Holmquist
Kokes
Kremer
Proud
Swanson
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 29. With emergency.

A BILL FOR AN ACT to amend section 77-202.04, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for appeal from denial of exempt status of tangible personal property, including motor vehicles, from the county board of equalization; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Holmquist
Kremer
Proud
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 31. With emergency.

A BILL FOR AN ACT to amend section 77-202.06, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to include tangible personal property, including motor vehicles in the property of which the Tax Commissioner shall review the exempt status; to provide a time for the Tax Commissioner to certify his order; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Holmquist
Kremer
Nore
Proud
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 57. With emergency.

A BILL FOR AN ACT to amend section 16-696, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to change the salary of members of the park board as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Holmquist
Kremer
Proud
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 183. With emergency.

A BILL FOR AN ACT to amend section 48-115, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide that the term employee shall include the National Guard; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Holmquist
Kremer
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 184. With emergency.

A BILL FOR AN ACT to amend section 48-126.01, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation to provide a basis of computation for less than full-time members of the military forces; to provide which wage scale applies when military pay exceeds civilian pay; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Holmquist
Kremer
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 245.

A BILL FOR AN ACT to amend sections 77-207, 77-1718, and 77-1824, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to increase the rate of interest on delinquent taxes as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adamson
Batchelder
Budd
Burbach
Craft
Duis
Harsh
Johnson
Kennedy
Knight
Kokes
Luedtke
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 13:

Bloom
Carpenter
Carstens
Clark
Danner
Elrod
Hasebroock
Keyes
Klaver
Mahoney
Marvel
Moylan
Schmit

Not voting, 4:

Holmquist
Kremer
Skarda
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

REFERENCE COMMITTEE REPORT

LB	Committee
1222	Revenue
1223	Public Health and Welfare
1224	Revenue
1225	Banking, Commerce and Insurance
1226	Banking, Commerce and Insurance
1227	Banking, Commerce and Insurance
1228	Budget
1229	Education
1230	Government and Military Affairs
1231	Banking, Commerce and Insurance
1232	Revenue
1233	General File
1234	Public Works
1235	Miscellaneous Subjects

1236............................Government and Military Affairs
1237............................Education

(Signed) Jerome Warner, Speaker

NOTICE OF COMMITTEE HEARING

Government and Military Affairs

LB 381	Thursday, March 6, 1969	2:00 p.m.
LB 648	Thursday, March 6, 1969	2:00 p.m.
LR 12	Thursday, March 6, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1238. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to insurance; to provide for hearings before the Director of Insurance as prescribed; to provide rules and procedures for such hearings; to provide rules and procedures for appeals; to provide for a bond; to provide for the appointment of special employees as prescribed; to repeal section 44-154, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 1239. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 44-201, 44-202.01, 44-203, 44-203.01, and 44-1402, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change classifications of insurance as prescribed; to provide additional requirements for an insurer to continue its certificate of authority as prescribed; to provide for variable annuities; to harmonize legislation; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1240. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to insurance; to define terms; to provide for the licensing of premium financing companies; to provide for the rules and procedures of such licensing as prescribed; to provide powers and duties for the Director of Insurance as prescribed; to provide for the cancellation of premium finance company contracts as prescribed; and to provide for a finance charge.

LEGISLATIVE BILL 1241. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 21-1520, Reissue Re-

vised Statutes of Nebraska, 1943, relating to corporations; to provide for a hearing and appeal therefrom as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1242. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to insurance; to define terms; to provide duties for the Director of Insurance; to regulate insurers and insurance holding companies as prescribed; to make certain acts unlawful; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 1243. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 79-486, Revised Statutes Supplement, 1967, relating to schools; to provide requirements for reopening a schoolhouse in a district when instruction has been contracted for two or more years; and to repeal the original section.

LEGISLATIVE BILL 1244. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide the date transfers may be made to another district as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1245. By Robert L. Clark, 47th District and
William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVI, section 1, of the Constitution of Nebraska, relating to amendments; to provide that required publication of proposed amendments to the Constitution may be supplemented by radio and television broadcast publication; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1246. By Robert L. Clark, 47th District and
William H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to public notices; to authorize supplemental publication of required notices as prescribed.

LEGISLATIVE BILL 1247. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to taxation; to eliminate the requirement that certain purchasers pay the sales or use tax and file claim for refund; and to repeal the original section.

LEGISLATIVE BILL 1248. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend sections 27-903 and 27-904, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to provide for the selection and qualification of jurors as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1249. By Lester Harsh, 38th District.

A BILL FOR AN ACT relating to eminent domain; to provide for just compensation for acquisition of property from an irrigation district as prescribed; and to provide for a method of payment.

LEGISLATIVE BILL 1250. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT relating to revenue and taxation; to provide the value to be used on income producing machinery and equipment as prescribed; to provide for exceptions; and to provide for inspection of records.

LEGISLATIVE BILL 1251. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 28-445.01, Revised Statutes Supplement, 1967, relating to crimes and punishments; to provide that it shall be unlawful to fail to sell, rent or lease an interest in real property to any citizen of the United States because of race, religion, color, creed, national origin, or ancestry as prescribed; to provide a penalty; and to repeal the original section.

LEGISLATIVE BILL 1252. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 25-1202, Reissue Revised Statutes of Nebraska, 1943, relating to evidence; to provide that an automobile accident shall not be construed to be a transaction for purposes of the dead man statute; and to repeal the original section.

LEGISLATIVE BILL 1253. By Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 39-834, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to eliminate the provisions that suits against the county must be commenced within thirty days of the time of the injury or damage occurred because of defective highways or bridges; and to repeal the original section.

LEGISLATIVE BILL 1254. By George Syas, 13th District and Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to game and fish; to provide for special fishing and hunting permits and voluntary contributions to the preservation, protection, public management and use of fish and wildlife in the State of Nebraska.

SELECT FILE

LEGISLATIVE BILL 15.

Mr. Pedersen asked unanimous consent for the adoption of his amendment found in the Legislative Journal for the Thirtieth Day. No objections. So ordered.

Mr. Pedersen moved to suspend the rules to add his name to LB 15.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

E and R amendments found in the Legislative Journal for the Twenty-fifth Day were rejected.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 185. E and R amendments found in the Legislative Journal for the Thirty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 229. E and R amendment found in the Legislative Journal for the Thirty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 42. Laid over until tomorrow at the request of Mr. Ziebarth.

Visitors

Mrs. Craft introduced Mr. Wesley Hansen of North Platte.

Mr. Warner introduced Professor Smith and 50 members of an Architects Class.

GENERAL FILE

LEGISLATIVE BILL 1233. Read and Considered.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Mr. Carpenter asked unanimous consent to dispense with reading the remainder of the general file bills and allow the introducers to explain them. No objections. So ordered.

LEGISLATIVE BILL 225. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

1. Amend section 1 of the bill, line 3 by inserting "in a position, other than a temporary position," before "and", line 7 by inserting "; *Provided,* no law precludes such person from holding the public office while remaining an employee of that person, firm, or corporation. The leave of absence shall be" after "employment", lines 11 to 13 by striking the last sentence and inserting "At the end of the leave of absence such person shall be restored to such position, without loss of seniority, or to a position of like seniority, status and pay.".

2. Amend section 2 of the bill, line 4 by inserting "Such insurance will be paid for by the absent employee unless his employer consents to assuming such payments jointly or singly with the employee. Pursuant to established rules and practices relating to employees on leave of absence in effect with the employer at the time such leave of absence commenced; *Provided,* the employer will not grant such person any benefit which the employer is prohibited by law from granting a person who holds such public office." after the period.

Standing Committee amendments found in the Legislative Journal for the Twenty-fifth Day were adopted, as amended.

Laid over at the request of Mr. Carpenter.

MOTION—Return LB 25 to General File

Mr. Danner moved to return LB 25 to General File for consideration of the specific amendment found in the Legislative Journal for the Thirtieth Day.

Mr. Carpenter requested a record vote on the motion.

Voting in the affirmative, 24:

Carstens
Danner
Duis
Elrod
Hasebroock
Kennedy
Keyes
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Syas
Wallwey
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 15:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Harsh
Johnson
Knight
Orme
Skarda
Stull
Waldo
Warner

Not voting, 10:

Adamson
Holmquist
Klaver
Mahoney
Marvel
Robinson
Swanson
Waldron
Whitney
Wiltse

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 196.

Mr. Simpson moved to have LB 196 laid over and retained in it's present position on General File.

The motion prevailed with 34 ayes, 1 nay and 14 not voting.

LEGISLATIVE BILL 226. Reading waived. Explained.

Advanced to E and R for review with 20 ayes, 5 nays and 24 not voting.

Mr. Wylie Presiding

LEGISLATIVE BILL 89. Reading waived. Explained.

Bracketed on General File at the request of Mr. Mahoney.

LEGISLATIVE BILL 389. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 394. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Laid over at the request of Mr. Adamson.

LEGISLATIVE BILL 398. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 182. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-seventh Day was adopted.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 224. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 85. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-third Day were rejected.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 19. Mr. Carpenter asked unanimous consent to have the following amendment printed in the Journal and laid over until tomorrow. No objections. So ordered.

In line 15, insert after "two.", Provided however,
that in making any medical assistance payments on behalf of
the above individuals, it shall be the duty of the individuals
to pay the first $250.00 of any obligation incurred for
medical services.

LEGISLATIVE BILL 383. Reading waived. Explained.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

Mr. Carpenter Presiding

Announcement

Mr. Waldo announced that the Burlington Railroad has set up a temporary claims office in Crete, Nebraska to adjust all losses regarding the train derailment in Crete.

GENERAL FILE

LEGISLATIVE BILL 322. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-eighth Day was adopted.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

UNANIMOUS CONSENT—Withdraw LB 528

Mr. Waldron asked unanimous consent to withdraw LB 528.

Laid over.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 7. Placed on General File.

LEGISLATIVE BILL 60. Placed on General File.

LEGISLATIVE BILL 62. Placed on General File as amended.

Standing Committee amendment to LB 62:

1. In section 1, line 69, before the semicolon insert "*, with first priority being given in program development and scheduling to the instructional needs of the elementary and secondary schools of Nebraska*"

LEGISLATIVE BILL 63. Placed on General File as amended.

Standing Committee amendment to LB 63:

1. In section 1, strike the new language in lines 60 and 61; and insert a new sentence at the end of line 77 as follows: "*The commission shall provide to newspapers, radio stations and other news media, program schedules informing the public of programs approved by the commission.*"

LEGISLATIVE BILL 64. Indefinitely postponed.

(Signed) Lester Harsh, Chairman

Public Health and Welfare

LEGISLATIVE BILL 417. Placed on General File as amended.

Standing Committee amendments to LB 417:

1. Amend section 1 of the bill by striking lines 13, 14, 15, and 16 to the punctuation and show same as stricken matter and inserting the following:

"or controlled by the Department of Public Institutions which are assigned individuals directing and carrying out obligations to apprehend and return escaped offenders from the Boys' Training School and the Girls' Training School, and directing or operating parole programs for released offenders from the Boys' Training School and the Girls' Training School, and line 19 by inserting "*Vocational Rehabilitation Counselors and*" after "by".

(Signed) Elmer Wallwey, Chairman

Adjournment

At 11:51 a.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Thursday, February 20, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 20, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, amid the pressures and confusions of our time, may we receive Thy aid in developing patience; patience with our colleagues so we may give and receive ideas upon which decisions are based and not be swayed by prejudice; patience with our daily tasks when the right answers are not easily found; patience with life so we may develop an abiding faith which enables us to come to terms with the issues before us and work for their solution without bitterness; patience with ourselves that we may take time to grow; and patience with Thee that we may learn to trust in Thy providencial care for us and all men. Amen.

The roll was called and all members were present except Messrs. Holmquist and Kennedy, who were excused.

Corrections for the Journal

Page 645, line 30, show the words "such a fine and" as stricken.

The Journal for the Thirty-second Day was approved as corrected.

Message from the Governor

February 19, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on February 18, 1969 I approved LB 33, LB 34, LB 112, LB 126, LB 145, LB 146, LB 147, LB 148, LB 160, LB 213 and LB 214.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 648 (cancelled) Thursday, March 13, 1969 2:00 p.m.

(Signed) Terry Carpenter, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 169. Replaced on Select File as amended.

E and R amendment to LB 169:

1. Strike Enrollment and Review amendment 1, adopted 2/5/69.

LEGISLATIVE BILL 273. Replaced on Select File as amended.

E and R amendment to LB 273:

1. In section 1, line 173, strike "trailer's" and insert "trailer dealer's" as in the statutes.

LEGISLATIVE BILL 156. Placed on Select File as amended.

E and R amendments to LB 156:

1. In section 1, line 2, strike "and" and insert "or".
2. In section 4, line 4, insert "the holder of" after the second "to"; in line 5, strike "the" and insert "their"; and in line 9, insert "such" after "all".

3. In section 5, line 4, strike "name of such candidates" and insert "names of such candidates"; and in line 14, insert ", Reissue Revised Statutes of Nebraska, 1943" before the period.

4. In section 6, strike lines 8 and 9 and insert "of each of the other consolidated counties.".

5. In standing committee amendment 3, line 4, strike "political partisan" and insert "partisan political".

6. In section 9, line 52, insert "in each individual county" after "filled".

7. In the title, line 4, strike "office" and insert "offices".

LEGISLATIVE BILL 163. Placed on Select File as amended.

E and R amendments to LB 163:

1. In section 1, line 20, strike *"with"* and insert *"to"*.

2. Insert the Adamson amendment to section 1, line 20 immediately following the standing committee amendment to the same line.

3. Insert the Adamson amendment to section 2, line 19, immediately following the standing committee amendment to the same line.

4. In the title, line 6, strike "one hundred electors" and insert "seventy-five electors except as prescribed".

LEGISLATIVE BILL 189. Placed on Select File as amended.

E and R amendments to LB 189:

1. In section 1, line 6, strike the second comma and show the same as stricken.

LEGISLATIVE BILL 220. Placed on Select File as amended.

E and R amendments to LB 220:

1. In section 1, line 14, strike "as ex officio register of deeds" and show the same as stricken.

2. In the title, line 4, strike "for filing instrument with" and insert "of".

LEGISLATIVE BILL 122. Correctly re-engrossed.

LEGISLATIVE BILL 176. Correctly engrossed.

LEGISLATIVE BILL 229. Correctly engrossed.

LEGISLATIVE BILL 272. Correctly engrossed.

LEGISLATIVE BILL 27. Correctly enrolled.

LEGISLATIVE BILL 28. Correctly enrolled.

LEGISLATIVE BILL 29. Correctly enrolled.

LEGISLATIVE BILL 31. Correctly enrolled.

LEGISLATIVE BILL 57. Correctly enrolled.

LEGISLATIVE BILL 183. Correctly enrolled.

LEGISLATIVE BILL 184. Correctly enrolled.

LEGISLATIVE BILL 245. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 27 LB 28 LB 29 LB 31 LB 57 LB 183 LB 184 LB 245 LR 19

UNANIMOUS CONSENT—LB 169

Mr. Klaver asked unanimous consent to take up LB 169 on Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 169. E and R amendment found in this day's Journal was adopted.

Advanced to E and R for re-engrossment.

Mr. Klaver asked unanimous consent to have LB 169 expedited across the board. No objections. So ordered.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 305. Placed on General File as amended.

Standing Committee amendments to LB 305:

1. In section 1, line 13, after "*person*" insert "*or a person who has been with such member of the armed forces*"; in line 20 after "States" insert "*, or the spouse of any such person or a person who has been with such member of the armed forces,*"; and in line 21 strike "thirty"

and show the same as stricken, and in lieu thereof insert *"sixty"*.

2. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 60-415, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-415. *(1)* In the event of the loss of a license or permit by any person duly licensed under the provisions of this act, such person may obtain one duplicate upon filing with the county treasurer an application and affidavit showing such loss. Upon the officer being satisfied that the loss is genuine, he shall issue, upon the payment of a fee of fifty cents, a duplicate license or permit. Such fee shall be handled by the treasurers in the same manner as original or renewal license fees; *Provided,* such duplicate license or permit fee in each instance shall be credited, allocated, and accounted for by the county treasurer as in the cases of original and renewal motor vehicle operators' license fees as provided in section 60-409.

(2) In the event of a name change because of a divorce, marriage, court action, or address change, such person shall furnish to the treasurer, information supporting his desire to receive a new driver's license certificate. Upon the officer being satisfied that the change is genuine, and that the applicant resides in the same county in which he received his original driver's license certificate, the treasurer shall issue an original driver's license certificate without cost. In the event that an applicant for a driving certificate under this subsection applies for a new certificate in a county other than the county that the original certificate was obtained, such applicant shall pay the prevailing rate for driver's license certificates.".

3. Strike original section 2 and insert two new sections to read as follows:

"Sec. 3. That original sections 60-411 and 60-415, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 534. Placed on General File as amended.

Standing Committee amendments to LB 534:

1. In Section 1, line 8, insert *"or school buses"* after *"vehicles"*.

2. In Section 3, line 2, strike *"the roof of"*.

3. In Section 3, line 1, strike *"may"* and insert *"or red and white light shall"*.

In Section 4, line 1, strike *"or amber"*; at the end of line 5 insert *"or by any member of the Civil Air Patrol."*; *strike lines 6 and 7, and insert "A flashing amber light may be displayed on any motor vehicle being operated by any public utility, vehicle service, towing service, or any publicly or privately owned construction or maintenance vehicle while performing their duties on or near any road, street, or highway, or any vehicle while actually engaged in the moving of houses, buildings, or other objects of extraordinary bulk, including unbaled livestock forage as authorized by subdivision (5) of section 39-719."*

5. In section 5, line 2, strike *"the roof of"*, lines 6 and 7, strike *"superintendent of the Nebraska State Patrol"* and insert *"county sheriff"*; in line 9, strike *"superintendent"* and insert *"sheriff"*; in line 10, strike *"him"* and insert *"the superintendent of the Nebraska State Patrol"*; and in lines 18 and 23, strike *"superintendent"* and insert *"sheriff"*.

(Signed) Rick Budd, Chairman

Committee on Committees

February 20, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Warren Bosley, M.D.—State Board of Health
Floyd Stone—Game and Parks Commission
Hodge L. Jones, Jr.—State Employees Retirement Board
P. Merle Humphries—State Employees Retirement Board

Respectfully submitted,

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report.

The motion prevailed.

Vote on Dr. Bosley

Voting in the affirmative, 43:

Adamson
Bloom
Budd
Burbach
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Batchelder
Carpenter
Carstens
Holmquist
Kennedy
Wallwey

Having received a majority of the votes of all members, Speaker Warner declared the appointment of Dr. Bosley confirmed.

Vote on Mr. Stone

Voting in the affirmative, 40:

Adamson
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Bloom
Carpenter
Holmquist
Kennedy
Mahoney
Proud
Robinson
Wallwey

Having received a majority of the votes of all members, Speaker Warner declared the appointment of Mr. Stone confirmed.

Vote on Mr. Jones

Voting in the affirmative, 45:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Holmquist
Kennedy
Robinson

Having received a majority of the votes of all members, Speaker Warner declared the appointment of Mr. Jones confirmed.

Vote on Mr. Humphries

Voting in the affirmative, 40:

Adamson
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Carpenter
Danner
Hasebroock
Holmquist
Kennedy
Robinson
Waldo
Waldron

Having received a majority of the votes of all members, Speaker Warner declared the appointment of Mr. Humphries confirmed.

UNANIMOUS CONSENT—Expedite LB 1233

Mr. Burbach asked unanimous consent to expedite LB 1233 across the board. No objections. So ordered.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to take up the Final Readings that are set for tomorrow.

The motion lost with 32 ayes, 1 nay and 17 not voting.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to read the Final Readings set for tomorrow on Monday, February 24.

Mr. Elrod requested a Call of the House. The Call showed 47 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

The Carpenter motion lost with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 42. E and R amendment found in the Legislative Journal for the Thirty-first Day was adopted.

Mr. Ziebarth offered the following amendment, which was adopted:

Amend Legislative Bill 42 in Section 1 by striking
"of persons and property" from Lines 10 and 11.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 58. E and R amendment found in the Legislative Journal for the Thirty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 270. E and R amendment found in the Legislative Journal for the Thirty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 271. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 219. Advanced to E and R for engrossment.

LEGISLATIVE BILL 162. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 55. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 97. Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 195. E and R amendment found in the Legislative Journal for the Thirty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 358. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 193. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 194. E and R amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Advanced to E and R for engrossment.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 481	Monday, March 3, 1969	2:00 p.m.
LB 575	Monday, March 3, 1969	2:00 p.m.
LB 222	Tuesday, March 4, 1969	2:00 p.m.
LB 486	Tuesday, March 4, 1969	2:00 p.m.
LB 495	Tuesday, March 4, 1969	2:00 p.m.
LB 482	Tuesday, March 4, 1969	2:00 p.m.
LB 513	Tuesday, March 4, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

MOTION—Information on Duane Pope Case

Mr. President: I move the Legislative Council obtain information for this body showing the total cost to date in the Duane Earl Pope murder case, separated into costs and attorney fees; the attorney fees to be identified as to who received them and how much.

(Signed) Terry Carpenter

The motion prevailed.

Presented to the Governor

Presented to the Governor for approval on February 20, 1969 at 8:35 a.m.: LB 50 LB 56 LB 73 LB 133 LB 138 LB 165 LB 166 LB 199 LB 204 LB 241 LB 250 LB 252 LB 253 LB 317 LB 364

(Signed) Ruth Bossard, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	Committee
1238	Banking, Commerce and Insurance
1239	Banking, Commerce and Insurance
1240	Banking, Commerce and Insurance
1241	Banking, Commerce and Insurance
1242	Banking, Commerce and Insurance
1243	Education

1244	Education
1245	Government and Military Affairs
1246	Government and Military Affairs
1247	Revenue
1248	Judiciary
1249	Agriculture and Recreation
1250	Revenue
1251	Miscellaneous Subjects
1252	Judiciary
1253	Public Works
1254	Agriculture and Recreation

(Signed) Jerome Warner, Speaker

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1255. By Wayne W. Ziebarth, 37th District; Robert L. Clark, 47th District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 79-2208, Reissue Revised Statutes of Nebraska, 1943, relating to education and educational service units; to define the authority of a board of an educational service unit to provide supplementary educational services; and to repeal the original section.

LEGISLATIVE BILL 1256. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 37-501, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide exceptions to unlawful offenses as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1257. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 77-1209, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for the assessment of improvements on leased public lands as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1258. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 44-111.01, 44-113, 44-114, 44-133, 44-134, 44-137.08, 44-158, 44-213.06, 44-222.02, 44-224.01, 44-224.09, 44-238, 44-319.01, 44-352, 44-360, 44-367, 44-368, 44-388, 44-511, 44-512, 44-710, 44-711, 44-751, 44-752, 44-766, 44-767, 44-1030, 44-1032, 44-1212, 44-1440, 44-1713, and 44-1907, Reissue Revised

Statutes of Nebraska, 1943, relating to insurance; to provide for the contents of the annual report by the Department of Insurance to the Governor; to provide for fees and charges as prescribed; to provide for an appeal as prescribed; to provide for notice and hearing as prescribed; to redefine terms; to provide for expenses of witnesses; to provide for the renewal of certificates of authority as prescribed; to provide for internal references; to repeal the original sections; to repeal section 44-768, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 1259. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to insurance; to provide for the regulation and licensing of companies issuing variable annuities; to provide standards and procedures as prescribed; and to declare an emergency.

LEGISLATIVE BILL 1260. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 2-1208.01, Revised Statutes Supplement, 1967, relating to the State Racing Commission; to increase the tax rate on pari-mutuel wagering; to provide for the use of such tax as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1261. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 2-1208.01, Revised Statutes Supplement, 1967, relating to the State Racing Commission; to provide for the use of the tax derived from pari-mutual wagering as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1262. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 19-910 and 23-168.03, Revised Statutes Supplement, 1967, relating to the board of adjustment; to eliminate the power of the board of adjustment to hear and decide requests for special exemptions or variances in counties, cities of the first and second class, and villages; and to repeal the original sections.

LEGISLATIVE BILL 1263. By Henry F. Pedersen, Jr., 48th District; Robert L. Clark, 47th District; Terry Carpenter, 48th District and Theodore C. Wenzlaff, 32nd District.

A BILL FOR AN ACT to amend section 29-2605, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to restrict pardon or parole for any person convicted of an offense for which the maximum penalty is death or life imprisonment; and to repeal the original section.

LEGISLATIVE BILL 1264. By Roland A. Luedtke, 28th District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 25-12,109, Reissue Revised Statutes of Nebraska, 1943, relating to business records; to provide that hospital records shall be considered business records for the purposes of sections 25-12,108 to 25-12,111, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 1265. By Henry F. Pedersen, Jr., 4th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to civil procedure; to provide when exemplary damages may be awarded as prescribed.

LEGISLATIVE BILL 1266. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 79-426.05, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for representation on the county committee for reorganization of school districts; and to repeal the original section.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 396. Placed on General File.

LEGISLATIVE BILL 402. Placed on General File.

(Signed) J. W. Burbach, Chairman

GENERAL FILE

LEGISLATIVE BILL 225. Considered.

Mr. Wylie moved to indefinitely postpone.

The motion lost with 14 ayes, 28 nays and 7 not voting.

Mr. Elrod offered the following amendment, which was adopted:

Amend the Carpenter General File amendment 1 to
LB 225 by inserting after the word *"position"* in line
2 of said amendment the words: *"in the service of the
State of Nebraska"*.

Advanced to E and R for review with 31 ayes, 11 nays and 7 not voting.

Mr. Carpenter asked unanimous consent to dispense with reading of the General File bills and allow the introducers to explain them. No objections. So ordered.

LEGISLATIVE BILL 196. Reading waived. Explained.

Mr. Marvel Presiding

Advanced to E and R for review with 39 ayes, 4 nays and 6 not voting.

LEGISLATIVE BILL 394. Considered.

Mr. Adamson offered the following amendment, which was adopted:

1. Amend section 1 of the bill, line 14 by inserting after the period the following:

"Any county may request a hearing under the provisions of the Adminstrative Procedures Act before the Tax Commissioner makes any corrections or adjustments. Appeal from the action of the Tax Commissioner may be made by the county pursuant to section 84-917.".

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT—Withdraw LB 1050

Mr. Skarda renewed his pending request found in the Legislative Journal for the Thirty-second Day to withdraw LB 1050. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 169. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 435	Wednesday, February 26, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

Public Works

LB 735	Wednesday, February 26, 1969	2:00 p.m.
LB 711	Wednesday, February 26, 1969	2:00 p.m.
LB 712	Wednesday, February 26, 1969	2:00 p.m.
LB 600	Thursday, February 27, 1969	2:00 p.m.
LB 532	Thursday, February 27, 1969	2:00 p.m.
LB 617	Thursday, February 27, 1969	2:00 p.m.
LB 618	Thursday, February 27, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

Banking, Commerce and Insurance

LB 595	(cancelled) Tuesday, March 4, 1969	2:00 p.m.
	(re-set) Monday, March 31, 1969	2:00 p.m.
LB 626	(cancelled) Tuesday, March 4, 1969	2:00 p.m.
	(re-set) Monday, March 31, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 40. Indefinitely postponed.

LEGISLATIVE BILL 41. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1267. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 43-905, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to remove the restriction on amount of the payment of maintenance of children in private families, boarding homes, or incorporated institutions for care of children; and to repeal the original section.

LEGISLATIVE BILL 1268. By Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 71-1901, Reissue Revised Statutes of Nebraska, 1943, relating to boarding and care of children; to redefine child care; and to repeal the original section.

LEGISLATIVE BILL 1269. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 33-126, Reissue Revised

Statutes of Nebraska, 1943, relating to fees and salaries; to provide additional fees for trust reports as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1270. By Henry F. Pedersen, Jr., 4th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 43-108 and 43-206, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to provide for consent for adoption when one spouse is absent and in the armed forces of the United States; to provide for service upon minors as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1271. By John E. Knight, 26th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 79-2209, Reissue Revised Statutes of Nebraska, 1943, relating to educational service units; to provide for the use of funds received as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1272. By William H. Hasebroock, 18th District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 17-613, Reissue Revised Statutes of Nebraska, 1943, relating to villages; to clarify language; and to repeal the original section.

LEGISLATIVE BILL 1273. By William H. Hasebroock, 18th District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 17-509, Reissue Revised Statutes of Nebraska, 1943, and sections 17-515 and 17-516, Revised Statutes Supplement, 1967, relating to cities of the second class and villages; to provide for additional powers of the governing body of such cities and villages as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1274. By William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to county government; to authorize counties to levy a sales tax for road construction and maintenance as prescribed.

LEGISLATIVE BILL 1275. By Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT relating to county government; to authorize counties to levy a wheel tax for road construction and maintenance as prescribed.

LEGISLATIVE BILL 1276. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 80-401.03, Revised Statutes Supplement, 1967, relating to veterans' affairs; to permit county veterans' service officers to prepare applications for aid from Nebraska Veterans' Aid Fund; to clarify the provisions thereof; and to repeal the original section.

UNANIMOUS CONSENT—LB 17

Mr. Carpenter asked unanimous consent that his motion to place LB 17 on General File notwithstanding the committee action be laid over until Monday, February 24, 1969. No objections. So ordered.

MOTION—Easter Adjournment

Mr. Warner moved that the Easter Vacation for the Legislature be held on April 3, 4 and 7, and that any committee hearings for these days be withdrawn.

The motion prevailed.

Members Excused

Messrs. Nore and Knight asked unanimous consent to be excused for tomorrow. No objections. So ordered.

Adjournment

At 11:51 a.m., on a motion by Mr. Carpenter, the Legislature adjourned until 8:30 a.m., Friday, February 21, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 21, 1969

Pursuant to adjournment, the Legislature met at 8:30 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, our loving Father, may we become more aware of the immediate concerns of our state—the minute problems confronting the various districts and the pleadings of our constituents. But keep ever before this significant body the eternal and all-encompassing goals upon which smaller issues must be measured: to love mercy; to right wrongs; to live for justice, and to serve Thee, our God, and our fellowman as we would serve ourselves. We pray in our Lord's name. Amen.

The roll was called and all members were present except Messrs. Klaver and Knight, who were excused; and Mr. Proud excused until 9:00 a.m.

Message from the Governor

February 21, 1969

The President, the Speaker,
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on February 20, 1969 I approved LB 364, LB 317, LB 253, LB 252, LB 250, LB 241, LB 204, LB 199, LB 166, LB 165, LB 138, LB 133, LB 73, LB 56, and LB 50.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

Members Excused

Messrs. Budd and Holmquist asked unanimous consent to be excused at 8:55 a.m. until 11:00 a.m. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 826	Wednesday, March 5, 1969	2:00 p.m.
LB 374	Wednesday, March 12, 1969	2:00 p.m.
LB 403	Wednesday, March 12, 1969	2:00 p.m.
LB 909	Wednesday, March 12, 1969	2:00 p.m.
LB 995	Wednesday, March 12, 1969	2:00 p.m.
LB 996	Wednesday, March 12, 1969	2:00 p.m.
LB 997	Wednesday, March 12, 1969	2:00 p.m.
LB 998	Wednesday, March 12, 1969	2:00 p.m.
LB 670	Wednesday, March 19, 1969	2:00 p.m.
LB 673	Wednesday, March 19, 1969	2:00 p.m.
LB 675	Wednesday, March 19, 1969	2:00 p.m.
LB 678	Wednesday, March 19, 1969	2:00 p.m.
LB 836	Wednesday, March 19, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

Budget

LB 257	Thursday, February 27, 1969	2:00 p.m.
LB 365	Thursday, February 27, 1969	2:00 p.m.
LB 882	Monday, March 3, 1969	2:00 p.m.

(Signed) Richard D. Marvel, Chairman

Government and Military Affairs

LB 861	Thursday, April 10, 1969	2:00 p.m.
LB 891	Thursday, April 10, 1969	2:00 p.m.
LB 907	Thursday, April 10, 1969	2:00 p.m.
LB 929	Thursday, April 10, 1969	2:00 p.m.
LB 935	Thursday, April 10, 1969	2:00 p.m.
LB 961	Thursday, April 10, 1969	2:00 p.m.
LB 1020	Thursday, April 10, 1969	2:00 p.m.
LB 1025	Thursday, April 10, 1969	2:00 p.m.
LB 1054	Thursday, April 10, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 77. Placed on General File as amended.

Standing Committee amendment to LB 77:

1. Amend section 1 of the bill by striking lines 1 to 15 and inserting the following:

"Section 1. *(1) When any city of the first or second class or any village has enacted a zoning plan or ordinance in accordance with statutory authority and as a part of such plan or ordinance has bounded and defined the various zoning or building districts with reference to a zoning map such zoning or building districts may from time to time, be changed, modified or terminated, or additional or different zoning or building districts may from time to time be created, changed, modified or terminated, by an appropriate amendatory ordinance which described the changed, modified, terminated or created zone or district or part thereof by legal description or metes and bounds, or by republishing a part only of the original zoning map, and without republishing the original zoning map as a part of the amendatory ordinance and without setting forth and repealing the entire section or ordinance adopting the rezoning maps, or a part of the zoning map, as a part of the ordinance, notwithstanding the provisions of section 16-404 or 17-614.*"

LEGISLATIVE BILL 223. Placed on General File as amended.

Standing Committee amendments to LB 223:

1. Strike section 2.

2. Renumber sections 3 to 5 as sections 2 to 4, and in renumbered section 4, line 1, strike "15-701,"

3. In section 3, line 4, strike the new matter; and strike "or part of either," and show the same as stricken.

(Signed) Bill K. Bloom, Chairman

Education

LEGISLATIVE BILL 569. Indefinitely postponed.

LEGISLATIVE BILL 552. Placed on General File.

(Signed) Lester Harsh, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 53. With emergency.

A BILL FOR AN ACT to amend section 16-318, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide for payment of premium on bond of city treasurer; to eliminate provisions for additional compensation for city treasurer; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Hasebroock
Klaver
Knight
Orme
Proud
Reynolds
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 61. With emergency.

A BILL FOR AN ACT to amend section 84-1005, Revised Statutes Supplement, 1967, relating to state employees; to except employees of the Nebraska Educational Television Commission from basic work week provisions; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Klaver
Knight
Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 131.

A BILL FOR AN ACT to amend sections 57-101 and 57-812, Reissue Revised Statutes of Nebraska, 1943, relating to minerals, oil and gas; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kremer
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter
Klaver
Knight
Kokes
Mahoney
Moulton
Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 202. With emergency.

A BILL FOR AN ACT to amend section 8-141, Revised Statutes Supplement, 1967, relating to banks and banking; to increase the maximum on certain loans; to provide exceptions; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Budd
Holmquist
Klaver
Knight

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 277. With emergency.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide for the exemption of sales and use taxes imposed upon purchases by a rural or suburban fire protection district as prescribed; to provide for refunds; to correct an internal reference; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Budd
Holmquist
Klaver
Knight

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Unbracket LB 8

Mr. Carpenter asked unanimous consent to unbracket LB 8 on Final Reading. No objections. So ordered.

LEGISLATIVE BILL 8.

A BILL FOR AN ACT relating to cannabis; to provide for suspension from college of any student convicted of possession of cannabis; to provide for enforcement; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Kremer

Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Ziebarth

Voting in the negative, 8:

Adamson
Luedtke
Orme
Proud
Schreurs
Simpson
Waldron
Whitney

Not voting, 7:

Budd
Danner
Holmquist
Klaver
Knight
Wiltse
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Presented to the Governor

Presented to the Governor for approval on February 21, 1969 at 8:20 a.m.: LB 27 LB 28 LB 29 LB 31 LB 57 LB 183 LB 184 LB 245

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1233. Placed on Select File.

LEGISLATIVE BILL 15. Replaced on Select File as amended.

E and R amendments to LB 15:

1. In new section 2, line 17, insert ", with their successors to be appointed for a term of six years and until their successors have been appointed and qualified" after "*act*".

2. In new section 6, line 33, strike "in" and insert "~~in~~ *on*".

3. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to amend sections 48-801, 48-804, 48-810, 48-811, 48-816, and 48-818, Reissue Revised Statutes of Nebraska, 1943, relating to the Court of Industrial Relations; to enlarge the court and extend its jurisdiction as prescribed; to provide for organization of public employees and collective bargaining rights; and to repeal the original sections and also sections 48-810.02, 48-820, and 48-824 to 48-836, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 55. Replaced on Select File as amended.

E and R amendments to LB 55:

1. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In Enrollment and Review amendment 1, adopted 2/20/69, line 3, strike "and"; and in line 4, insert "; and to declare an emergency" after "tion".

LEGISLATIVE BILL 97. Replaced on Select File as amended.

E and R amendments to LB 97:

1. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 25. Placed on Select File as amended.

E and R amendments to LB 25:

1. In the Pedersen amendment, line 1, strike "standing committee amendment" and insert "new section 2"; and in line 2, strike "paid" and insert "fined".

2. In the title, lines 3 and 4, strike "punishment" and insert "punishments"; and insert "to make certain acts unlawful; to provide penalties and liability;" at the end of line 5.

LEGISLATIVE BILL 269. Placed on Select File.

LEGISLATIVE BILL 450. Placed on Select File as amended.

E and R amendment to LB 450:

1. In the standing committee amendment, strike

the first comma in line 4 and insert an underscored semicolon; and strike the period in the last line and insert a period at the end of the line.

LEGISLATIVE BILL 208. Placed on Select File as amended.

E and R amendment to LB 208:

1. In standing committee amendment 3, line 1, strike "line 9" and insert "lines 10 and 11".

LEGISLATIVE BILL 267. Placed on Select File as amended.

E and R amendments to LB 267:

1. In new section 3, line 1, strike "Section" and insert "Sec."; and in line 2, insert a comma after "effect".
2. In the title, line 7, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 167. Placed on Select File as amended.

E and R amendment to LB 167:

1. In the title, line 5, insert "to delete provision for termination of minority upon marriage;" after the semicolon.

LEGISLATIVE BILL 226. Placed on Select File.

LEGISLATIVE BILL 389. Placed on Select File as amended.

E and R amendment to LB 389:

1. In section 1, line 6, strike the comma and show the same as stricken.

LEGISLATIVE BILL 398. Placed on Select File as amended.

E and R amendments to LB 398:

1. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 3, insert "to clarify provisions;" after the semicolon; in line 5, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 182. Placed on Select File as amended.

E and R amendments to LB 182:

1. In section 1, line 6, insert "and" after "dollar".

2. In lieu of the standing committee amendment, insert a new section to read as follows:

"Sec. 2. This act shall become operative July 1, 1970.".

3. In the title, line 3, strike "and"; and in line 5, insert "; and to provide an operative date" after "size".

LEGISLATIVE BILL 224. Placed on Select File.

LEGISLATIVE BILL 85. Placed on Select File as amended.

E and R amendment to LB 85:

1. For correlation purposes, in sections 1 and 2, line 2, and in the title, line 3, insert ", as amended by section 1, Legislative Bill 129, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and strike the stricken matter in section 1, lines 23 to 26.

LEGISLATIVE BILL 383. Placed on Select File.

LEGISLATIVE BILL 322. Placed on Select File as amended.

E and R amendment to LB 322:

1. In standing committee amendment 1, line 3, insert "~~to~~" after "title".

LEGISLATIVE BILL 192. Correctly engrossed.

LEGISLATIVE BILL 236. Correctly engrossed.

LEGISLATIVE BILL 263. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1277. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1234, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to incorporate into a single section provisions for revocation, suspension, and reinstatement of teachers' certificates; to repeal the original section and also section 79-1296, Revised Statutes Supplement.

LEGISLATIVE BILL 1278. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to junior college districts; to provide for a retirement system as prescribed.

LEGISLATIVE BILL 1279. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate three hundred six thousand three hundred ten dollars to aid in state financial support of junior college districts for the biennium ending June 30, 1969; and to declare an emergency.

LEGISLATIVE BILL 1280. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-1621, Revised Statutes Supplement, 1967, relating to junior college districts; to increase the amount of state financial support to such districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1281. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to junior college districts; to provide power for junior college districts to borrow money as prescribed.

LEGISLATIVE BILL 1282. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to junior college districts; to provide for the issuance of warrants; and to provide limitations.

LEGISLATIVE BILL 1283. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to crimes and punishments; to make certain acts relating to the use of telephones unlawful; and to provide a penalty.

LEGISLATIVE BILL 1284. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to county government; to authorize counties to levy an income tax for road construction and maintenance as prescribed.

LEGISLATIVE BILL 1285. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 70-642.02, Reissue Revised Statutes of Nebraska, 1943, relating to public power; to provide for construction; and to repeal the original section.

LEGISLATIVE BILL 1286. By Henry F. Pedersen, Jr., 4th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 77-2702, Revised Statutes Supplement, 1967, relating to taxation; to redefine a term; and to repeal the original section.

LEGISLATIVE BILL 1287. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to county government; to authorize counties to levy a fuel tax for road construction and maintenance as prescribed.

LEGISLATIVE BILL 1288. By Loran Schmit, 23rd District.

A BILL FOR AN ACT relating to motor fuels; to require a metering device on tank wagons making delivery of motor fuels as prescribed; to provide for showing gallonage delivered on delivery invoice; to make it unlawful to make false statements as prescribed; and to provide penalties.

LEGISLATIVE BILL 1289. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 77-2702, 77-2704, and 77-2706, Revised Statutes Supplement, 1967, relating to taxation; to exempt certain purchases by contract carriers from the sales and use taxes; and to repeal the original sections.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 258. Placed on General File as amended.

Standing Committee amendment to LB 258:

1. In section 1, line 2, strike "in a civil action" and insert:

> "who is a party to a civil action arising out of the laws of the statutes of the State of Nebraska or under the common law recognized therein,",

line 3, insert "other than a deposition" after statement, and line 5, strike "seven" and insert "twenty".

LEGISLATIVE BILL 299. Placed on General File.

LEGISLATIVE BILL 335. Placed on General File.

LEGISLATIVE BILL 444. Placed on General File as amended.

Standing Committee amendment to LB 444:

1. In section 1, line 19, strike "of probation".

LEGISLATIVE BILL 474. Placed on General File as amended.

Standing Committee amendments to LB 474:

1. In section 1, line 9, strike *(1)*, line 10, strike *"fifty"* and insert *"thirty-five"*, and strike lines 14 to 19 and insert *"months."*

2. Add a new section to be known as section 2 and to read as follows:

> *"Sec. 2. If the value exceeds thirty-five dollars, be guilty of a felony and shall, upon conviction thereof, be punished by a fine of not less than one thousand dollars nor more than five thousand dollars or by imprisonment in the Nebraska Penal and Correctional Complex not less than one year nor more than three years."*

3. Renumber original section 2 as section 3.

LEGISLATIVE BILL 518. Placed on General File.

LEGISLATIVE BILL 519. Placed on General File as amended.

Standing Committee amendments to LB 519:

1. In section 1, lines 6 and 10, insert *"Supreme Court or"* before "district".

2. In section 2, line 6, insert "Supreme Court or" after retired.

LEGISLATIVE BILL 520. Placed on General File.

LEGISLATIVE BILL 556. Placed on General File as amended.

Standing Committee amendments to LB 556:

1. In section 1, strike lines 3 to 28 and insert the following:

"28-403.01. Whoever shall cause the death of another without malice while engaged in the unlawful operation of a motor vehicle shall be ~~deemed~~ guilty of a crime to be known as motor vehicle homicide and, upon conviction thereof, shall be (1) fined in a sum not exceeding five hundred dollars, (2) imprisoned in the county jail for not to exceed six months, ~~(3) imprisoned in the Nebraska Penal and Correctional Complex for a period not less than one year nor more than ten years, or (4) by both such fine and imprisonment.~~ *, or (3) by both such fine and imprisonment; except that if such unlawful operation is in violation of section 39-727, 39-7,107, or 39-7.107.2, any person shall, upon conviction thereof, be fined in a sum not exceeding five hundred dollars, imprisoned in the county jail for not to exceed six months, imprisoned in the Nebraska Penal and Correctional Complex for a period not less than one year nor more than ten years, or by both such fine and imprisonment.*"

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 602. Placed on General File.

(Signed) Fred W. Carstens, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 407. Placed on General File as amended.

Standing Committee amendment to LB 407:

1. In Sec. 1, line 27, strike "these" and insert "~~these~~ *its*" in lieu thereof.

LEGISLATIVE BILL 473. Placed on General File as amended.

Standing Committee amendment to LB 473:

1. Sec. 1, line 9, strike the comma.

LEGISLATIVE BILL 507. Placed on General File as amended.

Standing Committee amendment to LB 507:

1. Sec. 1, line 14, strike "and not directly" and that part of line 15 to and including "with", and

insert in lieu thereof the words "if located more than five miles from".

2. Add a new section, Section 2, as follows:

"Sec. 2. The provisions of section 1 shall apply to the hunting of antelope; *Provided,* that the issuance of limited antelope hunting permits in any management unit shall not exceed twenty per cent of the regular permits authorized for such antelope management unit."

(Signed) Maurice A. Kremer, Chairman

SELECT FILE

LEGISLATIVE BILL 273. E and R amendments found in the Legislative Journal for the Thirty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 156. E and R amendments found in the Legislative Journal for the Thirty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 163. E and R amendments found in the Legislative Journal for the Thirty-third Day were adopted.

Mr. Luedtke offered the following amendment, which was adopted by unanimous consent:

Amend Section 1 of the bill by striking all language beginning with the word "Whenever" in line 6 through the word "precinct;" in line 13.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 189. E and R amendment found in the Legislative Journal for the Thirty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 220. E and R amendments found in the Legislative Journal for the Thirty-third Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of the bills on General File and allow the introducers to explain them. No objections. So ordered.

LEGISLATIVE BILL 19. Reading waived. Explained.

Mr. Carpenter asked unanimous consent to amend his pending amendment found in the Legislative Journal for the Thirty-second Day to read $500.00 instead of $250.00.

Amendment pending.

Laid over at the request of Mr. Schreurs.

Mr. Schreurs asked unanimous consent to pass over LB 205, LB 190 and LB 7 on General File this morning. No objections. So ordered.

LEGISLATIVE BILL 509. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 461. Reading waived. Explained.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 479. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-eighth Day was adopted.

Advanced to E and R for review with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE BILL 181. Reading waived. Explained.

Mr. Stull offered the following amendment, which was adopted:

Strike the word "Assessor" and insert "Treasurer".

Mr. Whitney offered the following amendment, which was adopted:

Amend LB 181 at end of line 65, after the word "transfer" insert the words *"upon request"*.

Mr. Carpenter moved to indefinitely postpone.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 242. Laid over.

LEGISLATIVE BILL 413. Laid over at the request of Mrs. Orme.

LEGISLATIVE BILL 414. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 415. Reading waived. Explained.

Mrs. Orme offered the following amendments, which were adopted:

1. Amend section 1 of the bill, line 11 by reinstating the stricken matter and lines 11, 12, and 13 by striking the new matter.

2. Amend section 3 of the bill, line 3 by striking the new matter and reinstating the stricken matter.

3. Amend section 5 of the bill by striking lines 3 to 5 and inserting "braska, 1943, are repealed".

Mr. Kremer offered the following amendment, which was adopted:

In Sec. 4, line 4, strike "may also" and insert "shall".

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 416. Reading waived. Explained.

Mrs. Orme offered the following amendments, which were adopted:

1. Amend section 1 of the bill, line 7 by striking the new matter.

2. Amend section 2 of the bill, lines 8 and 9 by striking the new matter and reinstating the stricken matter.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 302. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-eighth Day was adopted.

Advanced to E and R for review with 32 ayes, 1 nay and 16 not voting.

LEGISLATIVE BILL 321. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 355. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 203. Reading waived. Explained.

Standing Committee amendments 1 and 2 found in the Legislative Journal for the Twenty-ninth Day were adopted.

Standing Committee amendment 3 was rejected by unanimous consent.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Waldron renewed his pending request found in the Legislative Journal for the Thirty-second Day to withdraw LB 528. No objections. So ordered.

Mr. Budd asked unanimous consent to withdraw LB 524.

Laid over.

Visitors

Mr. Simpson introduced Mrs. Elsye Firestone and Mrs. Dorothy Hubertus, former employees of the Legislature.

Mr. Danner introduced 31 fifth and sixth grade students from Kellom School, Omaha and sponsors, Mrs. Fletcher, Mrs. Garetz and Mrs. Walters.

Mr. Syas introduced Mrs. Brian Wicker, Philip, Lucy and Mary Wicker, from Birmingham, England and Sister Mary John, Sister Jean and Sister Susan Marie from Omaha.

Member Excused

Mr. Adamson asked unanimous consent to be excused Monday. No objections. So ordered.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period February 14, 1969, through February 20, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Crosby, Pansing, Guenzel & Binning, Lincoln, Nebraska State National Hairdressers & Cosmetologists Association, Inc.
Denton, Charles E., Omaha, Housing Authority of the City of Omaha
Douce, Wayne R., Omaha, Guarantee Mutual Life Co.
Frandsen, Gary G., Lincoln, David D. Tews
Hendricks, A. A., Lincoln, Nebraska Psychiatric Technicians Association
Marti, Don L., Lincoln, Sperry & Hutchinson
Marti, Lloyd J., Lincoln, Sperry & Hutchinson
Moylan, James H., Nebraska Hotel-Motel Association
Oliva, John G., Lincoln, American Federation of State, County & Municipal Employees
Shipley, Parker L., Omaha, Guarantee Mutual Life Co.
Vondra, Frank R., I.B.E.W. #1974

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 1015	Monday, March 31, 1969	2:00 p.m.
LB 1086	Monday, March 31, 1969	2:00 p.m.
LB 1231	Monday, March 31, 1969	2:00 p.m.
LB 813	Tuesday, March 25, 1969	2:00 p.m.
LB 819	Tuesday, March 25, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Urban Affairs

LB 696	Wednesday, March 26, 1969	2:00 p.m.
LB 704	Wednesday, March 26, 1969	2:00 p.m.
LB 780	Wednesday, March 26, 1969	2:00 p.m.
LB 781	Wednesday, March 26, 1969	2:00 p.m.
LB 860	Wednesday, March 26, 1969	2:00 p.m.
LB 892	Wednesday, March 26, 1969	2:00 p.m.
LB 918	Wednesday, March 26, 1969	2:00 p.m.
LB 919	Wednesday, March 26, 1969	2:00 p.m.
LB 846	Wednesday, April 9, 1969	2:00 p.m.
LB 872	Wednesday, April 9, 1969	2:00 p.m.

LB 1185	Wednesday, April 9, 1969	2:00 p.m.
LB 1218	Wednesday, April 9, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

Public Health and Welfare

LB 756	Tuesday, March 18, 1969	2:00 p.m.
LB 862	Tuesday, March 18, 1969	2:00 p.m.
LB 1002	Tuesday, March 18, 1969	2:00 p.m.
LB 728	Tuesday, March 25, 1969	2:00 p.m.
LB 764	Tuesday, March 25, 1969	2:00 p.m.
LB 855	Tuesday, March 25, 1969	2:00 p.m.
LB 454	Monday, March 31, 1969	2:00 p.m.
LB 753	Monday, March 31, 1969	2:00 p.m.
LB 887	Monday, March 31, 1969	2:00 p.m.
LB 987	Monday, March 31, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

STANDING COMMITTEE REPORT

Banking, Commerce and Insurance

LEGISLATIVE BILL 304. Placed on General File.

LEGISLATIVE BILL 328. Placed on General File.

(Signed) Richard F. Proud, Chairman

Adjournment

Mr. Nore moved to adjourn until 10:00 a.m. Monday.

The motion lost.

At 11:51 a.m. on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Monday, February 24, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 24, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. W. L. Van Auken, Associate Pastor at Westminster Presbyterian Church, Lincoln.

Prayer

Almighty God, who are beyond the reach of our highest thought, and yet within the heart of the lowliest; we pray thee to come to us in all the beauty of light, in all the tenderness of love, in all the liberty of truth. Make thyself known to us. Mercifully help us in the struggle to be pure and good; encourage us in every effort to be true, loyal and loving; to do justly, to love mercy and to walk humbly with Thee. Sanctify all our desires and purposes, and upon each of us let thy blessing rest. Amen.

The roll was called and all members were present except Messrs. Adamson, Kokes, Proud, and Wylie who were excused. Mr. Warner asked unanimous consent to be excused at 10:30 a.m. today. No objections. So ordered.

Corrections for the Journal

Thirty-third Day

Page 666, line 24, insert the word "and" at the beginning of the line.

Page 676, line 2, correct spelling of the first word "of".

Thirty-fourth Day

Page 696, line 4, show the word "deemed" as stricken.

Page 696, line 16, delete *"Correction"* and insert *"Correctional"*.

Page 698, line 23, insert "40 ayes".

Page 699, line 21, delete "44" and insert "4".

The Journals for the Thirty-third and Thirty-fourth Days were approved as corrected.

Communications

Letter from Robert I. Jaslow, M.D., Director of the Division of Mental Retardation acknowledging receipt of LR 13.

Letter from Lee Rockwell, Executive Director of Nebraska Educational Television Council for Higher Education, enclosing copy of resolution passed by their Board of Directors in support of Nebraska Educational Telecommunications Building.

UNANIMOUS CONSENT—Expedite Printing

Mr. Warner asked unanimous consent to expedite the printing of LB 1211. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Knight asked unanimous consent to withdraw LB 460.

Laid over.

Mr. Budd renewed his pending request found in the Legislative Journal for the Thirty-fourth Day to withdraw LB 524. No objections. So ordered.

Members Excused

Mr. Warner asked unanimous consent that Mr. Wylie (absent today) be excused tomorrow. No objections. So ordered.

Messrs. Duis and Clark asked unanimous consent to be excused Friday, February 28. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 987 (cancelled)	Monday, March 31, 1969	2:00 p.m.
LB 897	Monday, March 31, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Public Works

LB 735 (cancelled)	Wednesday, February 26, 1969	2:00 p.m.
LB 711 (cancelled)	Wednesday, February 26, 1969	2:00 p.m.
LB 712 (cancelled)	Wednesday, February 26, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 344. Placed on General File as amended.

Standing Committee amendment to LB 344:

1. In section 1, strike lines 5 to 9 to the period and insert "by him from any producer; ~~they shall show the name and address of each producer from which each purchase was made~~ and the number of bushels ~~and~~ *of each* kind ~~or kinds~~ of grain or seed so purchased, which records shall be kept at the place of business where the purchase was made".

(Signed) J. W. Burbach, Chairman

Public Health and Welfare

LEGISLATIVE BILL 2. Placed on General File as amended.

Standing Committee amendment to LB 2:

1. In section 1, strike lines 13 through 15.

2. Strike original section 2 and insert a new section 2 to read as follows:

"Sec. 2. *A person possessing cannabis as defined in this act with the intent to sell or distribute the same or who knowingly and unlawfully possesses the same in an amount consisting of (1) twenty-five or more cigarettes containing cannabis, or (2) one or more preparations, compounds, mixtures or substances of an aggregate weight of one-half pound or more containing any cannabis shall be guilty of a felony and, upon conviction thereof, shall be imprisoned in the Nebraska Penal and Correctional Complex not less than one year nor more than five years.*".

3. In section 3, lines 2 and 3, strike "*subsection (1) of section 1 of*"; and line 10, before the period, insert "*; Provided, it shall not be unlawful for an owner or lessee of land to possess cannabis growing thereon in its natural state and not cultivated or harvested*".

4. Insert a new section to be known as section 4 and to read as follows:

"Sec. 4. *The penalties provided in sections 2 and 3 of this act shall apply from and after the effective date of this act and also shall apply to all complaints, informations or indictments pending on the effective date of this act* *against any individual for violation of any of the provsions of any section in this act"*.

5. Renumber original section 4 as section 5.

6. Insert a new section to be known as section 6 and to read as follows:

"Sec. 6. That section 28-452, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-452. It shall be unlawful for any person to possess, have under his control, sell, prescribe, administer, dispense, or compound any narcotic drug, except as authorized in this act; *Provided, it shall not be unlawful for an owner or lessee of land to possess or have under his control cannabis growing thereon in its natural state and not cultivated or harvested.*".

7. Renumber original sections 5 and 6 as sections 7 and 8, and in renumbered section 8, line 1, after "28-451" insert ", 28-452,".

LEGISLATIVE BILL 338. Placed on General File as amended.

Standing Committee amendments to LB 338:

1. In section 5, line 22, strike "accredited" and insert "~~accredited~~ *approved*".

2. By adding a new section to be numbered section 9 and to read as follows:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 79. Indefinitely postponed.

(Signed) Elmer Wallwey, Chairman

Government and Military Affairs

LEGISLATIVE BILL 168. Placed on General File as amended.

Standing Committee amendments to LB 168:

1. In section 1, line 7, strike *"twenty"* and insert *"nineteen"*.

2. In section 2, line 7 strike "twenty" and insert "nineteen".

LEGISLATIVE BILL 174. Placed on General File as amended.

Standing Committee amendment to LB 174:

1. In section 1, lines 10 and 28, insert *"and less than three hundred thousand inhabitants"* after "inhabitants"; in line 23, strike the semicolon and insert an underscored period; and strike line 24.

LEGISLATIVE BILL 247. Placed on General File.

LEGISLATIVE BILL 259. Placed on General File as amended.

Standing Committee amendments to LB 259:

1. In section 1, line 3, strike "whether" and "or as the result", line 4 strike beginning with "of" through the comma, line 7, strike "following" and insert "preceding", line 8, after "statement" insert ", to be printed in italics," and strike "Attorney General" and insert "Executive Board of the Legislative Council", and in line 9, after "State" insert "not less than four months prior to the general election".

2. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. Such statement as provided in section 1 of this act shall likewise be published in italics preceding the ballot title on each proposal published pursuant to section 49-202, Reissue Revised Statutes of Nebraska, 1943."

3. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. The provisions of section 1 of this act with regard to the four month requirement shall not apply to any Legislative proposal submitted to the electorate at a special election as provided in Article XVI, section 1, of the Constitution of Nebraska."

LEGISLATIVE BILL 536. Placed on General File as amended.

Standing Committee amendments to LB 536:

1. In section 2 lines 1 and 20 strike "state" and insert "central state planning", line 15 strike "or", lines 25 and 26 strike "Department of Economic Development" and insert "central state planning agency", and line 26 strike "such".

2. In section 3 line 2 strike "state" and insert "central state planning", line 33 strike the comma, strike lines 34 and 35 and insert "programs; shall be provided with and review all federal or state grant-in-aid or loan programs proposed by political subdivisions located within the district as to their consistency with areawide plans and programs adopted by the district planning body; and shall be designated as the planning commission for the individual member local governmental".

3. In section 4, line 12 strike "and" and insert a comma, line 13 insert ", and other personnel" after "administrator", and line 6 strike "agency".

4. In section 6 line 9 insert "the central state planning agency," before "and", line 12 by inserting "and central state planning agency" after "agency", and line 4 strike "state" and insert "central state planning".

5. In section 7, line 12 strike "state" and insert "central state planning".

6. Amend the bill by adding two new sections to be known as sections 8 and 9 and to read as follows:

"Sec. 8. A council of governments that has a district planning body meeting the criteria in subsection (2) of section 3 of this act, upon the favorable advice of its planning instrumentality and upon the majority vote of its members, shall have the authority to exercise for some or all of its member local governmental units all powers that they jointly share and to levy an assessment on those member local governmental units that directly benefit therefrom under a formula relating to their proportionate populations.

"Sec. 9. Upon being designated a district planning body under the provisions of this act the district planning body shall expeditiously prepare, or cause to be prepared, detailed plans for circulation, land use, and public facilities, including capital improvement programs and implemental land use and building regulations, for the areas surrounding the following major-impact developments:

(1) Public airports;

(2) Interchange areas of the Defense and Interstate Highway System and any state expressway system;

(3) Shore areas of any water body with more than one hundred acres of surface that was created by the use of public funds;

(4) State building complexes, including institutions of higher learning; and

(5) Rapid transit stops;

Provided, that the requirements of this section shall only apply to those major-impact developments located outside the zoning jurisdiction of a Nebraska municipality, unless such municipality is not exercising its zoning powers. If the district body preparing such plans is the planning instrumentality of a council of governments, such council may implement these plans through the procedures provided for municipalities in sections 19-901 to 19-912, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.

7. Renumber original section 8 as section 10.

LEGISLATIVE BILL 684. Placed on General File.

LEGISLATIVE BILL 816. Placed on General File as amended.

Standing Committee amendment to LB 816:

1. In section 2, strike lines 6 to 8 and insert in lieu thereof as follows:

> "Proposal to provide that the county taxes
> shall not exceed the mill levy authorized
> by the Legislature."

LEGISLATIVE BILL 217. Indefinitely postponed.

LEGISLATIVE BILL 815. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Enrollment and Review

LEGISLATIVE BILL 42. Replaced on Select File as amended.

E and R amendment to LB 42:

1. In line 1 of Enrollment and Review amendment 1, adopted 2/14/69, strike "the".

LEGISLATIVE BILL 163. Replaced on Select File as amended.

E and R amendment to LB 163:

1. In lieu of the Luedtke unanimous consent amendment, strike beginning with "Whenever" in line 6

through line 13, showing the same as stricken, and insert *"All"*.

LEGISLATIVE BILL 225. Placed on Select File as amended.

E and R amendments to LB 225:

1. In line 2 of the Elrod amendment, insert "second" after "the".

2. Because of the Carpenter amendment to section 2, strike standing committee amendment 1.

3. In the Carpenter amendment 2, lines 2 and 7, strike "will" and insert "shall"; and in line 4, strike ". Pursuant" and insert "pursuant".

4. In standing committee amendment 2, line 2, insert "in" after "county".

5. In the title, line 4, insert "; and to declare an emergency" after "prescribed".

LEGISLATIVE BILL 196. Placed on Select File as amended.

E and R amendments to LB 196:

1. In the title, line 4, strike "between" and insert "among".

LEGISLATIVE BILL 394. Placed on Select File as amended.

E and R amendments to LB 394:

1. In section 2, line 2, insert a comma after "77-507.01".

2. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 4, strike "review" and insert "provide for review of"; in line 5, strike "and" and insert "to provide procedures;"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 186. Correctly engrossed.

LEGISLATIVE BILL 275. Correctly engrossed.

LEGISLATIVE BILL 8. Correctly enrolled.

LEGISLATIVE BILL 53. Correctly enrolled.

LEGISLATIVE BILL 61. Correctly enrolled.

LEGISLATIVE BILL 131. Correctly enrolled.

LEGISLATIVE BILL 202. Correctly enrolled.

LEGISLATIVE BILL 277. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 8 LB 53 LB 61 LB 131 LB 202 LB 277

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 23.

A BILL FOR AN ACT to amend section 77-401, Reissue Revised Statutes of Nebraska, 1943, and section 11-119, Revised Statutes Supplement, 1967, relating to county assessors; to change the penal provisions for bonds of certain county officers as prescribed; to require bond of the members of a weed district board and the manager thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Adamson
Johnson
Kokes
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 24.

A BILL FOR AN ACT to amend section 77-408, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for liability of county assessors and their assistants for damages as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Adamson
Kokes
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 32. With emergency.

A BILL FOR AN ACT to amend sections 77-1745 and 77-1754, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the dates the county treasurers shall make the monthly remittance to the state treasury and settle with the county board as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Adamson
Kokes
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 35. With emergency.

A BILL FOR AN ACT to amend sections 77-509 and 77-1601, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide when the State Board of Equalization and Assessment shall enter and certify its order; to provide when the county board of equalization shall levy the taxes for the current year as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton

Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Adamson
Kokes
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 54.

A BILL FOR AN ACT to amend section 17-109, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class; to provide that all elected officers of a city of the second class shall be electors and taxpayers, and reside within the limits of the city; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Adamson
Kokes
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 59. With emergency.

A BILL FOR AN ACT to amend section 17-610, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide additional duties for the city or village attorney as prescribed; to provide for additional compensation and assistance for the attorney; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Adamson
Kokes
Nore
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Suspend Rules

Mr. Waldron moved to suspend the rules to take up the Final Reading bills set for tomorrow.

The motion lost with 32 ayes, 0 nays and 17 not voting.

REFERENCE COMMITTEE REPORT

LB	Committee
1255	Education
1256	Agriculture and Recreation
1257	Revenue
1258	Banking, Commerce and Insurance

1259	Banking, Commerce and Insurance
1260	Revenue
1261	Revenue
1262	Government and Military Affairs
1263	Judiciary
1264	Judiciary
1265	Judiciary
1266	Education
1267	Public Health and Welfare
1268	Public Health and Welfare
1269	Judiciary
1270	Judiciary
1271	Education
1272	Government and Military Affairs
1273	Government and Military Affairs
1274	Revenue
1275	Revenue
1276	Miscellaneous Subjects
1277	Education
1278	Budget
1279	Budget
1280	Education
1281	Education
1282	Education
1283	Judiciary
1284	Revenue
1285	Public Works
1286	Revenue
1287	Revenue
1288	Miscellaneous Subjects
1289	Revenue

(Signed) John E. Everroad
Lieutenant Governor

SELECT FILE

LEGISLATIVE BILL 1233. Advanced to E and R for engrossment.

LEGISLATIVE BILL 15. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 55. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 97. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 25. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Mr. Pedersen offered the following unanimous consent amendments:

1. Amend the bill by adding a new section to be known as section 3 and to read as follows:

"Sec. 3. *Any police officer or jailer who has in his custody juveniles sixteen years of age or younger for arrest or investigation shall immediately attempt to notify such juvenile's parents or guardians or permit such juvenile to notify his parent or guardian.*

2. Amend the bill by renumbering original section 2 as section 3.

Mr. Bloom objected.

Mr. Pedersen moved to return LB 25 to General File for consideration of the specific amendment.

The motion prevailed with 32 ayes, 3 nays and 14 not voting.

MOTION—Suspend Rules

Mr. Pedersen moved to suspend the rules to take up LB 25 on General File at this time.

Mr. Pedersen requested a Call of the House. The Call showed 46 members present.

Mr. Pedersen moved to Raise the Call. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

The Pedersen motion to suspend the rules prevailed with 34 ayes, 3 nays and 12 not voting.

GENERAL FILE

LEGISLATIVE BILL 25.

The Pedersen specific amendment found in this day's Journal was adopted with 38 ayes, 1 nay and 10 not voting.

Advanced to E and R for review with 30 ayes, 1 nay and 18 not voting.

Speaker Warner Presiding

SELECT FILE

LEGISLATIVE BILL 269. Mr. Swanson offered the following amendments, which were adopted by unanimous consent:

1. In section 3, strike beginning with "and" in line 2 through the second comma in line 5.
2. In the title, insert a period after "sections" in line 6 and strike everything thereafter.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 450. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

President Everroad Presiding

LEGISLATIVE BILL 208. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Mr. Stull offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 267. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 167. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Mr. Mahoney offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 226. Advanced to E and R for engrossment.

LEGISLATIVE BILL 389. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 398. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 182. E and R amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 224. Advanced to E and R for engrossment.

LEGISLATIVE BILL 85. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 383. Advanced to E and R for engrossment.

LEGISLATIVE BILL 322. E and R amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

NOTICE OF COMMITTEE HEARINGS

Education

LB 633 (cancelled) Tuesday, March 4, 1969	2:00 p.m.
LB 633 (Reset) Wednesday, March 5, 1969	2:00 p.m.
LB 1211 Wednesday, March 5, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

UNANIMOUS CONSENT—Bracket LB 75

Mr. Budd asked unanimous consent that LB 75 be bracketed for the first order of business on General File, Monday, March 3, 1969. No objections. So ordered.

MOTION—Place LB 17 on General File

Mr. Carpenter renewed his pending motion, found in the Legislative Journal for the Twenty-ninth Day, to place LB 17 on General File notwithstanding the action of the Committee.

Mr. Carstens moved the Previous Question. The question is, 'Shall the debate now cease? The motion prevailed with 33 ayes, 1 nay and 15 not voting.

The Carpenter motion lost with 15 ayes, 27 nays and 7 not voting.

Presented to the Governor

Presented to the Governor for approval on February 24, 1969 at 10:30 a.m.: LB 8 LB 53 LB 61 LB 131 LB 202 LB 277

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 151. Placed on General File.

LEGISLATIVE BILL 483. Placed on General File.

LEGISLATIVE BILL 484. Placed on General File.

LEGISLATIVE BILL 485. Placed on General File.

LEGISLATIVE BILL 490. Placed on General File.

LEGISLATIVE BILL 492. Placed on General File as amended.

Standing Committee amendments to LB 492:

1. Amend the bill by adding a new section to be known as section 3 and to read as follows: "Sec. 3 Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.
2. Amend the bill to conform.

LEGISLATIVE BILL 488. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

Public Works

LEGISLATIVE BILL 218. Indefinitely postponed.

LEGISLATIVE BILL 621. Placed on General File.

LEGISLATIVE BILL 652. Placed on General File.

(Signed) Rick Budd, Chairman

GENERAL FILE

LEGISLATIVE BILL 19.

Mr. Swanson asked unanimous consent to hold LB 19 until Monday, March 3. No objections. So ordered.

LEGISLATIVE BILL 461. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 205. Reading waived.

Sections 1, 2 and 3 of the Standing Committee amendments found in the Legislative Journal for the Twenty-eighth Day were read.

UNANIMOUS CONSENT—Withdraw LB 709

Mr. Waldron asked unanimous consent to withdraw LB 709. Laid over.

Adjournment

At 11:54 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Tuesday, February 25, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 25, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, with all of the tediums and routines which must be faced may we never lose the wonder and mystery of our existence. We pray for all of us who are passengers on this little space ship in an infinite universe. We need certitude that our voyage has a purpose. Wilt Thou give us inner assurance that Thou art with us on this pilgrimage? With confidence, may we make our decisions. In the midst of perplexing confusions, may each of us have that unpurchaseable gift—Thy peace, which the world cannot give nor take away. In our Lord's name. Amen.

The roll was called and all members were present except Mr. Wylie who was excused, and Mr. Waldron excused until 9:30 a.m.

Corrections for the Journal

Page 703, line 12, delete the word "thought".

The Journal for the Thirty-fifth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 340	Monday, March 3, 1969	2:00 p.m.
LB 360	Monday, March 3, 1969	2:00 p.m.
LB 796	Monday, March 3, 1969	2:00 p.m.
LB 1046	Tuesday, March 4, 1969	2:00 p.m.
LB 586	Wednesday, March 5, 1969	2:00 p.m.
LB 589	Wednesday, March 5, 1969	2:00 p.m.
LB 749	Monday, March 10, 1969	2:00 p.m.

LB 963	Monday, March 10, 1969	2:00 p.m.
LB 965	Monday, March 10, 1969	2:00 p.m.
LB 434	Tuesday, March 11, 1969	2:00 p.m.
LB 797	Tuesday, March 11, 1969	2:00 p.m.
LB 856	Tuesday, March 11, 1969	2:00 p.m.
LB 424	Wednesday, March 12, 1969	2:00 p.m.
LB 975	Wednesday, March 12, 1969	2:00 p.m.
LB 940	Monday, March 17, 1969	2:00 p.m.
LB 986	Monday, March 17, 1969	2:00 p.m.
LB 1048	Monday, March 17, 1969	2:00 p.m.
LB 157	Tuesday, March 18, 1969	2:00 p.m.
LB 179	Tuesday, March 18, 1969	2:00 p.m.
LB 243	Tuesday, March 18, 1969	2:00 p.m.
LB 404	Tuesday, March 18, 1969	2:00 p.m.
LB 446	Tuesday, March 18, 1969	2:00 p.m.
LB 755	Tuesday, March 18, 1969	2:00 p.m.
LB 932	Tuesday, March 18, 1969	2:00 p.m.
LB 738	Monday, March 24, 1969	2:00 p.m.
LB 859	Monday, March 24, 1969	2:00 p.m.
LB 873	Monday, March 24, 1969	2:00 p.m.
LB 578	Tuesday, March 25, 1969	2:00 p.m.
LB 686	Tuesday, March 25, 1969	2:00 p.m.
LB 732	Wednesday, March 26, 1969	2:00 p.m.
LB 768	Wednesday, March 26, 1969	2:00 p.m.
LB 779	Wednesday, March 26, 1969	2:00 p.m.
LB 502	Monday, March 31, 1969	2:00 p.m.
LB 503	Monday, March 31, 1969	2:00 p.m.
LB 504	Monday, March 31, 1969	2:00 p.m.
LB 382	Tuesday, April 1, 1969	2:00 p.m.
LB 960	Wednesday, April 2, 1969	2:00 p.m.
LB 985	Wednesday, April 2, 1969	2:00 p.m.
LB 1031	Wednesday, April 2, 1969	2:00 p.m.
LB 1032	Wednesday, April 2, 1969	2:00 p.m.
LB 1035	Wednesday, April 2, 1969	2:00 p.m.
LB 83	Tuesday, April 8, 1969	2:00 p.m.
LB 993	Tuesday, April 8, 1969	2:00 p.m.
LB 191	Wednesday, April 9, 1969	2:00 p.m.
LB 574	Monday, April 14, 1969	2:00 p.m.
LB 896	Monday, April 14, 1969	2:00 p.m.
LB 1016	Monday, April 14, 1969	2:00 p.m.
LB 159	Tuesday, April 15, 1969	2:00 p.m.
LB 318	Tuesday, April 15, 1969	2:00 p.m.
LB 1063	Tuesday, April 15, 1969	2:00 p.m.
LB 171	Wednesday, April 16, 1969	2:00 p.m.
LB 290	Wednesday, April 16, 1969	2:00 p.m.
LB 1018	Wednesday, April 16, 1969	2:00 p.m.

LB 1069	Wednesday, April 16, 1969	2:00 p.m.
LB 82	Monday, April 21, 1969	2:00 p.m.
LB 914	Tuesday, April 22, 1969	2:00 p.m.
LB 915	Tuesday, April 22, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

Public Health and Welfare

LB 899	Monday, March 3, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Education

LB 498	Tuesday, March 4, 1969	2:00 p.m.
LB 727	Tuesday, March 11, 1969	2:00 p.m.
LB 742	Wednesday, March 12, 1969	2:00 p.m.
LB 829	Wednesday, March 12, 1969	2:00 p.m.
LB 841	Wednesday, March 12, 1969	2:00 p.m.
LB 910	Monday, March 17, 1969	2:00 p.m.
LB 931	Monday, March 17, 1969	2:00 p.m.
LB 980	Monday, March 17, 1969	2:00 p.m.
LB 988	Monday, March 17, 1969	2:00 p.m.
LB 959	Tuesday, March 18, 1969	2:00 p.m.
LB 1042	Wednesday, March 19, 1969	2:00 p.m.
LB 1043	Wednesday, March 19, 1969	2:00 p.m.
LB 1044	Wednesday, March 19, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 208. Replaced on Select File as amended.

E and R amendments to LB 208:

1. Add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

2. In the title, line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 167. Replaced on Select File as amended.

E and R amendments to LB 167:

1. Add a new section to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "tions".

LEGISLATIVE BILL 193. Replaced on Select File as amended.

E and R amndmnt to LB 193:

1. In standing committee amendment 1, line 5, strike *"Provided"* and insert *"and provided further"*.

LEGISLATIVE BILL 194. Replaced on Select File as amended.

E and R amendment to LB 194:

1. In the title, line 5, strike "act" and insert "section"

LEGISLATIVE BILL 509. Placed on Select File as amended.

E and R amendment to LB 509:

1. In section 2, line 11, strike the comma; and in line 18, strike "solicitated" and insert "solicited".

LEGISLATIVE BILL 479. Placed on Select File as amended.

E and R amendments to LB 479:

1. In section 5, line 18, insert *"such"* after *"that"*.

2. In section 5, line 27, section 8, lines 16 and 24, and section 9, lines 6 and 11, strike *"said"* and insert *"such"*.

3. In section 6, line 2, strike *"organization"* and insert *"organizations"*; in line 3, insert an underscored comma after *"companies"*; in line 6, strike *"is"* and insert *"are"*; and in line 6, strike *"provided"* and insert *"but"*.

4. In section 12, line 9, strike *"system"* and insert *"systems"*.

5. In section 13, line 3, insert an underscored comma after *"to"*.

6. In section 15, line 1, strike *"sections 15 and 16"* and insert *"section 16"*.

7. In section 16, line 6, strike *"(mortgagor)"*; and in line 9, insert *"the"* after *"advising"*.

8. In section 17, line 2, strike *". The"* and insert *", this"*.

9. In section 18, line 16, strike the new and reinstate the stricken words; in line 26, insert an underscored comma after "days"; and in lines 48 and 49, strike "Beginning ninety days after October 23, 1967, no" and show the same as stricken and insert *"No"*.

10. In section 19, strike lines 17 and 18 and insert "company *or title insurance rating organization* deems relevant.".

11. In section 21, lines 30 and 33, insert *"insurance"* after *"title"*.

12. In the title, line 3, strike "reinsurance".

LEGISLATIVE BILL 414. Placed on Select File as amended.

E and R amendments to LB 414:

1. In renumbered section 1, line 15, insert *"the"* after *"of"*; and in line 58, strike "provided" and insert "~~provided~~ *provide*".

2. In renumbered section 2, line 1, strike "and".

3. In the title, line 2, strike "sections 71-3501 and" and insert "section"; strike line 4, and insert "ionizing radiation;"; in line 7, insert "the" after "of"; in line 8, insert "to eliminate a restriction;" after the semicolon; and in line 8, strike "sections" and insert "section".

LEGISLATIVE BILL 415. Placed on Select File as amended.

E and R amendments to LB 415:

1. In section 2, line 6, strike "days" and insert "~~days~~ *days'* ".

2. In section 3, line 5, strike "or" and insert "~~or~~".

3. In the Kremer amendment, strike "shall" and insert "~~may also~~ *shall*".

4. In the Orme amendment 3, line 2, insert a period after "repealed".

5. In the title, line 4, strike "of"; and strike lines 5 to 12 and insert "ticular classes; to redesignate dump grounds as solid waste disposal areas; and to repeal the original sections.".

LEGISLATIVE BILL 416. Placed on Select File as amended.

E and R amendments to LB 416:

1. In lieu of the Orme amendment 2, in section 2, lines 8 and 9, strike "~~corporate limits~~ *zoning jurisdiction*" and insert "corporate limits".

2. In the title, strike lines 4 to 6 and insert "redesignate dump grounds as solid waste disposal areas; and to repeal the original".

LEGISLATIVE BILL 302. Placed on Select File.

LEGISLATIVE BILL 321. Placed on Select File as amended.

E and R amendment to LB 321:

1. In the title, line 4, strike "credited" and insert "accredited".

LEGISLATIVE BILL 355. Placed on Select File as amended.

E and R amendment to LB 355:

1. In section 1, line 3, strike "of the Department" and show the same as stricken.

LEGISLATIVE BILL 203. Placed on Select File as amended.

E and R amendments to LB 203:

1. In section 1, line 44, strike *"insured"* and insert *"insurer"*; and in lines 50 and 60, insert *"or his insurer"* after *"employer"*.

2. In section 2, line 7, strike ", however," and show the same as stricken; and in line 14, strike the comma and show the same as stricken.

LEGISLATIVE BILL 162. Correctly engrossed.

LEGISLATIVE BILL 273. Correctly engrossed.

LEGISLATIVE BILL 358. Correctly engrossed.

LEGISLATIVE BILL 1233. Correctly engrossed.

LEGISLATIVE BILL 23. Correctly enrolled.

LEGISLATIVE BILL 24. Correctly enrolled.

LEGISLATIVE BILL 32. Correctly enrolled.

LEGISLATIVE BILL 35. Correctly enrolled.

LEGISLATIVE BILL 54. Correctly enrolled.

LEGISLATIVE BILL 59. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 23 LB 24 LB 32 LB 35 LB 54 LB 59

Messages from the Governor

February 24, 1969

The President, the Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session:

I am returning to you herewith LB 8 without my signature for the following reasons:

1. The Attorney General's opinion of February 17, 1969 (a copy attached) quite strongly suggests that LB 8 in its present form, may be unconstitutional. In addition to the reasons assigned in the written opinion of the Attorney General, the bill would apply to nonpublic colleges as well as to public institutions of higher education. In that connection, the bill might conflict with the constitutional concept of separation of church and state, if it were applied to colleges having a religious denominational affiliation. Moreover, even as to private colleges with no religious affiliation, the bill (especially the provision calling for removal of the chief administrative officer) might be questioned as an improper and undesirable

interference with the internal affairs management of such institutions.

2. It appears to be almost a foregone conclusion that, if enacted in its present form, LB 8 will be the subject of litigation to test its constitutionality. Because of its precarious constitutional validity, this could produce undesirable consequences. For instance, in the event the bill were declared invalid in such a court test, the result might be to discourage further interest in the enactment of legislation in this area—a circumstance which might lend itself to misinterpretation as minimizing the seriousness of the subject.

3. I would suggest that any legislation on this subject is premature, until and unless it becomes clearly apparent that college administrations are unable or unwilling to exercise adequate disciplinary procedures.

4. I find absolutely no evidence that supports the contention that the college administrations or their governing bodies are either knowingly condoning drug usage or are not willing to impose sufficient penalties on the offenders. Evidence is available that the various administrations have acted quickly and fairly.

5. Additionally, if in the judgment of the Legislature a problem exists on our college campuses with regard to cannabis, then it must follow that the same problem exists with regard to other narcotics, such as LSD, heroin, etc.

6. National press refers to a drug addiction problem in our secondary schools, yet LB 8 refers only to colleges of higher education. It is respectfully suggested that if this matter is to be given study, the entire problem be reviewed.

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor

NTT:lsl

February 17, 1969

Senator J. James Waldron
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Waldron:

We have your request for our opinion as to the constitutionality of Legislative Bill 8. Under the terms of that bill, any college student found guilty of possession of marijuana would be subjected to a mandatory thirty day suspension from the college and the presiding officer of any college who failed to suspend any student so convicted would be ordered "removed from office" as a part of the sentence. We are unable to find any reported court decision involving an interpretation of a statute sufficiently similar to L. B. 8 so as to enable us to give any really definitive opinion on the matter. It is quite evident, however, that some serious constitutional considerations are present.

We may approach the matter upon the basis of the general proposition to the effect that, without question, the Legislature may impose reasonable regulations upon the conduct of students enrolled in colleges within the state and that, in a proper situation, the Legislature could provide that a student be subjected to suspension or expulsion. Fundamentally, the constitutional criterion is the reasonableness of such legislation.

We find only one reported decision which in any way deals with the matter of discipline of a college student as a result of possession of marijuana. In Moore v. Student Affairs Committee of Troy State University, 284 F. Supp. 725 (1968), a student, who had been suspended for possession of marijuana in a campus dormitory in violation of state law, instituted a civil action to compel his reinstatement. The federal court found that the action of the Student Affairs Committee and the college administration in ordering suspension of the student were proper. Although the decision in that case clearly stands for the proposition that possession of marijuana by a student on college property is just grounds for suspension, the greater significance of the case lies in the language of the opinion wherein the justification for such action is delineated. For example, the court said:

> "This Court has previously expressed itself on the question of campus regulations, and the duty of school administrations to maintain order and discipline on their campuses in an environment suited to education. * * *."

Further, speaking of the warrantless search of the student's living quarters, the court noted that a student "is subject only to reasonable rules and regulations" and that a student's rights must yield only "to the extent that they would interfere with the institution's fundamental duty to operate the school as an educational institution." The court emphasized the fact that "presently in our society, education is no longer a luxury but a necessity" and that "the privilege of attending public educational institutions must be recognized as a right for those qualified to meet the academic requirements and whose conduct does not interfere with the orderly operation of an educational institution."

Under the terms of L. B. 8, a student convicted of marijuana possession would be subject to a mandatory thirty day suspension, even though the act of possession may have occurred at some location far removed from the campus and under circumstances which could not possibly "interfere with the orderly operation" of the college nor constitute a threat to the maintenance of "order and discipline on their campuses in an environment suited to education." In view of the unrestricted reach of the bill with respect to the time, place or circumstances of the possession of marijuana, we believe that in the event of a constitutional test the bill would be very hard-pressed to survive an attack on the grounds of unreasonableness and arbitrariness.

The basic constitutional infirmity which inures in the student suspension provision of the bill, of course, also pervades the provision with respect to the presiding officer of the college being removed from office upon conviction of the offense of failure to suspend a marijuana possessing student. In addition thereto, as to this latter provision, there appear to be further constitutional obstacles which may prove to be insurmountable. What are the consequences of a presiding officer being "removed" from office? Is the removal for the remainder of the current academic year? Is the removal for the remainder of the term of the presiding officer's contract? Is the removal a bar to ever again occupying the position of presiding officer of the college? Is it a ban to ever holding such position in any college of higher education? One of the underlying principles of constitutional due process is that a penal statute must be sufficiently certain and free of vagueness that no one shall be required, at the peril of life, liberty or property, to speculate as to the meaning and reach thereof. This principle is equally applicable in regard to the penalty provision as it is with respect to the definitive provision of a criminal statute. 21 Am. Jur. 2d, Criminal Law, § 17, p. 97, et seq.

The Constitution of Nebraska, Article I, Section 9, forbids the imposition of any cruel and unusual punishment; and Article I, Section 15, requires that all penalties shall be proportionate to the nature of the offense. Serious question could arise as to whether either or both of these Bill of Rights guarantees do not inhibit the Legislature from imposing such a harsh penalty as removal from office of the presiding officer of a college who is found guilty of a comparatively minor offense—and an offense which, by no means, necessarily involves any degree of moral turpitude.

Nothing which we have said herein should be taken to suggest that no legislation or administrative regulation may be exercised over the possession of marijuana by college students or that sanctions, such as suspension, may not be provided within constitutional boundaries. We simply feel that the proposed bill here under consideration might very possibly be found to transcend applicable constitutional limitations and restraint.

Very truly yours,

CLARENCE A. H. MEYER
Attorney General
C. C. Sheldon
Assistant Attorney General

CCS:mkk

February 25, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on February 24, 1969, Governor Norbert T. Tiemann approved LB 53, LB 61, LB 131, LB 202 and LB 277.

Respectfully,

(Signed) Lois M. Tefft
Personal Secretary

LMT:sjs

UNANIMOUS CONSENT—Withdraw Bills

Mr. Knight renewed his pending request found in the Legislative Journal for the Thirty-fifth Day to withdraw LB 460. No objections. So ordered.

Mr. Stull asked unanimous consent to withdraw LB 175.

Laid over.

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 26. Placed on General File as amended.

Standing Committee amendments to LB 25:

1. In section 1, line 1, strike "regularly", and in lieu thereof insert "annually"; and in line 2 strike "appraise", and in lieu thereof insert "list and value"; and strike line 8 and in lieu thereof insert "be prepared by the county assessor.".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. This act shall become operative on the first day of January, 1972.".

(Signed) J. W. Burbach, Chairman

BILLS ON FINAL READINGS

The following bills were read and put upon final passage:

LEGISLATIVE BILL 122.

A BILL FOR AN ACT to amend section 45-150, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stuli
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carpenter
Waldron
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 169.

A BILL FOR AN ACT to amend section 25-1601, Reissue Revised Statutes of Nebraska, 1943, relating to jurors; to change the minimum age for jury service; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carpenter
Mahoney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 176.

A BILL FOR AN ACT to amend section 80-301, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Soldiers' and Sailors' Home; to change the name of the home as prescribed; to change funds as prescribed; to eliminate the location of the home; to provide duties for the Revisor of Statutes; to repeal the original section; and also section 80-303, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore

Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 229. With Emergency.

A BILL FOR AN ACT to amend sections 37-901, 37-902, and 37-910, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to redefine controlled shooting areas as prescribed; to provide for rules and regulations in such areas as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 272.

A BILL FOR AN ACT relating to motor vehicles; to provide for actions against and for the service of process upon manufacturers and distributors of motor vehicles, motorcycles, or trailers who are nonresidents of this state as prescribed; to provide for attorney fees; and to provide for a validity clause.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Mahoney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1290. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to courts; to provide for a magistrate court as prescribed; to provide jurisdiction and powers for such court; to provide for the appointment and election of judges to such court as prescribed; and to provide for salaries.

LEGISLATIVE BILL 1291. By Willard H. Waldo, 31st District; Maurice A. Kremer, 34th District and Lester Harsh, 38th District.

A BILL FOR AN ACT to provide for authority by the Director of the Division of Public Safety to coordinate and administer state border inspection and enforcement powers of the Department of Agriculture in regard to inspection of combines, permits on plant diseases, animal pests and insects, animal health permits, bees entry certificates, and tags attached to detained and embargoed food, the Tax Commissioner in regard to border patrol activities, the Department of Roads in regard to scales; and the State Railway Commission in regard to grain inspections.

LEGISLATIVE BILL 1292. By Willard H. Waldo, 31st District; Maurice A. Kremer, 34th District and Lester Harsh, 38th District.

A BILL FOR AN ACT relating to agriculture; to provide for soil testing as prescribed; to provide for certificates; to provide for a soil analysis board; to provide for the board members, and their qualifications and appointment; to provide duties for the Department of Agriculture and Director of Agriculture; to provide for certified laboratories and tax thereof; to establish the Soil Analysis Certification Act Fund, its purpose and disbursement; to provide for hearing and appeals; to provide for violations and penalties; and to provide how this act may be cited.

SELECT FILE

LEGISLATIVE BILL 42. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 163. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 225. E and R amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 196. E and R amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 394. E and R amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Mr. Carpenter offered the following unanimous consent amendments:

Section 1. That section 77-507.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-507.01. In addition to the authority conferred by sections 77-506 and 77-507, the *State Board of Equalization and Assessment* ~~Tax Commissioner~~, in cases brought to *its* ~~his~~ attention *by the Tax Commissioner*, shall have authority *to direct the Tax Commissioner* to review any changes made by the county board of equalization ~~and assessment~~ in valuations established by any general reappraisal of all lands and improvements in the county, and, *on the recommendation of the Tax Commissioner after such review*, to make such corrections and adjustments as such changes shall necessitate whether for classes of property or for individual parcels thereof.

Section 2. *Any county may request a hearing under the provisions of the Administrative Procedures Act before the Tax Commissioner recommends action to the State Board of Equalization and Assessment* ~~makes any corrections or adjustments. Appeal from the action of the Tax Commissioner may be made by the county pursuant to section 84-917.~~

(Section 2 is the amendment Senator Adamson put in on the floor. While a hearing can still be held by the Tax Commissioner at the request of the county involved, appeal now would have to be to the Nebraska Supreme Court as are all appeals from the action of the State Board of Equalization and Assessment rather than district court appeal mentioned in 84-917.)

Section 3. That original section 77-507.01 Reissue Revised Statutes of Nebraska, 1943, is repealed.

Amendments pending.

Laid over.

UNANIMOUS CONSENT—Withdraw Names

Messrs. Adamson and Holmquist asked unanimous consent to withdraw their names from LB 167 and LB 168. No objections. So ordered.

UNANIMOUS CONSENT—Hold LB 167

Mr. Waldron asked unanimous consent that LB 167 be held on Select File until LB 168 has been disposed of.

Mr. Carpenter objected.

UNANIMOUS CONSENT—Withdraw LB 709

Mr. Waldron renewed his pending request found in the Legislative Journal for the Thirty-fifth Day to withdraw LB 709. No objections. So ordered.

Mr. Carstens Presiding

GENERAL FILE

LEGISLATIVE BILL 205. Considered.

Standing Committee amendments Sec. 4 thru Sec. 16 were read.

Remainder of the Standing Committee amendments were explained by Mr. Knight by unanimous consent.

Standing Committee amendments found in the Legislative Journal for the Twenty-eighth Day were adopted.

Mr. Klaver moved to indefinitely postpone.

Mr. Pedersen requested a record vote.

Voting in the affirmative, 17:

Batchelder
Bloom
Carpenter
Clark
Danner
Keyes
Klaver
Kokes
Mahoney
Moylan
Orme
Reynolds
Skarda
Stull
Syas
Waldron
Whitney

Voting in the negative, 27:

Adamson
Budd
Burbach
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Knight
Kremer
Luedtke
Marvel
Moulton
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Ziebarth

Not voting, 5:

Carstens	Nore	Wiltse	Wylie
Kennedy			

The Klaver motion lost.

Mr. Knight asked unanimous consent to bracket LB 205 on General File. No objections. So ordered.

Visitors

Mr. Harsh introduced members of the Indianola School Board.

Mr. Keyes introduced members of the Farm Bureau Federation from eastern Nebraska.

Mr. Duis introduced Mr. Russell D. Edeal from Loomis and Mr. LaVern Johnson from Holdrege.

Mr. Simpson introduced Mmes. Lana Balka, Joan Wooten, Florine Martin, Cora Mares and Merna Beetle, members of the Lincoln Action Program.

Mr. Hasebroock introduced Mr. Donald L. Dover of Madison, member of the Stanton County Farm Bureau.

Mr. Whitney introduced Dr. Stan Schroeder from Imperial.

Mr. Holmquist introduced Mr. and Mrs. Gene Hansen from Tekamah and Mr. and Mrs. Bruce Skinner from Herman.

Message from the Governor

February 24, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on February 21, 1969 I approved LB 27, LB 28, LB 29, LB 31, LB 57, LB 183, LB 184, and LB 245.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

UNANIMOUS CONSENT—Add Co-introducer

Mr. Danner asked unanimous consent to add his name to LB 238.

Mr. Waldron objected.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE RESOLUTION 1. Indefinitely postponed.

LEGISLATIVE BILL 20. Placed on General File as amended.

Standing Committee amendments to LB 20:

1. In section 2, strike the matter beginning with "or" in line 13 through "County" in line 14.

2. In section 3, strike the matter beginning with "the" in line 9 through "ratio" in line 13, and in lieu thereof insert "measures of central tendency and dispersion, and shall employ such standard statistical analysis as deemed appropriate by the Tax Commissioner"; and at the beginning of line 24 insert "a summary of"; and after line 25 insert a new subsection to read as follows:

"(4) The county assessor shall post annually in his office the assessment ratio as found in his county as determined by the Tax Commissioner."

3. In section 4, at the end of line 3, insert: "The Tax Commissioner may provide forms on a reimbursable basis."

4. Strike section 7, and in lieu thereof insert the following:

"Sec. 7. The Tax Commissioner shall develop, maintain, and enforce a uniform system of statewide applicability for the preparation of assessment rolls, tax rolls, tax bills, and all other county revenue functions through those data processing facilities as required by the county or multicounty assessment district pursuant to rules and regulations. Until such time a uniform system of statewide applicability is developed, any utilization of data processing facilities by counties or multicounty assessment districts shall receive approval from the Tax Commissioner in order to insure system compatibility and uniformity."

5. In section 9, line 2, after "district" insert "at the request of such county or district".

6. In section 11, line 11, after the period insert the following:

"The counties, from the county general fund, shall reimburse the expenses incurred by the county assessor or ex officio county assessor when the Tax Commissioner does not reimburse such county assessor or ex officio county assessor for attending the programs contemplated in this section.".

7. In section 12, strike the matter beginning with "or" in line 46 through "County" in line 47.

8. In section 13, line 4, after "assessor" insert "or county clerk acting as ex officio county assessor"; and in line 6, after "act" insert:

"; *Provided*, that in those counties having a county clerk acting as ex officio county assessor, the county board may appoint a person holding an assessor's certificate issued by the Tax Commissioner pursuant to section 2 of this act to assist the county clerk acting as ex officio county assessor in his property tax duties. When the county clerk acting as ex officio county assessor does not hold an assessor's certificate issued by the Tax Commissioner pursuant to section 2 of this act."; and strike lines 9 through 13, and in lieu thereof insert "such assessor for failure to comply with the laws regarding property taxation and the rules and regulations promulgated by the Tax Commissioner. Review of such removal shall be subject to the provisions of the Administrative Procedure Act."

9. In section 14, line 3, after "assessor" insert "and equalized by the county board of equalization and the State Board of Equalization and Assessment".

10. Add a new section to be known as section 18 and to read as follows:

"Sec. 18. There is hereby created a fund to be known as the Tax Commissioner Revolving Fund to which shall be credited all money received by the agency for services performed to county and multicounty assessment districts as provided for in sections 4, 5, 8, 12(4) and 16 of this act. The county or multicounty assessment district shall be billed by the Tax Commissioner for services rendered as provided for in sections 4, 5, 8, 12(4) and 16 of this act. Reimbursements to the Tax Commissioner shall be credited to the Fund and expenditures therefrom shall be made only when such funds are available. The Tax Commissioner shall only bill for the actual amount expended in performing the service.

This fund shall have a beginning balance appropriation of twenty-five thousand dollars from the General Fund to provide a working balance for time lapses between Tax Commissioner billing and payment thereof by counties. This fund shall, at the close of the biennium, have an ending balance of twenty-five thousand dollars."

11. Renumber original section 18 as section 19.

LEGISLATIVE BILL 21. Placed on General File as amended.

Standing Committee amendments to LB 21:

1. In section 1, line 10, strike "State Treasurer", and in lieu thereof insert "Tax Commissioner".

2. In section 3, line 1, strike "July", and in lieu thereof insert "January".

3. In section 5, lines 21 and 22, strike "to the district court of Lancaster County".

4. Renumber original sections 7, 8 and 9 as sections 6, 7 and 8 respectively.

5. In renumbered section 6, line 2, after "county" insert "when he files for election as county assessor, but a county assessor shall reside in a county".

LEGISLATIVE BILL 30. Placed on General File as amended.

Standing Committee amendment to LB 30:

1. In section 1, line 7, insert *"tangible"* after *"or"*; and in line 15 after *"value"* insert *"or other indication of current value"*.

LEGISLATIVE BILL 84. Placed on General File as amended.

Standing Committee amendments to LB 84:

1. In section 3, strike lines 24 to 36, and in lieu thereof insert:

"Upon completion and final approval of any reappraisal conducted pursuant to the provisions of sections 77-1301.05 to 77-1301.08, the valuations established by such reappraisal shall be used for purposes of property taxation

of all property so appraised. The county assessor and the county board of equalization shall maintain and update the appraisal conducted and completed pursuant to section 77-1301.07. After completing and using the appraisal scheduled to be completed pursuant to section 77-1301.07, each county shall make an annual review of the appraised values for the purpose of maintaining and updating the appraisal. Said review and the supporting data thereto shall be submitted to the Tax Commissioner in the form of a written report on or before February 1 of the year following the year in which the review is made. The report to be submitted shall be as prescribed by the Tax Commissioner. If any county fails to furnish the required report, or satisfactorily meet the requirements prescribed in the rules and regulations for maintaining and updating the appraisal, the Tax Commissioner shall enter into a contract for the review and updating of the appraisal. Such contract shall be only for the year in which the county has failed to act. Payment for any contract executed under the provisions of this section by the Tax Commissioner shall be pursuant to section 77-1301.08. Any county may at any time after completion of the appraisal scheduled to be completed pursuant to section 77-1301.07 contract for maintenance or updating to maintain an appraisal and contract for another reappraisal of the county. Such reappraisal or annual review and the contracting therefore, and the methods and procedures to be used, shall be in conformance with the provisions of sections 77-1301.05 to 77-1301.08 and any rules and regulations of the Tax Commissioner passed pursuant to such sections."

LEGISLATIVE BILL 254. Placed on General File.

(Signed) J. W. Burbach, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 44. Indefinitely postponed.

LEGISLATIVE BILL 47. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

Adjournment

At 11:59 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 26, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 26, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, Thou who art the spiritual source of our being, and without whom life has no divine purpose or ultimate destiny, we seek Thee this day. May our search be not merely in time of crisis, may we receive daily sustenance and be building spiritual reservoirs which will nourish our minds in our spiritual and mental droughts. Give us new hope and courage to face the issues of this week with enthusiasm and confidence. Amen.

The roll was called and all members were present.

Corrections for the Journal

Page 726, line 25, delete *"provided"* and insert *"provide"*.

Page 726, last line, show the word "or" as stricken.

Page 734, line 27, correct spelling of "eliminate".
The Journal for the Thirty-sixth Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 1155	Friday, April 11, 1969	2:00 p.m.
LB 1156	Friday, April 11, 1969	2:00 p.m.
LB 1157	Friday, April 11, 1969	2:00 p.m.
LB 1158	Friday, April 11, 1969	2:00 p.m.
LB 1159	Friday, April 11, 1969	2:00 p.m.
LB 1160	Friday, April 11, 1969	2:00 p.m.
LB 1161	Friday, April 11, 1969	2:00 p.m.
LB 1162	Friday, April 11, 1969	2:00 p.m.

LB 1163	Friday, April 11, 1969	2:00 p.m.
LB 1164	Friday, April 11, 1969	2:00 p.m.
LB 1165	Friday, April 11, 1969	2:00 p.m.
LB 1166	Friday, April 11, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Agriculture and Recreation

LB 902	Thursday, March 6, 1969	2:00 p.m.
LB 1007	Thursday, March 6, 1969	2:00 p.m.
LB 308	Friday, March 7, 1969	2:00 p.m.
LB 714	Friday, March 7, 1969	2:00 p.m.
LB 201	Friday, March 14, 1969	2:00 p.m.
LB 583	Friday, March 14, 1969	2:00 p.m.
LB 744	Friday, March 14, 1969	2:00 p.m.
LB 849	Friday, March 14, 1969	2:00 p.m.
LB 888	Friday, March 14, 1969	2:00 p.m.
LB 323	Thursday, March 20, 1969	2:00 p.m.
LB 770	Thursday, March 20, 1969	2:00 p.m.
LB 877	Thursday, March 20, 1969	2:00 p.m.
LB 1028	Thursday, March 20, 1969	2:00 p.m.
LB 1030	Thursday, March 20, 1969	2:00 p.m.
LB 576	Friday, March 21, 1969	2:00 p.m.
LB 607	Friday, March 21, 1969	2:00 p.m.
LB 609	Friday, March 21, 1969	2:00 p.m.
LB 1066	Friday, March 21, 1969	2:00 p.m.
LB 1210	Friday, March 21, 1969	2:00 p.m.
LB 345	Thursday, March 27, 1969	2:00 p.m.
LB 443	Thursday, March 27, 1969	2:00 p.m.
LB 934	Thursday, March 27, 1969	2:00 p.m.
LB 1153	Thursday, March 27, 1969	2:00 p.m.
LB 1182	Thursday, March 27, 1969	2:00 p.m.
LB 615	Friday, March 28, 1969	2:00 p.m.
LB 616	Friday, March 28, 1969	2:00 p.m.
LB 842	Friday, March 28, 1969	2:00 p.m.
LB 1009	Friday, March 28, 1969	2:00 p.m.

(Signed) Maurice A. Kremer, Chairman

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 510. Indefinitely postponed.

(Signed) Maurice A. Kremer, Chairman

Revenue

LEGISLATIVE BILL 289. Indefinitely postponed.

LEGISLATIVE BILL 594. Indefinitely postponed.

LEGISLATIVE BILL 605. Indefinitely postponed.

LEGISLATIVE BILL 681. Placed on General File.

(Signed) J. W. Burbach, Chairman

Judiciary

LEGISLATIVE BILL 313. Placed on General File.

LEGISLATIVE BILL 685. Placed on General File.

LEGISLATIVE BILL 700. Placed on General File.

(Signed) Fred W. Carstens, Chairman

Enrollment and Review

LEGISLATIVE BILL 25. Placed on Select File as amended.

E and R amendments to LB 25:

1. In new section 3, line 2, strike *"juveniles"* and insert *"any juvenile"*; and in line 5, insert *"of the fact of such custody"* after *"guardian"*.

2. In the Pedersen amendment 2, line 2, strike "3" and insert "4".

3. In Enrollment and Review amendment 2, adopted 2/24/69, line 3, insert "to require notice of the custody of certain juveniles as prescribed;" after the second semicolon.

LEGISLATIVE BILL 461. Placed on Select File as amended.

E and R amendment to LB 461:

1. In section 1, line 36, insert an underscored comma after "banks".

LEGISLATIVE BILL 58. Correctly engrossed.

LEGISLATIVE BILL 195. Correctly engrossed.

LEGISLATIVE BILL 219. Correctly engrossed.

LEGISLATIVE BILL 220. Correctly engrossed.

LEGISLATIVE BILL 270. Correctly engrossed.

LEGISLATIVE BILL 271. Correctly engrossed.

LEGISLATIVE BILL 122. Correctly enrolled.

LEGISLATIVE BILL 169. Correctly enrolled.

LEGISLATIVE BILL 176. Correctly enrolled.

LEGISLATIVE BILL 229. Correctly enrolled.

LEGISLATIVE BILL 272. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 122 LB 169 LB 176 LB 229 LB 272

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 192. With emergency.

A BILL FOR AN ACT to amend section 8-330, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to provide for additional charges to borrowing members; to extend authority for property improvement loans; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Danner
Duis
Marvel
Orme
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 236.

A BILL FOR AN ACT to amend section 79-427, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the qualifications of voters at district meetings or school elections as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Batchelder
Waldron

Not voting, 2:

Duis
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 263.

A BILL FOR AN ACT to amend section 44-710.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for coverage of certain dependent children as prescribed; to provide for policy return and premium refund; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 49:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1293. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 26-101 and 26-116, Reissue Revised Statutes of Nebraska, 1943, and sections 26-102, 26-106, and 26-1,104.01, Revised Statutes Supplement, 1967, relating to municipal courts; to provide for municipal courts in first-class cities as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1294. By Loran Schmit,, 23rd District; Roland A. Luedtke, 28th District and Donald Elrod, 35th District.

A BILL FOR AN ACT to amend sections 23-149, 32-201, 32-210, 32-216, 32-216.01, 32-221, 32-403, 32-404, 32-428, 32-454, 32-459, 32-480, 32-483, 32-491, 32-493, 32-496, 32-497, 32-499, 32-4,101, 32-4,103, 32-4,108, 32-4,112, 32-4,132, 32-4,133, 32-4,135, 32-503.01, 32-504, 32-511, 32-515, 32-518, 32-522, 32-524, 32-530, 32-533, 32-537, 32-538, 32-542.01, 32-550, 32-556, 32-711, 32-803, 32-804, 32-809, 32-810, 32-815, 32-1102, 32-1103, 32-1131, and 79-1003, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to revise provisions relating to elections as prescribed; and to repeal the original sections, and also sections 32-213, 32-402, 32-484, 32-4,102, 32-4,126, 32-4,131, and 32-4,134, Reissue Revised Statutes of Nebraska, 1943.

SELECT FILE

LEGISLATIVE BILL 394. The Carpenter pending amendments found in the Legislative Journal for the Thirty-sixth Day were adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 208. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 193. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 194. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 509. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 479. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 414. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 415. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Mr. Kremer offered the following amendment, which was adopted by unanimous consent:

Strike the Kremer General File amendment adopted
on February 21, 1969 which struck "may also" and
inserted "shall".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 416. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 302. Advanced to E and R for engrossment.

LEGISLATIVE BILL 321. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 355. E and R amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 203. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 167. E and R amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Mr. Waldron offered the following unanimous consent amendment:

Amend LB 167 by striking "20" and inserting "19"
throughout.

Mr. Pedersen objected.

Mr. Waldron moved to return the bill to General File for consideration of the specific amendment.

The motion lost with 8 ayes, 33 nays and 8 not voting.

Laid over at the request of Mr. Waldron.

Members Excused

Mr. Kremer asked unanimous consent to be excused Thursday and Friday (February 27 and 28). No objections. So ordered.

Mr. Kennedy asked unanimous consent to be excused Friday. No objections. So ordered.

Mr. Waldo asked unanimous consent to be excused at 10:00 a.m. until he returns tomorrow. No objections. So ordered.

UNANIMOUS CONSENT—Committee Meeting

Mr. Adamson asked unanimous consent for the Committee on Intergovernmental Cooperation to meet today at 1:30 p.m. No objections. So ordered.

Visitors

Mr. Schreurs introduced a group of Young Republicans from Concordia College.

Mr. Budd introduced a group from the Visually Handicapped School in Nebraska City.

Mr. Schreurs introduced 16 members of the York County Extension Board.

UNANIMOUS CONSENT—Withdraw LB 175

Mr. Stull renewed his pending request found in the Legislative Journal for the Thirty-sixth Day to withdraw LB 175. No objections. So ordered.

Invitation

Mr. Kokes invited the members, on behalf of the Ord Chamber of Commerce, to tour the Loup Valley and the Ord Area sometime this spring.

Member Excused

Mr. Swanson asked unanimous consent to be excused at 9:45 on Friday morning, February 28, 1969. No objections. So ordered.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 297. Placed on General File as amended.

Standing Committee amendments to LB 297:

1. In section 1, strike lines 3 to 21, and in lieu thereof insert:

"60305.01. *(1)* A nonresident owner, except as ~~otherwise~~ provided in *subsection (2) of* this section, owning any foreign vehicle which has been duly registered for the current calendar year in the state, country, or other place of which the owner is a resident, and which at all times, when operated in this state, has displayed upon it the number plate or plates issued for such vehicle in the place of residence of such owner, may operate or permit the operation of such vehicle within the state without registering such vehicle or paying any fees to this state, ~~except that any~~.

(2) Any nonresident owner gainfully employed *or present* in the State of Nebraska, operating a passenger car in this state, must ~~obtain Nebraska license plates and pay the personal property tax, the same~~ *register such car in the same manner* as a Nebraska resident, after thirty days of continuous employment *or presence in this state*, unless the state of his legal residence grants immunity of such fees to residents of our state operating a passenger car in that state.".

LEGISLATIVE BILL 298. Placed on General File as amended.

Standing Committee amendments to LB 298:

1. In section 1, strike lines 3 to 36, and in lieu thereof insert:

"77-1202. Personal property, except such as is required by law to be listed and assessed otherwise, shall be listed and assessed in the county, precinct, township, city, village and school district where the owner resides, ~~except that property~~. *Property* having local situs, ~~like~~ *such as* grain elevators, lumber yards or any established business shall be listed and assessed at the place of such situs~~; Provided,~~. *Motor vehicles,* cabin trailers, aircraft, and other personal property connected therewith shall be listed and taxed in the county, precinct, township, city, village, and school district where such property is stored and kept for the greater portion of the calendar year; ~~provided further, personal~~. *Each motor vehicle used or owned by any student shall be listed and taxed at the place of residence of such student, if different from the place at which he is attending school. Personal* property held by an executor, administrator, or trustee under a testamentary trust appointed by a Nebraska court, and not distributed on the date of assessment, shall be separately listed by the executor, administrator, or trustee at the place where the deceased person owning such property resided if in this state; ~~if~~. *If* the deceased person was a nonresident of Nebraska, such property shall be separately listed at the place where such property was subject to taxation at the date of death of the deceased; ~~and provided further, personal~~. *Personal* property held by any personal representative acting in a fiduciary capacity shall be separately listed by such personal representative at the place where the beneficial owner of such property resides or last resided if in this state ~~and if~~. *If* such beneficial owner was a nonresident of Nebraska, such property shall be separately listed at the place where such property was subject to taxation in this state at the time of creation of the fiduciary relationship.”.

LEGISLATIVE BILL 620. Placed on General File.

LEGISLATIVE BILL 692. Placed on General File as amended.

Standing Committee amendment to LB 692:

1. Sect. 3, line 23, strike *“considered in the order in which”*. Insert *“reallocated”*. Strike lines 24, 25, and 26 of Sec. 3.

LEGISLATIVE BILL 525. Indefinitely postponed.

LEGISLATIVE BILL 451. Indefinitely postponed.

(Signed) Rick Budd, Chairman

UNANIMOUS CONSENT—Add Co-introducer

Mr. Danner asked unanimous consent to have his name added to LB 238. No objections. So ordered.

MOTION—Placed LB 451 on General File

Mr. Pedersen moved to place LB 451 on General File notwithstanding the Committee action.

Motion pending.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 548	Monday, March 10, 1969	2:00 p.m.
LB 480	Monday, March 10, 1969	2:00 p.m.
LB 759	Monday, March 10, 1969	2:00 p.m.
LB 839	Monday, March 10, 1969	2:00 p.m.
LB 348	Tuesday, March 11, 1969	2:00 p.m.
LB 351	Tuesday, March 11, 1969	2:00 p.m.
LB 789	Tuesday, March 11, 1969	2:00 p.m.
LB 745	Monday, March 17, 1969	2:00 p.m.
LB 775	Monday, March 17, 1969	2:00 p.m.
LB 894	Monday, March 17, 1969	2:00 p.m.
LB 926	Monday, March 17, 1969	2:00 p.m.
LB 927	Monday, March 17, 1969	2:00 p.m.
LB 330	Tuesday, March 18, 1969	2:00 p.m.
LB 561	Tuesday, March 18, 1969	2:00 p.m.
LB 562	Tuesday, March 18, 1969	2:00 p.m.
LB 782	Tuesday, March 18, 1969	2:00 p.m.
LB 521	Monday, March 24, 1969	2:00 p.m.
LB 746	Monday, March 24, 1969	2:00 p.m.
LB 787	Monday, March 24, 1969	2:00 p.m.
LB 845	Monday, March 24, 1969	2:00 p.m.
LB 908	Monday, March 24, 1969	2:00 p.m.
LB 1014	Monday, March 24, 1969	2:00 p.m.
LB 476	Tuesday, March 25, 1969	2:00 p.m.
LB 477	Tuesday, March 25, 1969	2:00 p.m.
LB 555	Tuesday, March 25, 1969	2:00 p.m.
LB 585	Tuesday, March 25, 1969	2:00 p.m.
LB 916	Tuesday, March 25, 1969	2:00 p.m.
LB 925	Monday, March 31, 1969	2:00 p.m.
LB 788	Monday, March 31, 1969	2:00 p.m.
LB 956	Monday, March 31, 1969	2:00 p.m.
LB 957	Monday, March 31, 1969	2:00 p.m.
LB 970	Monday, March 31, 1969	2:00 p.m.
LB 1004	Monday, March 31, 1969	2:00 p.m.
LB 623	Tuesday, April 1, 1969	2:00 p.m.
LB 785	Tuesday, April 1, 1969	2:00 p.m.
LB 991	Tuesday, April 1, 1969	2:00 p.m.
LB 1000	Tuesday, April 1, 1969	2:00 p.m.

LB 1037	Tuesday, April 1, 1969	2:00 p.m.
LB 1038	Tuesday, April 1, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of the General File bills and allow the introducers to explain them, unless one member objects. No objections. So ordered.

LEGISLATIVE BILL 242. Read and Considered.

Standing Committee amendment found in the Legislative Journal for the Twenty-eighth Day was adopted.

Advanced to E and R for review with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 413. Laid over at the request of Mrs. Orme.

LEGISLATIVE BILL 455. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 456. Reading waived. Explained.

Mr. Syas Presiding

Advanced to E and R for review with 31 ayes, 5 nays and 13 not voting.

LEGISLATIVE BILL 457. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 5 nays and 14 not voting.

LEGISLATIVE BILL 458. Reading waived. Explained.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 49. Reading waived. Explained.

Mr. Carstens offered the following amendments:

1. In section 1, line 7, after "children" insert "*physically*"; and in lines 7 and 8, strike ", or placed by them under the care of other persons", and show the same as stricken.

2. In Standing Committee Amendment 1, line 5, after *"recoverable"* insert *"only"*; and on line 7 after *"dollars"* insert *"for each occurrence"*.

Mr. Whitney requested a division of the question.

Carstens amendment 2 was adopted.

Carstens amendment 1 was rejected with 16 ayes, 21 nays and 12 not voting.

Standing Committee amendment found in the Legislative Journal for the Twenty-ninth Day was adopted as amended.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 74. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-ninth Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 237. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 249. Reading waived. Explained.

Standing Committee amendment found is the Legislative Journal for the Twenty-ninth Day was adopted with 30 ayes, 0 nays and 19 not voting.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 268. Read and Considered.

Mr. Duis moved to indefinitely postpone. The motion lost with 9 ayes, 22 nays and 18 not voting.

Advanced to E and R for review with 28 ayes, 4 nays and 17 not voting.

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 756	(cancelled) Tuesday, March 18, 1969	2:00 p.m.
	(re-set) Tuesday, April 8, 1969	2:00 p.m.

LB 757	Tuesday, April 1, 1969	2:00 p.m.
LB 863	Tuesday, April 1, 1969	2:00 p.m.
LB 886	Tuesday, April 1, 1969	2:00 p.m.
LB 1090	Tuesday, April 1, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Government and Military Affairs

LB 1045	Thursday, April 17, 1969	2:00 p.m.
LB 1059	Thursday, April 17, 1969	2:00 p.m.
LB 1060	Thursday, April 17, 1969	2:00 p.m.
LB 1084	Thursday, April 17, 1969	2:00 p.m.
LB 1205	Thursday, April 17, 1969	2:00 p.m.
LB 1215	Thursday, April 17, 1969	2:00 p.m.
LB 1230	Thursday, April 17, 1969	2:00 p.m.
LB 1236	Thursday, April 17, 1969	2:00 p.m.
LB 1245	Thursday, April 17, 1969	2:00 p.m.
LB 1246	Thursday, April 17, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Banking, Commerce and Insurance

LB 709	(cancelled) Tuesday, March 4, 1969	2:00 p.m.
LB 838	(cancelled) Monday, March 17, 1969	2:00 p.m.
LB 838	(re-set) Monday, March 10, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Presented to the Governor

Presented to the Governor for approval on February 26, 1969 at 10:05 a.m.: LB 23 LB 24 LB 32 LB 35 LB 54 LB 59

(Signed) Kathleen Diekman,
Assistant Enrolling Clerk

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 566. Placed on General File as amended.

Standing Committee amendment to LB 566:

1. In section 1, line 4, after "Commission" insert "or by the State Board of Education"; and on line 12 before "from" insert "or by the State Board of Education".

LEGISLATIVE BILL 655. Placed on General File as amended.

Standing Committee amendment to LB 655:

1. In section 1, line 17, strike *"but they may assist a teacher or teachers in carrying out those teaching responsibilities, under the direction and autonomous supervision of a teacher or teachers"*, and in line 21, strike *"custodial and monitorial"*.

(Signed) Lester Harsh, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 341. Placed on General File.

LEGISLATIVE BILL 349. Placed on General File.

LEGISLATIVE BILL 354. Placed on General File.

(Signed) Richard F. Proud, Chairman

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1295. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 19-1803 and 19-1808, Reissue Revised Statutes of Nebraska, 1943, and sections 19-1801, 19-1806, and 19-1810, Revised Statutes Supplement, 1967, relating to civil service; to change the method of appointment of members of the commission; to provide for examinations, appointments, and promotions as prescribed; to provide for hearings; and to repeal the original sections.

Adjournment

At 11:59 a.m. on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, February 27, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 27, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, as we pause in prayerful and reflective silence, give us a fresh sense of direction. May we walk this day in Your light, think in Your wisdom, speak in Your truth, act in Your justice. Amen.

The roll was called and all members were present except Messrs. Kremer and Waldo, who were excused and Messrs. Bloom and Simpson, excused until 10:00 a.m.

Corrections for the Journal

Page 752, line 9, delete "insert" and insert "inserted".

The Journal for the Thirty-seventh Day was approved as corrected.

Members Excused

Messrs. Mahoney and Holmquist asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Elrod asked unanimous consent to be excused at 10:00 a.m. tomorrow. No objections. So ordered.

Visitors

Mr. Stull introduced John Paris, Dawes County Commissioner.

Communications

Letter from Jack McBride, Secretary, Nebraska Educational Television Commission.

February 19, 1969

Mr. Hugo Srb
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska 68509

Dear Mr. Srb:

Pursuant to Legislative Resolution #1, 79th Session, the Nebraska Educational Television Commission invited bids for the construction of the proposed Nebraska Educational Telecommunications Building. Bids have now been received and reviewed by architects. The Commission herewith reports to the Legislature on costs attendant to construction of the building.

The Commission is advised that the following costs pertain:

180 day low bids with alternates:	$2,923,086	General, Mechanical and Electrical Contracts
	115,000	East Campus Utility Extension
	100,000	Furniture & Fixtures
	173,914	Electronic Equipment
	88,000	Construction Contingency (3%)
	$3,400,000	

In addition, it will be necessary to encumber for the 1969-71 biennium the balance of the $250,000 planning appropriation made to the Commission by the 1967 Legislature (an estimated $86,146), to handle remaining architects fees and supervision as the building is constructed.

The above bids are based on formal acceptance prior to August 4, 1969. Contractors cannot legally be held to their quotes beyond that date. Should the Legislature authorize the Commission formally to accept contractors' proposals prior to April 6, 1969 (60 days), a savings of $69,108 can be effected for the State.

All available and usable equipments would be transferred to the proposed new building whose occupancy is estimated for Spring, 1971. Necessary additional technical and production television equipments are contained in five applications currently before the Department of Health, Education and Welfare for federal funding over the next three to five years through the Public Broadcasting Act.

The only other cost attendant to the proposed new structure is a building maintenance item of $23,605 (1/8th biennium) contained in the University of Nebraska budget request. Inasmuch as the telecommunications building would be located on the East Campus immediately north of the Center For Continuing Education, the ETV Commission proposed to contract with the University for custodial and building maintenance services.

Should there be any questions, the Commission will be pleased to elaborate. Because the need for the building is so imperative and the urgency for action so necessary, the Nebraska ETV Commission is most hopeful that positive and early action will be taken.

Sincerely,

(Signed) Jack McBride
Secretary

JMcB:kp
cc: ETV Commissioners

Acknowledged receipt of Resolution approved at Omaha, Nebraska, on December 6, 1968, of the Great Plains National Instructional Television Library meeting.

MOTION—Adjournment

Mr. Wylie moved to adjourn today for a 9:00 a.m. regular session tomorrow.

Mr. Carpenter requested a record vote be taken.

Voting in the affirmative, 31:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Duis
Hasebroock
Holmquist
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Reynolds
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 12:

Craft
Elrod
Harsh
Johnson
Kennedy
Keyes
Knight
Moulton
Robinson
Schmit
Schreurs
Wenzlaff

Not voting, 6:

Bloom
Danner
Kremer
Proud
Simpson
Waldo

The motion prevailed.

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 628 Thursday, April 10, 1969 2:00 p.m.

LB 668	Thursday, April 10, 1969	2:00 p.m.
LB 843	Thursday, April 10, 1969	2:00 p.m.
LB 1202	Thursday, April 10, 1969	2:00 p.m.
LB 1256	Thursday, April 10, 1969	2:00 p.m.
LB 669	Friday, April 11, 1969	2:00 p.m.
LB 679	Friday, April 11, 1969	2:00 p.m.
LB 771	Friday, April 11, 1969	2:00 p.m.
LB 1254	Friday, April 11, 1969	2:00 p.m.
LB 761	Thursday, April 17, 1969	2:00 p.m.
LB 1067	Thursday, April 17, 1969	2:00 p.m.
LB 1080	Thursday, April 17, 1969	2:00 p.m.
LB 1150	Thursday, April 17, 1969	2:00 p.m.
LB 1206	Thursday, April 17, 1969	2:00 p.m.
LB 505	Friday, April 18, 1969	2:00 p.m.
LB 913	Friday, April 18, 1969	2:00 p.m.
LB 359	Thursday, April 24, 1969	2:00 p.m.
LB 777	Thursday, April 24, 1969	2:00 p.m.
LB 1047	Thursday, April 24, 1969	2:00 p.m.
LB 1151	Thursday, April 24, 1969	2:00 p.m.
LB 1213	Thursday, April 24, 1969	2:00 p.m.
LB 715	Friday, April 25, 1969	2:00 p.m.
LB 889	Friday, April 25, 1969	2:00 p.m.
LB 890	Friday, April 25, 1969	2:00 p.m.
LB 964	Friday, April 25, 1969	2:00 p.m.
LB 1183	Friday, April 25, 1969	2:00 p.m.
LB 851	Thursday, May 1, 1969	2:00 p.m.
LB 1152	Thursday, May 1, 1969	2:00 p.m.
LB 1154	Thursday, May 1, 1969	2:00 p.m.
LB 1184	Thursday, May 1, 1969	2:00 p.m.
LB 1191	Thursday, May 1, 1969	2:00 p.m.
LB 1249	Friday, May 2, 1969	2:00 p.m.

(Signed) Maurice A. Kremer, Chairman

Public Health and Welfare

LB 1040	Tuesday, March 4, 1969	2:00 p.m.
LB 898	Tuesday, April 8, 1969	2:00 p.m.
LB 900	Tuesday, April 8, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Banking, Commerce and Insurance

LB 819 (cancelled)	Tuesday, March 25, 1969	200 p.m.
LB 653	Monday, April 14, 1969	2:00 p.m.
LB 689	Monday, April 14, 1969	2:00 p.m.
LB 819 (re-set)	Monday, April 14, 1969	2:00 p.m.
LB 973	Monday, April 14, 1969	2:00 p.m.

LB 981	Monday, April 14, 1969	2:00 p.m.
LB 982	Monday, April 14, 1969	2:00 p.m.
LB 984	Monday, April 14, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 186. With emergency.

A BILL FOR AN ACT to amend sections 55-101, 55-104, 55-105, 55-106, 55-107, 55-108, 55-109, 55-110, 55-111, 55-112, 55-113, 55-114, 55-115, 55-116, 55-117, 55-118, 55-119, 55-120, 55-121.01, 55-121.02, 55-122, 55-123, 55-124, 55-125, 55-126, 55-127, 55-128, 55-129, 55-130, 55-131, 55-132, 55-133, 55-134, 55-135, 55-138, 55-139, 55-140, 55-141, 55-141.01, 55-142, 55-143, 55-144, 55-145, 55-147, 55-148, 55-149, 55-150, 55-151, 55-152, 55-153, 55-154, 55-155, 55-156.01, 55-156.02, 55-180, 55-181, 55-182, 55-183, 55-184, 55-186, 55-187, 55-188, 55-189, 55-190, 55-191, 55-192, 55-193, 55-194, 55-203, 55-204, and 55-207, Reissue Revised Statutes of Nebraska, 1943, and section 55-185, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 130, Eightieth Session, Nebraska State Legislature, 1969, relating to the militia; to redefine terms; to provide qualifications of officers; to provide minimum rates of pay; to provide that the members of the militia shall be covered by the Workmen's Compensation Law; to provide for military leave in times of emergency; to define and limit liability of members of military forces; to provide procedure for bringing causes of actions against members of the militia; to create a misdemeanor for refusal to serve certain persons; to generally revise and recodify the law relating to the militia; to repeal the original sections and also sections 55-121, 55-136, 55-137, 55-157, 55-158, 55-159, 55-160, 55-161, 55-162, 55-163, 55-164, 55-165, 55-166, 55-167, 55-168, 55-169, 55-170, 55-171, 55-172, 55-173, 55-174, 55-175, 55-176, 55-177, 55-178, 55-179, 55-209, 55-210, and 55-211, Reissue Revised Statutes of Nebraska, 1943, and section 55-156, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 130, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod

Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Holmquist
Wylie

Not voting, 2:

Kremer
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 275.

A BILL FOR AN ACT to amend sections 85-301, 85-302, 85-304, 85-306, 85-308, 85-310, 85-312, 85-314, 85-315, 85-316, 85-317, 85-317.01, 85-318, 85-319, 85-401, 85-402, and 85-403, Reissue Revised Statutes of Nebraska, 1943, sections 85-307 and 85-320, Revised Statutes Supplement, 1967, and section 85-195, Revised Statutes Suplement, 1967, as amended by section 1, Legislative Bill 143, Eightieth Session, Nebraska State Legislature, 1969, relating to State Normal Schools; to change the name of the State Normal Schools as prescribed; to change the name of the Board of Education of State Normal Schools; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda

Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Kremer
Waldo
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Suspend Rules

Mr. Burbach moved to suspend the rules to take up LB 1233 on Final Reading today.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 1233. With emergency.

A BILL FOR AN ACT to amend section 77-1229, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for extension of time for filing personal property schedule as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carpenter
Kremer
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mrs. Orme introduced Miss JoElla Stromberg of Polk, Nebraska, her parents Mr. and Mrs. Rolland Stromberg and Mrs. Dwight Burney. JoElla is the Nebraska Easter Seal Child. Acting Governor Everroad and Mrs. Orme escorted JoElla to the rostrum, where she invited the members to attend a Tea at the Governor's Mansion on March 1st to start off the Easter Seal Drive.

Mr. Marvel introduced Dr. Leonard Kramer and 30 students of the American Government Class, Nebraska Wesleyan University, Lincoln.

Mr. Simpson introduced 29 Seventh grade students from Sacred Heart School, Lincoln, Mr. Schneider, teacher and Sister Dorin, Principal.

Presented to the Governor

Presented to the Governor for Approval on February 27, 1969 at 8:45 a.m.: LB 122 LB 169 LB 229 LB 272 LB 176

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 163. Replaced on Select File as amended.

E and R amendment to LB 163:

1. In section 1, line 17, strike *"provided further"* and insert *"Provided"*.

LEGISLATIVE BILL 55. Correctly engrossed.

LEGISLATIVE BILL 156. Correctly engrossed.

LEGISLATIVE BILL 185. Correctly engrossed.

LEGISLATIVE BILL 189. Correctly engrossed.

LEGISLATIVE BILL 192. Correctly enrolled.

LEGISLATIVE BILL 236. Correctly enrolled.

LEGISLATIVE BILL 263. Correctly enrolled.

LEGISLATIVE BILL 1233. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 192 LB 236 LB 263 LB 1233

MOTION—LB 8

Mr. Carpenter moved that LB 8 be passed notwithstanding the objections of the Governor.

Whereupon the Speaker stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 25:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Duis
Elrod
Hasebroock
Kennedy
Keyes
Klaver
Kokes
Mahoney
Marvel
Moylan
Nore
Pedersen
Reynolds
Robinson
Schmit
Skarda
Swanson
Syas
Wylie

Voting in the negative, 21:

Adamson
Budd
Craft
Danner
Harsh
Holmquist
Johnson
Knight
Luedtke
Moulton
Orme
Proud
Schreurs
Simpson
Stull
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Not voting, 3:

Kremer
Waldo
Wallwey

Having failed to receive a constitutional three-fifths majority the bill failed to pass notwithstanding the objections of the Governor.

Visitors

Mr. Whitney introduced former Senator Dale Erlewine and Mrs. Erlewine from Grant, Nebraska and Mr. and Mrs. August Blamenkamp of Ogallala, Nebraska.

UNANIMOUS CONSENT—LB 451

Mr. Pedersen asked unanimous consent to have his motion, to place LB 451 placed on General File notwithstanding the Committee action, taken up on Monday, March 3, 1969.

No objections. So ordered.

UNANIMOUS CONSENT—Substitute Report

Mr. Proud asked unanimous consent to withdraw the Standing Committee report submitted on February 26 on LB 349 and substitute the following report, which correctly reflects the Committee action. No objections. So ordered.

CORRECTED STANDING COMMITTEE REPORT

Banking, Commerce and Insurance

LEGISLATIVE BILL 349. Placed on General File as amended.

Standing Committee amendment to LB 349:

In section 1, lines 4 and 5, strike "or where the premiums are payable monthly or oftener" and show same as stricken matter.

(Signed) Richard F. Proud, Chairman

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 598. Placed on General File as amended.

Standing Committee amendment to LB 598:

1. Amend section 1 of the bill, lines 9 and 10 by striking subdivision (2) and show same as stricken matter, line 10 by striking "(3)" and inserting "~~(3)~~ *(2)*", and line 11 by striking "(4)" and inserting "~~(4)~~ *(3)*".

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Elmer Wallwey, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 511. Placed on General File as amended.

Standing Committee amendments to LB 511:

Page 2, Sec. 2, lines 5 and 6, strike out "except immigration and naturalization records"

Page 5, Sec. 8, line 5, change the word "our" to "out".

LEGISLATIVE BILL 512. Placed on General File as amended.

Standing Committee amendments to LB 512:

Page 2, Sec. 1(5), line 31, at end of line after "except that a" insert, "metropolitan class city or a"

Page 5, Sec. 3, line 11 after Council add ","; and strike lines 14 through 26 and insert following:

14 Society, *the State Archivist, and the director of the*
15 *records management program, who shall be appointed by*
16 *the administrator with the approval of the board,* or
17 their personally-designated representatives. The
18 ~~Governor~~ *administrator* or his ~~representatives~~ *representa-*
19 *tive* shall be chairman of the board, and the ~~administra-~~
20 ~~tor~~ *director of the records management program* its
21 secretary. Upon call by the administrator, the board
22 shall convene ~~not later than thirty days after October~~
23 ~~9, 1961, and shall adopt rules for the conduct of its~~
24 ~~business. Thereafter it shall convene~~ periodically in
25 accordance with its rules, or upon call ~~by its chair~~
26 ~~man or~~ by the administrator *or his personally-designated*
27 *representative.*

Page 6, Sec. 4(2), line 27, correct "shcedules" to "schedules".

Page 11, Sec. 11, Line 6, change the first "or" to "of" preceding the word "archival".

(Signed) Harold T. Moylan, Chairman

MOTION—Rule Change

Mr. Duis moved to change Sec. 7, Rule 4 to read: Members shall be in their seats upon voting on Final Reading of a Bill, except when excused by the President or when voting by sworn affidavit.

Referred to the Rules Committee.

Adjournment

At 11:59 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Friday, February 28, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

THIRTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 28, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

In Thy presence, O Lord, the blackness lightens, unbearable burdens are manageable, and our futility turns into purpose. Thou hast called us to this life, not to orbit about it, but to land and become involved in the real issues of our existence. As each member of this legislature is not in a cloister but in the arena of life, give them fortitude, integrity and desire to serve the people of this state and do Thy will. In our Lord's name. Amen.

The roll was called and all members were present Messrs. Clark, Duis, Elrod, Holmquist, Kennedy, Kremer, Moulton, Nore, Pedersen, Swanson, Ziebarth and Miss Reynolds, who were excused.

Mr. Keyes asked unanimous consent to be excused from 10:00 a.m. to 2:00 p.m. today. No objections. So ordered.

Messrs. Johnson, Schreurs and Wenzlaff asked unanimous consent to be excused at 10:00 a.m. this morning. No objections. So ordered.

The Journal for the Thirty-eighth Day was approved.

Members Excused

Messrs. Danner and Wiltse asked unanimous consent to be excused Monday, March 3. No objections. So ordered.

Mr. Robinson asked unanimous consent to be excused Monday, March 3 and until noon Tuesday, March 4.

MOTION—Adjournment

Mr. Harsh moved to adjourn at 10:30 a.m. this morning. The motion lost with 7 ayes, 21 nays and 21 not voting.

Visitor

Mr. Marvel introduced Mr. Eldon W. Griffiths, a member of the British Parliament. Mr. Griffiths addressed the members briefly.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 394. Replaced on Select File as amended.

E and R amendments to LB 394:

1. In lieu of the Carpenter unanimous consent amendments, strike section 1 and insert two sections to read as follows:

"Section 1. That section 77-507.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-507.01. In addition to the authority conferred by sections 77-506 and 77-507, the State Board of Equalization and Assessment, in cases brought to its attention by the Tax Commissioner, shall have authority to *direct the Tax Commissioner* to review any changes made by the county board of equalization ~~and assessment~~ in valuations established by any general reappraisal of all lands and improvements in the county, and*, on the recommendation of the Tax Commissioner after such review,* to make such corrections and adjustments as such changes shall necessitate whether for classes of property or for individual parcels thereof.

Sec. 2. *Any county may request a hearing under the provisions of the Administrative Procedures Act before the Tax Commissioner makes any recommendation to the State Board of Equalization and Assessment under the provisions of section 77-507.01.*".

2. Renumber original sections 2 and 3 as sections 3 and 4.

3. In the title, strike lines 4 to 6 and all amendments thereto and insert "tion; to provide for recommendations by the Tax Commissioner to the State Board of Equalization and Assessment; to provide for hearings; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 242. Placed on Select File as amended.

E and R amendment to LB 242:

1. In section 2, line 2, insert "either" after "attend"; in line 3, strike "or" and insert a comma; in line 4, insert a comma after "unit"; and in line 8, insert "the" after "for".

LEGISLATIVE BILL 455. Placed on Select File as amended.

E and R amendment to LB 455:

1. For correlation purposes, after "1943" in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 125, Eightieth Session, Nebraska State Legislature, 1969"; in section 1, line 6, strike "in the chattel mortgage records" and insert "as a secured transaction as provided in article 9 of the Uniform Commercial Code"; strike beginning with "Chapter" in line 18 through "mortgages" in line 19, and insert "article 9, Uniform Commercial Code"; and in line 47, strike "office" and insert "officer".

LEGISLATIVE BILL 456. Placed on Select File.

LEGISLATIVE BILL 457. Placed on Select File.

LEGISLATIVE BILL 49. Placed on Select File as amended.

E and R amendment to LB 49:

1. In the title, insert "to limit such liability as prescribed;" at the end of line 4.

LEGISLATIVE BILL 74. Placed on Select File as amended.

E and R amendments to LB 74:

1. In standing committee amendment 1, line 3, strike *"subdivisions"* and insert *"subdivision"*.

2. In the title, insert "to require later filing of an undertaking; to reduce the amount of the undertaking;" at the end of line 5.

LEGISLATIVE BILL 237. Placed on Select File.

LEGISLATIVE BILL 249. Placed on Select File as amended.

E and R amendments to LB 249:

1. In standing committee amendment 1, line 2, strike *"veterans"* and insert *"veterans' "*.

2. In the title, line 6, insert "to provide when such markers may be moved;" after the semicolon.

LEGISLATIVE BILL 268. Placed on Select File as amended.

E and R amendments to LB 268:

1. In section 1, line 27, strike "said" and insert "such"; and in lines 31 and 32, strike "said receiver" and insert "him".

2. In section 2, line 3, strike "such" and insert "the"; and in line 5, strike "said" and insert "such".

3. In the title, line 8, strike "council" and insert "counsel".

LEGISLATIVE BILL 15. Correctly engrossed.

LEGISLATIVE BILL 97. Correctly engrossed.

LEGISLATIVE BILL 182. Correctly engrossed.

LEGISLATIVE BILL 224. Correctly engrossed.

LEGISLATIVE BILL 226. Correctly engrossed.

LEGISLATIVE BILL 267. Correctly engrossed.

LEGISLATIVE BILL 269. Correctly engrossed.

LEGISLATIVE BILL 389. Correctly engrossed.

LEGISLATIVE BILL 398. Correctly engrossed.

LEGISLATIVE BILL 450. Correctly engrossed.

LEGISLATIVE BILL 186. Correctly enrolled.

LEGISLATIVE BILL 275. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 186 LB 275

MOTION—Game Commission

Mr. Carpenter moved that the Legislature notify the Game Commission that they do not attempt to move the Game Commission or their activities to any other location without permission from this Body.

The motion prevailed.

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 565. Placed on General File as amended.

Standing Committee amendment to LB 565:

1. In section 1, line 8, after the period add a new sentence to read as follows:

"Any such lease in effect on the effective date of this act shall remain in full force and effect until its expiration date; *Provided,* that any such lease containing an option to renew may be exercised so that the expiration date of such lease will occur on or before March 1, 1972.".

LEGISLATIVE BILL 547. Placed on General File.

LEGISLATIVE BILL 540. Placed on General File.

LEGISLATIVE BILL 604. Placed on General File.

LEGISLATIVE BILL 682. Placed on General File.

LEGISLATIVE BILL 300. Indefinitely postponed.

LEGISLATIVE BILL 551. Indefinitely postponed.

LEGISLATIVE BILL 579. Indefinitely postponed.

LEGISLATIVE BILL 795. Indefinitely postponed.

LEGISLATIVE BILL 333. Placed on General File as amended.

Standing Committee amendments to LB 333:

1. Amend section 1 of the bill, line 14 by striking "engaged in the *qualified*" and inserting "~~engaged~~ *qualified* in the", line 19 by striking "supervision of a licensed physician" and inserting "~~supervision of a licensed physician~~ *any physical or mental ailment of any person; (5) persons*", line 23 by striking "the" and show as stricken matter, and line 25 by striking "doctor," and show same as stricken matter.

2. Amend section 2 of the bill, line 4 by reinstating "to", line 15 by reinstating "who", lines 16 and 17 by striking *"or college of medicine who"*, line 17 by inserting *"or college of medicine"* after "school", line 23 by striking *"of"* and inserting *"or"*.

3. Amend section 3, line 19 by striking *"may at the discretion of"* and inserting *"unless waived by"*, line 21 by striking *"State Board"* and inserting *"Department"*.

4. Amend section 3 of the bill, line 12 by inserting *"a certificate of ability in"* after "thereof", and line 26 by inserting *"covering appropriate medical subjects"* after "Health".

(Signed) Elmer Wallwey, Chairman

Urban Affairs

LEGISLATIVE BILL 206. Placed on General File as amended.

Standing Committee amendments to LB 206:

1. In section 1, line 9, strike "five" and show the same as stricken, and in lieu thereof insert *"six"*.

2. Add a new section to be known as section five and to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 264. Placed on General File.

LEGISLATIVE BILL 265. Placed on General File.

LEGISLATIVE BILL 291. Placed on General File.

LEGISLATIVE BILL 310. Placed on General File.

LEGISLATIVE BILL 311. Placed on General File.

LEGISLATIVE BILL 435. Placed on General File.

LEGISLATIVE BILL 871. Placed on General File.

(Signed) Bill K. Bloom, Chairman

Revenue

LEGISLATIVE BILL 239. Indefinitely postponed.

LEGISLATIVE BILL 386. Indefinitely postponed.

LEGISLATIVE BILL 824. Indefinitely postponed.

LEGISLATIVE BILL 811. Placed on General File.

LEGISLATIVE BILL 823. Placed on General File.

(Signed) J. W. Burbach, Chairman

Labor

LEGISLATIVE BILL 422. Placed on General File.

LEGISLATIVE BILL 539. Placed on General File.

(Signed) Donald Elrod, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 491. Placed on General File as amended.

Standing Committee amendment to LB 491:

1. In section 1, line 11, after "vices" insert
"such amounts as the Legislature may appropriate.".

LEGISLATIVE BILL 563. Placed on General File.

LEGISLATIVE BILL 593. Placed on General File.

(Signed) Harold T. Moylan, Chairman

Presented to the Governor

Presented to the Governor for Approval on February 27, 1969 at 12:10 p.m.: LB 1233

Presented to the Governor for Approval on February 28, 1969 at 8:50 a.m.: LB 192 LB 236 LB 263

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 737	Friday, March 7, 1969	2:00 p.m.
LB 743	Friday, March 7, 1969	2:00 p.m.
LB 748	Friday, March 7, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Public Works

LB 711	Thursday, March 6, 1969	2:00 p.m.
LB 712	Thursday, March 6, 1969	2:00 p.m.
LB 713	Thursday, March 6, 1969	2:00 p.m.
LB 735	Thursday, March 6, 1969	2:00 p.m.
LB 762	Friday, March 7, 1969	2:00 p.m.
LB 447	Friday, March 7, 1969	2:00 p.m.
LB 448	Friday, March 7, 1969	2:00 p.m.
LB 994	Friday, March 7, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 162.

A BILL FOR AN ACT relating to agriculture; to provide for associations and societies to improve the general agricultural industry of this state, as prescribed; to provide for the purposes of such organizations; to provide for the qualification of such organizations; to provide for appropriation by the Legislature of funds for such organizations; to provide duties; and to repeal Chapter 2, articles 3, 5, 6, 7, and 8, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Adamson
Batchelder
Bloom
Budd
Carstens
Craft
Harsh
Hasebroock
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moylan
Orme
Proud
Robinson
Schmit
Shreurs
Simpson
Stull
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 19:

Burbach
Carpenter
Clark
Danner
Duis
Elrod
Holmquist
Johnson
Kennedy
Kremer
Marvel
Moulton
Nore
Pedersen
Reynolds
Skarda
Swanson
Syas
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 273.

A BILL FOR AN ACT to amend sections 60-1401, 60-1404, 60-1408, 60-1412, 60-1413, and 60-1414, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to redefine terms; to provide for an executive secretary; to provide conditions for refusing, revoking or suspending of licenses of dealers as prescribed; to provide for fees; to harmonize with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moylan
Orme
Proud
Robinson
Schmit
Shreurs
Simpson
Stull
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 15:

Clark
Duis
Elrod
Holmquist
Johnson
Kennedy
Kremer
Moulton
Nore
Pedersen
Reynolds
Skarda
Swanson
Wallwey
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 358. Laid over at the request of Mr. Whitney.

REFERENCE COMMITTEE REPORT

LB	Committee
1290	Judiciary
1291	Public Works
1292	Agriculture
1293	Judiciary
1294	Government
1295	Urban Affairs

(Signed) Jerome Warner, Speaker

RESOLUTIONS

LEGISLATIVE RESOLUTION 20. Re: Rescind Resolution Making American Elm the State Tree

Introduced by George Syas, 13th District and Roland A. Luedtke, 28th District.

WHEREAS, the Fifty-second Session of the Nebraska State Legislature, 1937, on February 15, 1937, adopted a Resolution declaring the American Elm as the State Tree; and

WHEREAS, the American Elm tree is becoming extinct in Nebraska; and

WHEREAS, the Resolution adopted on February 15, 1937, adopting the American Elm as the State Tree should be rescinded.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Resolution adopted February 15, 1937, by the Fifty-second Session of the Nebraska State Legislature, 1937, making the American Elm the State Tree of Nebraska is rescinded.

SELECT FILE

LEGISLATIVE BILL 167.

Mr. Waldron offered the following amendment, which was adopted by unanimous consent:

Amend LB 167 by adding to general file amendment section 1, line 2 after "minors" the words "but in case any person marries under the age of twenty years, his minority ends.".

Amend Section 2 by striking subsection (15) of Sec. 2.

Amend Section 3 by reinstating stricken matter "regardless of marital status.".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 25. E and R amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 461. E and R amendment found in the Legislative Journal for the Thirty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 163. E and R amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Bracket LB 151

Mr. Carpenter asked unanimous consent to have LB 151 bracketed on General File and taken up on March 13, 1969. No objections. So ordered.

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with reading the General File bills and allow the introducers to explain them, unless one member requests they be read. No objections. So ordered.

LEGISLATIVE BILL 413. Reading waived. Explained.

Mrs. Orme asked unanimous consent to substitute the following amendment for the Standing Committee amendment. No objections. So ordered.

Amend LB 413, Section 1, line 4, by inserting the word *"solely"* after the word "installed".

The amendment was adopted.

Mr. Wylie Presiding

Mr. Kokes asked unanimous consent to have LB 413 laid over until March 7, 1969. No objections. So ordered.

LEGISLATIVE BILL 458. Laid over.

Mr. Carpenter asked unanimous consent to consider only noncontroversial bills on General File the remainder of the morning. No objections. So ordered.

LEGISLATIVE BILL 283. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

Member Excused

Mr. Proud asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 284. Reading waived. Explained.

Mr. Luedtke offered the following amendment, which was adopted:

1. Amend section 1 of the bill by striking line 155 and inserting "*opinion, or by the shareholders or members, as the case may be;*", and line 169 by inserting "*, members,*".

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 421. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1190. Laid over.

LEGISLATIVE BILL 215. Laid over.

LEGISLATIVE BILL 425. Laid over.

LEGISLATIVE BILL 426. Laid over.

LEGISLATIVE BILL 39. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirtieth Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 200. Laid over.

LEGISLATIVE BILL 392. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirtieth Day was adopted.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

LEGISLATIVE BILL 393. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirtieth Day was adopted.

Mr. Stull offered the following amendment, which was adopted:

Amend LB 393 by striking "three annual courses" and inserting *"one course"*.

Advanced to E and R for review with 19 ayes, 1 nay and 29 not voting.

LEGISLATIVE BILL 400. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 418. Laid over.

LEGISLATIVE BILL 430. Laid over.

LEGISLATIVE BILL 190. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-first Day were adopted.

Mr. Carpenter offered the following amendments, which were adopted:

1. Add a new Section 4 to read as follows:

> "Section 4. That Section 18-2102.01, Revised Statutes Supplement, 1967, be amended to read as follows:
>
> > '18-2102.01. Cities of all classes and villages of this state are hereby granted power and authority to create urban renewal authorities *and limited urban renewal authorities.*
> >
> > (1) Whenever ~~such~~ an authority, *or limited authority,* is created it shall bear the name of the city creating it and shall be legally known as the Urban Renewal Authority of the City (or Village) of ______________ (name of city or village) *or the Limited Urban Renewal Authority of the City (or Village) of ______________ (name of city or village).*
> >
> > (2) When it is determined by the governing body of any such city, by ordinance in the exercise of its discretion, that it is expedient to create an urban renewal authority, *or limited urban renewal authority* the mayor of such city or if the mayor shall fail to act within ninety days

after the passage of the ordinance, then the president or other presiding officer, other than the mayor, of the governing body, with the approval of the governing body of such city, shall appoint five persons, who shall constitute the authority, *or the limited authorities;* *Provided,* that in cities having the city manager form of government, the city manager shall appoint such persons. The terms of office of the members of the authority initially appointed shall be for one year, two years, three years, four years, and five years, as designated by the mayor, president, other presiding officer, or city manager in making the respective appointments. As the terms of the members of the authority expire, the mayor, with the approval of the governing body of the city, shall appoint or reappoint a member of the authority for a term of five years to succeed the member whose term expires~~; Provided, that in~~. *The terms of office of the members of a limited urban renewal authority shall be for the duration of only one single specific limited pilot project authorized in the ordinance creating such limited urban renewal authority, and the terms of the members of a limited urban renewal authority shall expire upon the completion of the single specific limited pilot project authorized in the ordinance creating such limited urban renewal authority.* ~~In cities of the primary class, such governing bodies shall submit such ordinance to the electors of such a city for approval by a majority vote of the electors voting thereon and in cities of the metropolitan class, such~~ *A* governing body may at its option submit such ordinance to the electors of such city for approval by a majority vote of the electors voting thereon and on submitting such ordinance for approval the governing body ~~of a city of the metropolitan or primary class~~ is authorized to call, by such ordinance, a special or general election and to submit thereat, after thirty days' notice of the time and place of holding such election and according to the manner and method otherwise provided by law for the calling, conducting, canvassing, and certifying of the result of city elections on the submission of propositions to the electors thereof, the proposition to be stated on the ballot as follows:

Shall the City (or Village) of ______________________
(name of city or village) create an Urban Renewal Authority of the City (or Village) of ______________________
(name of city or village)?

☐ Yes
☐ No.

When the ordinance submitted to the electors for approval by a majority vote of the electors voting thereon is to create a limited urban renewal authority the proposition shall be stated on the ballot as follows:

Shall the City (or Village) of ____________________
(name of city or village) created a Limited Urban Renewal Authority of the City (or Village) of ______________
(name of city or village)?

☐ Yes
☐ No.

Vacancies shall be filled for any unexpired term in the same manner as the original appointment. Members of the authority so appointed shall hold office until their successors have been appointed and qualified. *Members of a limited authority shall hold office as provided in this section.* All members of such authority shall serve without compensation, but shall be entitled to be reimbursed for all necessary expenses incurred.

(3) The *Any* authority *established under the provisions of this section* shall organize by electing one of its members chairman, and another vice-chairman, and shall have power to employ counsel, a director who shall be ex officio secretary of the authority and such other officers and employees as may be desired, and shall fix the term of office, qualifications and compensation of each. The holder of the office of Urban Renewal Administrator or Coordinator of such city may, but need not be, appointed such director but at no additional compensation by the authority. The *Any* authority *established under the provisions of this section* may validly and effectively act on all matters requiring a resolution or other official action by a majority vote of its membership present at a meeting thereof; *Provided*, that a quorum of four shall be present. Orders, requisitions, warrants and other documents may be executed by the chairman or vice-chairman or by or with others designated in its by-laws.

(4) No member or employee of the *any* authority *established under the provisions of this section* shall have any interest directly or indirectly in any contract for property, materials, or services to be required by such authority.

(5) The authority shall keep an accurate account of all of its activities and of all receipts and dis-

bursements and make an annual report thereof to the governing body of the city.

(6) The governing body of a city creating an urban renewal authority *or a limited urban renewal authority* is hereby authorized to appropriate and loan to such authority a sum not exceeding ten thousand dollars for the purpose of paying expenses of organizing and supervising the work of ~~the~~ *such* authority at the beginning of its activities. Such loan shall be authorized by resolution of the governing body which shall set forth the terms and time of repayment thereof. Such loan may be appropriated out of the general funds or any sinking fund.

(7) All income, revenue, profits, and other funds received by ~~an~~ *any* authority *established under the provisions of this section* from whatever source derived, or appropriated by the city, or realized from tax receipts or comprised in the special revenue fund of the city designated for ~~the~~ *such* authority or from the proceeds of bonds, or otherwise, shall be deposited with the city treasurer as ex officio treasurer of ~~the~~ *such* authority without commingling such money with any other money under his control and disbursed by him by check or draft only upon warrants, orders, or requisitions by the chairman of ~~the~~ *such* authority or other person authorized by ~~the~~ *such* authority which shall state distinctly the purpose for which the same are drawn; and a permanent record shall be kept by ~~the~~ *such* authority of all warrants, orders, or requisitions so drawn, showing the date, amount, consideration and to whom payable. When paid, the same shall be canceled and kept on file by the city treasurer. The books of ~~the~~ *any* authority *established under the provisions of this section* shall from time to time be audited upon the order of the governing body of the municipality in such manner as it may direct, and all such books and records of ~~the~~ *such* authority shall at all times be open to public inspection. Such authority may contract with the holders of any of its bonds or notes as to collection, custody, securing investment and payment of any money of ~~the~~ *such* authority or any money held in trust or otherwise for the payment of bonds or notes, or in any way to secure bonds or notes, and to carry out any such contract notwithstanding that such contract may be inconsistent with the previous provisions of this subdivision. All banks and trust companies are hereby authorized to give security for such deposits of money of ~~authorities~~ *any authority created under the provisions of this section* as shall be required by law to secure the funds of cities.' "

2. Add a new section 5 to read as follows:

"Section 5. That Section 18-2103, Revised Statutes Supplement, 1967, be amended to read as follows:

'18-2103. As used in sections 18-2101 to 18-2144, unless the context otherwise requires:

(1) An authority shall mean any urban renewal authority created pursuant to section 18-2102.01, *except a limited urban renewal authority;*

(2) *Limited Urban Renewal Authority shall mean an urban renewal authority created pursuant to section 18-2102.01, having only one single specific limited pilot project authorized;*

~~(2)~~ *(3)* City shall mean any city or incorporated village in the state;

~~(3)~~ *(4)* Public body shall mean the state, or any municipality, county, township, board, commission, authority, district, or any other political subdivision or public body of the state;

~~(4)~~ *(5)* Governing body or local governing body shall mean the city council, board of trustees, or other legislative body charged with governing the municipality;

~~(5)~~ *(6)* Mayor shall mean the mayor of the city or chairman of the board of trustees of the village;

~~(6)~~ *(7)* Clerk shall mean the clerk of the city or village;

~~(7)~~ *(8)* Federal government shall mean the United States of America, or any agency or instrumentality, corporate or otherwise, of the United States of America;

~~(8)~~ *(9)* Area of operation shall mean and include the area within the corporate limits of the city and such land outside the city as may come within the purview of section 18-2123;

~~(9)~~ *(10)* Substandard area shall mean an area in which there is a predominance of buildings or improvements, whether nonresidential or residential in character, which, by reason of dilapidation, deterioration, age or obsolescence, inadequate provision for ventilation, light, air, sanitation, or open spaces, high density of population and overcrowding, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency and crime, and is detrimental to the public health, safety, morals, or welfare;

~~(10)~~ *(11)* Blighted area shall mean an area, which by reason of the presence of a substantial number of deteriorated or deteriorating structures, existence of defective or inadequate street layout, faulty lot layout in relation to size, adequacy, accessibility or usefulness, insanitary or unsafe conditions, deterioration of site or other improvements, diversity of ownership, tax or special assessment delinquency exceeding the fair value of the land, defective or unusual conditions of title, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, substantially impairs or arrests the sound growth of the community, retards the provision of housing accommodations or constitutes an economic or social liability and is a menace to the public health, safety, morals, or welfare in its present condition and use;

~~(11)~~ *(12)* Redevelopment project shall mean any work or undertaking: (a) to acquire substandard or blighted areas or portions thereof, including lands, structures, or improvements the acquisition of which is necessary or incidental to the proper clearance, development, or redevelopment of such substandard or blighted areas; (b) To clear any such areas by demolition or removal of existing buildings, structures, streets, utilities, or other improvements thereon and to install, construct, or reconstruct streets, utilities, and site improvements essential to the preparation of sites for uses in accordance with a redevelopment plan; (c) to sell, lease, or otherwise make available land in such areas for residential, recreational, commercial, industrial or other use or for public use or to retain such land for public use, in accordance with a redevelopment plan; and may also include the preparation of the redevelopment plan, the planning, survey, and other work incident to a redevelopment project and the preparation of all plans and arrangements for carrying out a redevelopment project; and (d) to carry out plans for a program of voluntary or compulsory repair and rehabilitation of buildings or other improvements in accordance with the redevelopment plan;

~~(12)~~ *(13)* Redevelopment plan shall mean a plan other than a preliminary or tentative plan for the acquisition, clearance, reconstruction, rehabilitation, or future use of a redevelopment project area;

~~(13)~~ *(14)* Redeveloper shall mean any person, partnership, or public or private corporation or agency which shall enter or propose to enter into a redevelopment contract;

~~(14)~~ *(15)* Redevelopment contract shall mean a contract entered into between an authority and a redeveloper for the redevelopment of an area in conformity with a redevelopment plan;

~~(15)~~ *(16)* Real property shall mean all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest and right, legal or equitable, therein, including terms for years and liens by way of judgment, mortgage, or otherwise, and the indebtedness secured by such liens;

~~(16)~~ *(17)* Bonds shall mean any bonds, including refunding bonds, notes, interim certificates, debentures, or other obligations issued pursuant to the provisions of sections 18-2101 to 18-2144;

~~(17)~~ *(18)* Obligee shall mean any bondholder, agents, or trustees for any bondholders, or lessor demissing to ~~the~~ *any* authority *established pursuant to the provisions of section 18-2101.01* property used in connection with a redevelopment project, or any assignee or assignees of such lessor's interest or any part thereof, and the federal government when it is a party to any contract with ~~the~~ *such* authority; and

~~(18)~~ *(19)* Person shall mean any individual, firm, partnership, corporation, company, association, joint stock association, or body politic; and shall include any trustee, receiver, assignee, or other similar representative thereof.' "

3. Add a new section 6 to read as follows:

> "Section 6. If any section, subsection, sentence, clause, or phrase of this act is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this act.

4. Add sections 18-2102.01 and 18-2103, Revised Statutes Supplement, 1967, as sections repealed.

5. Renumber sections as required.

Mr. Carpenter asked unanimous consent to have LB 190 mimeographed with the adopted amendments incorporated therein and placed on the members desks. No objections. so ordered.

Laid over until Tuesday, March 4 as the first order of business on General File.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 445	Wednesday, March 12, 1969	2:00 p.m.
LB 578	(cancelled) Tuesday, March 25, 1969	2:00 p.m.
LB 578	(reset) Wednesday, March 12, 1969	2:00 p.m.
LB 686	(cancelled) Tuesday, March 25, 1969	2:00 p.m.
LB 686	(reset) Wednesday, March 12, 1969	2:00 p.m.
LB 36	Wednesday, March 19, 1969	2:00 p.m.
LB 537	Wednesday, March 19, 1969	2:00 p.m.
LB 549	Wednesday, March 19, 1969	2:00 p.m.
LB 1072	Wednesday, April 9, 1969	2:00 p.m.
LB 1209	Monday, April 21, 1969	2:00 p.m.
LB 1260	Monday, April 21, 1969	2:00 p.m.
LB 1261	Monday, April 21, 1969	2:00 p.m.
LB 1274	Wednesday, April 23, 1969	2:00 p.m.
LB 1275	Wednesday, April 23, 1969	2:00 p.m.
LB 1284	Wednesday, April 23, 1969	2:00 p.m.
LB 1287	Wednesday, April 23, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 329. Placed on General File as amended.

Standing Committee amendment to LB 329:

In Section 1, line 8, insert after Nebraska:
"; Provided, that such rights, powers, privileges, benefits, and immunities shall not relieve any association from payment of state taxes assessed under statutory revenue measures".

LEGISLATIVE BILL 526. Placed on General File as amended.

Standing Committee amendment to LB 526:

1. In Section 1, lines 30 and 31 strike "fifteen hundred

dollars" and insert "*of one hundred fifty per cent of the average monthly disbursement during such calendar year*" and strike lines 35 to 46 and insert "~~provided further, that all.~~ *All fees and receipts shall be debited to the assets of the association and shall be expended as allowable for expenses, salaries, and benefits or distributed as herein provided. No money shall be paid or donated to any organization or to any person except as a benefit or as an allowable salary or expense. All* expenses including salaries shall not exceed twenty per cent of all assessments, levies, and fees received. *No surplus except that in the aforementioned fund shall be maintained or allowed. All surplus moneys except those maintained in the fund and those allowed for expenses and salaries must be distributed to the members; Provided, that:*

(1) If membership in such association is limited to the employees or former employees of a particular employer, and

(2) Such employer has contributed funds to such association to be used to pay benefits to the members, in the period during which any such surplus fund was accumulated, then

(3) Upon any distribution of such surplus, other than in payment of expenses, salaries and benefits, whether upon the order of the Director of Insurance, or otherwise, such distribution shall be equitably divided among the members in good standing on the date of such distribution, and such employer, in proportion to their respective contributions made in the period during which such surplus was accumulated.

The division of any such surplus pursuant to subdivisions (1), (2), and (3) of this section, shall be approved by the director."
2. In Section 2, line 9, strike "all" and show as stricken matter, line 12, insert after the word number "*; Provided, that the Director of Insurance may approve a different number of directors and officers, or a different method of choosing the directors or officers, or both, or both a different number and a different method of chosing such directors and officers, if, in the discretion of the director, the interests of the members of the association are adequately protected thereby*". line 17, insert after the word address "*or otherwise distributed to him*".

(Signed) Richard F. Proud, Chairman

Revenue

LEGISLATIVE BILL 343. Placed on General File as amended.

Standing Committee amendment to LB 343:

1. In section 1, strike line 7, and in lieu thereof insert "tax levies for the current year of the state and govern-".

LEGISLATIVE BILL 541. Placed on General File as amended.

Standing Committee amendment to LB 541:

1. In section 1, lines 6 and 12, after "*or*" insert "*tangible*".

(Signed) J. W. Burbach, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 405. Placed on General File as amended.

Standing Committee amendment to LB 405:

1. In section 1, line 13, strike "to" and insert "to for", line 13 and 14 reinstate the stricken matter "the resource development programs", line 14 insert "*,*" after reinstated "programs", line 31 insert "*, real or personal,*" after "property".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 608. Placed on General File.

LEGISLATIVE BILL 680. Placed on General File.

LEGISLATIVE BILL 592. Indefinitely postponed.

(Signed) Willard H. Waldo, Vice-chairman

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period February 21, 1969, through February 27, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

James E. Conway, Hastings, Kansas-Nebraska Natural Gas Co.
Dale E. Fahrnbruch, Lincoln, Nebraska Mobile Housing Unit
Harry Young, Beatrice, Norris Public Power District
Leland J. Tompsett, Lincoln, Federation of Railroad Shop Crafts

Adjournment

At 12:08 p.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, March 3, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 3, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. William L. Van Auken, Associate Pastor, Westminster Prestyterian Church, Lincoln.

Prayer

O Lord, our Heavenly Father, the high and mighty ruler of the Universe, who beholds all the dwellers upon earth from Thy exalted throne; we pray thee to behold with thy favor the Governor of this state, and all who make and execute our laws; and so fill them with the graces of thy Holy Spirit that they may always incline to Thy will, and walk in Thy way. Endow them plenteously with heavenly gifts; grant them to live in health and prosperity; and finally, after this life, to attain everlasting joy and peace; through Jesus Christ our Lord. Amen.

The roll was called and all members were present except Miss Reynolds and Messrs. Danner, Robinson and Wiltse, who were excused; and Mr. Waldron excused until 9:30 a.m.

Corrections for the Journal

Page 776, line 27, show "engaged" as stricken at end of line.

Page 776, lines 29 and 30, show "supervision of a licensed physician" as stricken.

The Journal for the Thirty-ninth Day was approved as corrected.

Message from the Governor

February 28, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on February 28, 1969 I approved LB 23, LB 24, LB 32, LB 35, LB 54, LB 59, LB 122, LB 169, LB 176, LB 192, LB 229, LB 236, LB 263, LB 272 and LB 1233.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 614 (cancelled)	Thursday, March 6, 1969	2:00 p.m.
LB 832	Friday, March 21, 1969	2:00 p.m.
LB 833	Friday, March 21, 1969	2:00 p.m.
LB 834	Friday, March 21, 1969	2:00 p.m.
LB 835	Friday, March 21, 1969	2:00 p.m.
LB 987	Friday, March 28, 1969	2:00 p.m.
LB 1013	Friday, March 28, 1969	2:00 p.m.
LB 1079	Friday, March 28, 1969	2:00 p.m.
LB 1033	Thursday, April 10, 1969	2:00 p.m.
LB 827	Friday, April 11, 1969	2:00 p.m.
LB 844	Friday, April 11, 1969	2:00 p.m.
LB 1235	Friday, April 11, 1969	2:00 p.m.
LB 1021	Friday, April 11, 1969	2:00 p.m.
LB 747	Thursday, April 17, 1969	2:00 p.m.
LB 966	Thursday, April 17, 1969	2:00 p.m.
LB 1212	Thursday, April 17, 1969	2:00 p.m.
LB 1221	Thursday, April 17, 1969	2:00 p.m.
LB 688	Friday, April 18, 1969	2:00 p.m.
LB 814	Friday, April 18, 1969	2:00 p.m.
LB 820	Friday, April 18, 1969	2:00 p.m.
LB 822	Friday, April 18, 1969	2:00 p.m.
LB 917	Friday, April 18, 1969	2:00 p.m.
LB 1012	Friday, April 18, 1969	2:00 p.m.
LB 1034	Friday, April 18, 1969	2:00 p.m.
LB 1093	Friday, April 18, 1969	2:00 p.m.
LB 614 (re-set)	Thursday, April 24, 1969	2:00 p.m.
LB 1144	Thursday, April 24, 1969	2:00 p.m.
LB 1145	Thursday, April 24, 1969	2:00 p.m.
LB 1146	Thursday, April 24, 1969	2:00 p.m.
LB 1147	Thursday, April 24, 1969	2:00 p.m.
LB 1148	Thursday, April 24, 1969	2:00 p.m.
LB 1149	Thursday, April 24, 1969	2:00 p.m.
LB 1251	Friday, April 25, 1969	2:00 p.m.

LB 1276	Friday, April 25, 1969	2:00 p.m.
LB 1288	Friday, April 25, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Labor

LB 1049	Wednesday, March 26, 1969	2:00 p.m.
LB 1095	Wednesday, March 26, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 167. Replaced on Select File as amended.

E and R amendments to LB 167:

1. In section 1, strike lines 3 to 6 and all amendments thereto and insert:

"38-101. All persons under ~~twenty-one~~ *twenty* years of age are declared to be minors; but in case any person marries under the age of ~~twenty-one~~ *twenty* years his minority ends.".

2. Because of the Waldron amendment thereto, strike section 2 and renumber original sections 3 to 5 as sections 2 to 4.

3. In line 1 of the Waldron amendment to original section 3, insert "lines 173 and 174" after Section 3; and in line 2, insert a comma before "regardless".

4. In renumbered section 3, line 1, strike ",49-801,".

5. In the title, line 2, strike ", 49-801,"; and strike the Enrollment and Review amendment thereto adopted 2/24/69.

LEGISLATIVE BILL 42. Correctly engrossed.

LEGISLATIVE BILL 85. Correctly engrossed.

LEGISLATIVE BILL 193. Correctly engrossed.

LEGISLATIVE BILL 194. Correctly engrossed.

LEGISLATIVE BILL 196. Correctly engrossed.

LEGISLATIVE BILL 225. Correctly engrossed.

LEGISLATIVE BILL 322. Correctly engrossed.

LEGISLATIVE BILL 383. Correctly engrossed.

LEGISLATIVE BILL 162. Correctly enrolled.

LEGISLATIVE BILL 273. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Labor

LEGISLATIVE BILL 274. Placed on General File as amended.

Standing Committee amendments to LB 274:

1. In Section 1, reinstate the stricken matter and strike the new matter, and at the end of line 21 insert:

"The employer shall maintain a list of doctors who are reasonably accessible to the employees. The employer shall post this list in a place or places easily accessible to his employees. The employee shall have the right to accept the services of a doctor selected by his employer or to select a doctor from the list of doctors. The employee shall have the right to make an alternative choice of doctor from such list if he is not satisfied with the doctor first selected. If, due to the nature of the injury or its occurrence away from the employer's place of business, the employer or the employee is unable to make such selection, the selection requirements of of this section shall not apply as long as the inability to make a selection persists. The court may order necessary changes in the list of doctors if the court finds that such list fails to contain a sufficient number of qualified doctors who are conveniently available to or in the community in which the medical service is required. If the employer shall fail to maintain a list of doctors, or permit an employee to make choice of his doctor from such list, the injured employee may select a doctor to render service at the expense of the employer."

LEGISLATIVE BILL 373. Placed on General File as amended.

Standing Committee amendment to LB 373:

In Section 1, line 19, strike *"volume"* and insert *"diameter"*, and strike *"two"* and insert *"ten"*; in line 20, strike *"cubic feet"* and insert *"inches inside diameter"*, and strike *"two"* and insert *"one and one half"*.

LEGISLATIVE BILL 487. Placed on General File as amended.

Standing Committee amendment to LB 487:

In section 1, line 14, insert *"unreasonable"* after the second "the".

(Signed) Donald Elrod, Chairman

Judiciary

LEGISLATIVE BILL 155. Placed on General File as amended.

Standing Committee amendments to LB 155:

1. In section 2, line 9, after *"city"* by inserting *"or the duly law department thereof"*.

2. In section 4, line 2, after *"filed"* insert *"within twelve months"*.

LEGISLATIVE BILL 312. Placed on General File as amended.

Standing Committee amendment to LB 312:

1. In section 2, line 1 strike *"In"* and insert *"Commencing January 1, 1973, in"*.

LEGISLATIVE BILL 315. Placed on General File as amended.

Standing Committee amendment to LB 315:

1. In section 1, strike beginning in line 20 with "in" through "counties" in line 22 and show the same as stricken.

LEGISLATIVE BILL 690. Placed on General File.

LEGISLATIVE BILL 821. Placed on General File.

LEGISLATIVE BILL 332. Indefinitely postponed.

(Signed) Fred W. Carstens, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 162 LB 273

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 1223	Tuesday, March 18, 1969	2:00 p.m.
LB 962	Monday, April 14, 1969	2:00 p.m.
LB 1181	Monday, April 14, 1969	2:00 p.m.
LB 1192	Monday, April 14, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Public Works

LB 713 (cancelled)	Thursday, March 6, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

Announcement

President Everroad announced that Mr. and Mrs. Duis are celebrating their 25th Wedding Anniversary. Mrs. Duis was introduced to the members.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 358. With emergency.

A BILL FOR AN ACT to amend section 3-504, Reissue Revised Statutes of Nebraska, 1943, relating to airport authorities; to provide for an increase in the levy in certain cities as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Danner
Harsh
Reynolds
Robinson
Waldron
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 58. With emergency.

A BILL FOR AN ACT to amend sections 17-108, 17-209, and 17-612, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to provide for the salaries of officers and employees of a city of the second class and a village; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 2:

Harsh
Nore

Not voting, 6:

Budd
Danner
Reynolds
Robinson
Wallwey
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 195.

A BILL FOR AN ACT to amend section 14-1015, Reissue Revised Statutes of Nebraska, 1943, relating to metropolitan water districts; to eliminate the restriction on payments for turn-on of water service after turn-off for nonpayment of bills, nonmaintenance of plumbing or noncompliance with rules and regulations; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Proud
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 3:

Clark
Pedersen
Whitney

Not voting, 8:

Budd
Danner
Klaver
Marvel
Orme
Reynolds
Robinson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 219.

A BILL FOR AN ACT to amend section 31-704, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide for filing a certificate of organization with a detailed map of the area in the district in the offices of the county clerk and county assessor when a sanitary and improvement district is organized; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock

Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Budd
Danner
Reynolds
Robinson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 220.

A BILL FOR AN ACT to amend section 33-109, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase the fees of the register of deeds and county clerk as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Budd
Danner
Klaver
Reynolds
Robinson
Skarda
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 270.

A BILL FOR AN ACT to amend section 74-608, Reissue Revised Statutes of Nebraska, 1943, relating to railroads; to provide for removal of vegetation within a railroad right-of-way as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Danner
Reynolds
Robinson
Schmit
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 271. With emergency.

A BILL FOR AN ACT to amend sections 15-228, 15-701, 15-717, and 15-718, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to provide for creation of special assessment districts as prescribed; to harmonize the provisions with home rule charter; to clarify the meaning thereof; to provide for grades as prescribed; to repeal the original sections, and also sections 15-710, 15-711, 15-712, and 15-719, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Danner
Kremer
Reynolds
Robinson
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Suspend Rules

Mr. Swanson moved to suspend the rules to take up LB 185 on Final Reading on Friday, March 7, 1969.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 25. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 394. E and R amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 242. E and R amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 455. E and R amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 456. Advanced to E and R for engrossment.

LEGISLATIVE BILL 457. Advanced to E and R for engrossment.

LEGISLATIVE BILL 49. E and R amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 74. E and R amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Mr. Pedersen offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 237. Advanced to E and R for engrossment.

LEGISLATIVE BILL 249. E and R amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 268. E and R amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for engrossment.

MOTION—Place LB 451 on General File

Mr. Pedersen renewed his pending motion found in the Legislative Journal for the Thirty-seventh Day to place LB 451 on General File notwithstanding the Committee action.

Mr. Wiltse moved the Previous Question. The question is, "Shall the debate now cease?" The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Pedersen requested a record vote.

Voting in the affirmative, 19:

Adamson
Batchelder
Bloom
Carpenter
Carstens
Craft
Elrod
Harsh
Kennedy
Keyes
Mahoney
Moylan
Orme
Pedersen
Skarda
Syas
Waldo
Waldron
Whitney

Voting in the negative, 26:

Budd
Burbach
Duis
Hasebroock
Holmquist
Johnson
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Proud
Schmit
Schreurs
Simpson
Stull
Swanson
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Not voting, 4:

Clark
Danner
Reynolds
Robinson

The Pedersen motion lost.

MOTION—Suspend Rules

Mr. Waldron moved to suspend the rules and place LB 806 on General File without a public hearing.

The motion lost with 20 ayes, 23 nays and 6 not voting.

The President ruled LB 806 indefinitely postponed.

Mr. Waldron appealed the ruling of the Chair. The question is, "Shall the Chair be sustained?"

The motion lost with 19 ayes, 23 nays and 7 not voting.

Visitors

Mr. Kokes introduced Mr. R. J. Reinke from Burwell, Nebraska.

UNANIMOUS CONSENT—Withdraw Bills

Mrs. Orme asked unanimous consent to withdraw LB 1190.

Laid over.

Mr. Nore asked unanimous consent to withdraw LB 743.

Laid over.

Presented to the Governor

Presented to the Governor for approval on March 3, 1969 at 8:30 a.m.: LB 186 LB 275

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 390. Placed on General File as amended.

Standing Committee amendments to LB 390:

1. In section 1, reinstate the stricken matter in line 3, and strike line 4 and in lieu thereof insert "~~ment~~ shall ~~on the first Monday of July~~".

2. Strike sections 2 and 3.

3. Renumber original section 4 as section 2 and reinstate the stricken matter in lines 3, 4, 8, and 10, and strike the new matter in lines 4, 9, and 10; and in line 12 after the period insert "*The board may direct the Tax Commissioner to hold such hearings to expedite the equalization process.*".

4. Renumber original section 5 as section 3 and reinstate the stricken matter in lines 7 and 8, and in line 8 strike the new matter; and strike line 9 and in lieu thereof insert "ing, *either by the board or the Tax Commissioner*, the board shall enter its order and".

5. Renumber original section 6 as section 4, and reinstate the stricken matter and strike the new matter in lines 3, 4, 7, 8, 9, 10, 11, 16, 17, and 18.

6. Strike section 7.

7. Strike original section 8, and in lieu thereof insert a new section to be known as section 5 and to read as follows:

"Sec. 5. That original sections 77-505, 77-508, 77-509, and 77-510, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

LEGISLATIVE BILL 391. Placed on General File as amended.

Standing Committee amendments to LB 391:

1. Strike section 1, and in lieu thereof insert a new section 1 to read as follows:

"Section 1. The State Board of Equalization and Assessment shall, pursuant to section 77-508 raise or lower the valuation of property in a county or any class of property in a county when it is necessary to achieve intercounty equalization. In determining the necessity for such intercounty equalization and for the purposes of advising the State Board of Equalization and Assessment, the Tax Commissioner shall employ an assessment sales ratio study. In those counties or jurisdictions where the number of valid or bona fide sales of real estate are not considered sufficient to furnish conclusive evidence as to the ratio of sales values to assessed values, the Tax Commissioner shall have authority to conduct and use an appraisal to determine assessed value ratio. When a current appraisal does not reflect current values to use in such ratio computation, the Tax Commissioner shall have the necessary appraisals conducted by qualified appraisers, and such appraisals shall be used in the ratio computation. The Tax Commissioner may use any other relevant matter in considering intercounty equalization.".

LEGISLATIVE BILL 397. Placed on General File as amended.

Standing Committee amendment to LB 397:

1. In section 2, reinstate the stricken matter in lines 3 and 4, and strike the new matter in line 4; and in line 5 after "statements" insert *"made to the Tax Commissioner"*.

(Signed) J. W. Burbach, Chairman

UNANIMOUS CONSENT—Bracket LB 19

Mr. Swanson asked unanimous consent to have LB 19 bracketed on General File for Monday, March 17, 1969. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1296. By Jerome Warner, 25th District; J. W. Burbach, 19th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to create the Nebraska Transportation Advisory Committee as prescribed.

LEGISLATIVE BILL 1297. By Jerome Warner, 25th Dtrsict; J. W. Burbach, 19th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to municipalities; to establish the Board of Examiners for City Street Superintendents as prescribed.

LEGISLATIVE BILL 1298. By Jerome Warner, 25th District; J. W. Burbach, 19th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to counties; to establish the Board of Examiners for County Highway Superintendents as prescribed.

LEGISLATIVE BILL 1299. By Jerome Warner, 25th District; J. W. Burbach, 19th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend section 60-319, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide duties for county treasurers, the Department of Motor Vehicles, and the Director of Administrative Services; to specify that prorate registrations shall not be used in determining allocation of highway funds; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 1300. By Jerome Warner, 25th District; J. W. Burbach, 19th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend sections 66-428 and 66-605, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle fuels; to increase the gasoline and special fuel taxes; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 1301. By Jerome Warner, 25th District; William R. Skarda, Jr., 7th District and J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend sections 66-421, 66-424, 66-463, and 66-638, Reissue Revised Statutes of Nebraska, 1943, and section 66-423.01, Revised Statutes Supplement, 1967, relating to motor vehicle fuel taxes; to change funds as prescribed; to provide for investments; to delete obsolete matter; to provide an operative date; and to repeal the original sections, and also sections 60-326.02, 66-422, 66-424.02, and 66-604, Reissue Revised Statutes of Nebraska, 1943, and sections 66-423 and 66-424.01, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 1302. By Jerome Warner, 25th District; J. W. Burbach, 19th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to highways, roads, and streets; to provide for functional classification of all highways, roads, and streets as prescribed; to provide for development of an integrated statewide system; to provide for planning; to provide for enforcement; to provide for a system of reports; to provide for a numbering system for county primary roads; and to declare an emergency.

LEGISLATIVE BILL 1303. By Jerome Warner, 25th District; J. W. Burbach, 19th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to establish the Highway Allocation Fund and the source, allocation, and distribution thereof; to provide an operative date; and to repeal section 60-326.02, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1304. By Jerome Warner, 25th District; William R. Skarda, Jr., 7th District and J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend sections 60-302, 60-311, 60-311.02, 60-320, 60-326.01, 60-329, 60-330, and 60-331, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to change registration fees as prescribed; to provide for the disposition of fees; to provide duties for county treasurers and the Department of Motor Vehicles; to remove obsolete matter; to provide for issuance of license plates on a three-year schedule; to provide an operative date; and to repeal the original sections, and also section 60-311.04, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1305. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to revenue bonds; to authorize the issuance of revenue bonds of the state as prescribed; and to declare an emergency.

RESOLUTIONS

LEGISLATIVE RESOLUTION 21. Re: Rescind Action on LR 14 of 1965 Session

Introduced by Donald Elrod, 35th District; Jerome Warner, 25th District; Harold T. Moylan, 6th District; Bill K. Bloom, 20th District;

C. F. Moulton, 8th District; Terry Carpenter, 48th District; Harold D. Simpson, 46th District; Sam Klaver, 9th District; George Syas, 13th District; Wayne W. Ziebarth, 37th District; Orval Keyes, 3rd District; Edward R. Danner, 11th District; Fern Hubbard Orme, 29th District; William R. Skarda, Jr., 7th District; William F. Swanson, 27th District; Leslie Robinson, 36th District; John E. Knight, 26th District; Henry F. Pedersen, Jr., 4th District; Eugene T. Mahoney, 5th District; Roland A. Luedtke, 28th District; Loran Schmit, 23rd District; J. James Waldron, 42nd District; W. L. Schreurs, 24th District; E. Thome Johnson, 15th District; Lester Harsh, 38th District; Theodore C. Wenzlaff, 32nd District; Thomas C. Kennedy, 21st District; Richard D. Marvel, 33rd District; Florence B. Reynolds, 14th District; Irving F, Wiltse, 1st District and Herbert J. Duis, 39th District.

WHEREAS, the Seventy-fifth Session of the Nebraska State Legislature, 1965, adopted Legislative Resolution 14, relating to an amendment to United States Constitution concerning apportionment; and

WHEREAS, this Legislature feels that the action of the Seventy-fifth Session of the Nebraska State Legislature, 1965, adopting Legislative Resolution 14 should be rescinded.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the action of the Seventy-fifth Session of the Nebraska State Legislature, 1965, approving Legislative Resolution 14 is rescinded.

2. That a duly attested copy of this resolution be immediately transmitted by the Clerk of the Legislature to the President of the Senate of the United States, the Speaker of the House of Representatives of the United States and to each member of the Congress from this state.

LEGISLATIVE RESOLUTION 22. Re: Job Corps Centers in Omaha

Introduced by Richard F. Proud, 12th District.

WHEREAS the contract of the Burroughs Corporation to operate two Job Corps Centers in downtown Omaha is up for renewal;

WHEREAS many elected officials including Senator Roman L. Hruska, Senator Carl T. Curtis, Congressman Glenn Cunningham and Mayor A. V. Sorensen have gone on record publicly opposing the continued operation of the centers in the heart of downtown Omaha;

WHEREAS the City Cuncil of Omaha has passed a resolution asking that they be granted the authority to approve future Job Corps sites within the city;

WHEREAS many businesses in downtown Omaha have been damaged to a great extent because of the continued presence of these centers in their present locations;

WHEREAS this Senator feels that it was a mistake to locate a Women's Job Corps in the core of the city, creating an injustice both to the girls and to the business community;

THEREFORE BE IT RESOLVED that this legislative body go on record as concurring with the other elected officials in urging the Nixon Administration not to renew the contract under negotiation unless the location of the two Job Corps Centers is transferred from the downtown area of Omaha.

BE IT UNDERSTOOD that this resolution is not intended as an expression either for or against the general concept and purpose of Job Corps Centers but is only intended to register a protest against their location in the heart of downtown Omaha or in the heart of any other city.

Adjournment

At 11:53 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Tuesday, March 4, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 4, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O Father God, who art the light of all our seeing, we thank Thee for this quiet moment when facing human issues, with heavy responsibilities committed to our hands, trusting a strength and a wisdom not our own, we can look away from things seen to things unseen and confidently express our faith—in God we trust. In the secret places of the inner life may there be those spiritual deposits, that strength of conviction, that loyalty to ideals, that vision splendid of faith and hope that shall give poise and courage and an undeviating devotion to the right, as Thou dost give us to see the right. May we highly resolve to give all and to dare all, and may our glad hearts thrill at the beckoning challenge of being partners with Thee, our Redeeming God, in building a society where righteousness and justice shall one day cover the earth as the waters cover the sea. Amen.

The roll was called and all members were present except Miss Reynolds, who was excused and Messrs. Danner and Waldron, excused until 9:30 a.m.

Member Excused

Mr. Batchelder asked unanimous consent to be excused from 11:15 a.m. to 2:00 p.m. today. No objections. So ordered.

Corrections for the Journal

Page 799, line 4, show the word "insert" as not underscored.

Page 813, line 2, correct spelling "Council".

The Journal for the Fortieth Day was approved as corrected.

Message from the Governor

March 3, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 3, 1969, I approved LB 186 and LB 275.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1091	Monday, March 24, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

Government and Military Affairs

LB 1200	Thursday, March 20, 1969	2:00 p.m.
LB 542	Thursday, March 20, 1969	2:00 p.m.
LB 944	Thursday, April 17, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Revenue

LB 1204	Monday, April 28, 1969	2:00 p.m.
LB 1224	Monday, April 28, 1969	2:00 p.m.
LB 1247	Monday, April 28, 1969	2:00 p.m.
LB 1286	Monday, April 28, 1969	2:00 p.m.
LB 1232	Tuesday, April 29, 1969	2:00 p.m.
LB 1250	Tuesday, April 29, 1969	2:00 p.m.
LB 1257	Tuesday, April 29, 1969	2:00 p.m.
LB 930	Wednesday, April 30, 1969	2:00 p.m.
LB 1064	Wednesday, April 30, 1969	2:00 p.m.
LB 67	Tuesday, May 6, 1969	2:00 p.m.
LB 1068	Tuesday, May 6, 1969	2:00 p.m.
LB 1289	Tuesday, May 6, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

UNANIMOUS CONSENT—Withdraw LB 467

Mr. Carpenter asked unanimous consent to withdraw LB 467.

Laid over.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 49. Replaced on Select File as amended.

E and R amendments to LB 49:

Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law".

2. In the title line 5, strike "and"; and in line 5 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 74. Replaced on Select File as amended.

E and R amendments to LB 74:

1. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title line 6, strike "and"; and in line 6 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 283. Placed on Select File as amended.

E and R amendments to LB 283:

1. In section 1, line 94, strike the first "*of*" and insert "*or*"; in line 114, strike "*and*" and insert an underscored comma; in lines 129, 134, and 140, strike "*subsection*" and insert "*subdivision*"; in line 152, strike "*section*" and insert "*subdivision*"; and in line 177, strike the period and insert an underscored semicolon.

2. In the title, strike lines 8 to 11 and insert "insurance; to change publication provisions; and".

LEGISLATIVE BILL 284. Placed on Select File as amended.

E and R amendments to LB 284:

1. In section 1, line 124, strike *"and"* and insert an underscored comma; in lines 138, 143, 149, and 160, strike *"subsection"* and insert *"subdivision"*; and in line 181, insert an underscored comma after *"venture"*.

2. In the Luedtke amendment, line 4, insert "after 'shareholders' " before the period.

3. In the title, line 10, insert "to provide for insurance;" after the semicolon; in line 12, strike "thereof" and insert "therefor"; and strike beginning with "provide" in line 20 through "time" in line 24 and insert "change publication provisions".

LEGISLATIVE BILL 421. Placed on Select File as amended.

E and R amendment to LB 421:

1. In the title, line 5, strike "active" and insert "acting".

LEGISLATIVE BILL 39. Placed on Select File as amended.

E and R amendments to LB 39:

1. In standing committee amendment 1, line 1, strike *"consolidations,"* and insert *", consolidations,"*.

2. In the title, line 6, insert "to clarify a provision;" after the semicolon; and in line 6, insert "that" after "provide".

LEGISLATIVE BILL 392. Placed on Select File as amended.

E and R amendments to LB 392:

1. In section 1, line 13, strike "his office" and insert "~~his office~~ *their offices*".

2. In the title, line 4, strike "the chairman" and insert "a member"; in line 5, strike "of equalization"; and in line 6, strike "on" and insert "of".

LEGISLATIVE BILL 393. Placed on Select File as amended.

E and R amendments to LB 393:

1. In standing committee amendment 1, line 1, strike *"and"* and insert *"chairmen"*.

2. In lieu of the Stull amendment, in section 1, line 10, strike "three annual courses" and insert "~~three annual courses~~ *one course*".

3. In the title, lines 4 and 5, strike "chairmen of county boards of equalization".

LEGISLATIVE BILL 400. Placed on Select File as amended.

E and R amendment to LB 400:

1. In the title, line 4, insert "tax lists or" after "the".

LEGISLATIVE BILL 208. Correctly engrossed.

LEGISLATIVE BILL 509. Correctly engrossed.

LEGISLATIVE BILL 414. Correctly engrossed.

LEGISLATIVE BILL 415. Correctly engrossed.

LEGISLATIVE BILL 416. Correctly engrossed.

LEGISLATIVE BILL 302. Correctly engrossed.

LEGISLATIVE BILL 321. Correctly engrossed.

LEGISLATIVE BILL 355. Correctly engrossed.

LEGISLATIVE BILL 58. Correctly enrolled.

LEGISLATIVE BILL 195. Correctly enrolled.

LEGISLATIVE BILL 219. Correctly enrolled.

LEGISLATIVE BILL 220. Correctly enrolled.

LEGISLATIVE BILL 270. Correctly enrolled.

LEGISLATIVE BILL 271. Correctly enrolled.

LEGISLATIVE BILL 358. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 58 LB 195 LB 219 LB 220 LB 270 LB 271 LB 358

REFERENCE COMMITTEE REPORT

LB	Committee
1296	Public Works
1297	Public Works
1298	Public Works
1299	Revenue
1300	Revenue
1301	Revenue
1302	Public Works
1303	Revenue
1304	Revenue
1305	Revenue

(Signed) John E. Everroad,
Lieutenant Governor

Presented to the Governor

Presented to the Governor for Approval on March 4, 1969 at 8:20 a.m.: LB 162 LB 273

(Signed) Ruth Bossard, Enrolling Clerk

UNANIMOUS CONSENT—Expedite Printing

Mr. Warner asked unanimous consent that LB 1296 through LB 1305 be expedited by the printer. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 55. With emergency.

A BILL FOR AN ACT to amend section 16-311, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to limit qualifications for office to elected officers; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh

Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Danner
Kokes
Proud
Reynolds
Robinson
Schmit
Waldron
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 156.

A BILL FOR AN ACT relating to counties; to provide for the consolidation of two or more counties into consolidated county or township offices, except county boards; to provide procedures for the formation of such consolidations; to provide for elections, salaries, duties, and bonds of the officers of such consolidated counties; to provide duties for the county clerk and election commissioner; to provide for legal services; to provide for withdrawal of a county from a consolidation of county or township offices; and to provide procedures for counties remaining after withdrawal of one county.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 3:

Danner
Reynolds
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 189.

A BILL FOR AN ACT to amend section 23-153, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for meetings of the county board as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 3:

Clark
Danner
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Rule Change

Mr. Adamson offered the following rule change:

Amend Rule 6, Section 7, paragraph 3, by striking "when" and inserting "anytime".

Referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 701. Placed on General File.

(Signed) Fred W. Carstens, Chairman

UNANIMOUS CONSENT—LB 701

Mr. Carstens asked unanimous consent that LB 701 be placed at the head of General File. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 20.

LR 20 was rejected with 20 ayes, 21 nays and 9 not voting.

LEGISLATIVE RESOLUTION 21.

Mr. Elrod moved that LR 21 be referred to the proper Committee. The motion prevailed.

LEGISLATIVE RESOLUTION 22.

Mr. Proud asked unanimous consent that LR 22 be taken up on Tuesday, March 11, 1969. No objections. So ordered.

Visitors

Mr. Elrod introduced members of the League of Women Voters from Grand Island and his wife Mrs. Elrod.

Mrs. Orme introduced members of the League of Women Voters from Omaha, Grand Island, Kearney, North Platte, Columbus, Lincoln and Superior.

Mr. Syas introduced Mr. C. L. Boyce, Director of Education, and 7 students from the Nebraska School for the Deaf in Omaha.

SELECT FILE

LEGISLATIVE BILL 25. Laid over at the request of Mr. Pedersen.

LEGISLATIVE BILL 167. E and R amendments found in the Legislative Journal for the Fortieth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Withdraw Bills

Mrs. Orme renewed her request found in the Legislative Journal for the Fortieth Day to withdraw LB 1190. No objections. So ordered.

Mr. Nore renewed his request found in the Legislative Journal for the Fortieth Day to withdraw LB 743. No objections. So ordered.

Visitor

Mr. Warner introduced former Governor of Kansas John Andersen. Governor Andersen addressed the members briefly.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1306. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William F. Swanson, 27th District; Eugene T. Mahoney, 5th District; William R. Skarda, 7th District; Donald Elrod, 35th District and Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to public safety; to provide minimum requirements for the construction of tank vehicles transporting anhydrous ammonia over the public highways of this state; and to provide penalties.

UNANIMOUS CONSENT—Bracket LB 418

Mr. Swanson asked unanimous consent that LB 418 be bracketed on General File until LB 686 has been acted upon by the Revenue Committee. No objections. So ordered.

Visitors

Mr. Pedersen introduced 40-8th Grade students from Arbor Heights Jr. High, Omaha and teachers Miss Kolasky and Mrs. Gerla.

Mr. Hasebroock introduced his granddaughter Linda Hasebroock from Omaha.

GENERAL FILE

LEGISLATIVE BILL 75. Read and Considered.

Mr. Budd offered the following amendment, which was adopted:

In section 2, line 3, strike "and"; in line 5, strike the period and insert "; and"; and following line 5, insert:

"(3) Associate shall mean any person with whom one is engaged in business.".

Mr. Pedersen offered the following amendment, which was adopted:

Amend Sec. 3, line 10, after the word "source", insert *"other than income from his usual occupation or investments"*.

Mr. Pedersen offered the following amendment, which was adopted:

Amend Sec. 3, line 48, after the word "lobbying" insert the words *"for pay"*.

Mr. Wylie offered the following amendment, which was adopted with 23 ayes, 21 nays and 5 not voting:

In Sec. 5, line 3, strike beginning with the word "The" through the word "member" in line 7 and insert: *"The Committee shall be composed of seven members, one member from each of the four districts, elected at large, one of whom shall be an elected official named in Article IV, Constitution of Nebraska and two of whom shall be lay members."*.

Speaker Warner Presiding

Standing Committee amendments found in the Legislative Journal for the Thirtieth Day numbers 1, 2, 3, 4 and 5 were adopted.

Mr. Budd offered the following amendments:

In section 6, line 27, strike the semicolon and insert". No disclosure shall be required of investments in (i) any security issued by a corporation whose stock has been admitted to trading on any stock exchange, (ii) any stock admitted by the National Association of Securities Dealers for daily quotation in the over-the-counter section of the Wall Street Journal, (iii) any mutual fund, or (iv) any security issued by the federal government or any agency thereof, or by any state or political subdivision thereof;".

In standing committee amendment 4, line 19, insert "which are not exempt from the disclosure provisions of subdivision 2 (b) of this section and" after "him".

Amendments pending.

Visitors

Mr. Moylan introduced a foreign exchange student from Argentina.

Mr. Batchelder introduced Mrs. Albert Lindberger from Omaha.

Adjournment

At 11:52 a.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Wednesday, March 5, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 5, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father God, again at the dawn of a new day we turn unfilled to Thee. Take Thou the dimness of our souls away. Facing fresh duties, we would first search our own souls. May Thy holy powers of renewal be felt in every heart, and may all that has been withered in us be spiritually restored. May weights of despair be changed to wings of hope. May disappointments be changed into radiant expectations. May any bitterness or selfishness lurking in our hearts be transformed into a love that thinketh no evil and seeketh not its own. Scorning expediency and false compromise, may we be true to all truth the world denies, not tongue-tied by any lies, or persuaded by the wrong pressures, but faithful to the light which Thou hast placed within us. Amen.

The roll was called and all members were present.

Members Excused

Mr. Carstens asked unanimous consent to be excused tomorrow until 11:00 a.m. No objections. So ordered.

Mr. Waldo asked unanimous consent to be excused tomorrow until 12:00 noon. No objections. So ordered.

Mr. Whitney asked unanimous consent to be excused Friday, March 28, 1969. No objections. So ordered.

Corrections for the Journal

Page 824, line 36, correct spelling of "exchange".

The Journal for the Forty-first Day was approved as corrected.

Communications

Letter from U. S. Senators Hruska and Curtis acknowledging receipt of LR 18.

Letter from General Counsel of the Department of Commerce acknowledging receipt of LR 18.

NOTICE OF COMMITTEE HEARING

Miscellaneous Subjects

LB 743 (cancelled) Friday, March 7, 1969 2:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 281. Placed on General File as amended.

Standing Committee amendments to LB 281:

1. In section 1 strike lines 10 to 41 and insert:
"Beginning at the north one-sixteenth corner between sections four and five; thence north 1 degree 36 minutes east along the line between sections four and five, a distance of 523.3 feet; thence south 85 degrees 38 minutes east, a distance of 307.1 feet; thence south 1 degree 43 minutes 30 seconds east, a distance of 1501.2 feet; thence north 89 degrees 47 minutes west, a distance of 395.1 feet to a point on the line between sections four and five; thence north 1 degree 36 minutes east along the line betwen sections four and five, a distance of 998.2 feet to the point of beginning, excepting a tract of land in government lot four, section four, more particularly described as follows: Beginning at a point south 89 degrees 56 minutes east along the south line of government lot four, a distance of 230.0 feet from the north one-sixteenth corner between sections four and five; thence north 12 degrees 30 minutes west, a distance of 36.0 feet; thence north 58 degrees 30 minutes west, a distance of 217.0 feet; thence north 7 degrees 15 minutes east, a distance of 100.0 feet; thence north 29 degrees 30 minutes east, a distance of 153.0 feet; thence north 6 degrees 10 minutes east, a distance of 135.2 feet to a point on the north line of the above described tract, said point being south 85 degrees 38 minutes east, a distance of 124.5 feet from the line between sections four and five; thence south 85 degrees

38 minutes east along the north line of the above described tract, a distance of 117.9 feet; thence south 23 degrees 50 minutes west, a distance of 340.5 feet; thence south 55 degrees 30 minutes east, a distance of 185.0 feet; thence south 26 degrees east, a distance of 100.0 feet to a point on the south line of government lot four; thence north 89 degrees 56 minutes west along the south line of government lot four, a distance of 85.6 feet to the point of beginning, containing 10.993 acres."

LEGISLATIVE BILL 288. Placed on General File.

LEGISLATIVE BILL 314. Placed on General File.

LEGISLATIVE BILL 316. Placed on General File.

LEGISLATIVE BILL 334. Placed on General File as amended.

Standing Committee amendments to LB 334:

1. In section 1, strike lines 1 to 17 and insert:

"Section 1. Except as otherwise provided in section 2 of this act, it shall be unlawful for any person except a law enforcement officer duly authorized to make arrests, or a member of a law enforcement agency which regularly maintains a police radio system authorized and licensed by the Federal Communications Commission, to have in his or her possession, or in any motor vehicle, or to equip or install in or on any motor vehicle, any radio set or apparatus capable of either receiving or transmitting radio frequency signals within the wavelength or channel now or which may hereafter be allocated by the Federal Communications Commission for the police radio service, which (1) in any way intentionally interferes with the transmission or reception of radio messages by any law enforcement agency and hinders any such agency in fulfillment of its duties, (2) intercepts such radio signals to evade or assist others in evading arrest, or (3) uses such communications for monetary or personal gain."

2. In section 2 line 3 insert "not withstanding authorization of the Federal Communications Commission", after "agency" and line 5 strike "or transmitting".

LEGISLATIVE BILL 337. Placed on General File as amended.

Standing Committee amendments to LB 337:

1. In section 1 strike lines 16 to 22 and insert the following:

"days, and these holidays: *New Year's Day,* January 1~~.~~ ; *Lincoln's birthday,* February 12, ; *Washington's birthday, the third Monday in* February ~~22.~~ ; *Arbor Day,* April 22~~.~~ ; *Memorial Day, the last Monday in* May ~~30.~~ ; *Independence Day,* July 4~~.~~ ; Labor Day, *the first Monday in September; Columbus Day, the second Monday in October;* Veterans Day, the *fourth Monday in October;* Thanksgiving Day, *the fourth Thursday in November*~~.~~ ; and *Christmas Day,* December 25. If any such holiday".

2. In section 2 strike lines 5 to 11 and insert the following:

"be holidays; *New Year's Day,* January 1~~.~~ ; *Lincoln's birthday,* February 12~~.~~ ; *Washington's birthday, the third Monday in* February ~~22.~~ ; *Arbor Day,* April 22~~.~~ ; *Memorial Day, the last Monday in* May ~~30.~~ ; *Independence Day,* July 4~~.~~ ; *Labor Day,* the first Monday in September, ; *Columbus Day, the second Monday in* October ~~12.~~ ; ~~November 11.~~ *Veterans Day, the fourth Monday in October; Thanksgiving Day*~~.~~ the fourth Thursday in November~~.~~ ; and *Christmas Day,* December 25. If any of such dates fall".

3. Add a new section 4 to read as follows:

"Sec. 4. *The provisions of this act shall become operative on January 1, 1971.*"

4. Renumber original section 4 as section 5.

LEGISLATIVE BILL 463. Placed on General File as amended.

Standing Committee amendments to LB 463:

1. In section 1, strike the new language in lines 14 through 17 and in lieu thereof insert the following:

"; and provided further, that any full-time employee who has been employed by the Legislature shall, for vacation leave entitlement purposes, be credited with one consecutive year of employment for each two hundred and sixty working days such employee was employed by the Legislature".

LEGISLATIVE BILL 475. Placed on General File.

LEGISLATIVE BILL 496. Placed on General File.

LEGISLATIVE BILL 296. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 522. Placed on General File.

LEGISLATIVE BILL 550. Placed on General File as amended.

Standing Committee amendment to LB 550:

1. Amend section 3, line 15 by striking *"licensed"*, by striking lines 16 to 18 and show old matter as stricken and inserting in lieu thereof:

"federally-inspected public markets, state licensed auction markets, or to state or federally-inspected slaughter establishments. If moved to market, such branded animals shall be shipped directly therefrom for slaughter to state or federally-inspected".

(Signed) Willard H. Waldo, Vice-Chairman

Enrollment and Review

LEGISLATIVE BILL 479. Replaced on Select File as amended.

E and R amendment to LB 479:

1. In the title, line 8, strike "and" and insert "of".

LEGISLATIVE BILL 163. Correctly engrossed.

LEGISLATIVE BILL 203. Correctly engrossed.

LEGISLATIVE BILL 461. Correctly engrossed.

LEGISLATIVE BILL 55. Correctly enrolled.

LEGISLATIVE BILL 156. Correctly enrolled.

LEGISLATIVE BILL 189. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 55 LB 156 LB 189

UNANIMOUS CONSENT—Add Co-introducer

Mr. Schreurs asked unanimous consent to have his name added to LB 75. No objections. So ordered.

UNANIMOUS CONSENT—Return LB 15 to Select File

Mr. Harsh asked unanimous consent to return LB 15 to Select File for the following specific amendment:

1. In new section 3, line 7, after "Relations" insert "*; Provided, such court shall have no jurisdiction over any persons, organizations, or school districts subject to the provisions of the Nebraska Teachers' Professional Negotiations Act, sections 79-1287 to 79-1295, Revised Statutes Supplement, 1967, until all provisions of such act have been exhausted without resolution of the dispute involved*".

Mr. Holmquist objected.

Mr. Harsh moved to return LB 15 to Select File for the specific amendment. The motion prevailed with 30 ayes, 10 nays and 9 not voting.

SELECT FILE

LEGISLATIVE BILL 15. The Harsh specific amendment found in this day's Journal was adopted with 34 ayes, 0 nays and 15 not voting.

Mr. Simpson offered the following amendment:

1. Amend section 5 of Pedersen select file amendment, by inserting after line 26 the following:

"*Before an industrial dispute is recognized as such as defined in section 48-807, with respect to representation, the parties may mutually agree to a secret ballot procedure to determine questions of representation for purposes of collective bargaining, for and on behalf of employees. The Court of Industrial Relations shall be immediately informed of the results, and they shall inform the parties that the employees have designated a bargaining agent, and so shall certify the proper bargaining agent.*

Public employers are hereby authorized to recognize employee organizations for the purpose of negotiating collectively in the determination of, and administration of grievances arising under, the terms and conditions of employment of their public employees as provided in this act, and to negotiate and enter into written agreements with such employee organizations in determining such terms and conditions of employment.

Where an employee organization has been certified or recognized pursuant to the provisions of this act, the appropriate public employer shall be, and is hereby authorized to negotiate collectively with such employee organization in the determination of, and administration of grievances arising under, the terms and conditions of employment of the public employees as provided in this act, and empowered to negotiate and enter into written agreements with such employee organizations in determining such terms and conditions of employment.".

Amendment pending.

Mr. Marvel offered the following amendment to be correlated in LB 15:

1. "; *Provided,* that any such agreements with the State of Nebraska or any agency thereof shall cover a biennial period coinciding with the biennial budgeting period of the state and shall be subject to approval by the Legislature".

Amendment pending.

Laid over.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 97. With emergency.

A BILL FOR AN ACT to amend section 18-1201, Revised Statutes Supplement, 1967, relating to cities and villages, all; to provide for placing a fire department tax in a sinking fund as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been compiled with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Carstens

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 182.

A BILL FOR AN ACT relating to the Uniform Commercial Code; to provide a uniform size for instruments filed; to provide an additional fee for instruments of nonuniform size; and to provide an operative date.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Carstens

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 224.

A BILL FOR AN ACT to amend section 14-566, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide for the selection and designation of the official newspaper; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative

to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Keyes
Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 226.

A BILL FOR AN ACT to amend section 48-119, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to shorten the waiting periods for compensation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 22:

Bloom
Carpenter
Carstens
Craft
Danner
Elrod
Hasebroock
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Moylan
Proud
Reynolds
Schreurs
Skarda
Swanson
Syas
Waldo
Wallwey

Voting in the negative, 27:

Adamson
Batchelder
Budd
Burbach
Clark
Duis
Harsh
Holmquist

Johnson
Kennedy
Knight
Kokes
Kremer
Nore
Orme
Pedersen
Robinson
Schmit
Simpson
Stull
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 0.

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 267. With emergency.

A BILL FOR AN ACT to amend section 21-20,105, Revised Statutes Supplement, 1967, relating to corporations; to define activities of a foreign corporation which do not constitute exercising its franchise or doing business in this state; to provide exceptions; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 31:

Batchelder
Bloom
Budd
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Waldron
Wenzlaff

Voting in the negative, 15:

Adamson
Burbach
Clark
Holmquist
Kennedy
Keyes
Kokes
Nore
Simpson
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 3:

Johnson
Syas
Waldo

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 29:

Bloom
Budd
Carpenter
Carstens

Craft
Danner
Elrod
Harsh
Hasebroock
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Wenzlaff

Voting in the negative, 19:

Adamson
Batchelder
Burbach
Clark
Duis
Holmquist
Kennedy
Keyes
Kokes
Nore
Simpson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 1:

Johnson

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 269.

A BILL FOR AN ACT to amend sections 15-603 and 18-301, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to further provide what is personal interest of city officials in any contract as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 49:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 389.

A BILL FOR AN ACT to amend section 77-304, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to remove the time when the Tax Commissioner shall approve the form of uniform tax books, records, and forms as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 49:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 398. With emergency.

A BILL FOR AN ACT to amend section 77-1201, Revised Statutes Supplement, 1967, relating to taxation; to clarify provisions; to provide for listing of property for taxation by a lessee as agent; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 49:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 450. Laid over until Monday, March 10.

Presented to the Governor

Presented to the Governor for approval on March 5, 1969 at 8:45 a.m.; LB 58 LB 195 LB 219 LB 220 LB 270 LB 271 LB 358

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Education

LB 1094	Tuesday, March 18, 1969	2:00 p.m.
LB 538	Monday, March 24, 1969	2:00 p.m.
LB 1052	Monday, March 24, 1969	2:00 p.m.
LB 1058	Monday, March 24, 1969	2:00 p.m.
LB 1203	Monday, March 24, 1969	2:00 p.m.
LB 1277	Monday, March 24, 1969	2:00 p.m.
LB 1280	Tuesday, March 25, 1969	2:00 p.m.
LB 1281	Tuesday, March 25, 1969	2:00 p.m.
LB 1282	Tuesday, March 25, 1969	2:00 p.m.
LB 967	Monday, April 14, 1969	2:00 p.m.
LB 1083	Wednesday, April 16, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

Agriculture and Recreation

LB 505 (Cancel)	Friday, April 18, 1969	2:00 p.m.
LB 505 (Re-set)	Friday, March 14, 1969	2:00 p.m.
LB 888 (Cancel)	Friday, March 14, 1969	2:00 p.m.
LB 888 (Re-set)	Friday, April 18, 1969	2:00 p.m.

(Signed) Maurice A. Kremer, Chairman

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 365. Placed on General File as amended.

Standing Committee amendments to LB 365:

1. Amend section 1 of the bill by striking line 18 and inserting:

"Judges	$ ~~281,297~~	*280,435*",

by striking lines 35 to 40 and inserting:

"Governor	$ ~~36,614~~	*37,135*
Lieutenant Governor	~~12,543~~	*12,634*
Secretary of State	~~26,873~~	*26,921*
Auditor of Public Accounts	~~26,873~~	*26,921*
Attorney General	~~34,312~~	*34,415*
State Treasurer	~~26,873~~	*26,921*",

and by striking line 52 and inserting:

"Tax Commissioner	~~33,873~~	*34,436*".

(Signed) Richard D. Marvel, Chairman

Public Works

LEGISLATIVE BILL 532. Indefinitely postponed.

LEGISLATIVE BILL 600. Placed on General File as amended.

Standing Committee amendment to LB 600:

1. In Section 1, line 28, insert "*before*" after the comma.

2. In Section 2, line 4, insert "*before*" after the comma.

LEGISLATIVE BILL 617. Placed on General File.

(Signed) Rick Budd, Chairman

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1307. By John E. Knight, 26th District; William F. Swanson, 27th District and Leslie Robinson, 36th District, At the Request of the Governor.

A BILL FOR AN ACT relating to the treatment and correction of committed offenders; to define terms; to create a Division of Corrections within the Department of Public Institutions; to provide for the operation, powers, and responsibilities of such division; to create a Board of Parole and to provide for its operation, powers, and responsibilities; to create an Office of Parole Administration and to provide for its operation, powers, and responsibilities; to provide for the disposition and parole of committed offenders; to create a Board of Pardons and to provide for its operation, powers, and responsibilities; to provide for violations and penalties; to amend sections 29-2224, 29-2401, 29-2402, 29-2516, 60-419, 83-124, 83-125, 83-151, 83-152, 83-305.03, 83-415, 83-417, 83-420, 83-472, 83-473, 83-482, and 83-490, Reissue Revised Statutes of Nebraska, 1943, and sections 83-465 and 83-487, Revised Statutes Supplement, 1967; and to repeal the original sections, and also sections 29-2601, 29-2602, 29-2603, 29-2604, 29-2605, 29-2606, 29-2607, 29-2608, 29-2609, 29-2610, 29-2611, 29-2612, 29-2613, 29-2614, 29-2615, 29-2616, 29-2617, 29-2618, 29-2619, 29-2621, 29-2622, 29-2623, 29-2624, 29-2625, 29-2626, 29-2628, 29-2629, 29-2630, 29-2631, 29-2632, 29-2633, 29-2633.01, 29-2634, 29-2635, 29-2636, 43-213, 83-108.01, 83-126, 83-131, 83-358, 83-402, 83-403, 83-404, 83-405, 83-406, 83-407, 83-408, 83-410, 83-411, 83-412, 83-413, 83-414, 83-416, 83-418, 83-419, 83-421, 83-425, 83-426, 83-429, 83-430, 83-431, 83-434, 83-435, 83-436, 83-437, 83-438, 83-439, 83-440, 83-441, 83-442, 83-445, 83-448, 83-449, 83-450, 83-451, 83-452, 83-453, 83-455, 83-463, 83-464, 83-474, 83-480, 83-481, 83-483, 83-484, 83-485, 83-486, 83-488, 83-494, 83-495, 83-496, 83-497, 83-498, and 83-499, Reissue Revised Statutes of Nebraska, 1943, and sections 29-2620, 83-432, 83-433, 83-440.01, 83-440.02, 83-440.03, 83-440.04, and 83-440.05, Revised Statutes Supplement, 1967.

SELECT FILE

LEGISLATIVE BILL 25. Mr. Pedersen offered the following amendment, which was adopted by unanimous consent:

Strike the Pedersen amendment of 2/24/69.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 49. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 74. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 283. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 284. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 421. E and R amendment found in the Legislative Journal for the Forty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 39. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 392. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 393. E and R amendments found in the Legislative Journal for the Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 400. E and R amendment found in the Legislative Journal for the Forty-first Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—LB 479

Mr. Swanson asked unanimous consent to take up LB 479 on Select File at this time for consideration of the following specific amendment:

Amend the standing committee amendment as follows:
Instead of amending Section 1 of the bill, line 11,
by striking the word "reinsurance", leave the word
"reinsurance" in as the bill was originally printed.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 479. The Swanson specific amendment found in this day's Journal was adopted by unanimous consent.

E and R amendment found in this day's Journal was adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Proud introduced 24 Fourth grade students from North Elementary School, Millard and Mrs. Donahoo, teacher.

Mr. Marvel introduced Gene Smith, a junior from Hastings High School, Hastings.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Carpenter asked unanimous consent to add his name to LR 22. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 467

Mr. Carpenter renewed his pending request found in the Legislative Journal for the Forty-first Day to withdraw LB 467. No objections. So ordered.

MOTION—Introduce Bill

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1308. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; J. James Waldron, 42nd District; Donald Elrod, 35th District; William R. Skarda, Jr., 7th District; Eugene T. Mahoney, 5th District; William F. Swanson, 27th District; Wayne W. Ziebarth, 37th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT relating to veterans; to define terms; to provide a preference for veterans in employment by the state or its governmental subdivisions; and to provide exceptions.

GENERAL FILE

Mr. Warner asked unanimous consent to consider only non-controversial bills on General File this morning. No objections. So ordered.

Mr. Carpenter asked unanimous consent to dispense with the reading of the bills on General File and allow the introducers to explain them. No objections. So ordered.

LEGISLATIVE BILL 701. Reading waived. Explained.

Mr. Carstens offered the following amendment, which was adopted:

Amend Section 1, line 16, by striking *"setting"*
and inserting *"sitting"*.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 700. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 190. Considered.

Mr. Pedersen offered the following amendment, which was adopted:

Amend Standing Committee amendment to LB 190 as follows:

1. Reinstate the word *"ordinance"* in line 5 of Section 1 and insert the word *"or"* before the word *"resolution"* in line 5 of Section 1.

2. Strike the word *"thirty"* in lines 13 and 24 of Section 1 and insert the words *"forty-five"* in lines 13 and 24 of Section 1.

3. Insert at the end of line 18 in Section 2 after the period, *"No additional limited renewal project shall be authorized until previously authorized projects have been completed."*.

4. Strike line 10 of Section 2, and after the word *"Omaha"* and before the period in line 11 of Section 2 insert the words *"or within three miles of such city"*.

Mr. Batchelder moved to indefinitely postpone.

Speaker Warner Presiding

Mr. Bloom moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 43 ayes, 1 nay and 5 not voting.

The Batchelder motion lost with 5 ayes, 40 nays and 4 not voting.

Advanced to E and R for review with 33 ayes, 7 nays and 9 not voting.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 610 (cancelled)	Monday, March 10, 1969	2:00 p.m.
LB 610 (re-set)	Tuesday, April 15, 1969	2:00 p.m.
LB 1227	Monday, March 17, 1969	2:00 p.m.
LB 1238	Tuesday, March 25, 1969	2:00 p.m.
LB 1239	Tuesday, April 1, 1969	2:00 p.m.
LB 1240	Tuesday, April 1, 1969	2:00 p.m.
LB 1241	Tuesday, April 1, 1969	2:00 p.m.

LB 1258	Tuesday, April 1, 1969	2:00 p.m.
LB 1259	Tuesday, April 1, 1969	2:00 p.m.
LB 1003	Tuesday, April 8, 1969	2:00 p.m.
LB 1225	Tuesday, April 8, 1969	2:00 p.m.
LB 1226	Tuesday, April 8, 1969	2:00 p.m.
LB 1023	Monday, April 21, 1969	2:00 p.m.
LB 1242	Monday, April 21, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

STANDING COMMITTEE REPORT

Education

LEGISLATIVE BILL 287. Indefinitely postponed.

LEGISLATIVE BILL 91. Placed on General File.

LEGISLATIVE BILL 178. Placed on General File as amended.

Standing Committee amendments to LB 178:

1. In section 1, line 36, strike "*of*" and insert "*with*"; in line 37, strike "*textbooks*" and insert "*courses*"; in line 39 strike "*the Negro*" and insert "*all ethnic groups*".

2. Strike section 2 and renumber original section 3 as section 2.

LEGISLATIVE BILL 188. Placed on General File as amended.

Standing Committee amendment to LB 188:

1. In section 3, line 14, strike "*Butler*" and insert "*York*"; and strike lines 15 to 27, and in lieu thereof insert the following:

"*(5) The counties of Fillmore, Thayer, Clay, Nuckolls, Adams, Webster, Buffalo, Kearney, Franklin, Phelps, Harlan, Dawson, Gosper, Furnas, Frontier, Red Willow, Hayes, Hitchcock, and Dundy;*

(6) The counties of Platte, Polk, Butler, Antelope, Boone, Nance, Merrick, Hamilton, Boyd, Holt, Garfield, Wheeler, Valley, Greeley, Sherman, Howard, Hall, Keya Paha, Brown, Rock, Blaine, and Loup;

(7) The counties of Custer, Cherry, Thomas, Hooker, Grant, Logan, McPherson, Arthur, Lincoln, Keith, Perkins, Chase, Sheridan, Garden, Deuel, Dawes, Box Butte,

Morrill, Cheyenne, Sioux, Scotts Bluff, Banner, and Kimball; and".

LEGISLATIVE BILL 280. Placed on General File as amended.

Standing Committee amendment to LB 280:

1. In section 1, line 6, strike the new matter, and after the period insert *"The board may employ a treasurer who shall be paid a salary to be fixed by the board."*

LEGISLATIVE BILL 798. Placed on General File as amended.

Standing Committee amendments to LB 798:

1. In section 1, line 2, strike "sixty" and insert "seventy-five"; in line 12, after the period insert "Notice of such contemplated action shall be given in the notice or call for such meeting."

(Signed) Lester Harsh, Chairman

Member Excused

Mr. Adamson asked unanimous consent to be excused Friday, March 7, 1969. No objections. So ordered.

Adjournment

Mr. Syas moved to adjourn.

Mr. Kremer moved to amend the motion to 8:00 a.m.

Mr. Wylie moved to amend the Kremer amendment to 8:30 a.m.

The Wylie amendment lost with 16 ayes, 17 nays and 16 not voting.

The Kremer motion lost.

The Syas motion prevailed and at 12:10 p.m. the Legislature adjourned until 9:00 a.m., Thursday, March 6, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 6, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, into the calm and confidence of Thy presence we would bring our drained and driven souls that the benediction of Thy peace may fall upon our restless lives. In this difficult year of many decisions, be Thou our pillar of cloud by day and our fire by night, as patiently and obediently we strive to follow the light which Thou hast placed within each of us.

Save us from living on a small scale in a great day, from toying with the tiny when we ought to be lured by the titanic. In these days of decision, be swift our souls to answer Thee, be jubilant our feet! So through our actions may Thy purposes be furthered. In Thy name. Amen.

The roll was called and all members were present except Mr. Waldo, who was excused, and Mr. Carstens excused until 11:00 a.m.

Corrections for the Journal

Page 827, line 32, correct spelling of “minutes”.

Page 829, lines 8 and 19, show “22” as stricken.

Page 829, lines 10 and 20, show “30” as stricken.

Page 829, line 22, show “12” as stricken.

Page 845, line 21, insert “as section 2.”.

The Journal for the Forty-second Day was approved as corrected.

Message from the Governor

March 5, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 4, 1969 I approved LB 162 and LB 273.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 42. With emergency.

A BILL FOR AN ACT relating to revenue and taxation; to require building permits for improvements to real property; to provide exceptions; to provide for administration; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Carpenter
Clark
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Stull

Not voting, 8:

Burbach
Carstens
Danner
Elrod
Kokes
Mahoney
Waldo
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 85.

A BILL FOR AN ACT to amend section 53-168, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 129, Eightieth Session, Nebraska State Legislature, 1969, relating to liquors; to remove the exemption on gifts as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 38:

Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 8:

Adamson
Batchelder
Danner
Kokes
Moylan
Nore
Syas
Wylie

Not voting, 3:

Carstens
Reynolds
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 193.

A BILL FOR AN ACT to amend sections 31-763, 31-764, 31-765, and 31-766, Reissue Revised Statutes of Nebraska, 1943, relating to special purpose districts; to prohibit the levying of special assessments after annexation as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Carstens
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 194.

A BILL FOR AN ACT to amend section 31-739, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide that the provisions of this section shall not authorize any district to levy taxes after the annexation of the district as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda

Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Carstens
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 196.

A BILL FOR AN ACT to amend section 44-513, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for insurance equality among practitioners of the healing arts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Budd
Burbach
Carpenter
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 4:

Batchelder
Bloom
Knight
Proud

Not voting, 5:

Carstens
Duis
Klaver
Schmit
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 225. With emergency.

A BILL FOR AN ACT relating to employment; to provide employment security for persons elected or appointed to certain public offices as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 20:

Bloom
Carpenter
Danner
Elrod
Keyes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldron

Voting in the negative, 25:

Adamson
Batchelder
Budd
Burbach
Clark
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Nore
Reynolds
Stull
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 4:

Carstens
Klaver
Schmit
Waldo

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 20:

Bloom
Carpenter
Danner
Elrod
Keyes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldron

Voting in the negative, 25:

Adamson
Batchelder
Budd
Burbach
Clark
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Nore
Reynolds
Stull
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 4:

Carstens
Klaver
Schmit
Waldo

Having failed to receive a constitutional majority voting in the affirmative with the emergency clause stricken, the bill failed of passage.

LEGISLATIVE BILL 322.

A BILL FOR AN ACT to amend section 60-1603, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to require evidence of ownership for registration of cabin trailers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting 2:

Carstens
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 383.

A BILL FOR AN ACT to amend section 77-1233.01, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to remove certain penalties for failure to list property as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carstens
Mahoney
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 25. Replaced on Select File as amended.

E and R amendments to LB 25:

1. Strike the Enrollment and Review amendments adopted 2/28/69.

2. In the Pedersen amendment adopted 3/5/69, strike "amendment" and insert "amendments".

LEGISLATIVE BILL 39. Replaced on Select File as amended.

E and R amendments to LB 39:

1. Add a new section to read as follows:
"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike the second "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 393. Replaced on Select File as amended.

E and R amendment to LB 393:

1. In the title, line 4, strike the second "for".

LEGISLATIVE BILL 400. Replaced on Select File as amended.

E and R amendments to LB 400:

1. Add a new section to read as follows:
"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 167. Correctly engrossed.

LEGISLATIVE BILL 237. Correctly engrossed.

LEGISLATIVE BILL 242. Correctly engrossed.

LEGISLATIVE BILL 249. Correctly engrossed.

LEGISLATIVE BILL 268. Correctly engrossed.

LEGISLATIVE BILL 394. Correctly engrossed.

LEGISLATIVE BILL 455. Correctly engrossed.

LEGISLATIVE BILL 456. Correctly engrossed.

LEGISLATIVE BILL 457. Correctly engrossed.

LEGISLATIVE BILL 97. Correctly enrolled.

LEGISLATIVE BILL 182. Correctly enrolled.

LEGISLATIVE BILL 224. Correctly enrolled.

LEGISLATIVE BILL 267. Correctly enrolled.

LEGISLATIVE BILL 269. Correctly enrolled.

LEGISLATIVE BILL 389. Correctly enrolled.

LEGISLATIVE BILL 398. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 97 LB 182 LB 224 LB 267 LB 269 LB 389 LB 398

Members Excused

Mr. Holmquist asked unanimous consent to be excused until 10:15 a.m. No objections. So ordered.

Mr. Keyes asked unanimous consent to be excused from 11:00 a.m. until 12:00 noon. No objections. So ordered.

Visitor

Mr. Hasebroock introduced former Senator Peter Claussen from Leigh, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 23. Re: Grain Storage

Introduced by Thomas C. Kennedy, 21st District; J. W. Burbach, 19th District; Rick Budd, 2nd District; Wayne W. Ziebarth, 37th District; Herb Nore, 22nd District; Maurice A. Kremer, 34th District and Ramey C. Whitney, 44th District.

WHEREAS, there is the likelihood of the continuance of feed grain storage or a strategic stockpile of feed grains in the United States; and

WHEREAS, Nebraska and the midwest are proven good areas for grain storage because of the dry climate with less worm and insect problems; and

WHEREAS, being located in the middle of the United States so that in case of drought or national emergency, the feed grain could be moved in any direction with less cost of shipping, and being scattered in a large area would not be totally destroyed; and

WHEREAS, the income from said storage would be spread among many different persons and would help the economy of our great state; and

WHEREAS, the handling charges would be less in all respects.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That grain storage should be maintained on the farm and in elevators in the midwest with facilities to take direct from the farmer near the source of production.

Mr. Kennedy moved to suspend the rules to take up LR 23 today. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

LR 23 was adopted with 40 ayes, 0 nays and 9 not voting.

Mr. Kennedy asked unanimous consent that copies of LR 23 be sent to the Secretary of Agriculture and the members of the Nebraska delegation in Washington. No objections. So ordered.

Member Excused

Mr. Kennedy asked unanimous consent to be excused Monday, Tuesday, and Wednesday (March 10, 11 and 12). No objections. So ordered.

MOTION—Tape Shows

Mr. Elrod moved that we not allow KUON-TV to tape shows in the Senate Chamber between the hours of 2:00 p.m. and 4:00 p.m., any day Legislative hearings are being held in the Chamber.

The motion prevailed with 32 ayes, 1 nay and 16 not voting.

Visitors

Mr. Luedtke introduced 26 Third Grade students from Clare McPhee School, Lincoln and teachers Mrs. May and Miss Sally Cockle.

MOTIONS—Introduce Bills

Mr. Harsh moved the introduction of a new bill by the Committee on Education.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Marvel moved the introduction of a new bill by the Committee on Budget.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1309. By Committee on Education, Lester Harsh, 38th District, Chairman; Orval Keyes, 3rd District; Theodore C. Wenzlaff, 38th District; Thomas C. Kennedy, 21st District; Wayne W. Ziebarth, 37th District; Robert L. Clark, 47th District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend section 79-1603, Revised Statutes Supplement, 1967, relating to schools; to provide that junior college districts shall include the same territory as school districts; to provide an exception; and to repeal the original section.

LEGISLATIVE BILL 1310. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; Fern Hubbard Orme, 29th District; W. H. Hasebroock, 18th District; Elvin Adamson, 43rd District and Leslie Robinson, 36th District.

A BILL FOR AN ACT to amend section 33-150, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to provide that fifteen per cent of fees of the Nebraska Oil and Gas Conservation Commission shall be credited to the General Fund; and to repeal the original section.

Presented to the Governor

Presented to the Governor for approval on March 6, 1969 at 8:40 a.m.: LB 55 LB 156 LB 189

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Labor

LB 726	Wednesday, March 12, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

Public Works

LB 837	Wednesday, March 12, 1969	2:00 p.m.
LB 893	Wednesday, March 12, 1969	2:00 p.m.
LB 895	Wednesday, March 12, 1969	2:00 p.m.
LB 912	Wednesday, March 12, 1969	2:00 p.m.
LB 921	Wednesday, March 12, 1969	2:00 p.m.
LB 999	Wednesday, March 12, 1969	2:00 p.m.
LB 553	Thursday, March 13, 1969	2:00 p.m.
LB 731	Thursday, March 13, 1969	2:00 p.m.
LB 734	Thursday, March 13, 1969	2:00 p.m.
LB 773	Thursday, March 13, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

Visitors

Mr. Kennedy introduced Mr. Francis Zimmerman from Battle Creek, Nebraska.

SELECT FILE

LEGISLATIVE BILL 15. Bracketed at the request of Mr. Carpenter.

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading the General File bills and allow the introducers to explain them. No objections. So ordered.

LEGISLATIVE BILL 425. Laid over.

LEGISLATIVE BILL 430. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 624. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 1 nay and 18 not voting.

LEGISLATIVE BILL 631. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-first Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 651. Reading waived. Explained.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 431. Reading waived. Explained.

Mr. Kokes offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 60. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 417. Reading waived. Explained.

Mrs. Orme offered the following amendment in lieu of the Standing Committee amendment found in the Legislative Journal for the Thirty-second Day.

In Section 1, after "school" in line 15 add *"or Girls' Training School"*; after "school" in line 16 add *"or Girls' Training School"*; and line 19 by inserting *"Vocational Rehabilitation Counselors and"* after *"by"*.

The Orme amendment was adopted in lieu of the Standing Committee amendment.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 305. Laid over.

LEGISLATIVE BILL 77. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Mr. Clark offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 335. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 444. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 474. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 473. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 507. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 261. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-second Day were adopted.

Mr. Swanson offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 304. Laid over.

LEGISLATIVE BILL 328. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 338. Reading waived.

Standing Committee amendment 1, found in the Legislative Journal for the Thirty-fifth Day was rejected.

Standing Committee amendment 2 was adopted.

Mrs. Orme offered the following amendments, which were adopted:

1. Amend section 1 of the bill, line 12 by inserting *"and in case of graduates of medical colleges outside the United States except the requirement that they be graduates of an accredited school or college of medicine"* after *"United States"*, line 13 by striking *"three"* and inserting *"five"*, line 15 by striking *"three"* and inserting *"five"*, line 20 by striking *"three"* and inserting *"five"*, and line 26 by inserting *"and if not a graduate of an accredited school or college of medicine, a copy of a permanent certificate of the educational council for foreign*

medical graduates currently effective and relating to said applicant" after *"United States".*

2. Amend section 5 of the bill, lines 20 and 21 by striking "served an internship of" and show same as stricken matter, and line 21 by striking *"and".*

3. Amend section 6 of the bill, line 16 by inserting *"Department of Health upon recommendation of the"* after *"the".*

Mrs. Orme offered the following amendment, which was adopted:

1. Amend section 5 of the bill, lines 20 and 21 by striking "served an internship" and show same as stricken matter, and line 21 by striking "and".

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Clark asked unanimous consent to add his name to LB 1306. No objections. So ordered.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 23

Speaker Warner Presiding

GENERAL FILE

LEGISLATIVE BILL 75. Considered.

Mr. Budd asked unanimous consent to withdraw his pending amendments found in the Legislative Journal for the Forty-second Day. No objections. So ordered.

Mr. Budd offered the following amendments, which were adopted:

1. In section 6, line 36, insert "engaged in compensated lobbying for others" after "firm".

2. At the end of the last line of new subsection (7), added to section 6 by standing committee amendment 4, insert "Any tax return and any statement filed under the provisions of this subsection shall be public information and

copy of each shall be furnished each member of the Legislature and each nonlegislative member of the committee.".

3. In section 11, following line 28, insert:
"(3) No member of the committee or board shall participate in any way in any investigation or hearing inquiring into his own conduct."; and in line 29, strike "(4)" and insert "(5)".

Standing Committee amendments 5, 6, 7, 8, 9, and 10 found in the Legislative Journal for the Thirtieth Day were adopted.

Mr. Adamson offered the following amendment, which was adopted:

Amend Sec. 13, line 1, by striking "repeated".

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

Mr. Syas asked unanimous consent that the amendments adopted be correlated in LB 75 and mimeographed for the members. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 1024 Tuesday, April 15, 1969 2:00 p.m.

(Signed) Richard F. Proud, Chairman

Education

LB 467 (Cancelled) Monday, March 10, 1969 2:00 p.m.

(Signed) Lester Harsh, Chairman

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 257. Placed on General File as amended.

Standing Committee amendment to LB 257:

1. Amend the bill by striking sections 1 to 3 and inserting the following:

"Section 1. That section 2 of Legislative Bill 922, Seventy-seventh Session, 1967, be amended to read as follows:

(a) JUDICIAL

Sec. 2. Supreme Court - Agency No. 5

	Total	Fund Distribution		Federal
	Appropriation By Program	General (G) Fund	Cash (C) Fund Estimated	(F) Fund Estimated
(1) Program No. 391 - Office of the Clerk	$336,670	$336,670		
(2) Program No. 394 - Judicial Nominating Commissions	2,500	2,500		
(3) Program No. 531 - Court of Industrial Relations	~~12,500~~ *11,000*	~~12,500~~ *11,000*		
(4) Program No. 395 - Office of Reporter	37,530	37,530		

Appropriate for the accomplishment of the programs in subsection (1) to (4) of this section from the General Fund to Agency No. 5, for the biennium ending June 30, 1969, for salaries, wages, and expenses, the sum set opposite such program in column (G) of this section.

	Total Appropriation By Program	General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
(5) Program No. 251 - State Law Library	$126,150	$126,150		
(6) Program No. 505 - Commission on Judicial Qualifications	*1,500*	*1,500*		

Appropriate for the accomplishment of program in subsection (5) of this section from the General Fund to Agency No. 5, for the biennium ending June 30, 1969, for salaries, wages, and expenses, and including $70,000 for books and library materials, the sum set opposite such program in column (G) of this section.

	Total Appropriation By Program	Fund Distribution General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
For Informational Purposes Only:				
Total Appropriations by Agency No. 5 and Fund Source	$515,350	$515,350		

Sec. 2. That original section 2 of Legislative Bill 922, Seventy-seventh Session, 1967, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

(Signed) Richard D. Marvel, Chairman

Education

LEGISLATIVE BILL 535. Placed on General File as amended.

Standing Committee amendment to LB 535:

1. In section 1, line 2, strike "may" and insert "shall"; in line 3 after "hospital" insert ", maternity home or home for unwed mothers"; strike lines 5 to 7 and insert "any unmarried pregnant girl or unmarried mother of elementary or secondary school age residing in such hospital or home for prenatal or maternity care, upon request from such person, or her parent or guardian. For school pur-".

2. Strike section 2.

(Signed) Lester Harsh, Chairman

Judiciary

LEGISLATIVE BILL 16. Indefinitely postponed.

LEGISLATIVE BILL 481. Indefinitely postponed.

LEGISLATIVE BILL 513. Indefinitely postponed.

LEGISLATIVE BILL 482. Placed on General File as amended.

Standing Committee amendment to LB 482:

1. In section 8, lines 18 and 27, insert *"registered"* before *"trade name"*.

LEGISLATIVE BILL 486. Placed on General File as amended.

Standing Committee amendment to LB 486:

1. In section 1, line 7 and section 2, line 7, insert *"vice president,"* before "treasurer".

LEGISLATIVE BILL 575. Placed on General File as amended.

Standing Committee amendments to LB 575:

1. In section 1, line 9, strike *"immediately"*, and line 10 by inserting after the period the following:

"The transmission shall be made by the county judge within ten days of the return of appraisers and shall be by personal delivery or the sending by ordinary mail of such copy to the condemnee or to the attorney representing the condemnee at the inspection, view and hearing, or to the officer or representative of a corporate condemnee so present; and where title or interest in a single parcel of land is held by several condemnees the transmission of such copy to any one of said owners of interest shall be considered compliance herewith. The county judge shall record in the files of the proceedings the date, person, his interest, and the manner of such transmission. Failure of transmission shall not be jurisdictional, but shall extend the condemnees time of appeal to twenty days after such transmittal is finally made."

LEGISLATIVE BILL 703. Placed on General File.

LEGISLATIVE BILL 702. Placed on General File as amended.

Standing Committee amendments to LB 702:

1. In section 1 strike line 2 and insert "produce any".

2. In section 2, strike line 4 and insert "statement made by".

3. Strike sections 3 to 6 and insert:

"Sec. 3. The term statement as used in sections 1 and 2 of this act shall mean (1) a written statement made by such defendant and signed or otherwise adopted or approved by him; or (2) a stenographic, mechanical, electrical, or other recording, or a transcription thereof, which is a substantially verbatim recital of an oral statement made by such defendant to a peace officer or county attorney and recorded contemporaneously with the making of such oral statement.".

(Signed) Fred W. Carstens

Adjournment

At 12:12 p.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, March 7, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 7, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, in the abundance of Thy loving kindness, reverently we come into Thy presence. Before we talk to one another about our homes, our State, and our problems, we would listen for Thy voice, as with silent hearts we wait for Thy Word. Thou art light for life's meanings, Thou art wisdom for life's questions. Thou art strength for life's duties. Thou art courage for life's unknown ways.

Each new day is a white page for us not only in the journal of the State, but in the book of destiny, if we but take it from Thy hand as trustees of Thy unfolding purpose. May we follow the gleam of the highest and best we know, as long as our strength and opportunity last. Then may we hear Thy benediction, "Well done, thou good and faithful servant; enter thou into the joy of Thy Lord." Amen.

The roll was called and all members were present except Mr. Adamson, who was excused, and Mr. Proud excused until 9:30 a.m.

Mr. Keyes asked unanimous consent to be excused Monday morning until he arrives. No objections. So ordered.

Corrections for the Journal

Page 860, line 3, delete *"Schools"* and insert *"School"*.

Page 861, line 35, correct spelling of *"school"*.

Pages 864 and 865, correct the line numbers in the Budget amendment to follow in the correct sequences.

The Journal for the Forty-third Day was approved as corrected.

Communications

Letter from Nebraska Educational Television Council for Higher Education, Inc. thanking the Legislature for use of the Chamber.

Messages from the Governor

March 6, 1969

Mr. Speaker, Mr. President
and Members of the Legislature

Gentlemen:

Please be informed that I have made the following appointments requiring Legislative confirmation:

Advisory Committee to the Department of Economic Development

Robert Runice, Omaha, appointed March 4, 1969 to fill the unexpired term of Michael Yanney of Omaha, who resigned. Mr. Runice's term expires July 1, 1969.

Public Welfare and Public Institutions Advisory Committee

Mrs. Robert Matz, Cozad, appointed to fill the unexpired term of Mrs. Elizabeth Chapman, who resigned. Mrs. Matz' term runs to January 1, 1972.

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor

NTT:lsl

March 6, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 5, 1969 I approved LB 58, LB 195, LB 219, LB 220, LB 270, LB 271 and LB 358.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

March 6, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 6, 1969 I approved LB 55, LB 156 and LB 189.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

NOTICE OF COMMITTEE HEARINGS

Budget

LB 470	Wednesday, March 12, 1969	3:30 p.m.
LB 558	Wednesday, March 12, 1969	4:00 p.m.
LB 654	Thursday, March 13, 1969	2:00 p.m.
LB 928	Thursday, March 13, 1969	2:30 p.m.
LB 939	Thursday, March 13, 1969	2:45 p.m.
LB 1001	Thursday, March 13, 1969	3:15 p.m.
LB 1017	Thursday, March 13, 1969	4:00 p.m.
LB 1073	Friday, March 14, 1969	2:00 p.m.
LB 1096	Friday, March 14, 1969	2:30 p.m.
Historical Society	Tuesday, March 11, 1969	2:00 p.m.
Pardons and Paroles	Tuesday, March 11, 1969	3:00 p.m.
Arts Council	Tuesday, March 11, 1969	3:30 p.m.
Supreme Court	Tuesday, March 11, 1969	3:45 p.m.
Investment Council	Tuesday, March 11, 1969	4:15 p.m.
Board of Accountancy	Wednesday, March 12, 1969	2:00 p.m.
Treasurer	Wednesday, March 12, 1969	2:15 p.m.
Workmen's Comp Court	Wednesday, March 12, 1969	2:45 p.m.

(Signed) Richard D. Marvel, Chairman

Mr. Marvel asked unanimous consent to hold public hearings on LB 470 and LB 558 on Wednesday, March 12, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Skarda asked unanimous consent to withdraw LB 561 and LB 562 and cancel the hearing dates. No objections. So ordered.

Mr. Holmquist asked unanimous consent to withdraw LB 582. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 185. With emergency.

A BILL FOR AN ACT relating to the militia; to adopt a state Code of Military Justice; to define its jurisdiction; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Adamson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 208. With emergency.

A BILL FOR AN ACT to amend sections 30-103 and 30-341, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to raise the limit on the value of estates which are expected from the full procedures of administration; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Adamson
Kokes
Orme
Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 302.

A BILL FOR AN ACT to amend section 83-337, Revised Statutes Supplement, 1967, relating to mental health; to change the method for compensating physicians for examinations made at the direction of county boards of mental health; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen

Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Adamson
Kokes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 321.

A BILL FOR AN ACT to amend section 54-1602, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to provide that SPF swine may be accredited by any legal entity or organization designated by the University of Nebraska, College of Agriculture and Home Economics; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Adamson
Kokes
Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 355.

A BILL FOR AN ACT to amend section 46-701, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to provide what the qualifications of the Director of Water Resources shall be; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Duis

Not voting, 2:

Adamson
Orme

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 414.

A BILL FOR AN ACT to amend section 71-3505, Reissue Revised Statutes of Nebraska, 1943, relating to ionizing radiation; to authorize the Department of Health to adopt rules restricting use of ionizing radiation not controlled by a licensed practitioner of the healing arts; to eliminate a restriction; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Adamson
Mahoney
Marvel
Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 415.

A BILL FOR AN ACT to amend sections 19-2101, 19-2103, 19-2104, and 19-2105, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to redesignate dump grounds as solid waste disposal areas; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Adamson
Kennedy

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 416.

A BILL FOR AN ACT to amend sections 23-379 and 23-380, Revised Statutes Supplement, 1967, relating to counties; to redesignate dump grounds as solid waste disposal areas; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Adamson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 509. With emergency.

A BILL FOR AN ACT relating to insurance; to define agents of fraternal benefit societies; to provide for the licensing of agents of fraternal benefit societies; and to declare an emergncy.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Adamson
Stull
Syas
Waldron

A constutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 700. Placed on Select File as amended.

E and R amendments to LB 700:

1. Insert a new section to read as follows:

"Sec. 2. That original section 28-417, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

2. Renumber original section 2 as section 3.

3. In the title, line 4, insert "for" after "provide".

LEGISLATIVE BILL 701. Placed on Select File.

LEGISLATIVE BILL 49. Correctly engrossed.

LEGISLATIVE BILL 74. Correctly engrossed.

LEGISLATIVE BILL 283. Correctly engrossed.

LEGISLATIVE BILL 392. Correctly engrossed.

LEGISLATIVE BILL 421. Correctly engrossed.

LEGISLATIVE BILL 479. Correctly engrossed.

LEGISLATIVE BILL 42. Correctly enrolled.

LEGISLATIVE BILL 85. Correctly enrolled.

LEGISLATIVE BILL 193. Correctly enrolled.

LEGISLATIVE BILL 194. Correctly enrolled.

LEGISLATIVE BILL 196. Correctly enrolled.

LEGISLATIVE BILL 322. Correctly enrolled.

LEGISLATIVE BILL 383. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 42 LB 85 LB 193 LB 194 LB 196 LB 322 LB 383

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 606. Placed on General File.

LEGISLATIVE BILL 634. Placed on General File.

LEGISLATIVE BILL 729. Placed on General File.

(Signed) Harold T. Moylan, Chairman

Urban Affairs

LEGISLATIVE BILL 152. Placed on General File as amended.

Standing Committee amendments to LB 152:

1. Strike section 1 and insert the following:

"Section 1. That section 19-2801, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-2801. *The furnishing of community antenna television service is hereby declared to be a business affected with such a public interest that it must be regulated locally. Primary cities, metropolitan cities, cities of the first class, cities of the second class, and villages in Nebraska are hereby authorized and empowered to regulate, by ordinance to prohibit, consent to and regulate,* the construction, installation, operation, and maintenance within their corporate limits of all *persons or entities furnishing community antenna television service. Primary cities, metropolitan cities, cities of the first class, cities of the second class, and villages acting through the mayor and council or board of trustees shall have power to require every individual or entities offering such service, subject to reasonable rules and regulations, to furnish any person applying therefor along the lines of its wires, cables or other conduits, with television and radio service; the mayor and council or board of trustees shall have power to prescribe reasonable quality standards for such service and to regulate and fix reasonable and compensatory rents or rates for such service including installation charges. Such persons or entities furnishing community antenna television service shall be required to carry all broadcast signals as prescribed by franchise and permitted to be carried by Federal Communications Commission regulation during the full period of the broadcast day of those stations.*

Sec. 2. *In the event of violation of any franchise provision or the provisions of this act by duly franchised persons or entities furnishing community antenna television service, the governmental subdivision having granted such franchise shall immediately serve notice of such violation upon the franchise holder with stipulations to correct said violation within ninety days; or show cause why such violation should not be corrected at a public hearing held in conjunction with the next regularly scheduled meeting of the franchising body. Continued violation of this act, or the provisions of the local franchise ordinance may be enforced by appropriate court action, and upon conviction thereof, be fined not more than five hundred dollars for willful violation, unless as a result of public hearing such franchised operator is for any reason found not in violation and is consequently absolved from responsibility to correct same."*

2. Renumber original section 2 as section 3.

LEGISLATIVE BILL 369. Placed on General File.

LEGISLATIVE BILL 826. Placed on General File as amended.

Standing Committee amendment to LB 826:

1. In section 1, line 7, strike "presumed (1)" and insert "rebuttable", by striking lines 17 to 21 and inserting "general statewide concern. Such rebuttable presumption"

(Signed) Bill K. Bloom, Chairman

Presented to the Governor

Presented to the Governor for approval on March 7, 1969 at 8:45 a.m.: LB 97 LB 182 LB 224 LB 267 LB 269 LB 389 LB 398

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 1040	(re-set) Tuesday, March 18, 1969	2:00 p.m.
LB 1074	Tuesday, April 15, 1969	2:00 p.m.
LB 1186	Tuesday, April 15, 1969	2:00 p.m.
LB 1208	Tuesday, April 15, 1969	2:00 p.m.
LB 1005	Monday, April 21, 1969	2:00 p.m.
LB 1041	Monday, April 21, 1969	2:00 p.m.
LB 1267	Monday, April 21, 1969	2:00 p.m.
LB 1268	Monday, April 21, 1969	2:00 p.m.
LB 1099	Tuesday, April 22, 1969	2:00 p.m.
LB 1180	Tuesday, April 22, 1969	2:00 p.m.
LB 1198	Tuesday, April 22, 1969	2:00 p.m.
LB 1199	Tuesday, April 22, 1969	2:00 p.m.
LB 1105	Monday, April 28, 1969	2:00 p.m.
LB 1106	Monday, April 28, 1969	2:00 p.m.
LB 1107	Monday, April 28, 1969	2:00 p.m.
LB 1108	Monday, April 28, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Judiciary

LB 561	(Cancelled) Tuesday, March 18, 1969	2:00 p.m.
LB 562	(Cancelled) Tuesday, March 18, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1306	Public Works
1307	Government and Military Affairs
1308	Government and Military Affairs
1309	Education
1310	Budget
LR 21	Government and Military Affairs

(Signed) John E. Everroad,
Lieutenant Governor

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period February 28, 1969, through March 6, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Edwin C. Perry, Lincoln, Nebraska Lumber Merchants Assn.
Charles P. Huff, Lincoln, Nebraska Consumer Credit Assn.
Jack M. Pace, Lincoln, Farmers Mutual Ins. Co. of Nebr.
Harry W. Williams, Omaha, Motor Club Insurance Assn.
Clarence R. Kuehn, Lincoln, Nebraska State Legislative Committee C-UTU.
David E. Beber, Omaha, Nebraska Assn. of Housing & Renewal Authorities
Steven J. Riekes, Omaha, Nebraska Assn. of Housing & Renewal Authorities
Malcolm D. Young, Omaha, Greater Omaha Heavy Contractors Assn.
Charles Humble, Lincoln, City of Lincoln
Jack Lindner, Lincoln, City of Lincoln
John Haessler, Lincoln, Woodmen Accident & Life Co.
Donald C. Sass, Chappel, Nebraska Sheriffs & Peace Officers Assn.

MOTION—Reconsider Action

Mr. Simpson moved to reconsider the action on LB 226.

Laid over.

MOTION—Constitutional Amendments

Mr. Warner moved that all constitutional amendments be held on General File until all bills proposing an amendment to the constitution have been acted on by the standing committees and the committee action reported to the Legislature.

Mr. Syas moved to amend the motion to have the standing committees expedite the public hearings on the constitutional amendments. The motion prevailed.

The Warner motion, as amended, prevailed.

Visitors

Mr. Wylie introduced Messrs. Huffman, Draper, Jillson and Sheets from Elgin, Nebraska.

Mr. Knight introduced 130 Fourth Grade students from Meadow Lane School, Lincoln and 6 teachers.

Mr. Budd introduced 40 Junior and Senior students from Weeping Water High School; Mr. John Best, teacher and Mr. Gene Domingo, bus driver.

MOTIONS—Introduce Bills

Mr. Bloom moved the introduction of a new bill by the Committee on Urban Affairs.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs.

The motion prevailed with 33 ayes, 1 nay and 15 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1311. By Committee on Urban Affairs, Bill K. Bloom, 20th District, Chairman; Roland A. Luedtke, 28th District; Loran Schmit, 23rd District; Harold T. Moylan, 6th District; Terry Carpenter, 48th District and Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to cities of the metropolitan class; to permit cities of the first and second class and villages adjacent to or in the vicinity of a metropolitan city served by a metropolitan water district or metropolitan utilities district to elect to be included in the district; to provide for notice and election; and to provide for transfer to district of waterworks system, indebtedness and assets.

LEGISLATIVE BILL 1312. By Jerome Warner, 25th District; J. W. Burbach, 19th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to counties; to provide for distribution of state funds for road purposes as prescribed; to provide for incentive payments and forfeitures; and to provide an operative date.

LEGISLATIVE BILL 1313. By Committee on Government and Military Affairs, Terry Carpenter, 48th

District, Chairman; J. James Waldron, 42nd District; Donald Elrod, 35th District; Wayne W. Ziebarth, 37th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend sections 72-706, 72-706.01, and 72-709, Revised Statutes Supplement, 1967, relating to public lands and buildings; to give additional powers to the Department of Administrative Services as prescribed; to provide that the State Building Commission may enter into an agreement with the City of Lincoln for the supplying by the city of a Supreme Court building; to provide for review of plans and specifications of such building by certain members of the Legislature; to authorize the Board of Regents of the University of Nebraska to furnish heat, light, and power at any building leased by the State of Nebraska as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1314. By Jerome Warner, 25th District; J. W. Burbach, 19th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to municipalities; to provide for distribution of state funds for street purposes as prescribed; to provide for incentive payments and forfeitures; and to provide an operative date.

UNANIMOUS CONSENT—Change of Hearing Rooms

Mr. Bloom asked unanimous consent that the Urban Affairs Committee be allowed to hold their public hearings in the Chamber on Wednesday, March 12, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Expedite Printing

Mr. Warner asked unanimous consent that the printing of LB 1312 and LB 1314 be expedited. No objections. So ordered.

Speaker Warner Presiding

SELECT FILE

LEGISLATIVE BILL 25. E and R amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 39. E and R amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 393. E and R amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 400. E and R amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of the General File bills and allow the introducer to explain them. No objections. So ordered.

LEGISLATIVE BILL 413. Considered.

Mr. Kokes offered the following amendment:

1. In section 4, strike lines 8 to 14 and in
lieu thereof insert "Provisions of this act shall not apply
to swimming pools constructed prior to January 1, 1970.".

Amendment pending.

Laid over at the request of Mr. Carpenter.

President Everroad Presiding

LEGISLATIVE BILL 425. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Mr. Wylie offered the following amendment, which was adopted:

In Sec. 2, lines 1 and 2, strike *"five or fewer"*
and show the same as stricken.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 518. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 520. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 556. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

Mr. Carstens asked unanimous consent that LB 556 be expedited across the board. No objections. So ordered.

LEGISLATIVE BILL 602. Reading waived. Explained.

Mr. Carstens offered the following amendment, which was adopted:

1. Amend section 1 of the bill by striking lines 1 to 6 and "of death and bodily harm" of line 7 and inserting:

"Section 1. Any person who uses a firearm, knife, brass or iron knuckles, or any other dangerous weapon to commit any felony which may be prosecuted in a court of this state, or, any person who unlawfully carries a firearm, knife, brass or iron knuckles, or any other dangerous weapon during the commission of any felony which may be prosecuted in a court of this state,".

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 407. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-fourth Day was adopted.

Laid over at the request of Mr. Carpenter.

Speaker Warner Presiding

LEGISLATIVE BILL 259. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 536. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 684. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 483. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 484. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 633. Placed on General File as amended.

Standing Committee amendments to LB 633:

1. In the bill strike sections 1 and 2 and insert "Section 1. That section 79-1338, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1338. From the sum calculated pursuant to section 79-1336, each district shall subtract operating funds obtained from (1) the State of Nebraska under section 79-1334, (2) the qualifying levy prescribed in section 79-1335; *Provided,* operating funds received from that portion of the local tax levy which exceeds the minimum prescribed in section 79-1335 shall be excluded from this computation, (3) tuition, (4) fines, (5) license fees, (6) transportation reimbursements, (7) the Insurance Tax Fund, *and* (8) funds received under the provisions of Chapter 79, article 13, ~~(9) subsections (3) (a) and (3) (b) of Public Law 874, 81st Congress, as amended, and (10) the Johnson O'Malley Act, 25 United~~

~~States Code 452, as amended; *Provided*, a district which does not apply for the federal funds referred to in subdivisions (9) and (10) of this section shall have the amount which it would receive upon such application subtracted from the amount of equalization aid it would otherwise receive under section 79-1339.~~

Sec. 2. That section 79-1341, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1341. For a district in which actual per pupil cost, in any particular year, exceeds the total financial support prescribed by sections 79-1336, 79-1337, and 79-1340 the following limitation shall apply: Notwithstanding the grant provisions of sections 79-1333, ~~79-1334~~, 79-1336, 79-1337, and 79-1340, funds received under sections 79-1330 to 79-1344, when added to operating funds received from all other sources, shall not exceed the larger of the following amounts:

(1) The sum necessary to support an increase in per pupil expenditures which, when added to the increases and decreases of the four preceding fiscal years, results in a mean annual increase in per pupil costs for the five-year period of eight per cent; or

(2) The sum necessary to support a per pupil cost eight per cent above that of the preceding year; *Provided,* a district which may suffer undue financial hardship because of such limitations, such hardship being a result of an abnormal change in enrollment, depreciation in the value of school properties, alteration of property values within the district, or other abnormalities or emergencies of similar magnitude or consequence may file a written application for relief with the State Board of Education, which may grant whatever relief, if any, it deems appropriate by altering the percentage limitations of this section.

Sec. 3. That original sections 79-1338 and 79-1341, Revised Statutes Supplement, 1967, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 666. Placed on General File as amended.

Standing Committee amendment to LB 666:

1. In section 3, line 13, strike *"15"* and insert in lieu thereof *"1"*.

LEGISLATIVE BILL 765. Indefinitely postponed.

LEGISLATIVE BILL 1211. Indefinitely postponed.

(Signed) Lester Harsh, Chairman

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following proposed Select File amendments printed in the Journal to LB 190. No objections. So ordered.

1. In new section 5, renumbered subsection (12), strike the first two lines and in lieu thereof insert:

"~~(11)~~ *(12)* Redevelopment project shall mean any work or undertaking *in one or more urban renewal areas*: (a) To acquire substandard or blighted".

2. In new section 5, renumbered subsection (12), strike the last four lines and insert "~~and~~ (d) *to acquire real property in an urban renewal area which, under the redevelopment plan, is to be repaired or rehabilitated for dwelling use or related facilities, repair or rehabilitate the structures, and resell the property, and (e)* to carry out plans for a program of voluntary or compulsory repair and rehabilitation of buildings or other improvements in accordance with the redevelopment plan;".

3. In new section 5, strike renumbered subsection (13) and show the old matter as stricken and insert in lieu thereof the following:

"(13) Redevelopment plan shall mean a plan, as it exists from time to time for one or more urban renewal areas, or for a redevelopment project, which plan (a) shall conform to the general plan for the municipality as a whole; and (b) shall be sufficiently complete to indicate such land acquisition, demolition and removal of structures, redevelopment, improvements, and rehabilitation as may be proposed to be carried out in the urban renewal area, zoning and planning changes, if any, land uses, maximum densities, and building requirements;"

4. In new section 5, add a new subsection (20) to read as follows:

"(20) Urban renewal area shall mean a substandard or a blighted area or a combination thereof which the urban renewal authority designates as appropriate for a renewal project.".

5. Insert a new section to be known as section 6 and to read as follows:

"Sec. 6. That section 18-2107, Revised Statutes Supplement, 1967, be amended to read as follows:

18-2107. An authority shall constitute a public body corporate and politic, exercising public and essential governmental functions, and having all the powers necessary or convenient to carry out and effectuate the purposes and provisions of sections 18-2101 to 18-2144, including the powers in subdivisions (1) to (13) of this section in addition to others granted by the provisions of sections 18-2101 to 18-2144:

(1) To sue and to be sued; to have a seal and to alter the same at pleasure; to have perpetual succession; to make and execute contracts and other instruments necessary or convenient to the exercise of the powers of the authority; and to make and from time to time amend and repeal by-laws, rules and regulations, not inconsistent with sections 18-2101 to 18-2144, to carry out the provisions of sections 18-2101 to 18-2144.

(2) To prepare or cause to be prepared and recommend redevelopment plans to the governing body of the city and to undertake and carry out redevelopment projects within its area of operation.

(3) To arrange or contract for the furnishing or repair, by any person or agency, public or private, of services, privileges, works, streets, roads, public utilities, or other facilities for or in connection with a redevelopment project; and, notwithstanding anything to the contrary contained in sections 18-2101 to 18-2144 or any other provision of law, to agree to any conditions that it may deem reasonable and appropriate attached to federal financial assistance and imposed pursuant to federal law relating to the determination of prevailing salaries or wages or compliance with labor standards, in the undertaking or carrying out of a redevelopment project, and to include in any contract let in connection with such a project, provisions to fulfill such of said conditions as it may deem reasonable and appropriate.

(4) Within its area of operation, to purchase, lease, obtain options upon, acquire by gift, grant, bequest, devise, eminent domain, or otherwise, any real or personal property or any interest therein, together with any improvements thereon, necessary or incidental to a redevelopment project; to hold, improve, clear, or prepare for redevelopment any such property; to sell,

lease for a term not exceeding ninety-nine years, exchange, transfer, assign, subdivide, retain for its own use, mortgage, pledge, hypothecate, or otherwise encumber or dispose of any real or personal property or any interest therein; to enter into contracts with redevelopers of property containing covenants, restrictions, and conditions regarding the use of such property for residential, commercial, industrial, or recreational purposes, or for public purposes in accordance with the redevelopment plan and such other covenants, restrictions, and conditions as the authority may deem necessary to prevent a recurrence of substandard or blighted areas or to effectuate the purpose of sections 18-2101 to 18-2144; to make any of the covenants, restrictions, or conditions of the foregoing contracts covenants running with the land, and to provide appropriate remedies for any breach of any such covenants or conditions, including the right in the authority to terminate such contracts and any interest in the property created pursuant thereto; to borrow money and issue bonds and provide security for loans or bonds; to insure or provide for the insurance of any real or personal property or operation of the authority against any risks or hazards, including the power to pay premiums on any such insurance; and to enter into any contracts necessary to effectuate the purposes of sections 18-2101 to 18-2144; *Provided,* that no statutory provision with respect to the acquisition, clearance, or disposition of property by other public bodies shall restrict an authority exercising powers hereunder, in such functions, unless the Legislature shall specifically so state.

(5) To invest any funds held in reserves or sinking funds or any funds not required for immediate disbursement, in property or securities in which savings banks, or banks, may legally invest funds subject to their control; to redeem its bonds at the redemption price established therein or to purchase its bonds at less than redemption price, all bonds so redeemed or purchased to be canceled.

(6) To borrow money and to apply for and accept advances, loans, grants, contributions, and any other form of financial assistance from the federal government, the state, county, municipality, or other public body or from any sources, public or private, including charitable funds, foundations, corporations, trusts, or bequests, for the purpose of sections 18-2101 to 18-2144, to give

such security as may be required and to enter into and carry out contracts in connection therewith; an authority, notwithstanding the provisions of any other law, may include in any contract for financial assistance with the federal government for a redevelopment project such conditions imposed pursuant to federal law as the authority may deem reasonable and appropriate and which are not inconsistent with the purposes of sections 18-2101 to 18-2144.

(7) Acting through one or more members of an authority or other persons designated by the authority, to conduct examinations and investigations and to hear testimony and take proof under oath at public or private hearings on any matter material for its information; to administer oaths, and to issue commissions for the examination of witnesses who are outside of the state or unable to attend before the authority, or excused from attendance; to make available to appropriate agencies or public officials, including those charged with the duty of abating or requiring the correction of nuisances or like conditions or of demolishing unsafe or insanitary structures or eliminating conditions of blight within its area of operation, its findings and recommendations with regard to any building or property where conditions exist which are dangerous to the public health, safety, morals or welfare.

(8) Within its area of operation, to make or have made all surveys, appraisals, studies, and plans, but not including the preparation of a general plan for the community, necessary to the carrying out of the purposes of sections 18-2101 to 18-2144 and to contract or cooperate with any and all persons or agencies, public or private, in the making and carrying out of such surveys, appraisals, studies and plans.

(9) To prepare plans and provide reasonable assistance for the relocation of families, business concerns and others displaced from a redevelopment project area to permit the carrying out of the redevelopment project, to the extent essential for acquiring possession of and clearing such area or parts thereof and to make relocation payments to or with respect to such persons for moving expenses and losses of property for which reimbursement or compensation is not otherwise made, including the making of such payments financed by the federal government.

(10) To make such expenditures as may be necessary to carry out the purposes of sections 18-2101 to 18-2144; and to make expenditures from funds obtained

from the federal government without regard to any other laws pertaining to the making and approval of appropriations and expenditures.

(11) To certify annually in the month of July of each year to the governing body of the city the amount of tax to be levied for the succeeding fiscal year for urban renewal purposes, not to exceed three-fourths of one mill on the dollar upon the assessed value of all the taxable property in such city, except intangible property; and the governing body shall levy and collect the taxes so certified at the same time and in the same manner as other city taxes are levied and collected, and the proceeds of such taxes, when due and as collected, shall be set aside and deposited in the special account or accounts in which other revenues of the authority are deposited, and such proceeds shall be employed to assist in the defraying of all expense of the authority. If in any year the full amount so certified and collected is not needed for the current purposes of such authority, the balance shall be credited to reserves of such authority, including sinking funds.

(12) To exercise all or any part or combination of powers herein granted.

~~(13) Subdivision (11) of this section shall not become operative in a city of the metropolitan class until the governing body of such city of the metropolitan class shall submit such proposition to the electors of such city for approval by a majority vote of the electors voting thereon.~~

(13) To plan, undertake, and carry out neighborhood development programs consisting of redevelopment project undertakings and activities in one or more urban renewal areas which are planned and carried out on the basis of annual increments in accordance with the provisions of this act for planning and carrying out redevelopment projects.".

6. Strike new section 1, added by the Standing Committee amendments.

7. Add a new section to be known as section 7 and to read as follows:

"Sec. 7. That section 18-2103.01, Revised Statutes Supplement, 1967, is repealed.".

Adjournment

At 11:54 a.m., on a motion by Mr. Waldo, the Legislature adjourned until 9:00 a.m., Monday, March 10, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 10, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. W. L. Van Auken, Associate Pastor, Westminster Presbyterian Church, Lincoln.

Prayer

O Lord, our God, Almighty and Eternal Father, who gives to Thy children liberally and withholds no good thing for their betterment; increase in us a likeness unto Thyself. Grant that we may be not so much concerned for our own welfare as for the happiness of those who depend upon us and look to us for assistance. Give us hearts that are free from the cynicism of this world. Keep us pure in our highest hopes. Let us do all things in good faith. And as Thy Spirit moves upon our labors, may He find them useful for the affairs of thy Eternal Kingdom. We pray in thy Son's name. Amen.

The roll was called and all members were present except Messrs. Kennedy and Waldron, who were excused and Mr. Bloom, excused until 10:30 a.m. and Mr. Keyes, excused until 11:00 a.m.

Corrections for the Journal

Page 873, line 15, delete "SFF" and insert "SPF".

Page 879, last line, insert "(Signed) Bill K. Bloom, Chairman".

Page 887, line 8 of the amendment, show "79-1334" as stricken.

The Journal for the Forty-fourth Day was approved as corrected.

Members Excused

Mr. Wenzlaff asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Batchelder asked unanimous consent to be excused Friday, March 14, 1969. No objections. So ordered.

Message from the Governor

March 10, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 7, 1969 I approved LB 97, LB 182, LB 224, LB 267, LB 269, LB 389 and LB 398.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

Communications

Letter from Congressman Glenn Cunningham acknowledging his receipt of LR 18.

UNANIMOUS CONSENT—Return LB 450 to Select File

Mr. Holmquist asked unanimous consent to return LB 450 to Select File for a specific amendment. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 163.

A BILL FOR AN ACT to amend sections 23-157 and 23-276, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for annexing a voting precinct to another voting precinct when the voting precinct contains less than seventy-five electors except as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Klaver
Knight
Kokes

Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 7:

Bloom
Carpenter
Johnson
Kennedy
Keyes
Mahoney
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 203.

A BILL FOR AN ACT relating to workmen's compensation; to provide a rehabilitation program for injured employees as prescribed; to amend sections 48-120, 48-121, and 48-157, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Batchelder

Not voting, 4:

Bloom
Kennedy
Keyes
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 461.

A BILL FOR AN ACT to amend section 8-147, Revised Statutes Supplement, 1967, relating to banks; to provide that indirect obligations of the United States government and obligations guaranteed by agencies of the United States government shall be excluded in computing the maximum amount of loans and investments that a bank may own; to provide that a bank may borrow money and pledge indirect obligations of the United States government and obligations guaranteed by agencies of the United States government as security therefor; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Bloom
Kennedy
Keyes
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Knight introduced 56 Seventh and Eighth grade students from St. John's Catholic School, Lincoln; Mrs. Richard O'Meara, teacher and Mr. Jonas, sponsor.

Mrs. Orme introduced 29 Fourth grade students from Holmes School, Lincoln and teachers, Mrs. Helen Stahn and Mrs. Diana Dahlgreen.

Mr. Johnson introduced 12 members of the Elkhorn View Extension Club from Nickerson, Nebraska.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 556. Placed on Select File as amended.

E and R amendments to LB 556:

1. In standing committee amendment 1, numbered line 11, strike *"39-7.107.2"* and insert *"39-7,107.02"*; and in numbered lines 16 and 17, strike *"by both such fine and imprisonment"* and insert *"be both so fined and imprisoned"*.

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 624. Placed on Select File.

LEGISLATIVE BILL 631. Placed on Select File as amended.

E and R amendment to LB 631:

1. In the title, line 6, strike "and"; and in line 6, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 651. Placed on Select File.

LEGISLATIVE BILL 60. Placed on Select File as amended.

E and R amendment to LB 60:

1. In the title, strike lines 4 to 6 and insert "cational Television Commission; to restrict the purpose for which eminent domain may be exercised; and to repeal the".

LEGISLATIVE BILL 417. Placed on Select File as amended.

E and R amendments to LB 417:

1. In section 1, lines 29 and 30, strike "normal school" and insert "~~normal school~~ *college*".

2. In the title, line 4, strike "certain" and insert "additional"; and in lines 4 and 5, strike "of the Department of Health" and insert "which".

LEGISLATIVE BILL 77. Placed on Select File as amended.

E and R amendments to LB 77:

1. In standing committee amendment 1, line 13, strike *"described"* and insert *"describes"*.

2. Add a new section to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 335. Placed on Select File.

LEGISLATIVE BILL 431. Placed on Select File as amended.

E and R amendments to LB 431:

1. Add a new section to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 3, strike "and"; and in line 4, insert "; and to declare an emergency" after "districts".

LEGISLATIVE BILL 284. Correctly engrossed.

LEGISLATIVE BILL 185. Correctly enrolled.

LEGISLATIVE BILL 208. Correctly enrolled.

LEGISLATIVE BILL 302. Correctly enrolled.

LEGISLATIVE BILL 321. Correctly enrolled.

LEGISLATIVE BILL 355. Correctly enrolled.

LEGISLATIVE BILL 414. Correctly enrolled.

LEGISLATIVE BILL 415. Correctly enrolled.

LEGISLATIVE BILL 416. Correctly enrolled.

LEGISLATIVE BILL 509. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 185 LB 208 LB 302 LB 321 LB 355 LB 414 LB 415 LB 416 LB 509

UNANIMOUS CONSENT—General File Bills

Mr. Warner asked unanimous consent that we consider only the underlined bills on General File this morning. No objections. So ordered.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 309. Placed on General File as amended.

Standing Committee amendments to LB 309:

1. In section 1, line 7, strike "shall" and insert "may".

2. In section 1, insert quotation marks at the end of line 9, and strike lines 10 to 21.

LEGISLATIVE BILL 459. Placed on General File.

LEGISLATIVE BILL 527. Placed on General File as amended.

Standing Committee amendment to LB 527:

1. In section 1, line 19, strike *"ninety calendar days"*, and insert *"one hundred legislative days unless extended by a vote of four-fifths of all members elected to the Legislature"*.

LEGISLATIVE BILL 648. Placed on General File.

LEGISLATIVE RESOLUTION 12. Indefinitely postponed.

LEGISLATIVE BILL 319. Indefinitely postponed.

LEGISLATIVE BILL 331. Indefinitely postponed.

LEGISLATIVE BILL 381. Placed on General File.

LEGISLATIVE BILL 471. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1311	Urban Affairs
1312	Revenue
1313	Government and Military Affairs
1314	Revenue

(Signed) John E. Everroad,
Lieutenant Governor

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 999 (Cancelled) Wednesday, March 12, 1969 2:00 p.m.

(Signed) Rick Budd, Chairman

Presented to the Governor

Presented to the Governor for approval on March 10, 1969 at 8:30 a.m.: LB 42 LB 85 LB 193 LB 194 LB 196 LB 322 LB 383

(Signed) Ruth Bossard, Enrolling Clerk

MOTION—Rule Change

Mr. Holmquist offered the following rule change:

1. Amend Rule 5 by adding a section to read as follows:

"Sec. 12. *The Nebraska Retirement Systems Advisory Committee together with the chairman of the Budget Committee shall function during each legislative session as a standing committee of the Legislature, shall have jurisdiction over all bills proposing new or amending existing retirement systems of the state and its political subdivisions.*".

Referred to the Rules Committee.

RESOLUTIONS

LEGISLATIVE RESOLUTION 24. Re: Determining Eligibility of Public Welfare Assistance

Introduced by Executive Board of the Legislative Council, C. W. Holmquist, 16th District, Chairman.

WHEREAS, the cost of the medical assistance program in Nebraska is increasing at a rate which is unrealistic and the Secretary of Health, Education, and Welfare has the right to restrict payments to the Department of Public Welfare unless the state makes a satisfactory showing that it is making efforts to broaden the scope of its care and services under the medical assistance program which will continue to increase costs, and it appears necessary that the state be permitted enough flexibility to either eliminate medical assistance payments covering services provided under Title XVIII B of the Social Security Act or that federal financial participation be made available both for payment of services and the premium charged for the buy in; and

WHEREAS, the Department of Health, Education, and Welfare by regulations have required the Department of Public Welfare to furnish assistance to both applicants and recipients during the pendency of any appeal or fair hearing and to pay for any legal counsel retained by the person appealing and in that this would be costs which are not necessary; and

WHEREAS, regulations have been adopted by the Secretary of Health, Education, and Welfare requiring that a mandatory declaration method of determining eligibility for assistance be adopted by every state and that this method of determining eligibility could if not implemented in a cautious manner be very expensive in that many declarations of need could be filed which could lead to many payments being made which should not be made and many appeals filed and fraud hearings held.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That we as members of the Nebraska Legislature are concerned with the welfare of the citizens of the state but we must also be fiscally prudent in the implementation of programs which could cost all the citizens of the state unnecessary or unjust tax burdens.

2. That we as members of the Nebraska Legislature considering the problems and costs involved in the above-mentioned items believe that these rules and regulations should be given more flexibility in order that a state can choose a plan which is best for it, both morally and fiscally.

3. That copies of this resolution be sent by the Clerk of the Legislature to the Secretary of Health, Education, and Welfare, and to all members of the Nebraska Congressional Delegation.

Mr. Holmquist moved to suspend the rules to consider LR 24 today.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

LR 24 was adopted with 39 ayes, 1 nay and 9 not voting.

LEGISLATIVE RESOLUTION 25. Re: Motor Vehicle Inspection Rules and Regulations

Introduced by the Committee on Public Works, Rick Budd, 2nd District, Chairman; C. F. Moulton, 8th District; William M. Wylie, 40th District; Leslie A. Stull, 49th District; Edward R. Danner, 11th District; Irving F. Wiltse, 1st District; Elmer Wallwey, 17th District and C. W. Holmquist, 16th District.

WHEREAS, the Congress of the United States adopted the Highway Safety Act of 1966, which requires all states to have a traffic safety program approved by the Secretary of Transportation; and

WHEREAS, one requirement of an approved traffic safety program is the periodic safety inspection of motor vehicles; and

WHEREAS, states which do not have approved traffic safety programs may be penalized by the loss of federal funds for highway safety programs and ten per cent of the state's federal funds for highway construction, which amount in Nebraska is more than three million dollars annually; and

WHEREAS, the Seventy-seventh Session of the Legislature adopted Legislative Bill 806, now Chapter 60, article 17, Reissue Revised Statutes of Nebraska, 1943, requiring annual safety inspections of motor vehicles; and

WHEREAS, the Department of Motor Vehicles, pursuant to law, adopted rules and regulations for the administration of the program of motor vehicle safety inspection; and

WHEREAS, such rules and regulations were filed with the Legislature as required by section 84-904, Revised Statutes Supplement, 1967; and

WHEREAS, section 84-904, Revised Statutes Supplement, 1967, provides that such rules when considered by the Legislature may be rejected, changed, altered, amended, or modified in such manner as the Legislature deems advisable; and

WHEREAS, on February 17, 1969, the Legislature adopted Legislative Resolution 17, as amended, which provides that the motor vehicle inspection rules and regulations of the Department of Motor Vehicles shall be suspended until they are approved by the Legislature; and

WHEREAS, on February 17, 1969, the Legislature directed that such rules and regulations be reviewed by the Committee on Public Works; and

WHEREAS, the Committee on Public Works has completely reviewed such rules and regulations, after consultation with representatives of the Department of Motor Vehicles and other interested parties; and

WHEREAS, the Committee on Public Works has concluded that changes in such rules and regulations would be in the public interest and consistent with the laws of this state and the federal Highway Safety Act of 1966; and

WHEREAS, the Committee on Public Works recommends approval of the motor vehicle inspection rules, with amendments to sections 3, 4, 5, 7, 8, 9, 10, 11, and 12 thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the motor vehicle inspection rules and regulations of the Department of Motor Vehicles, as amended by the Committee on Public Works and attached hereto, are approved.

2. That a copy of this resolution with the attached rules be filed with the Secretary of State by the Clerk of the Legislature, and that such rules shall have full force and effect from the time of such filing.

3. That the Department of Motor Vehicles distribute copies of such rules and regulations to all vehicle inspection stations, direct such stations to resume official inspections at the earliest practicable date, and make public announcement of the date on which such inspections shall resume.

A copy of the Motor Vehicle Inspection Rules and Regulations has been filed in the Office of the Clerk of the Legislature.

Mr. Budd asked unanimous consent to have LR 25 considered on Wednesday, March 12, 1969. No objections. So ordered.

MOTION—Request Bill by Budget Committee

Mr. Carpenter moved that the Budget Committee introduce a bill to eliminate all areas of medical assistance except the five categories required by the Federal Government.

Mr. Carpenter requested a record vote on his motion.

Voting in the affirmative, 35:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Swanson
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Stull
Syas
Waldo

Not voting, 11:

Adamson
Budd
Danner
Holmquist
Kennedy
Keyes
Robinson
Waldron
Wallwey
Wenzlaff
Wylie

The motion prevailed.

Explanation of Vote

Had I been present, I would have voted "yes" on LB 163 LB 203 and LB 461 on Final Reading.

(Signed) Bill K. Bloom

SELECT FILE

LEGISLATIVE BILL 700. E and R amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 701. Advanced to E and R for engrossment.

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of bills on General File and let the introducer explain it. No objections. So ordered.

LEGISLATIVE BILL 485. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 492. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-fourth Day were adopted.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 621. Reading waived. Explained.

Mr. Wiltse offered the following amendment which was adopted:

60-325. No person shall operate or drive a motor vehicle, *commercial trailer,* ~~or~~ *semitrailer,* OR UTILITIES TRAILER on the public highways unless such vehicle shall at all times carry in or upon it, subject to inspection by any peace officer, the registration certificate furnished for it, as hereinbefore provided, which, in case of an automobile, shall be fixed in the container in plain sight, in the driver's compartment of the automobile, and which in case of a motorcycle, shall be carried either in plain sight, affixed to the motorcycle, or in the tool bag or some convenient receptacle attached to the motorcycle.

Advanced to E and R for review with 41 ayes, 0 nays and 8 not voting.

LEGISLATIVE BILL 652. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 20. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Speaker Warner Presiding

Advanced to E and R for review with 28 ayes, 1 nay and 20 not voting.

LEGISLATIVE BILL 21. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Advanced to E and R for review with 29 ayes, 1 nay and 19 not voting.

Adjournment

At 12:03 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, March 11, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 11, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Our God, we thank Thee that Thou hast formed our minds to seek Thee, our hearts to love Thee, and hast made our spirits restless for the rest that is alone in Thee. Since Thou hast set our feet on a path so full of change and chance that we know not what a day may bring forth, and has curtained every day with darkness and rounded our little life with sleep. Grant that we may use with diligence the fleeting span of time given to us, filling sunny hours with labor, working while it is yet day, knowing that the night cometh when man's work is done.

Bowing now at the beginning of another day, may Thy name be hallowed, may our hearts be cleansed, and may our daily duties shine with the halo of a new glory. In the Redeemer's Name. Amen.

The roll was called and all members were present except Messrs. Kennedy and Wenzlaff who were excused.

Corrections for the Journal

Page 900, line 5, delete "L 509" and insert "LB 509".

The Journal for the Forty-fifth Day was approved as corrected.

Communications

Letter from U. S. Senators Hruska and Curtis with enclosed copy of letter and information they received from Department of Interior in regard to LR 6.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 1295	Wednesday, April 9, 1969	2:00 p.m.
LB 1311	Wednesday, April 9, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 167. With emergency.

A BILL FOR AN ACT to amend sections 38-101 and 53-103, Reissue Revised Statutes of Nebraska, 1943, relating to minors; to change the age of minors as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Duis
Elrod
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 11:

Craft
Danner
Harsh
Knight
Kremer
Nore
Orme
Reynolds
Waldo
Warner
Wylie

Not voting, 2:

Kennedy
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 237.

A BILL FOR AN ACT to amend section 23-343.38, Reissue Revised Statutes of Nebraska, 1943, relating to hospital districts; to eliminate the provisions for county attorneys to represent the district as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Kennedy
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 242.

A BILL FOR AN ACT relating to schools; to provide for contracting for educational services by the Nebraska School for the Visually Handicapped as prescribed; to provide for attendance of visually handicapped children of an approved program provided by schools as prescribed; and to provide duties for the State Department of Education.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft

Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Bloom
Kennedy
Reynolds
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 249.

A BILL FOR AN ACT to amend section 12-801, Reissue Revised Statutes of Nebraska, 1943, relating to cemeteries; to provide that metal markers provided for war veterans shall not be removed by the trustees of any cemetery; to provide when such markers may be moved; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Bloom
Kennedy
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 268.

Mr. Duis asked unanimous consent to return LB 268 to Select File for the following specific amendment:

1. Amend section 1, line 8 by striking "the commission", by striking lines 9 and 10 and inserting "the", and by striking line 16 after the period and striking all of lines 17 to 32.

Mr. Swanson objected.

Mr. Duis moved to return LB 268 to Select File for the specific amendment.

The motion lost with 10 ayes, 28 nays and 11 not voting.

LEGISLATIVE BILL 268. With emergency.

A BILL FOR AN ACT relating to the State Real Estate Commission; to authorize actions for failing to comply with the provisions of section 81-875.01, Revised Statutes Supplement, 1967, as prescribed; to provide duties for the State Real Estate Commission and the Attorney General; to provide for a receiver and special counsel; to provide for fees and costs; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse

Voting in the negative, 4:

Batchelder
Duis
Wylie
Ziebarth

Not voting, 4:

Kennedy
Marvel
Skarda
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 394. With emergency.

A BILL FOR AN ACT to amend section 77-507.01, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for recommendations by the Tax Commissioner to the State Board of Equalization and Assessment; to provide for hearings; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Klaver
Stull

Not voting, 3:

Kennedy
Skarda
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 455.

A BILL FOR AN ACT to amend section 48-657, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 125, Eightieth Session, Nebraska State Legislature, 1969, relating to employment security; to provide for priority as prescribed for liens filed by the Commissioner of Labor for delinquent contributions to the Unemployment Compensation Fund; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Bloom
Budd
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Warner
Wiltse

Voting in the negative, 11:

Adamson
Batchelder
Burbach
Clark
Duis
Holmquist
Kokes
Stull
Wallwey
Wylie
Ziebarth

Not voting, 4:

Kennedy
Skarda
Wenzlaff
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 456.

A BILL FOR AN ACT to amend section 48-628, Reissue Revised Statutes of Nebraska, 1943, relating to employment security; to modify disqualification provisions for unemployment benefits; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wiltse
Wylie
Ziebarth

Voting in the negative, 8:

Batchelder
Holmquist
Kokes
Kremer
Nore
Wallwey
Warner
Whitney

Not voting, 2:

Kennedy
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 457.

A BILL FOR AN ACT to amend sections 48-624 and 48-669, Reissue Revised Statutes of Nebraska, 1943, relating to employment security; to extend the unemployment benefit table; to provide for transition; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 1:

Batchelder

Not voting, 6:

Kennedy	Nore	Whitney	Wylie
Kokes	Wenzlaff		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 190. Placed on Select File as amended.

E and R amendments to LB 190:

1. Renumber Sections as follows:

Section 1.	Section 4 added by the Carpenter amendment 1.
Sec. 2.	Section 5 added by the Carpenter amendment 2.
Sec. 3.	Section 1 in standing committee amendments.
Sec. 4.	Section 2 in standing committee amendments.
Sec. 5.	Section 3 in standing committee amendments.
Sec. 6.	Section 6 added by the Carpenter amendment 3.
Sec. 7.	Section 4 in standing committee amendments.
Sec. 8.	Section 5 in standing committee amendments.

2. Amend renumbered section 1, through subdivision (2) to read as follows:

"Section 1. That section 18-2102.01, Revised Statutes Supplement, 1967, be amended to read as follows:

18-2102.01. Cities of all classes and villages of this state are hereby granted power and authority to create urban renewal authorities *and limited urban renewal authorities.*

(1) Whenever ~~such~~ an authority *or limited authority* is created it shall bear the name of the city creating it and shall be legally known as the Urban Renewal Authority of the City (or Village) of .... (name of city or village) *or the Limited Urban Renewal*

Authority of the City (or Village) of ______________ (name of city or village).

(2) When it is determined by the governing body of any such city, by ordinance in the exercise of its discretion, that it is expedient to create an urban renewal authority, *or limited urban renewal authority,* the mayor of such city or if the mayor shall fail to act within ninety days after the passage of the ordinance, then the president or other presiding officer, other than the mayor, of the governing body, with the approval of the governing body of such city, shall appoint five persons, who shall constitute the authority *or the limited authority; Provided,* that in cities having the city manager form of government, the city manager shall appoint such persons. The terms of office of the members of the authority initially appointed shall be for one year, two years, three years, four years, and five years, as designated by the mayor, president, other presiding officer, or city manager in making the respective appointments. As the terms of the members of the authority expire, the mayor, with the approval of the governing body of the city, shall appoint or reappoint a member of the authority for a term of five years to succeed the member whose term expires; ~~Provided, that in~~ . *The terms of office of the members of a limited urban renewal authority shall be for the duration of only one single specific limited pilot project authorized in the ordinance creating such limited urban renewal authority, and the terms of the members of a limited urban renewal authority shall expire upon the completion of the single specific limited pilot project authorized in the ordinance creating such limited urban renewal authority.* ~~cities of the primary class, such governing bodies shall submit such ordinance to the electors of such a city for approval by a majority vote of the electors voting thereon and in cities of the metropolitan class, such~~ *A* governing body may at its option submit such ordinance to the electors of such city for approval by a majority vote of the electors voting thereon and on submitting such ordinance for approval the governing body ~~of a city of the metropolitan or primary class~~ is authorized to call, by such ordinance, a special or general election and to submit thereat, after thirty days' notice of the time and place of holding such election and according to the manner and method otherwise provided by law for the calling, conducting, canvassing, and certifying of the result of city elections on the submission of propositions to the electors thereof, the

proposition to be stated on the ballot as follows:

Shall the City (or Village) of .... (name of city or village) create an Urban Renewal Authority of the City (or Village) of .... (name of city or village)?

☐ Yes
☐ No.

When the ordinance submitted to the electors for approval by a majority vote of the electors voting thereon is to create a limited urban renewal authority the proposition shall be stated on the ballot as follows:

Shall the City (or Village) of .... (name of city or village) create a Limited Urban Renewal Authority of the City (or Village) of .... (name of city or village)?

☐ *Yes*
☐ *No.*

Vacancies shall be filled for any unexpired term in the same manner as the original appointment. Members of the authority so appointed shall hold office until their successors have been appointed and qualified. *Members of a limited authority shall hold office as provided in this section.* All members of such authority shall serve without compensation, but shall be entitled to be reimbursed for all necessary expenses incurred."; in subdivision (3) insert an underscored comma at the end of line 9; and in subdivision (3) line 10, strike the comma and show the same as stricken.

3. In renumbered section 2, line 14 of subdivision 12, insert a comma after "industrial" as in the statutes; and insert an underscored comma after "authority" in line 3, and after *"18-2101.01"* in line 4 of subdivision 18.

4. In renumbered section 3, insert "18-2103.01." at the beginning of line 3; and in line 6, insert "body" as in the statutes.

5. In lieu of the Pedersen amendments 1 and 2, in renumbered section 3, line 7, strike "~~ordinance~~" in both places and insert "ordinance *or*"; in lines 8 and 14, strike "thirty" and insert "~~thirty~~ *forty-five*"; and in the last line, strike "thirty-day" and insert "~~thirty-day~~ *forty-five-day*".

6. In renumbered section 4, line 29, insert *"line"* after the first *"center"*; in line 40, strike *"east"* and insert *"center"*; in lines 54, 67, and 69, insert *"the"* after *"of"*; in line 75, insert *"line"* after *"center"*; and in line 76, strike the semicolon.

7. In renumbered section 5, line 2, strike *"herewith"* and insert *"with this act"*.

8. In renumbered section 7, line 1, strike "section" and insert "sections 18-2102.01, 18-2103, and"; and in line 2, strike "is" and insert "are".

9. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend sections 18-2102.01, 18-2103, and 18-2103.01, Revised Statutes Supplement, 1967, relating to urban renewal; to provide for limited urban renewal authorities as prescribed; to provide procedures; to provide for severability; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 444. Placed on Select File as amended.

E and R amendment to LB 444:

1. In the title, line 5, strike "of probation".

LEGISLATIVE BILL 474. Placed on Select File as amended.

E and R amendments to LB 474:

1. In section 1, insert an underscored comma at the end of line 6.

2. In new section 2, strike line 1 and insert "Sec. 2. *Any person who violates the provisions of section 41-127 shall, if the value of the food, lodging, or other accommodations obtained exceeds thirty-five dollars,*".

3. In standing committee amendment 1, line 3, strike the period and insert a period at the end of the line.

LEGISLATIVE BILL 473. Placed on Select File as amended.

E and R amendments to LB 473:

1. In section 1, line 37, strike "of" and insert "~~of~~ *to*".

2. In the title, line 5, strike "a class 1 boat" and insert "class 1 boats".

LEGISLATIVE BILL 507. Placed on Select File as amended.

E and R amendments to LB 507:

1. In section 2, line 1, insert "of this act" after "1".

2. In the title, line 3, insert "and" after the semicolon; and in line 5, insert "or antelope" after "deer".

LEGISLATIVE BILL 261. Placed on Select File as amended.

E and R amendments to LB 261:

1. In section 4, line 7, strike "program" and insert "~~program~~ *programs*".

2. In section 7, line 39, strike "*said*" and insert "*such*".

3. In section 9, line 13, strike "who" and insert ", ~~who~~ *and shall*".

4. Add a new section to read as follows:

"Sec. 11. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5. In the title, strike beginning with the second "to" in line 6 through line 18 and insert "to clarify provisions; to extend provisions to Vietnam veterans; to correct eligibility dates; to remove a salary limitation; to provide additional powers and duties; to change qualifications and eligibility requirements; to harmonize provisions; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 328. Placed on Select File as amended.

E and R amendment to LB 328:

1. In section 1, line 39, strike "(b)" and insert "~~(b)~~".

LEGISLATIVE BILL 338. Placed on Select File as amended.

E and R amendments to LB 338:

1. In the first Orme amendment 1, line 11, strike "*said*" and insert "*such*".

2. In section 1, line 14, strike *"in event"* and insert *"if"*; in lines 15 and 23, strike *"said"* and insert *"such"*; in line 23, strike *"and provided further"* and insert *"Provided"*; and in line 25, insert *"shall"* after *"section"*.

3. Strike the second Orme amendment 1, it being identical to the Orme amendment 2.

4. Divide section 7 into new sections as follows: section 8, commencing with line 23, section 9, commencing with line 29, section 10, commencing with line 42, section 11, commencing with line 50, section 12, commencing with line 58, section 13, commencing with line 64, section 14, starting with line 76, section 15, starting with line 89, section 16, commencing with line 100, section 17, commencing with line 112, section 18, commencing with line 119, and section 19, commencing with line 126.

5. Renumber original sections 8 and 9 as sections 20 and 21.

6. In section 7, line 1, strike *"this section"* and insert *"sections 7 to 19 of this act"*; and strike line 16, and insert *"to conduct research, or both"*.

7. In section 8, insert an underscored comma at the end of line 2; and in line 6, strike *"this section"* and insert *"sections 7 to 19 of this act"*.

8. In section 10, line 2, strike *"this section"* and insert *"sections 7 to 19 of this act"*.

9. In section 11, line 8, strike *"this section"* and insert *"sections 7 to 19 of this act"*.

10. In section 12, line 2, strike *"this section"* and insert *"sections 7 to 19 of this act"*.

11. In section 13, line 6, strike *"said"* and insert *"an"*; and in line 11, strike *"said"* and insert *"such"*.

12. In section 14, lines 7, 9, and 11, strike *"said"* and insert *"such"*.

13. In section 15, line 4, strike *"said"* and insert *"such"*; in line 8, insert an underscored comma after *"board"*; and in line 8, strike *", however,"*.

14. In section 16, line 1, insert *"(1)"* before *"The"*; in line 7, insert *"(2)"* before *"The"*; and in lines 6 and 12, strike *"this section"* and insert *"sections 7 to 19 of this act"*.

15. In section 17, lines 1 and 2, strike *"this section"* and insert *"sections 7 to 19 of this act"*; and in line 5, strike *"said"* and insert *"such"*.

16. In section 18, line 4, strike the second *"of"* and insert *"in"*.

17. In section 19, line 8, strike *"said"* and insert *"such"*; and in line 11, insert an underscored comma after *"determine"* and after *"and"*.

18. In the title, strike lines 14 and 15 and insert "to define terms; to provide for special permits as prescribed; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 25. Correctly engrossed.

LEGISLATIVE BILL 39. Correctly engrossed.

LEGISLATIVE BILL 393. Correctly engrossed.

LEGISLATIVE BILL 400. Correctly engrossed.

LEGISLATIVE BILL 163. Correctly enrolled.

LEGISLATIVE BILL 203. Correctly enrolled.

LEGISLATIVE BILL 461. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 163 LB 203 LB 461

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 294. Indefinitely postponed.

LEGISLATIVE BILL 308. Indefinitely postponed.

LEGISLATIVE BILL 489. Placed on General File as amended.

Standing Committee amendments to LB 489:

1. Insert a new section to be known as section 1, and to read as follows:

"Section 1. That section 2-201, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-201. Whenever twenty or more persons, residents of any county in this state, shall organize themselves into a society for the improvement of agriculture within said county, and shall have adopted a constitution and by-laws agreeable to the rules and regulations furnished by the usual and proper officers, and when the said society shall have raised and paid into the treasury, by voluntary subscription or by a fee imposed upon its members, fifty dollars or more annually, and whenever the president of said society shall certify to the county clerk the amount thus paid, the county board shall, at the time other levies and assessments for taxation are made, levy a tax upon all the taxable property, except intangible property, within the county which, except as otherwise provided in section 2-203, shall not exceed one-fourth mill on each dollar of the assessed valuation, or so much thereof as is necessary to raise the maximum amount provided for in section 2-203, 2-203.01, ~~or~~ 2-203.02, *or section 6 of this act* which tax each year shall be assessed, levied, and collected as other state and county taxes. The proceeds of such tax shall be paid by the county treasurer to the treasurer of the managing board of directors of such agricultural fair; *Provided,* after September 18, 1955, a new society shall not be formed in the county if one then exists.".

2. Renumber original sections 1 to 3 as sections 2 to 4, and in line 1 of renumbered secton 2 strike "Section" and insert "Sec.".

3. In renumbered section 4, line 3, after "of" insert *"more than four thousand inhabitants but"*.

4. Insert a new section to be known as section 5 and to read as follows:

"Sec. 5. That section 2-203.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-203.03. The county board of any county may, if the premiums and permanent improvements warrant it, levy an additional one-fourth mill levy, or any part thereof, over and above the respective limitations set forth in section 2-203, 2-203.01, ~~or~~ 2-203.02, *or section 6 of this act.*".

5. Insert two new sections to be known as sections 6 and 7 and to read as follows:

"Sec. 6. *In counties having a population of not more than four thousand inhabitants, the county board shall assess so much of the one-fourth mill levy as will raise four thousand dollars.*

Sec. 7. *The county board of any county may levy an additional one half mill levy, or any part thereof, for the purpose of capital construction on the county fairgrounds, over and above the mill levy and dollar, limitations set forth in sections 2-203, 2-203.01, 2-203.02, 2-203.03, and section 6 of this act.*".

6. Renumber original section 4 as section 8, and in line 1 thereof after "sections" insert "2-201,"; and in line 2 strike "and", and after the first comma insert "and 2-203.03".

LEGISLATIVE BILL 714. Placed on General File as amended.

Standing Committee amendment to LB 714:

1. In section 2, line 5, insert "*state*" after the word "*under*".

LEGISLATIVE BILL 760. Placed on General File.

LEGISLATIVE BILL 902. Placed on General File as amended.

Standing Committee amendments to LB 902:

1. In section 1, line 4 reinstate "54-128" and strike "*54-128*", line 8 insert "*and is registered in the office of the Secretary of State as provided by law. When the context or the circumstances so require, words importing a singular number may be expanded to a several persons or things, and words importing the plural number may be applied to one person or thing, and words importing the masculine gender only may be expanded to the feminine or neuter gender*" after "hip", line 16 strike "*shall*" and insert "*may*", line 23 strike "*and locations if any,*" and insert "*, if any, on animal*", line 32 insert "*and administrative agency*" after "*body*", line 63 insert "*owning or*" after "*of*", line 76 insert "*owner or*" after "*the*", line 112 strike "*on a commission basis*" and insert "*for compensation*", line 140 insert "*as set forth in section 54-134*" after "*area*", line 151 insert "*of an administrative function or pertaining to*" after "*whether*" and strike "*are*", strike line 154 and insert "*that are of the*", line 158 insert "*brand clearance*" after "*sale*", line 167 strike "*cattle*" and insert "*livestock*", line 184 strike "*or mark*", line 185 strike "*mark or*", line

193 insert *"; Provided, a legal brand for identification in Nebraska is as provided for in section 54-101"* after *"brand"*.

2. In section 2, line 10 strike *"recorded brand"* and insert *"an"*.

3. In section 6, line 11 insert *"properly executed"* before "bill".

4. In section 7, line 17 insert *", or acknowledged by a notary public, or by some officer as authorized by state law to take acknowledgment"* after "witness".

5. In section 8, line 6 insert *"of the sale or transfer"* after "time".

6. In section 9, lines 3 to 8, strike the new matter, strike lines 17 to 23, strike the last sentence and show as stricken matter.

7. Add a new section to be known as section 11 and to read as follows:

"Sec. 11. That section 54-134, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-134. There is hereby created the Nebraska brand inspection area, which shall consist of all that part of the State of Nebraska lying within the following counties: Arthur, Banner, Blaine, Box Butte, Boyd, Brown, Buffalo, Chase, Cherry, Cheyenne, Custer, Dawes, Dawson, Deuel, Dundy, all of lot two and the west thirty-five feet of lot one, block nineteen, and the east one hundred forty feet of block twenty, Gages addition to Franklin, Franklin, Frontier, *lots 17, 18, 32, and the east one hundred feet of lots 33 and 34, Corbins addition to the village of Beaver City, and part of the south half of section one, township three, north range twenty-one, on railroad right-of-way in the west part of Oxford Town called Burlington addition, Oxford, Furnas*, Garden, Garfield, Gosper, Grant, Greeley, all of lots one, seven, and eight in block forty-eight in Original Town of Grand Island, and all of the southeast quarter lying south of the Union Pacific Railroad Company's right-of-way in section twenty-four, township eleven, north, range ten in Hall, Harlan, Hayes, Hitchcock, Holt, Hooker, Kearney, Keith, Keya Paha, Kimball, all of Knox except Dowling, Columbia, and Lincoln townships, Lincoln, Logan, Loup, McPherson, Morrill, Perkins, Phelps, Red Willow, Rock, Scotts Bluff, Sheridan, Sherman, Sioux, Thomas, Valley, all of lots one, two, three and four and the north half of lots seven and eight, except twenty-two feet off the east side of lot eight, all in block six, Original Town of Blue Hill, Webster, and Wheeler.".

8. Renumber original sections 11 to 17 as sections 12 to 18, respectively

9. In renumbered section 12, line 15 strike *"and"* and insert *"and 54-415"* before "and".

10. In renumbered section 17, line 5 strike *"54-415"* and insert *"54-155"*.

11. In renumbered section 18, line 6 insert *", but shall be required at point of destination"* after "loading".

12. Strike original section 18.

13. In section 20, lines 6 and 7 strike *"stolen cattle that have been seized"* and insert *"cattle which are suspected of having been stolen"*.

14. In section 21, line 3 insert "54-134," before "54-137", line 4 strike "54-144, and 54-153," and insert "and 54-144".

(Signed) M. A. Kremer, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 737. Indefinitely postponed.

LEGISLATIVE BILL 469. Placed on General File as amended.

Standing Committee amendments to LB 469:

1. In section 1, line 3, after "purchase" insert ", sell, trade, convey, deliver, or transport", line 4, after "accessories" insert "in Nebraska and", line 6 strike "in conformance with section" and insert "to implement for this state the permissive firearms sales and delivery provisions in sections", and in line 7, after "Congress" insert ", Second Session" and strike the sentence beginning in line 7 through the period in line 17.

2. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 748. Placed on General File as amended.

Standing Committee amendment to LB 748:

Section 2, line 2, following repealed, add
"; and to declare an emergency."

(Signed) Harold T. Moylan, Chairman

Presented to the Governor

Presented to the Governor for approval on March 11, 1969 at 8:45 a.m.: LB 185 LB 208 LB 302 LB 321 LB 414 LB 415 LB 416 LB 509

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 1067 (Cancel)	Thursday, April 17, 1969	2:00 p.m.
LB 1067 (Re-set)	Friday, April 18, 1969	2:00 p.m.
LB 1206 (Cancel)	Thursday, April 17, 1969	2:00 p.m.
LB 1206 (Re-set)	Friday, April 18, 1969	2:00 p.m.

(Signed) Maurice A. Kremer, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 22.

Mr. Bloom asked unanimous consent that LR 22 be referred to a Committee. No objections. So ordered.

MOTION—Suspend Rules

Mr. Wylie moved to suspend the rules to introduce the Hoover Commission Bills numbering from LB 1315 to LB 1342 inclusive.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1315. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT relating to the Military Department; to authorize expenditures by the department as prescribed.

LEGISLATIVE BILL 1316. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT to amend section 84-602, Revised Statutes Supplement, 1967, relating to the State Treasurer; to change the duties of the State Treasurer as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1317. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT relating to state government; to establish a Commission on Reorganization of State Government; and to provide for the appointment, powers, duties, and compensation of such commission.

LEGISLATIVE BILL 1318. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-1120.02, Revised Statutes Supplement, 1967, relating to telecommunications division; to redefine terms; and to repeal the original section and also section 81-1120.15, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 1319. By Committee on Government and Military Affairs, at the Reuest of the Governor.

A BILL FOR AN ACT to amend section 81-161.04, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to provide for the sale of surplus property by the Purchasing Agent as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1320. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT relating to state administrative departments; to create a transportation services bureau within the Department of Administrative Services; to prescribe the powers and duties of such bureau; to provide for a chief of the bureau, his appointment, powers and duties; and to repeal sections 81-1001, 81-1002, 81-1003, 81-1004, 81-1005, and 81-1006, Reissue Revised Statutes of Nebraska, 1943, and section 81-1007, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 1321. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 84-505, 84-1202, and 84-1206, Reissue Revised Statutes of Nebraska, 1943, relating to records management; to establish a records management bureau; to provide for an administrator of such bureau; to transfer certain duties of the Secretary of State to the administrator of such bureau as prescribed; to repeal the original sections, and also sections 84-1203, 84-1205, and 84-1217, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1322. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT relating to state administrative departments; to provide for an administrator for the general services division; to provide qualifications for such administrator; to provide for appointment of such administrator; and to provide for compensation.

LEGISLATIVE BILL 1323. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT relating to state administrative departments; to transfer the capitol buildings division of the Department of Administrative Services to the capitol facilities planning bureau of such department; to provide for a chief of the capitol facilities planning bureau; to provide for powers and duties of the chief; to amend sections 72-707 and 72-708, Reissue Revised Statutes of Nebraska, 1943; to transfer duties of building superintendent to the chief of the capitol facilities planning bureau as prescribed; to repeal the original sections, and also sections 72-716.01 and 72-717, Reissue Revised Statutes of Nebraska, 1943, and sections 72-706, 72-706.01, 72-709, 72-716.02, 72-718.01, and 72-718.02, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 1324. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-1303, Revised Statutes Supplement, 1967, relating to the State Personnel Office; to change the name of the Personnel Director to Personnel Administrator; to provide for the appointment of such administrator; to provide duties for the Revisor of Statutes; and to repeal the original section.

LEGISLATIVE BILL 1325. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-147, 81-161, and 81-1118, Reissue Revised Statutes of Nebraska, 1943, and section 81-148, Revised Statutes Supplement, 1967, relating to state administrative departments; to transfer duties of Purchasing Agent to the materiel division of the Department of Administrative Services as prescribed; to create five bureaus within the division of materiels divisions; to prescribe powers and duties; to provide duties for the Revisor of Statutes; and to repeal the original sections.

LEGISLATIVE BILL 1326. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT to amend section 81-1119, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Administrative Services; to provide for the cost of certain studies as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1327. By Committee on Government and Military Affairs, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 81-1110, 81-1115, and 81-1117, Reissue Revised Statutes of Nebraska, 1943, and sections 81-1102, 81-1108, 81-1111, 81-1112, 81-1113, 81-1114, and 81-1116, Revised Statutes Supplement, 1967, relating to Department of Administrative Services; to provide for a reorganization of the department into various divisions as prescribed; to provide powers and duties; and to repeal the original sections.

LEGISLATIVE BILL 1328. By Committee on Agriculture and Recreation, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 81-254 and 81-260, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Agriculture; to increase the fees for milk and cream testing as prescribed; to harmonize the provisions with previous legislation; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 1329. By Committee on Agriculture and Recreation, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 37-204, 37-301, 81-801, and 81-802, Reissue Revised Statutes of Nebraska, 1943, and section 81-807, Revised Statutes Supplement, 1967, relating to game and fish; to provide additional duties to the Game and Parks Commission; to harmonize provisions with previous legislation; to increase permit fees as prescribed; to remove obsolete material; to provide for ex officio member of Game and Parks Commission; to designate the chairman of the commission; to reduce the term of office of the secretary of the commission; and to repeal the original sections.

LEGISLATIVE BILL 1330. By Committee on Banking, Commerce and Insurance, at the Request of the Governor.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, sections 1 and 9, of the Constitution of Nebraska, relating to educational lands and funds; to provide that the Legislature shall provide by law for the management and investment of all such lands and funds; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1331. By Committee on Banking, Commerce and Insurance, at the Request of the Governor.

A BILL FOR AN ACT relating to schools; to require school districts to insure school property as prescribed.

LEGISLATIVE BILL 1332. By Committee on Banking, Commerce and Insurance, at the Request of the Governor.

A BILL FOR AN ACT relating to motor vehicles; to provide for insurance companies to furnish liability coverage data on insured Nebraska drivers to the Department of Motor Vehicles as prescribed.

LEGISLATIVE BILL 1333. By Committee on Miscellaneous Subjects, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 66-301, 66-303, 66-306, 66-308, 66-309, 66-311, and 66-317, Reissue Revised Statutes of Nebraska, 1943, and sections 66-302 and 66-304, Revised Statutes Supplement, 1967, relating to oil inspection; to transfer certain powers and duties from the Tax Commissioner to the Director of Agriculture as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1334. By Committee on Miscellaneous Subjects, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 41-105 and 41-106, Reissue Revised Statutes of Nebraska, 1943, relating to hotels and inns; to increase the fees for registration by concessionaries and operators of automatic vending machines as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1335. By Committee on Miscellaneous Subjects, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 79-4,118 and 81-153, Reissue Revised Statutes of Nebraska, 1943, relating to the Purchasing Agent; to provide that school board may utilize the services of the Purchasing Agent in the purchase of textbooks, equipment, and supplies; to increase the powers of the Purchasing Agent; and to repeal the original sections.

LEGISLATIVE BILL 1336. By Committee on Miscellaneous Subjects, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 83-150, 83-151, and 83-152, Reissue Revised Statutes of Nebraska, 1943, and section 83-145, Revised Statutes Supplement, 1967, relating to state institutions; to change the name of prisoners and convicts to offenders; to change the name of prison-made goods to division of correction-made goods; to change the name of Nebraska State Use System of Prison Employment Fund to Nebraska State Use System of Division of Corrections Employment Funds; to change the name of penal or reformatory institutions to correctional institutions; and to repeal the original sections.

LEGISLATIVE BILL 1337. By Committee on Education, at the Request of the Governor.

A BILL FOR AN ACT to amend section 79-1247.07, Revised Statutes Supplement, 1967, relating to schools; to change fees for teachers' certificates as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1338. By Committee on Education, at the Request of the Governor.

A BILL FOR AN ACT to amend section 43-620, Reissue Revised Statutes of Nebraska, 1943, relating to mentally handicapped children; to remove a reference to a school at Cozad; and to repeal the original section.

LEGISLATIVE BILL 1339. By Committee on Education, at the Request of the Governor.

A BILL FOR AN ACT to amend section 79-311, Reissue Revised Statutes of Nebraska, 1943, relating to education; to provide that no county superintendent shall be elected in those counties which are a part of an educational service unit as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1340. By Committee on Education, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 79-1801 and 79-1821, Reissue Revised Statutes of Nebraska, 1943, relating to education; to raise application and renewal fees of private correspondence schools and privately-owned correspondence, business, or trade schools as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1341. By Committee on Education, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 79-2201, 79-2202, 79-2204, 79-2207, and 79-2210, Reissue Revised Statutes of Nebraska, 1943, and section 79-2203, Revised Statutes Supplement, 1967, relating to education; to change the number of educational service units as prescribed; to prescribe the geographical boundaries thereof; to redefine the procedure for filing for board membership; to provide for board membership of the reorganized educational service unit; to provide for the registration of warrants during an interim period; to provide for the transfer of assets and liabilities from existing educational service units to reorganized ones; to provide for the termination of contracts and leases of existing educational service units; to provide for the appointment of a treasurer; and to repeal the original sections, and also section 79-2203.01, Revised Statutes Supplement, 1967.

LEGISLATIVE BILL 1342. By Committee on Education, at the Request of the Governor.

A BILL FOR AN ACT to amend sections 79-426.01, 79-426.02, 79-426.03, 79-426.04, 79-426.05, 79-426.06, 79-426.07, 79-426.08, 79-426.09, 79-426.11, 79-426.12, 79-426.13, 79-426.15, 79-426.16, and 79-426.19, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to require reorganization of school districts so that all territory in the state is included in districts providing instruction in kindergarten through grade twelve; to provide procedures; and to repeal the original sections and also sections 79-426.14, 79-426.17, and 79-426.22, Reissue Revised Statutes of Nebraska, 1943.

Visitors

Mrs. Orme introduced a large number of women who are members of Women in Community Service; a group of Omaha teachers, Young Democrats, National Council of Negro Women and Church Women United.

Mrs. Orme introduced Mrs. Mildred Brown, Publisher of the Omaha Star.

REFERENCE COMMITTEE REPORT

LB	Committee
1315	Government and Military Affairs
1316	Government and Military Affairs
1317	Government and Military Affairs
1318	Government and Military Affairs
1319	Government and Military Affairs
1320	Government and Military Affairs
1321	Government and Military Affairs
1322	Government and Military Affairs
1323	Government and Military Affairs
1324	Government and Military Affairs
1325	Government and Military Affairs
1326	Government and Military Affairs
1327	Government and Military Affairs
1328	Agriculture and Recreation
1329	Agriculture and Recreation
1330	Banking, Commerce and Insurance
1331	Banking, Commerce and Insurance
1332	Banking, Commerce and Insurance
1333	Miscellaneous Subjects
1334	Miscellaneous Subjects
1335	Miscellaneous Subjects
1336	Miscellaneous Subjects
1337	Education
1338	Education
1339	Education
1340	Education
1341	Education
1342	Education

(Signed) Jerome Warner, Speaker

SELECT FILE

LEGISLATIVE BILL 450. Mr. Holmquist offered the following specific amendment, which was adopted by unanimous consent:

1. Amend section 1, line 11 by inserting *", purchased on the open market"* after *"bonds"*.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 556. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 624. Advanced to E and R for engrossment.

LEGISLATIVE BILL 631. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 651. Mr. Stull offered the following amendments, which were adopted by unanimous consent:

1. In section 1, line 17, after the period, insert *"Any person who violates the provisions of this section shall be punished as provided in section 39-746.07."*.

2. In the title, line 5, after the semicolon, insert "to provide a penalty;".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 60. E and R amendment found in the Legislative Journal for the Forty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 417. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Mrs. Orme offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 77. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 335. Advanced to E and R for engrossment.

LEGISLATIVE BILL 431. E and R amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following opinion from the Attorney General printed in the Journal. No objections. So ordered.

March 6, 1969

Senator Terry Carpenter
Nebraska State Legislature
Capitol Building
Lincoln, Nebraska

Dear Senator Carpenter:

You have inquired as to the constitutionality of L. B. 496, which provides in part:

> "Every city and village shall levy a tax on all property within the corporate limits taxable according to the laws of the State of Nebraska to provide funds in order to preserve the peace, maintain fire and police departments, improve the streets, or for other governmental functions. It is hereby found, determined, and declared that the levy of such a tax by every city and village is in all respects for the benefit of the people of the State of Nebraska, and is a matter of statewide concern. The levy of such a tax shall be in addition to all other taxes authorized by state law or by home rule charter."

Two possible objections could be made to this bill, (1) that it violates Article VIII, Section 1A, of the Nebraska Constitution, which provides that "The state shall be prohibited from levying a property tax for state purposes.", and, (2) that it violates Article XI, Section 4 of the Constitution, by amending city charters without an electoral vote.

As to the first problem, a possible violation of Article VIII, Section 1A, one question is whether the fact that the levy of taxes for the purposes specified in the bill is "for the benefit of the people of the State of Nebraska and a matter of statewide concern," makes it a "state purpose," as contemplated by Article VIII, Section 1A of the Constitution. It can well be argued that it does, although our Court has not yet construed this language. However, we think it is clear that the state would not "levy" the tax under L. B. 496. In the early case of C. B. & Q. Railroad Co. v. Klein, 52 Neb. 258, the Court said:

> "* * * * *.
>
> "* * *. To assess a tax is to adjudge and determine what proportion of his property the taxpayer shall contribute to the public. To levy a tax is to make a record of this determination, and to extend the assessment against the taxpayer's property. * * *.
>
> "* * * * *."

Under the above definitions, the state would neither assess nor levy the tax authorized by L. B. 496. This would be done by the city or village involved, which would make the determination as to the amount of the levy. We have no authority to enlarge the scope of Article VIII, Section 1A, by holding that a levy required by the state to be made by a municipality is made by the state, particularly when the amount of the levy is left to the discretion of the municipality.

Article XI, Section 4, provides in part: "No charter or charter amendment adopted under the provisions of this amendment shall be amended or repealed except by electoral vote. * * *."

L. B. 496 provides that the tax thereby authorized shall be an addition to those authorized by home rule charters. It can be argued that this constitutes an amendment of such charters without an electoral vote. However, we believe this question is largely answered by the case of Obitz v. Airport Authority of the City of Red Cloud, 181 Neb. 410, 149 N. W. 2d 105, in which the Court said:

> "* * * * *.
>
> "The Metropolitan Utilities District case makes it clear that the Legislature may impose taxes on a municipality for the purpose of carrying out the governmental powers of the city. Local authorities cannot be permitted to determine for themselves whether or not they will contribute through taxation to the support of local government generally involving the expenses of municipal government and the police power delegated to it. In preserving the peace, or maintaining a fire or police department, or improving its streets, or other strictly governmental functions, the state may exercise compulsory authority. In the levying of taxes for such governmental purposes of general concern, the municipality cannot demand a right to be consulted as its consent is immaterial.

"* * * * *."

In the case of Michelson v. City of Grand Island, 154 Neb. 654, 664, N. W. 2d 769, the Court said:

> "* * * * *.
>
> When the Legislature has enacted a law affecting municipal affairs, but which are also of state-wide concern, such law takes precedence over any provisions in a home rule charter and the provisions of the charter must yield. But where the legislative act deals with a strictly local municipal concern, it can have no application to a city which has adopted a home rule charter. Whether or not an act of the Legislature pertains to a matter of local or state-wide concern becomes a question for the courts when conflict of authority occurs.
>
> "* * * * *."

The Court then went on to cite authority for the proposition that police and fire protection and health preservation were matters of state-wide concern. To the same effect, that statutes take precedence over home rule charters in matters of state-wide concern, see Omaha Parking Authority v. City of Omaha, 163 Neb. 97, 104, 77 N. W. 2d 862.

It is therefore our conclusion that the Legislature has the power to enact valid legislation in this field. However, we point out that in authorizing mill levies in excess of those authorized by other sections of the statutes, it might be argued that the bill attempts to amend these other sections by implication. We call your attention to Section 14-514, 16-203, 16-702, 17-702, and 19-1309 as being a partial list of such sections. There may be others. It might be well to consider amending these sections, and any others that might be necessary, in order that they not be in conflict with the provisions of L. B. 496.

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:hw

UNANIMOUS CONSENT—Withdraw Bills

Mr. Waldron asked unanimous consent to withdraw LB 238. Laid over.

Mr. Luedtke asked unanimous consent to withdraw LB 1252. Laid over.

Mr. Bloom asked unanimous consent to withdraw LB 352. Laid over.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 24

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of bills on General File and let the introducers explain them. No objections. So ordered.

LEGISLATIVE BILL 365. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-second Day was adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 458. Laid over at the request of Mr. Holmquist.

LEGISLATIVE BILL 215. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 413. Considered.

Mr. Kokes asked unanimous consent to withdraw his pending amendment found in the Legislative Journal for the Forty-fourth Day. No objections. So ordered.

Mr. Kokes offered the following amendment, which was adopted:

1. In section 1, line 5, after "swimming"
insert "and which is equipped with equipment to filter
and disinfect".

Mrs. Orme offered the following amendment, which was adopted:

In Section 1, line 3, after the word "been" insert
the words *"wholly designed,"*.

Advanced to E and R for review with 25 ayes, 3 nays and 21 not voting.

LEGISLATIVE BILL 426. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Twenty-ninth Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 200. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirtieth Day were adopted.

Mr. Swanson offered the following amendment, which was adopted:

In Sec. 2, line 11, strike *"ten"* and insert *"twenty-five"*.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

Members Excused

Mr. Marvel asked unanimous consent to be excused the remainder of the week. No objections. So ordered.

Messrs. Kremer, Skarda and Mahoney asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Knight asked unanimous consent to be excused Friday, March 14. No objections. So ordered.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 161. Indefinitely postponed.

LEGISLATIVE BILL 356. Indefinitely postponed.

LEGISLATIVE BILL 708. Indefinitely postponed.

LEGISLATIVE BILL 735. Indefinitely postponed.

LEGISLATIVE BILL 447. Placed on General File as amended.

Standing Committee amendment to LB 447:

1. In section 1, line 40, strike *"tone"* and insert *"one"*.

LEGISLATIVE BILL 448. Placed on General File.

LEGISLATIVE BILL 711. Placed on General File.

LEGISLATIVE BILL 712. Placed on General File.

LEGISLATIVE BILL 762. Placed on General File.

LEGISLATIVE BILL 994. Placed on General File.

(Signed) Rick Budd, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 45. Indefinitely postponed.

LEGISLATIVE BILL 533. Indefinitely postponed.

LEGISLATIVE BILL 611. Placed on General File as amended.

Standing Committee amendment tto LB 611:

1. In section 1, line 7 strike *"depositors"* and insert *"holders of certificates of indebtedness"*

LEGISLATIVE BILL 613. Placed on General File as amended.

Standing Committee amendment to LB 613:

1. In section 1, line 17 insert *"The department may authorize or accept the unqualified opinion of a certified public accountant or of a registered public account, recognized for that purpose by the department, who has examined the financial statements of an industrial loan and investment company in accordance with generally accepted auditing standards, together with such extended auditing procedures as may be prescribed by the department, in lieu of the examination required by this section."*

LEGISLATIVE BILL 923. Placed on General File as amended.

Standing Committee amendment to LB 923:

1. In section 1, lines 45 and 47 strike *"one dollar"* and insert *"two dollars"*.

(Signed) Richard F. Proud, Chairman

Adjournment

At 11:56 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Wednesday, March 12, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 12, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Lead us outside the small orbit of our self concern into the limitless opportunities of service for Thyself and our fellowman. While never avoiding issues because they are frustrating, give us a patient faith and an inner joy which provide a foundation for living. May we walk in Thy light rather than in our darkness. Give us the integrity to live what we believe, that we may stand up under pressure, and persevere in those values which first inspired us to believe we might be of service to our fellowman. In our Lord's name. Amen.

The roll was called and all members were present except Miss Reynolds and Messrs. Kennedy, Kremer, Mahoney, Marvel and Skarda, who were excused; Mr. Moylan was excused until 9:15 a.m. and Mr. Bloom excused until 11:00 a.m.

Members Excused

Mr. Klaver asked unanimous consent to be excused Friday, March 14, 1969. No objections. So ordered.

Message from the Governor

March 10, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 10, 1969 I approved LB 42, LB 85, LB 193, LB 194, LB 196, LB 322 and LB 383.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

sjs

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1087	Tuesday, April 8, 1969	2:00 p.m.
LB 1216	Tuesday, April 8, 1969	2:00 p.m.
LB 1265	Tuesday, April 8, 1969	2:00 p.m.
LB 1217	Tuesday, April 8, 1969	2:00 p.m.
LB 637	Monday, April 14, 1969	2:00 p.m.
LB 638	Monday, April 14, 1969	2:00 p.m.
LB 639	Monday, April 14, 1969	2:00 p.m.
LB 640	Monday, April 14, 1969	2:00 p.m.
LB 641	Monday, April 14, 1969	2:00 p.m.
LB 642	Monday, April 14, 1969	2:00 p.m.
LB 643	Monday, April 14, 1969	2:00 p.m.
LB 644	Monday, April 14, 1969	2:00 p.m.
LB 645	Monday, April 14, 1969	2:00 p.m.
LB 646	Monday, April 14, 1969	2:00 p.m.
LB 647	Monday, April 14, 1969	2:00 p.m.
LB 676	Tuesday, April 15, 1969	2:00 p.m.
LB 698	Tuesday, April 15, 1969	2:00 p.m.
LB 375	Tuesday, April 15, 1969	2:00 p.m.
LB 376	Tuesday, April 15, 1969	2:00 p.m.
LB 377	Tuesday, April 15, 1969	2:00 p.m.
LB 1039	Tuesday, April 15, 1969	2:00 p.m.
LB 937	Monday, April 21, 1969	2:00 p.m.
LB 950	Monday, April 21, 1969	2:00 p.m.
LB 630	Monday, April 21, 1969	2:00 p.m.
LB 719	Monday, April 21, 1969	2:00 p.m.
LB 1187	Monday, April 21, 1969	2:00 p.m.
LB 1076	Monday, April 21, 1969	2:00 p.m.
LB 720	Tuesday, April 22, 1969	2:00 p.m.
LB 722	Tuesday, April 22, 1969	2:00 p.m.
LB 1101	Tuesday, April 22, 1969	2:00 p.m.
LB 1102	Tuesday, April 22, 1969	2:00 p.m.
LB 1103	Tuesday, April 22, 1969	2:00 p.m.
LB 1104	Tuesday, April 22, 1969	2:00 p.m.
LB 968	Monday, April 28, 1969	2:00 p.m.
LB 864	Monday, April 28, 1969	2:00 p.m.
LB 905	Monday, April 28, 1969	2:00 p.m.

LB 1269	Monday, April 28, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

Government and Military Affairs

LB 1307	Thursday, March 20, 1969	2:00 p.m.
LB 1262	Thursday, March 27, 1969	2:00 p.m.
LB 1272	Thursday, March 27, 1969	2:00 p.m.
LB 1273	Thursday, March 27, 1969	2:00 p.m.
LR 21	Thursday, March 27, 1969	2:00 p.m.
LB 1313	Thursday, March 27, 1969	2:00 p.m.
LB 1294	Thursday, April 17, 1969	2:00 p.m.
LB 1308	Thursday, April 17, 1969	2:00 p.m.
LB 1193	Thursday, April 17, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 49. With emergency.

A BILL FOR AN ACT to amend section 43-801, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to expand parental liability to include personal injury; to limit such liability as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Moulton
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 8:

Bloom
Kennedy
Kremer
Mahoney
Marvel
Moylan
Reynolds
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 74. With emergency.

A BILL FOR AN ACT to amend section 25-1003, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedures; to provide additional grounds for attachment without the requirement of an undertaking as prescribed; to require later filing of an undertaking; to reduce the amount of the undertaking; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Kennedy
Kremer
Mahoney
Marvel
Moylan
Reynolds
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 283.

A BILL FOR AN ACT to amend section 21-1904, Reissue Revised Statutes of Nebraska, 1943, and section 21-1980, Revised Statutes Supplement, 1967, relating to nonprofit corporations; to provide for powers of the corporation with regard to the corporation's authority to indemnify its directors; to provide for insurance; to change publication provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Bloom
Kennedy
Kremer
Mahoney
Marvel
Reynolds
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 392.

A BILL FOR AN ACT to amend section 77-415, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide that a member of the county board shall attend the course of training as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Stull

Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Waldo
Waldron

Not voting, 10:

Adamson
Bloom
Kennedy
Kokes
Kremer
Mahoney
Marvel
Proud
Reynolds
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 421.

A BILL FOR AN ACT to amend sections 23-1204.01 and 23-1205, Reissue Revised Statutes of Nebraska, 1943, relating to county attorneys; to provide additional authority for the appointment of special assistants or acting county attorneys; to change provisions for the fixing of compensation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Bloom
Kennedy
Kremer
Mahoney
Marvel
Reynolds
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 479.

A BILL FOR AN ACT relating to title insurance; to define terms; to change the requirements of the reinsurance reserve; to provide for the establishment of title insurance rating organizations and the regulation thereof; to provide that title insurance companies as well as title insurance agents may engage in the business of handling escrows of real property transactions; to provide for a method of notifying owners of real property that a mortgagee's policy of title insurance is to be issued and of their right to purchase an owner's policy on such property; to amend sections 44-413.01, 44-1908, 44-1911, 44-1912, 44-1913, and 44-1914, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Duis
Kennedy
Kremer
Mahoney
Marvel
Reynolds
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mrs. Orme introduced 30 Fourth grade students from Holmes School, Lincoln and Mrs. Stripling, teacher.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 417. Replaced on Select File as amended.

E and R amendments to LB 417:

1. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 7, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 75. Placed on Select File as amended.

E and R amendments to LB 75:

1. In standing committee amendment 1, line 1, strike "act" and insert "nor".

2. In line 1 of the second Pedersen amendment, strike "48" and insert "47".

3. In standing committee amendment 2, line 5, insert "nor" after the comma.

4. In the Wylie amendment, line 4, insert "from which members of the Committee on Committees of the Legislature are named" after "districts".

5. In standing committee amendment 3, line 2, strike "offices" and insert "officers".

6. In section 5, line 9, strike "two" and insert "three"; in line 15, strike "member" and insert "members"; and in line 18, strike "his duties as a member" and insert "their duties as members".

7. In section 6, line 56, insert ", director," after "officer"; and in line 74, insert a comma after "required".

8. In section 6, line 1 of new subsection (7), strike "per son" and insert "person".

9. In section 8, line 12, strike "a member" and insert "members".

10. In section 9, line 10, strike "(7)" and insert "(8)".

11. In line 2 of the Budd amendment 3, strike "(3)" and insert "(4)".

12. In section 16, insert "each" at the end of line 1.

13. In the title, line 4, insert "and public power" after "branches".

LEGISLATIVE BILL 425. Placed on Select File as amended.

E and R amendments to LB 425:

1. In section 1, line 14, strike "has" and insert "~~has~~ *have*"; and in line 43, strike "years" and insert "~~years~~ *years'* ".

2. In standing committee amendment 1, strike "line 5" and insert "lines 5 and 6".

3. In the title, line 5, insert "or assign the duties thereof" after "prescribed".

LEGISLATIVE BILL 518. Placed on Select File.

LEGISLATIVE BILL 520. Placed on Select File.

LEGISLATIVE BILL 602. Placed on Select File as amended.

E and R amendments to LB 602:

1. In standing committee amendment 1, line 7, strike the second comma.

2. In the title, line 3, insert "use or" after "the".

LEGISLATIVE BILL 259. Placed on Select File as amended.

E and R amendment to LB 259:

1. In the title, line 3, insert "and each published proposal" after "ballot"; and strike lines 5 to 7 and insert "the ballot submitted by the Legislature as prescribed.".

LEGISLATIVE BILL 536. Placed on Select File as amended.

E and R amendments to LB 536:

1. In section 1, line 3, insert "for a municipality" after "plan".

2. In section 2, line 5, strike "governments" and insert "government"; and in line 19, strike the first "the" and insert "this".

3. In standing committee amendment 4, line 4, strike "4" and insert "14".

4. In section 9, lines 9 and 10, strike "Defense and Interstate Highway System" and insert "National System of Defense and Interstate Highways"; in line 16, strike the semicolon and insert a period; and in line 17, strike "Provided, that the" and insert:

"The".

5. In the title, lines 4 and 5, strike "create a" and insert "provide for the creation of"; and in line 5, strike "district" and insert "districts".

LEGISLATIVE BILL 684. Placed on Select File as amended.

E and R amendments to LB 684:

1. In section 1, line 5, insert *"of any county"* after *"board"*.

2. In the title, line 3, insert a comma after "villages".

LEGISLATIVE BILL 700. Correctly engrossed.

LEGISLATIVE BILL 701. Correctly engrossed.

LEGISLATIVE BILL 167. Correctly enrolled.

LEGISLATIVE BILL 237. Correctly enrolled.

LEGISLATIVE BILL 242. Correctly enrolled.

LEGISLATIVE BILL 249. Correctly enrolled.

LEGISLATIVE BILL 268. Correctly enrolled.

LEGISLATIVE BILL 394. Correctly enrolled.

LEGISLATIVE BILL 455. Correctly enrolled.

LEGISLATIVE BILL 456. Correctly enrolled.

LEGISLATIVE BILL 457. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 167 LB 237 LB 242 LB 249 LB 268 LB 394 LB 455 LB 456 LB 457

Presented to the Governor

Presented to the Governor for approval on March 12, 1969 at 8:40 a.m.: LB 163 LB 203 LB 461 LB 355

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 244. Placed on General File as amended.

Standing Committee amendments to LB 244:

1. In section 1 strike lines 1 to 6 and insert the following:

"Section 1. There is hereby established the Nebraska Constitutional Revision Commission to consist of nineteen members. The Legislature shall elect ten members in the same manner that the Speaker of the Legislature is elected. Three members of the Legislature shall be elected from each of the congressional districts, and one member of the Legislature shall be elected at large. The member elected at large shall be chairman of the commission. The Governor".

2. In section 2 strike lines 4 to 14 and insert "appointment.".

3. In section 3, line 3, after the period insert "The commission shall place special emphasis on simplifying and condensing the Constitution for the purpose of giving the Legislature broad powers, rather than numerous individual amendments."; and in line 8 after "commission" insert ", subject to the approval of the Executive Board of the Legislative Council".

4. In section 4, line 5, after the period, insert "The report shall be made public at the time of its submission to the Executive Board.".

5. Strike section 5, and in lieu thereof insert:

"Sec. 5. Members of the commission who are neither employees nor elected officials of the State of Nebraska shall receive four hundred dollars a month for their services. Members who are employees of the State of Nebraska shall receive as compensation the salaries they would have received in the position they occupied when appointed to the commission, so long as they shall serve on the commission. Members who are elected officials shall not receive any compensation other than the compensation they receive as such elected officials. All members shall be reimbursed for the actual and necessary expenses approved by the Executive Board of the Legislative Council as having been incurred in the performance of their official duties.".

6. In section 6, line 2, after "direct" insert ", but not before the commission has reported pursuant to section 4 of this act".

(Signed) Terry Carpenter, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 1007. Placed on General File.

(Signed) Willard H. Waldo, Vice-Chairman

UNANIMOUS CONSENT—Withdraw LB 1252

Mr. Luedtke renewed his pending request found in the Legislative Journal for the Forty-sixth Day to withdraw LB 1252. No objections. So ordered.

Visitors

Mr. Simpson introduced 30 Third and Fourth grade students from Belmont Annex School, Lincoln and teacher, Mrs. Wells.

Mr. Stull introduced Messrs. John Larsen and John Blundell from Chadron.

Mr. Hasebroock introduced Mr. and Mrs. Ernest J. Krejci from Schuyler.

Mr. Schmit introduced Mr. Glen Hancock, member of the County Board from Wahoo.

Mr. Nore introduced Messrs. Buhl, Aerni, Thiele and Rich, members of the Platte County Board; Mr. Hauser, County Assessor; Mr. Anderson, County Treasurer and Mr. McMeckin, County Engineer.

Mrs. Craft introduced former Senator Glenn Viehmeyer from North Platte.

UNANIMOUS CONSENT—LB 760

Mr. Whitney asked unanimous consent that LB 760 be considered as the first order of business on General File this morning. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 25.

Mr. Budd moved the adoption of LR 25.

Mr. Wiltse moved the previous question. The question is, "Shall the debate now cease?" The motion lost with 24 ayes, 17 nays and 8 not voting.

Mr. Schreurs moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 27 ayes, 9 nays and 13 not voting.

Mr. Harsh moved to reconsider the action on the previous question. The motion prevailed.

Mr. Carpenter offered the following amendment and requested a record vote.

Strike "WHEREAS" #3-11-12

Amend Resolved paragraph as follows:

#1 strike "as amended by the Committee on Public Works and attached hereto,"; insert after "are" "not".

#2 line 3 strike "full" and insert "no".

#3 strike and renumber.

Voting in the affirmative, 9:

Batchelder
Bloom
Carpenter
Keyes
Klaver
Luedtke
Simpson
Swanson
Waldron

Voting in the negative, 30:

Adamson
Budd
Burbach
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Knight
Kokes
Moulton
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Stull
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 10:

Clark
Elrod
Kennedy
Kremer
Mahoney
Marvel
Moylan
Reynolds
Skarda
Wenzlaff

The Carpenter amendment lost.

Mr. Carpenter requested a record vote on the adoption of LR 25.

Voting in the affirmative, 33:

Adamson
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Knight
Kokes
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 10:

Batchelder
Bloom
Carpenter
Keyes
Klaver
Luedtke
Simpson
Swanson
Waldron
Wylie

Not voting, 6:

Kennedy
Kremer
Mahoney
Marvel
Reynolds
Skarda

LR 25 was adopted.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 327. Placed on General File as amended.

Standing Committee amendment to LB 327:

1. In section 1, line 23 reinstate "If" and strike "*Unless*", line 25 strike the remainder of the line after the word "shareholders" and show all old matter as stricken, line 26 strike the line except the word "vote" and show the old matter as stricken and in line 27 strike "to refuse" and show "to" as stricken matter, and line 35 insert after "order" "*; Provided, that such merger or consolidation shall not be approved and put into effect unless approved by a majority of those voting on the merger or consolidation.*"

LEGISLATIVE BILL 557. Placed on General File as amended.

Standing Committee amendment to LB 557:

1. In section 1, line 17 strike "if" and insert "it", line 21, strike *"section 8-355."* and insert *"Legislative Bill 199, Eightieth Session, Nebraska State Legislature, 1969."*.

(Signed) Richard F. Proud, Chairman

Adjournment

At 12:04 p.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, March 13, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 13, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, give us a sense of Thy divine purpose for life so we fall not into futility and despair. If we have an adequate Why, we can bear with any How. May Thy gift of tolerance keep us from condemning what we fail to understand. May Thy gift of considerateness allow us to appreciate others as much as we think of ourselves. May Thy gift of honesty give us confidence so we need not wear masks, but may live and act as we are. We pray in our Lord's name. Amen.

The roll was called and all members were present except Mr. Marvel, who was excused and Mr. Simpson excused until 9:40 a.m.

Corrections for the Journal

Forty-sixth Day

Page 923, line 42, show the word "or" as stricken.

Page 930, line 8, strike "material" and insert "materiel".

Page 932, line 17, correct spelling of "Subjects".

Forty-seventh Day

Page 943, line 16, correct spelling of "elected".

Page 956, line 31, correct spelling of "stricken".

The Journals for the Forty-sixth and Forty-seventh Days were approved as corrected.

Members Excused

Mr. Hasebroock asked unanimous consent to be excused today at 10:00 a.m. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused Wednesday, March 19, 1969. No objections. So ordered.

Communications

Letter from Interstate Commerce Commission regarding LR 18.

BILLS ON FINAL READING

LEGISLATIVE BILL 284.

Bracketed at the request of Mr. Luedtke.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 430. Placed on Select File as amended.

E and R amendments to LB 430:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 39, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 23, insert ", consolidations, sales or transfers of substantially all of the assets" after "mergers"; in line 24, insert "pursuant to plans of reorganization" after "tions"; in line 27, strike the period and insert a semicolon; and following line 27, insert

"(11) Cemetery deeds; or
(12) Mineral deeds.".

LEGISLATIVE BILL 483. Placed on Select File as amended.

E and R amendment to LB 483:

1. In section 1, line 76, insert an underscored comma after "dollars"; and in line 103, strike "that" and insert "that".

LEGISLATIVE BILL 484. Placed on Select File as amended.

E and R amendment to LB 484:

1. In section 2, line 2, strike "is" and insert "and also sections 21-1102 to 21-1111, Reissue Revised Statutes of Nebraska, 1943, are".

LEGISLATIVE BILL 485. Placed on Select File as amended.

E and R amendments to LB 485:

1. In section 1, line 8, strike *"and"* and insert *"which"*.

2. In section 2, line 20, strike "subsection" and insert "~~subsection~~ *subdivision*"; and in line 35, strike "it" and insert "~~it~~ *the firm*".

3. In section 4, line 5, insert an underscored comma after *"shall"*.

LEGISLATIVE BILL 492. Placed on Select File as amended.

E and R amendment to LB 492:

1. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 621. Placed on Select File as amended.

E and R amendments to LB 621:

1. In lieu of the Wiltse amendment, in section 1, line 4, strike *"or"*; and in line 4, insert "*, or utility trailer*" before "on".

2. In the title, line 5, strike "and" and insert a comma; and at the end of line 5, insert ", and utility trailers".

LEGISLATIVE BILL 652. Placed on Select File as amended.

E and R amendment to LB 652:

1. In the title, strike lines 4 to 7 and insert "harmonize with previous legislation; and to repeal the".

LEGISLATIVE BILL 20. Placed on Select File as amended.

E and R amendments to LB 20:

1. In section 2, lines 10 and 11, strike "provided that any" and insert ". Any"; and in line 13, strike "Procedure" and insert "Procedures".

2. In standing committee amendment 2, line 5, strike "the Tax Commissioner" and insert "him".

3. In section 4, line 5, strike "herein" and insert "in this section".

4. In section 6, line 6, strike "memorandum" and insert "memorandums".

5. In section 7, as amended, line 5, strike "those"; and in line 7, insert "as" after "time".

6. In section 9, line 4, insert "so" after "be".

7. In section 10, line 3, strike "its" and insert "his".

8. In section 12, line 18, strike "serviced" and insert "served"; and in line 46, strike "Procedure" and insert "Procedures".

9. In section 13, strike the first sentence.

10. In standing committee amendment 8, lines 9 and 10, strike ". When" and insert "when"; and in line 17, strike "Procedure" and insert "Procedures".

11. In section 15, line 49, strike "county" and insert "counties".

12. In section 16, line 6, strike "to" and insert "for".

13. In section 17, lines 4 and 5, strike "However, any" and insert "Any"; in line 5, strike "who is"; strike line 6; in line 7, strike "such" and insert "his"; and strike the last sentence.

14. In new section 18, lines 5 and 8, strike "12(4)" and insert "12"; and in lines 14 and 18, strike "This" and insert "Such".

15. In the title, line 7, insert "to provide a special fund;" after the semicolon.

LEGISLATIVE BILL 21. Placed on Select File as amended.

E and R amendments to LB 21:

1. In section 1, line 2, strike "annually,".

2. In section 2, line 3, strike "by" and insert "to".

3. In section 5, line 8, strike "its" and insert "his"; and in line 19, strike "assessor's" and insert "assessor".

LEGISLATIVE BILL 365. Placed on Select File as amended.

E and R amendment to LB 365:

1. In the title, strike beginning with "increase" in line 3 through "Court" in line 5 and insert "change appropriations for state officers".

LEGISLATIVE BILL 215. Placed on Select File as amended.

E and R amendments to LB 215:

1. In section 1, line 87, strike *"units"* and insert *"unit"*.

2. In the title, line 3, insert "to change election provisions;" after the semicolon; and at the end of line 4, insert "to provide for readmission of counties;".

LEGISLATIVE BILL 413. Placed on Select File as amended.

E and R amendments to LB 413:

1. In section 1, line 5, strike "includes" and insert "shall include".

2. In section 4, line 12, strike ", provided" and insert "if".

3. In section 6, line 17, strike "said" and insert "such".

LEGISLATIVE BILL 426. Placed on Select File as amended.

E and R amendments to LB 426:

1. In lieu of standing committee amendment 1, in section 1, line 22, strike the new and reinstate the stricken matter.

2. In the title, strike beginning with "include" in line 3 through "allowances" in line 5 and insert "change a mileage provision; to provide eligibility for payment for transportation;".

LEGISLATIVE BILL 200. Placed on Select File as amended.

E and R amendments to LB 200:

1. In standing committee amendment 2, line 4, strike "placed" and insert "~~placed~~ *remitted to the State Treasurer for deposit*".

2. In the title, lines 5 and 6, strike "the amount of the tax to" and insert "that a portion of the tax shall".

LEGISLATIVE BILL 49. Correctly enrolled.

LEGISLATIVE BILL 74. Correctly enrolled.

LEGISLATIVE BILL 283. Correctly enrolled.

LEGISLATIVE BILL 392. Correctly enrolled.

LEGISLATIVE BILL 421. Correctly enrolled.

LEGISLATIVE BILL 479. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 49 LB 74 LB 283 LB 392 LB 421 LB 479 LR 25

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 601. Placed on General File.

LEGISLATIVE BILL 699. Placed on General File as amended.

Standing Committee amendments to LB 699:

1. In section 1, line 5, after "handicapped" insert *"and trainable mentally retarded"*.

2. In section 1, line 19, after the first comma, insert *"trainable and educable"*.

LEGISLATIVE BILL 721. Placed on General File as amended.

Standing Committee amendments to LB 721:

1. In section 1 of the bill, lines 5 and 6, reinstate the stricken matter.

2. In section 2 of the bill, line 7, strike "three" and insert "~~three~~ *five*", and strike "shall have" and insert "~~shall have~~ *and the other members of the board shall have at least*", line 8 strike "written" and show same as stricken matter, and strike line 10 and insert "tol *or elsewhere.* ~~Four~~ *A majority of the* members of".

(Signed) Elmer Wallwey, Chairman

Judiciary

LEGISLATIVE BILL 839. Indefinitely Postponed.

LEGISLATIVE BILL 480. Placed on General File.

LEGISLATIVE BILL 506. Placed on General File.

LEGISLATIVE BILL 548. Placed on General File.

(Signed) Fred W. Carstens, Chairman

Revenue

LEGISLATIVE BILL 420. Indefinitely postponed.

LEGISLATIVE BILL 434. Indefinitely postponed.

LEGISLATIVE BILL 963. Indefinitely postponed.

LEGISLATIVE BILL 406. Placed on General File as amended.

Standing Committee amendment to LB 406:

1. In section 1, line 6, strike *"within and"*; in line 8 strike the new matter; and in lines 10 and 11 reinstate "to make such assessment conform to law".

(Signed) J. W. Burbach, Chairman

UNANIMOUS CONSENT—Withdraw Bill

Mr. Waldron renewed his pending request found in the Legislative Journal for the Forty-sixth Day to withdraw LB 238. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 190. E and R amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Mr. Pedersen offered the following amendment which was adopted by unanimous consent:

Amend the standing committee amendment to LB 190 as follows: Add to the end of Section 2 the following:

"If the city council by a vote of 5 members does not indicate its disapproval of the limited urban renewal project within 15 days after the effective date of this act, then the project shall be considered selected, designated and approved by the city council and not by the Legislature."

The Carpenter pending amendments found in the Legislative Journal for the Forty-fourth Day were adopted by unanimous consent.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

1. Add a new section to be known as section 6 and to read as follows:

"Sec. 6. *All cities and villages shall adopt a minimum standards housing ordinance not later than January 1, 1970.*"

2. Renumber the renumbered sections 6 to 8 as sections 7 to 9 respectively.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 444. E and R amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 474. E and R amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 473. E and R amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 507. E and R amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 261. E and R amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 328. E and R amendment found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 338. E and R amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 417. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 75. Bracketed at the request of Mr. Budd.

LEGISLATIVE BILL 425. Bracketed at the request of Mr. Ziebarth.

LEGISLATIVE BILL 518. Advanced to E and R for engrossment.

LEGISLATIVE BILL 520. Advanced to E and R for engrossment.

LEGISLATIVE BILL 602. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 259. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Mr. Swanson offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 536. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 684. E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—General File Bills

Mr. Warner asked unanimous consent that we consider only the underlined bills on General File this morning. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on March 13, 1969 at 8:45 a.m.: LB 167 LB 237 LB 242 LB 249 LB 268 LB 394 LB 455 LB 456 LB 457

(Signed) Neila Pierce, Assistant Enrolling Clerk

Speaker Warner Presiding

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of bills on General File and allow the introducers to explain them, unless one member objects. No objections. So ordered.

LEGISLATIVE BILL 151. Read and Considered.

Mr. Carpenter offered the following amendment, which was adopted:

Amend LB 151, paragraph (4) to read as follows:

(3) (4) If any recipient of a license to sell alcoholic liquors at retail or wholesale shall violate any of the provisions of subsection (1), (2) or (3) of this section, his license shall be suspended or revoked by the commission in the manner provided by law for revocation or suspension for other violations of the laws of the state.

Add the emergency clause.

Advanced to E and R for review with 32 ayes, 7 nays and 10 not voting.

LEGISLATIVE BILL 760. Reading waived. Explained.

Mr. Whitney offered the following amendment, which was adopted:

Add the emergency clause and correct the title thereto.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

MOTION—Reconsider Action

Mr. Simpson renewed his pending motion found in the Legislative Journal for the Forty-fourth Day to reconsider action on LB 226 on Final Reading.

Voting in the affirmative, 25:

Bloom
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Moylan
Orme
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldron
Warner

Voting in the negative, 18:

Adamson
Batchelder
Budd
Clark
Harsh
Holmquist
Johnson
Kennedy
Kokes
Kremer
Nore
Pedersen
Stull
Waldo
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 6:

Duis
Hasebroock
Marvel
Proud
Wallwey
Ziebarth

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 304. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 681. Reading waived. Explained.

Mr. Carpenter offered the following amendment which was adopted:

Add the emergency clause.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 685. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 297. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 298. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 620. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 692. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-seventh Day was adopted.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 313. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 655. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-seventh Day were adopted.

Advanced to E and R for review with 29 ayes, 4 nays and 16 not voting.

LEGISLATIVE BILL 349. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 598. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-eighth Day was adopted.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 511. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 512. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-eighth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 333. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Mrs. Orme offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 540. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 1294 (cancel)	Thursday, April 17, 1969	2:00 p.m.
LB 1294 (reset)	Thursday, March 20, 1969	2:00 p.m.

(Signed) Terry Carpenter, Chairman

Public Works

LB 809	Wednesday, March 19, 1969	2:00 p.m.
LB 812	Wednesday, March 19, 1969	2:00 p.m.

LB 1010	Wednesday, March 19, 1969	2:00 p.m.
LB 1011	Wednesday, March 19, 1969	2:00 p.m.
LB 282	Wednesday, March 19, 1969	2:00 p.m.
LB 1194	Thursday, March 20, 1969	2:00 p.m.
LB 933	Thursday, March 20, 1969	2:00 p.m.
LB 671	Thursday, March 20, 1969	2:00 p.m.
LB 906	Thursday, March 20, 1969	2:00 p.m.
LB 1109	Friday, March 21, 1969	2:00 p.m.
LB 1053	Friday, March 21, 1969	2:00 p.m.
LB 1092	Friday, March 21, 1969	2:00 p.m.
LB 1100	Friday, March 21, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

REFERENCE COMMITTEE REPORT

Committee

LR 22........................Education

(Signed) Jerome Warner, Speaker

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 470. Placed on General File.

LEGISLATIVE BILL 558. Placed on General File.

(Signed) Fern Hubbard Orme, Vice-Chairman

Enrollment and Review

LEGISLATIVE BILL 556. Replaced on Select File as amended.

E and R amendment to LB 556:

1. In standing committee amendment 1, line 3, insert a period after "28-403.01"; in numbered line 9, strike the comma; and in numbered lines 9 and 10, strike *"by both such fine and imprisonment"* and insert *"be both so fined and imprisoned"*.

LEGISLATIVE BILL 60. Correctly engrossed.

LEGISLATIVE BILL 77. Correctly engrossed.

LEGISLATIVE BILL 335. Correctly engrossed.

LEGISLATIVE BILL 431. Correctly engrossed.

LEGISLATIVE BILL 450. Correctly re-engrossed.

LEGISLATIVE BILL 624. Correctly engrossed.

LEGISLATIVE BILL 631. Correctly engrossed.

LEGISLATIVE BILL 651. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Visitors

Mr. Nore introduced Messrs. Odgaard, Burmood, Reilly, Kuta, Kluevar, Eevert, Rogers and Pieper from Columbus.

Mr. Kennedy introduced Messrs. Flood, Nelson and Austin from Newman Grove and Humphrey.

Mr. Carpenter introduced a group of students from Scottsbluff in Lincoln for the State Basketball Tournament.

Mr. Wylie introduced the Class D Basketball Champions from Atkinson.

Member's Birthday

Mr. Pedersen announced that today is Mr. Harsh's birthday. The members sang to him.

Member Excused

Mr. Nore asked unanimous consent to be excused tomorrow. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Elrod asked unanimous consent to have an executive session of the Labor Committee at 1:10 p.m. today. No objections. So ordered.

Message from the Governor

March 11, 1969

Mr. Speaker, Mr. President
and Members of the Legislature

Gentlemen:

Please be informed that I have made the following appointment requiring Legislative confirmation:

State Board of Health

Dr. R. L. Tollefson (M.D.) Wausa, appointed March 7, 1969 to fill the unexpired term of Dr. Richard E. Garlinghouse of Lincoln, who resigned. Mr. Tollefson's term expires September 14, 1970.

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

UNANIMOUS CONSENT—Withdraw LB 410

Mrs. Orme asked unanimous consent to withdraw LB 410. Laid over.

UNANIMOUS CONSENT—Change Hearing Time

Mr. Carpenter asked unanimous consent to start the Government and Military Affairs Committee hearings on March 20 and March 27 at 1:00 p.m. instead of 2:00 p.m. No objections. So ordered.

Adjournment

At 11:55 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Friday, March 14, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FORTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 14, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Before the Prayer by the Chaplain the members stood for a moment of silence in memory of Mrs. H. J. Bornholdt, mother of Mrs. Norbert T. Tiemann.

Prayer was offered by the Chaplain.

Prayer

Eternal Father, our purposes, actions and thoughts change so easily, we are tempted to assume the views of the last person who talked to us, and we are anxious to please those who can most influence our political lives. So we pause at the beginning of another day asking for an inner integrity by which to live, praying to You who are the same yesterday, today and forever. May something of Your steadfast love and integrity find its way into our weathervane way of thinking and behaving.

Strengthen us to develop our latent potentials so we may be of maximum service to You and to our fellowmen.

In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Batchelder, Carpenter, Danner, Klaver, Knight, Marvel, and Nore who were excused, and Mr. Holmquist excused until 9:45 a.m.

The Journal for the Forty-eighth Day was approved.

Members Excused

Mr. Clark asked unanimous consent to be excused at 9:30 a.m. today for one hour. No objections. So ordered.

Mr. Hasebroock asked unanimous consent to be excused at 9:45 a.m. today for a short time. No objections. So ordered.

Messrs. Robinson and Wylie asked unanimous consent to be excused Monday, March 17, 1969. No objections. So ordered.

Communications

Letter from U. S. Senator Hruska acknowledging his receipt of LR 23.

Messages from the Governor

March 13, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 13, 1969 I approved LB 167, LB 237, LB 242, LB 249, LB 394, LB 455, LB 456 and LB 457.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

March 13, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 13, 1969 I approved LB 163, LB 185, LB 203, LB 208, LB 302, LB 321, LB 355, LB 414, LB 415, LB 416, LB 461 and LB 509.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

NOTICE OF COMMITTEE HEARINGS

Labor

LB 876	Wednesday, March 26, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

Urban Affairs

LB 412	Wednesday, March 26, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period March 7, 1969, through March 13, 1969, inclusive.

Hugo F. Srb
Clerk of the Legislature

Davis, Thone, Bailey, Polsky, & Hansen, Lincoln, The Great Western Sugar Company
Leonard H. Henderson, Scottsbluff, The Great Western Sugar Company
Robert J. Fisher, Denver, The Great Western Sugar Company
Robert T. Farrar, Mission, Kansas, The J. C. Penney Company
Louis Richard Freese, Jr., Denver, The J. C. Penney Company
Esther Grubbs, Omaha, The Burroughs Company
Davis, Thone, Bailey, Polsky, & Hansen, Lincoln, City of Parkview, Nebraska
David D. Tews, Lincoln, American Dairy Queen
Gordon H. Busboom, Lincoln, Nebraska Cooperative Council

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 25.

A BILL FOR AN ACT to amend section 28-717, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to remove the assessor from the provisions of oppression under color of office as prescribed; to make certain acts unlawful; to provide penalties and liability; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen

Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 8:

Adamson
Bloom
Robinson
Stull
Syas
Wallwey
Wylie
Ziebarth

Not voting, 8:

Batchelder
Carpenter
Danner
Holmquist
Klaver
Knight
Marvel
Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 39. With emergency.

A BILL FOR AN ACT to amend section 76-902, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to change the date the tax imposed by section 76-901, Reissue Revised Statutes of Nebraska, 1943, shall not apply; to clarify a provision; to provide that such tax shall not apply to cemetery and mineral deeds; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Carpenter
Danner
Holmquist
Klaver
Knight
Marvel
Nore

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 393.

A BILL FOR AN ACT to amend section 77-419, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for certificates of achievement as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 9:

Batchelder
Carpenter
Clark
Danner
Holmquist
Klaver
Knight
Marvel
Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 400. With emergency.

A BILL FOR AN ACT to amend section 77-1616, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide the dates the tax lists or unit tax ledgers of real property shall be delivered to county treasurers; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adamson
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Carpenter
Danner
Holmquist
Klaver
Knight
Marvel
Nore
Waldron
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Return LB 284 to Select File

Mr. Luedtke asked unanimous consent to return LB 284 to Select File for consideration of the following specific amendment:

Amend line 5 of section 6 of LB 284 by striking
"ninety" and inserting in lieu thereof *"eighty"*;
and in subsection (b) of said section, line 2 amend
"ninety" to read *"eighty"*.

No objections. So ordered.

Members Excused

Messrs. Waldron and Duis asked unanimous consent to be excused Monday, March 17, 1969. No objections. So ordered.

MOTION—Send Flowers

Mr. Schreurs moved that the Legislature authorize the Clerk to send flowers to the funeral of Mrs. Bornholdt, mother of Mrs. Tiemann.

The motion prevailed.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 259. Replaced on Select File as amended.

E and R amendments to LB 259:

1. Add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In line 4 of Enrollment and Review amendment 1, adopted 3/13/69, insert "; and to declare an emergency" after "prescribed".

(Signed) Wayne W. Ziebarth, Chairman

Public Health and Welfare

LEGISLATIVE BILL 209. Placed on General File as amended.

Standing Committee amendment to LB 209:

1. In section 1, line 27, strike *"other"* and insert *"additional"*; and in lines 31 and 32 strike *"other than earned income"*.

LEGISLATIVE BILL 883. Placed on General File.

LEGISLATIVE BILL 885. Placed on General File.

LEGISLATIVE BILL 899. Placed on General File as amended.

Standing Committee amendments to LB 899:

1. In section 1, line 10, insert "*, or a minimum of ten years' administrative experience in an executive capacity*" after "work".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 285. Indefinitely postponed.

LEGISLATIVE BILL 650. Indefinitely postponed.

LEGISLATIVE BILL 603. Placed on General File.

LEGISLATIVE BILL 706. Placed on General File as amended.

Standing Committee amendments to LB 706:

1. In section 4, line 6, strike "American Standards", and strike lines 7 through 12.

2. Add a new section to be known as Section 9 and to read as follows:
"Sec. 9. The department shall adopt, publish, and promulgate such reasonable rules and regulations so as to fulfill the intent of this act."

LEGISLATIVE BILL 717. Placed on General File.

(Signed) Elmer Wallwey, Chairman

Judiciary

LEGISLATIVE BILL 348. Placed on General File as amended.

Standing Committee amendment to LB 348:

1. In section 1, strike lines 1 to 12 and insert the following:
"Section 1. When an easement is acquired after the effective date of this act through the exercise of the power of eminent domain as provided in Chapter 76, article 7, Reissue Revised Statutes of Nebraska, 1943, the condemnation award shall include damages for fencing and crops destroyed or damaged by reason of the original construction of the improvement. Damages to fencing and crops resulting from the operation or maintenance of the improvement shall be determined and paid to the owner or lessee by the condemner or its successors and assigns at the time such fencing or crops are damaged. Upon failure of the parties to agree, such damages may be determined in the same manner as provided in Chapter 76, article 7, Reissue Revised Statutes of Nebraska, 1943."

LEGISLATIVE BILL 436. Placed on General File as amended.

Standing Committee amendment to LB 436:

1. Amend the bill by striking section 1 and inserting the following:
"Section 1. Any person, partnership, or corporation having an action in any court, including condemnation proceedings, against any political subdivision of this state either as plain-

tiff or defendant who shall prevail and secure judgment or award thereon, shall be entitled to attorneys fees, to be set by the court and to be assessed as a part of the cost.".

LEGISLATIVE BILL 759. Placed on General File as amended.

Standing Committee amendment to LB 759:

1. In section 1, line 18, insert "*, but such presumption may be rebutted*" before the period.

LEGISLATIVE BILL 789. Placed on General File.

(Signed) Fred W. Carstens, Chairman

Budget

LEGISLATIVE BILL 654. Placed on General File.

(Signed) Fern Hubbard Orme, Vice-chairman

Revenue

LEGISLATIVE BILL 158. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Education

LEGISLATIVE BILL 498. Indefinitely postponed.

LEGISLATIVE BILL 656. Indefinitely postponed.

LEGISLATIVE BILL 170. Placed on General File as amended.

Standing Committee amendments to LB 170:

1. In section 1, line 8, before the first semicolon insert "*and to provide for academic tenure for professors, associate professors and assistant professors*"; and strike the new matter in lines 34 to 36.

2. Strike section 2.

LEGISLATIVE BILL 742. Placed on General File.

LEGISLATIVE BILL 810. Placed on General File as amended.

Standing Committee amendment to LB 810:

1. In section 1, strike lines 33 to 46 and in

lieu thereof insert *"married, faculty, or other employees, buildings and structures for athletic purposes, student unions or centers, and for the medical care and physical development and activities of students, and buildings or other facilities for parking, which bonds shall be payable solely out of revenues from the use of the buildings and facilities constructed, including buildings and facilities previously constructed and paid for out of the proceeds of prior issues of revenue bonds, and the revenues, fees and payments so pledged need not be appropriated by the Legislature. Bonds for new construction shall be first approved by the Legislature.".*

2. In section 2, strike lines 6 to 16 and in lieu thereof insert " 'Constitutional amendment authorizing the Board of Regents of the University of Nebraska and the Board of Education of State Normal Schools, when approved by the Legislature, to issue revenue bonds for construction and acquisition of housing facilities for students and faculty, and facilities for athletic purposes, medical care, student centers and parking, payable solely from revenues, and authorizing the pledge of such revenues to the payment of such revenue bonds without appropriation by the Legislature.".

(Signed) Lester Harsh, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 11. Indefinitely postponed.

LEGISLATIVE BILL 86. Indefinitely postponed.

LEGISLATIVE BILL 276. Placed on General File as amended.

Standing Committee amendment to LB 276:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. That section 35-506, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

35-506. At the time and place fixed by the county clerk for the public meeting as provided in section 35-505, the electors who are owners of any interest in real or personal property assessed for taxation in the district and who are residing within the boundaries of the district shall have the opportunity to decide by majority vote of those present whether the organization of the district shall be completed. Permanent organization shall be effected by the election of a board of directors consisting of five residents of the district. Such directors shall at the first regular meeting after their election select from the board a president, a vice president, and a secretary-treasurer who shall serve as the officers of the board of directors for one year. The board shall reorganize itself annually. The elected member of the board of directors receiving the highest number of votes in the election shall preside over the first regular meeting until the officers of such board have been selected. ~~All~~ *As the terms of members expire, three members shall be elected for a term of four years, and two members shall be elected for a term of two years. As the terms of the members expire, all* members of the board of directors shall be elected for four years and hold office until their successors have been elected; *Provided,* that if the district shall embrace more than one township each township may be represented on the board of directors, unless there are more than five townships within the district and in such event there shall be only five directors on the board and no township shall have more than one member elected to such board of directors. *In case of a vacancy on account of the resignation, death, or for malfeasance or nonfeasance of a member, the remaining members of the board shall fill the vacancy for the unexpired term. The person appointed to fill the vacancy shall be from the same area as the person whose office is vacated if possible, otherwise from the district at large.* ~~All officers shall serve without pay.~~ *The members of the board of directors of a rural and suburban fire protection district shall receive ten dollars for each meeting of the board, but not to exceed four meetings in any calendar year. When it is necessary for any member of the board of directors to travel on business of the district and to attend meetings of the district, he shall be allowed mileage at a rate of not more than ten cents per mile for each mile actually and necessarily traveled.*

Sec. 2. That original section 35-506, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

LEGISLATIVE BILL 497. Placed on General File as amended.

Standing Committee amendments to LB 497:

Page 2, Section 1, after line 26 add:

(6) Locksmith means a person dealing in the mechanical action and the correct operation of all

types of locks and cylinder devices. Whose trade or occupation is primarily repairing, opening or closing such locks or devices; by mechanical means other than the key designed for that particular mechanism. In so doing, he does not alter, mar or destroy the original condition or effectiveness of such mechanism in any shape or manner. The locksmith must be an honorable person, whose honesty and high integrity is above any suspicion at all times.

(7) Key maker or key cutter means a person other than a locksmith, whose primary and only function, is the cutting and duplicating of keys.

Page 2, Section 2, line 4, after "agency" insert *", motor vehicle dealer licensed under the provisions of sections 60-1401 to 60-1419, motor vehicle manufacturer,".*

Page 3, Section 3, line 2, after "locksmith" insert *", locksmith manufacturer, motor vehicle dealer licensed under the provisions of sections 60-1401 to 60-1419, motor vehicle manufacturer,"* and strike the word "person" and insert in lieu thereof the word *"agency."*

(Signed) Harold T. Moylan, Chairman

UNANIMOUS CONSENT—Withdraw Bills

Mrs. Orme asked unanimous consent to withdraw LB 1196.

Laid over.

Mrs. Orme renewed her pending request found in the Legislative Journal for the Forty-eighth Day to withdraw LB 410, and cancel the hearing date of March 18. No objections. So ordered.

Mr. Kokes asked unanimous consent to withdraw LB 1177.

Laid over.

Mr. Elrod asked unanimous consent to withdraw LB 752 and cancel the hearing date of March 20. No objections. So ordered.

Mr. Warner asked unanimous consent to withdraw LB 670 and cancel the hearing date of March 19. No objections. So ordered.

Mr. Bloom renewed his pending request found in the Legislative Journal for the Forty-seventh Day to withdraw LB 352. No objections. So ordered.

UNANIMOUS CONSENT—Substitute Report

Mr. Bloom asked unanimous consent to substitute the following

Standing Committee Report in lieu of the one previously submitted. No objections. So ordered.

CORRECTED STANDING COMMITTEE REPORT

Urban Affairs

LEGISLATIVE BILL 826. Placed on General File as amended.

Standing Committee amendments to LB 826:

1. Amend section 1 by striking line 7 and inserting "disease, there shall be a rebuttable presumption that such death or"
2. Amend line 21 of the bill after "such" insert *"rebuttable"*.

(Signed) Bill K. Bloom, Chairman

Visitors

Mr. Harsh introduced his son.

Mr. Keyes introduced his daughter, Mary Jane and her friend Carolyn.

Mr. Duis introduced Dr. F. B. Decker.

Mr. Whitney introduced Mr. Bob Richards, County Attorney, Deuel County and Mr. Floyd Stahr, Deuel County Sheriff and President of the County Sheriff's Association.

Mrs. Orme introduced 31 Fourth grade students from Holmes School, Lincoln and teachers, Mrs. Axthelm.

Mr. Ziebarth introduced Mr. and Mrs. Don Yetman and Janice from Hastings; also, Gladys Van Schovwen from Copiapo, Chile, attending St. Cecialia School, Hastings.

Mr. Moylan introduced Mrs. John Cerveny and children.

Presented to the Governor

Presented to the Governor for approval on March 14, 1969 at 9:05 a.m.: LB 49 LB 74 LB 283 LB 392 LB 421 LB 479

(Signed) Ruth Bossard, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 284. The Luedtke specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 430. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 483. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 484. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 485. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 492. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 621. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 652. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 20. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted; by unanimous consent:

Section 19, line 1, amend as follows:

~~This act shall become operative on January 1, 1970.~~

Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

Mr. Adamson offered the following amendment, which was adopted by unanimous consent:

1. In section 13, lines 3 and 4, strike *"for election as"* and show the same as stricken, and insert *"to assume the office of"*.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 21. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Mr. Adamson offered the following amendment, which was adopted by unanimous consent:

1. In section 3, strike line 2 and show the same as stricken, and insert *"assume the office of"*; and strike beginning with "The" in line 4 through line 10 and show the same as stricken.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 365. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 215. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Bracketed at the request of Mr. Ziebarth.

LEGISLATIVE BILL 413. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 426. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 200. E and R amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 556. E and R amendment found in the Legislative Journal for the Forty-eighth Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—LB 902

Mr. Kremer asked unanimous consent to place LB 902 at the top of General File for consideration. No objections. So ordered.

UNANIMOUS CONSENT—General File

Mr. Warner asked unanimous consent to consider the underlined bills on General File this morning, after LB 902. No objections. So ordered.

MOTION—Introduce Bills

Mrs. Orme moved to suspend the rules and allow the introduction of two new bills by the Committee on Budget.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1343. By Committee on Budget, Fern Hubbard Orme, 29th District, Vice-Chairman; Florence B. Reynolds, 14th District; Leslie Robinson, 36th District; John E. Knight, 26th District; Ramey C. Whitney, 44th District; Elvin Adamson, 43rd District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend sections 79-426.01, 79-426.08, 79-426.13, 79-1247.02, and 80-401.10, Reissue Revised Statutes of Nebraska, 1943, and sections 79-426.23, 79-426.25, 79-1282, 79-1283, 79-1285, 83-159, and 83-163, Revised Statutes Supplement, 1967, relating to state administrative departments; to abolish advisory committees whose members are paid compensation and expenses from the state General Fund; to provide an operative date; to repeal the original sections and also sections 23-363, 68-702.02, 71-2005, 71-3506, 79-426.03, 79-426.04, 79-426.07, 79-426.12, 79-426.14, 79-426.24, 80-401.07, 80-401.08, 80-401.09, 81-829.33, 81-829.34, 83-101.07, 83-360.01, 83-360.02, 83-360.03, and 83-360.04, Reissue Revised Statutes of Nebraska, 1943, and sections 68-702.01, 68-702.03, 79-426.07, 79-1280, 79-1281, 79-1284, 79-1286, 80-401.06, 81-1206, 83-101.06, 83-161, and 83-162, Revised Statutes Supplement, 1967; and to declare an emergency.

LEGISLATIVE BILL 1344. By Committee on Budget, Fern Hubbard Orme, 29th District, Vice-Chairman; John E. Knight, 26th District; Ramey C. Whitney, 44th District; Elvin Adamson, 43rd District; Clifton B. Batchelder, 10th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend sections 3-105, 3-118, 3-127, 48-611, and 80-1705, Reissue Revised Statutes of Nebraska, 1943, and section 2-2104, Revised Statutes Supplement, 1967, relating to state administrative departments; to abolish advisory committees whose compensation and expenses of their members are paid out of federal and cash funds as prescribed; to provide an operative date; to repeal the original sections and also sections 2-1803, 2-2304, 2-2305, 2-2306, 2-2307, 2-2308, 2-2309, 3-104, 48-610, 71-1402, and 71-1403, and Chapter 39, article 11, Reissue Revised Statutes of Nebraska, 1943, and section 71-1401, Revised Statutes Supplement, 1967, and to declare an emergency.

Speaker Warner Presiding

GENERAL FILE

LEGISLATIVE BILL 902. Bracketed until Tuesday, March 18 at the request of Mr. Kremer.

Mr. Luedtke asked unanimous consent to dispense with the reading of the bills on General File and allow the introducers to explain them. No objections. So ordered.

LEGISLATIVE BILL 254. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 598. Considered.

Mrs. Orme offered the following amendment, which was adopted:

1. Amend section 1, line 11 by striking "and (4)" and inserting "(4) be a qualified person employed by the department, and (5)".

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 604. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 206. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 264. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 265. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 291. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 310. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 311. Reading waived. Explained.

Mr. Bloom offered the following amendment, which was adopted:

1. In section 1, line 2, insert "final administrative or judicial" after "any".

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

Members Excused

Messrs. Waldo and Kremer asked unanimous consent to be excused for remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 871. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 422. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 563. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 491. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 593. Reading waived. Explained.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 329. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 343. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 405. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-ninth Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 608. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 274. Reading waived. Explained.

Mr. Pedersen offered the following amendment, which was adopted:

Amend the standing committee amendment to
LB 274 by inserting after the word "*or*" in
line 6, the following words:
"*, or to use the services of his personal physician.*",
and strike the word "*or*" in line 5 of the amendment
and insert a comma.

Standing Committee amendments found in the Legislative Journal for the Fortieth Day were adopted as amended.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 373. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fortieth Day was adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 487. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fortieth Day was adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 281. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-second Day was adopted.

Mr. Holmquist Presiding

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

Adjournment

At 11:53 a.m., on a motion by Mr. Luedtke, the Legislature adjourned until 9:00 a.m., Monday, March 17, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 17, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Rev. W. L. Van Auken, Associate Pastor, Westminster Presbyterian Church, Lincoln.

Prayer

Almighty God, who hast set before us the great hope of Thy Kingdom come, on earth, as it is in heaven; make us ever ready to thank thee for the signs of its dawning. Set thou us apart this day by Thy Holy Spirit, that all our labors and energies may be so guided as to contribute to the bounds of Thy perfect will. Let us each experience a deepening sense of the worth and holiness of all life; and may our desires grow for that brotherhood and goodwill without which no planning or labor is blessed.

We pray in the name of our Lord and Savior, Jesus Christ. Amen.

The roll was called and all members were present except Messrs. Duis, Holmquist, Robinson, Waldron and Wylie who were excused, and Speaker Warner excused until 10:15 a.m.

Corrections for the Journal

Page 974, delete line 8.

Page 981, line 3, correct spelling of "LEGISLATIVE".

Page 988 line 9, delete "*elections*" and insert "*election*".

The Journal for the Forty-ninth Day was approved as corrected.

Communications

Letter from Congressman Dave Martin acknowledging his receipt of LR 24.

Letter from U. S. Senators Hruska and Curtis regarding LR 18.

Message from the Governor

March 14, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 14, 1969 I approved LB 49, LB 74, LB 268, LB 283, LB 392, LB 421 and LB 479

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 700. With emergency.

A BILL FOR AN ACT to amend section 28-417, Reissue Revised Statutes of Nebraska, 1943, relating to the crime of kidnapping; to provide for punishment to be fixed by the court as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Duis
Elrod
Holmquist
Robinson
Waldron
Warner
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 701. With emergency.

A BILL FOR AN ACT to amend section 28-401, Reissue Revised Statutes of Nebraska, 1943, relating to the crime of murder in the first degree; to provide for punishment to be fixed by the court upon a finding of guilt by the court sitting without a jury; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Duis
Holmquist
Robinson
Waldron
Warner
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 190. Replaced on Select File as amended.

E and R amendments to LB 190:

1. Strike lines 1 and 2 of the Pedersen amendment adopted 3/13/69 and insert "Add the following paragraph at the end of renumbered section 4:".

2. In the Carpenter amendments 1 to 4 adopted 3/13/69, line 1, strike "new section 5" and insert "renumbered section 2"; and in amendments 1, 2, and 4, line 1, and amendment 3, lines 1 and 2, strike "subsection" and insert "subdivision".

3. In the Carpenter amendment 2, adopted 3/13/69, line 6, strike the second comma and insert an underscored semicolon.

4. In the Carpenter amendment 3, adopted 3/13/69, line 4, insert "~~(12)~~" before "*(13)*".

5. In renumbered section 2, subdivision (18), line 8, strike "and" and insert "~~and~~"; and in subdivision (19), line 5, strike the period and insert ". *; and*".

6. Renumber section 6, added by the Carpenter amendment 5, adopted 3/13/69, as section 3; in lines 57 and 90 thereof strike "purpose" and insert "purposes" as in the statutes; in line 124, insert a comma after "studies" as in the statutes; in line 152, strike "revenues" and insert "~~revenues~~ *revenue*"; and in line 152, strike "are" and insert "~~are~~ *is*".

7. Amend the Carpenter amendment 6, adopted 3/13/69, to read "6. Strike renumbered section 3.".

8. Strike the Carpenter amendment 7, adopted 3/13/69.

9. In renumbered section 8, line 1, strike "18-2103.01" and insert "18-2107".

10. In Enrollment and Review amendment 9, adopted 3/13/69, line 3, strike "18-2103.01" and insert "18-2107"; in line 4, insert "to define and redefine terms;" after the semicolon; at the end of line 5, insert, "to provide additional powers for urban renewal authorities;"; and in line 6, insert "to require the adoption of minimum standards housing ordinances as prescribed;" after the first semicolon.

LEGISLATIVE BILL 284. Replaced on Select File as amended.

E and R amendments to LB 284:

1. In lieu of the Luedtke unanimous consent amendment, section 6 lines 5 and 20, strike "*ninety*" and insert "*eighty*".

2. In the title, line 7, insert "and others" before the semicolon; and in line 19, strike "ninety" and insert "eighty".

LEGISLATIVE BILL 20. Replaced on Select File as amended.

E and R amendments to LB 20:

1. In the Adamson amendment, line 2, strike "and show the same as stricken,".

2. In lieu of the Carpenter amendment, amend renumbered section 19 to read as follows:

"Sec. 19. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 7, strike "provide an operative date" and insert "declare an emergency".

LEGISLATIVE BILL 21. Replaced on Select File as amended.

E and R amendments to LB 21:

1. In the Adamson amendment, lines 1 and 2 and lines 3 and 4, strike "and show the same as stricken".

2. Add a new section to read as follows:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 7, strike the first "and"; and in line 8, insert "; and to declare an emergency" before the period.

LEGISLATIVE BILL 151. Placed on Select File as amended.

E and R amendments to LB 151:

1. In lieu of the Carpenter amendment, in section 1, line 50, strike "or (2)" and insert ", ~~or~~ (2) *, or (3)*".

2. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 85, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in section 1, strike beginning with the comma in line 25 through "played" in line 28; and strike beginning with the second comma in line 35 through "section" in line 41.

3. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 4, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 760. Placed on Select File as amended.

E and R amendments to LB 760:

1. Add a new section to read as follows:

"Sec. 3. Since an emergency exits, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 304. Placed on Select File as amended.

E and R amendment to LB 304:

1. In the title, line 3, strike the third comma and insert a semicolon.

LEGISLATIVE BILL 681. Placed on Select File as amended.

E and R amendments to LB 681:

1. In section 1, insert "*for the reason*" at the end of line 25; in line 26, strike "*owners*" and insert "*owner's*"; and in line 27, strike "*to*" and insert "*of*".

2. In section 2, insert "*and cross appeals*" at the end of line 3; strike the new matter in lines 4 and 5; and in line 12, strike the comma.

3. Add a new section to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 685. Placed on Select File as amended.

E and R amendments to LB 685:

1. In section 1, line 30, strike "*by*" and insert "*for*".

2. In section 2, line 12, strike "*said*" and insert "*such*".

3. In section 3, line 51, strike "*said*" and insert "*such*".

4. In section 4, line 7, strike "building and enclosure" and insert "~~building and enclosure~~ *buildings and enclosures*".

5. In section 5, line 13, strike "warrants" and insert "~~warrants~~"; and in line 28, strike "*said*" and insert "*such*".

6. In section 6, strike "probation" both places in line 6 and in lines 12 and 15, and insert "~~probation~~".

7. In the title, line 7, insert "probation or" after "on".

LEGISLATIVE BILL 297. Placed on Select File as amended.

E and R amendments to LB 297:

1. In section 1 as amended, line 21, strike the first "of" and insert "~~of~~ *from*".

2. In the title, line 5, insert "more than thirty days" after "present"; and in line 6, insert "except as prescribed" after "state".

LEGISLATIVE BILL 298. Placed on Select File.

LEGISLATIVE BILL 620. Placed on Select File as amended.

E and R amendment to LB 620:

1. In section 1, line 13, insert an underscored comma after "*A*".

LEGISLATIVE BILL 692. Placed on Select File as amended.

E and R amendments to LB 692:

1. In lieu of the standing committee amendment, in section 3 strike the last two sentences and show the

old matter stricken and insert "*Such funds shall be reallocated upon application therefor by the subdivisions.*".

2. In the title, strike beginning with the comma in line 8 through "scribed" in line 9.

LEGISLATIVE BILL 328. Correctly engrossed.

LEGISLATIVE BILL 417. Correctly engrossed.

LEGISLATIVE BILL 556. Correctly engrossed.

LEGISLATIVE BILL 602. Correctly engrossed.

LEGISLATIVE BILL 25. Correctly enrolled.

LEGISLATIVE BILL 39. Correctly enrolled.

LEGISLATIVE BILL 393. Correctly enrolled.

LEGISLATIVE BILL 400. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 25 LB 39 LB 393 LB 400

RESOLUTIONS

LEGISLATIVE RESOLUTION 26. Re: Girls' Sports

Introduced by Richard F. Proud, 12th District.

WHEREAS, the physical fitness of all our citizens and particularly, our young people, is a commendable goal and should be promoted;

AND WHEREAS, our youth should be encouraged to engage in wholesome activities which build the mind and body;

AND WHEREAS, healthy bodies breed healthy minds and are conducive to good citizenship;

AND WHEREAS, although there are many forms of physical endeavor which boys and young men have available to them, their counterparts, girls, are largely confined to activities which do not contribute to physical fitness and the qualities of leadership engendered by competitive sports;

THEREFORE, BE IT RESOLVED by this 80th session of the

Nebraska Legislature that it go on record as favoring the promulgation of girls' basketball throughout our school system to the extent that it is practicable and that other sports for girls be encouraged.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 554. Placed on General File as amended.

Standing Committee amendment to LB 554:

1. In the bill strike section 1 and insert the following:

"Section 1. That section 39-810, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-810. The county board of each county, except in counties having a population of two hundred thousand inhabitants, or more, has the power to erect and repair all bridges and approaches thereto and build all culverts and make improvements on roads, *including the purchase of gravel for roads, and to stockpile any of such materials,* the cost and expense of which shall in no instance exceed ~~two~~ *five* thousand dollars. All contracts for the erection or repair of bridges and approaches thereto or for the building of culverts and improvements on roads, the cost and expense of which shall exceed ~~two~~ *five* thousand dollars, shall be let by the county board, except in counties having a population of two hundred thousand inhabitants, or more, to the lowest responsible bidder. All contracts for materials for repairing, erecting, and constructing bridges and approaches thereto, *culverts or gravel for roads* the cost and expense of which exceed ~~two~~ *ten* thousand dollars, shall be let to the lowest responsible bidder, but the board, except in counties having a population of two hundred thousand inhabitants, or more, may reject any and all bids submitted for such materials. Upon rejection of any bid or bids by the board of such a county, such board shall have power and authority to purchase materials to repair, erect, or construct the bridges of such county, and approaches thereto, *culverts or gravel for roads.* All bids for the letting of contracts must be deposited with the county clerk of such a county, opened by him in the presence of the county board, and filed in such clerk's office.

Sec. 2. That original section 39-810, Reissue Revised Statutes of Nebraska, 1943, is repealed."

LEGISLATIVE BILL 559. Placed on General File.

LEGISLATIVE BILL 560. Placed on General File.

LEGISLATIVE BILL 590. Placed on General File.

LEGISLATIVE BILL 599. Placed on General File as amended.

Standing Committee amendments to LB 599:

1. In section 1, line 64 insert "*each of*" after "*in*", after line 129 insert " address", line 140 insert "*for the purpose of preventing fraud, deception and misrepresentation*" after "*Warning*".

2. In section 2, line 7 insert "*each of*" after "*in*".

LEGISLATIVE BILL 774. Placed on General File.

LEGISLATIVE BILL 801. Placed on General File.

LEGISLATIVE BILL 831. Placed on General File as amended.

Standing Committee amendment to LB 831:

1. In section 4 line 3 strike ", and" and insert a period, and strike lines 4 to 6.

LEGISLATIVE BILL 786. Indefinitely postponed.

LEGISLATIVE BILL 800. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1345. By Richard F. Proud, 12th District, at the Request of the Governor.

A BILL FOR AN ACT relating to the investment of state funds; to define terms; to create the Nebraska Investment Council; to provide for its membership; to define its purpose; to provide for a state investment officer, and to define his duties and powers; to provide for the investment of state funds; to provide for the transfer of duties and responsibilities for the investment of certain funds; to prescribe the types of investments which may be made with such funds; to provide for the allocations of income from such investments; to provide how part of this act may be cited; to amend sections 1-111, 2-1547, 2-1808, 2-2317, 19-2044, 29-1390, 35-601, 37-206, 37-428, 39-7,136, 39-1323.01, 44-116, 44-333.02, 44-707.03, 45-127, 45-165, 48-617, 48-620, 48-621, 54-112, 54-147, 54-150, 54-1173, 55-150, 57-919, 60-409.01, 60-1409, 60-1704, 66-421, 66-424.02, 68-301, 68-612, 70-1020, 71-1,132.23, 71-1,147.02, 71-222.02, 71-332, 71-1336, 71-2016, 71-2201, 72-202, 72-716.01, 72-1005, 77-2204, 79-1438.01, 79-1444, 79-2107, 80-301, 81-528, 81-812.02, 81-815.30, 81-815.34, 81-815.39, 81-845, 81-880, 81-8,107, 81-8,112, 81-8,162, 81-912, 81-1119, 82-108.02, 83-150, 83-210.01, 83-304, 85-113, 85-122, 85-161, 85-168, 85-170, and 85-403, Reissue Revised Statutes of Nebraska, 1943, and sections 2-115, 2-1503.01, 2-1506.11, 2-2501, 3-126, 8-1120, 19-2043, 24-704, 71-3808, 71-4206, 71-4210, 79-1247.07, 79-1332, 79-1345, 79-1502, 79-1503, 79-1545, 80-111, 80-401, 81-263.67, 81-275.28, 81-805.06, 81-1114, 81-1120.08, 83-169, 84-111, 84-1308, 84-1309, 85-123.01, and 85-320, Revised Statutes Supplement, 1967; to repeal the original sections and also sections 72-202.01, 72-525, 77-2302, 77-2330, 77-2331, and 77-2332, Reissue Revised Statutes of Nebraska, 1943, section 19-2048 and Chapter 72, article 12, Revised Statutes Supplement, 1967; and to declare an emergency.

LEGISLATIVE BILL 1346. By Harold D. Simpson, 46th District; Bill K. Bloom, 20th District and Terry Carpenter, 48th District, at the Request of the Governor.

A BILL FOR AN ACT relating to law enforcement training; to define terms; to create the Nebraska Law Enforcement Training Center and to provide for its operation; to create the Nebraska Police Standards Advisory Council and to provide for its powers and responsibilities; and to provide for mandatory law enforcement training.

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 564. Placed on General File.

LEGISLATIVE BILL 568. Placed on General File.

(Signed) Harold T. Moylan, Chairman

UNANIMOUS CONSENT—Withdraw Bills

Mr. Whitney asked unanimous consent to withdraw LB 1251.

Laid over.

Mrs. Orme renewed her pending request found in the Legislative Journal for the Forty-ninth Day to withdraw LB 1196. No objections. So ordered.

Mr. Kokes renewed his pending request found in the Legislative Journal for the Forty-ninth Day to withdraw LB 1177. No objections. So ordered.

Mr. Klaver asked unanimous consent to withdraw LB 854.

Laid over.

REFERENCE COMMITTEE REPORT

LB	Committee
1343	Budget
1344	Budget
1345	Banking, Commerce and Insurance

(Signed) John E. Everroad,
Lieutenant Governor

SELECT FILE

LEGISLATIVE BILL 259. E and R amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Committee Meetings

Mr. Simpson asked unanimous consent for the Rules Committee to meet at 1:00 p.m. today. No objections. So ordered.

Mr. Kremer asked unanimous consent for the Committee on Agriculture and Recreation to meet in executive session at 1:00 p.m. today in the East Lounge. No objections. So ordered.

Visitors

Mr. Wallwey introduced Mr. and Mrs. Norman Garder and children, Kenn, Scott, Karen and Steve from Oakdale.

Mr. Wenzlaff introduced his daughter, Mrs. Marianne Zinnecker and Mrs. Betty Okrina from David City.

Mr. Mahoney introduced Mr. and Mrs. Charles Blair.

GENERAL FILE

LEGISLATIVE BILL 19. Considered.

Bracketed at the request of Mr. Carpenter.

Mr. Carpenter asked unanimous consent to dispense with the reading of the bills on General File this morning and allow the introducers to explain them, unless one member objects. No objections. So ordered.

LEGISLATIVE BILL 7. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

Section 1.

In line 37 after word "years" add new sentence as follows:
Candidates filing for office in the 1970 elections shall specify on their nomination affidavit whether they are a candidate for the two, four or six year term.

In line 46 after the word "basis" add new sentences as follows:
Candidates for office as provided in this section shall pay no filing fee. All nomination affidavits shall be filed with the Secretary of State not less than sixty days prior to any state primary election.

Advanced to E and R for review with 23 ayes, 16 nays and 10 not voting.

LEGISLATIVE BILL 62. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-second Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 63. Reading waived. Explained.

Laid over at the request of Mr. Harsh.

LEGISLATIVE BILL 292. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-second Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 305. Read and Considered.

Standing Committee amendments found in the Legislative Journal for the Thirty-third Day were adopted.

Mr. Whitney offered the following amendment, which was adopted:

In section 1, line 9, delete "sixty" and insert *"ninety"*.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 534. Bracketed until March 31, 1969 at the request of Miss Reynolds.

LEGISLATIVE BILL 396. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 402. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 552. Reading waived. Explained.

Laid over at the request of Mr. Budd.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 828	(cancel) Thursday, March 20, 1969	2:00 p.m.
LB 828	(reset) Thursday, May 1, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Urban Affairs

LB 918	(cancel) Wednesday, March 26, 1969	2:00 p.m.
	(reset) Wednesday, April 9, 1969	2:00 p.m.
LB 919	(cancel) Wednesday, March 26, 1969	2:00 p.m.
	(reset) Wednesday, April 9, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

Education

LB 990	Wednesday, March 26, 1969	2:00 p.m.
LB 992	Monday, March 31, 1969	2:00 p.m.

LB 1055	Tuesday, April 1, 1969	2:00 p.m.
LB 1056	Tuesday, April 1, 1969	2:00 p.m.
LB 1022	Wednesday, April 2, 1969	2:00 p.m.
LB 920	Monday, April 21, 1969	2:00 p.m.
LB 978	Monday, April 21, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

Banking, Commerce and Insurance

LB 232	Monday, April 28, 1969	2:00 p.m.
LB 246	Tuesday, April 15, 1969	2:00 p.m.
LB 1330	Tuesday, April 22, 1969	2:00 p.m.
LB 1331	Tuesday, April 22, 1969	2:00 p.m.
LB 1332	Tuesday, April 22, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Agriculture and Recreation

LB 723	Friday, May 2, 1969	2:00 p.m.
LB 1292	Friday, May 2, 1969	2:00 p.m.
LB 1328	Thursday, May 8, 1969	2:00 p.m.
LB 1329	Thursday, May 8, 1969	2:00 p.m.

(Signed) M. A. Kremer, Chairman

Appreciation

Mr. Clark expressed thanks to Mr. Mahoney, on behalf of the members and employees, for the St. Patrick's Day corsages.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 1073. Placed on General File.

(Signed) Richard D. Marvel, Chairman

Urban Affairs

LEGISLATIVE BILL 996. Indefinitely postponed.

LEGISLATIVE BILL 998. Indefinitely postponed.

LEGISLATIVE BILL 374. Placed on General File as amended.

Standing Committee amendments to LB 374:

1. In section 2, line 13 to 15, strike the sentence commencing on line 13.

2. In section 9, line 5, strike "less" and insert "more".

3. In section 13, line 7, insert "The fee for the original or renewal certificate shall in no event be more than fifty dollars." after the period.

4. In section 15, line 8, strike "shall" and insert "may".

LEGISLATIVE BILL 995. Placed on General File.

LEGISLATIVE BILL 997. Placed on General File.

(Signed) Bill K. Bloom, Chairman

Adjournment

At 11:54 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Tuesday, March 18, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 18, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty God, with weighty issues before this Legislature, and a host of bills demanding our attention and concern, give to these Senators mental astuteness, emotional rationality, steadfastness of purpose, debate in depth, an openness to information that will be brought forth. With the vast complexities before them, may they strive to see clearly the issues, have knowledge of the total program, and strive to reach those decisions which will be of maximum benefit for the people of our State. Through different points of view, through a variety of personalities, may we finally reach the maximum harmony of understanding and action.

In our Lord's name. Amen.

The roll was called and all members were present except Mr. Mahoney, who was excused; Mr. Waldron excused until 9:30 a.m. and Mr. Bloom excused until 10:00 a.m.

Corrections for the Journal

Page 998, line 17, delete "(19," and insert "(19),"

Page 1001, line 11, delete "enclosures" and insert "enclosure".

The Journal for the Fiftieth Day was approved as corrected.

Communications

Letter from Congressman Glenn Cunningham acknowledging his receipt of LR 24.

Speaker Warner Presiding

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 1063 (cancelled) April 15, 1969 2:00 p.m.
LB 1063 (reset) March 25, 1969 2:00 p.m.

(Signed) J. W. Burbach, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 60.

A BILL FOR AN ACT to amend section 79-2109, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Educational Television Commission; to restrict the purpose for which eminent domain may be exercised; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 5:

Batchelder
Bloom
Hasebroock
Mahoney
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 77. With emergency.

A BILL FOR AN ACT relating to cities and villages, particular classes; to provide an exception as to amendatory ordinances; to ratify actions; to amend sections 16-404 and 17-614, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Bloom
Mahoney
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 335.

A BILL FOR AN ACT to amend sections 28-744 and 28-1124, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to make false reports of emergencies and interference with emergency messages unlawful as prescribed; to provide and to change penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy

Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Bloom
Mahoney
Schmit
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 431. With emergency.

A BILL FOR AN ACT relating to rural and suburban fire protection districts; to provide a method for dividing such districts into two or more districts; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Bloom
Mahoney
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 450. With emergency.

A BILL FOR AN ACT to amend section 77-2353, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to provide additional investments for public power districts; to provide additional conditions for investment of funds; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Bloom
Mahoney
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 624.

A BILL FOR AN ACT to amend section 72-215, Reissue Revised Statutes of Nebraska, 1943, relating to school lands; to provide for acquisition of school lands for solid waste disposal areas; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft

Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 2:

Bloom
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 631. With emergency.

A BILL FOR AN ACT to amend sections 39-1350, 39-1353, and 39-1503, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide that the new address of the Department of Roads be correctly stated; to repeal the original sections; and declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Bloom
Carpenter
Kokes
Mahoney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 651.

A BILL FOR AN ACT to amend section 39-746.01, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide rules of the road for highways divided by a median; to provide a penalty; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Duis
Robinson
Whitney

Not voting, 3:

Bloom
Keyes
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 254. Placed on Select File as amended.

E and R amendments to LB 254:

1. In section 1, line 149, strike the first "this section" and insert "this section *77-2703*"; in line 151,

strike "herein fixed" and insert "~~herein fixed~~ *imposed by section 77-2703*"; and in line 154, strike "herein" and insert "~~herein~~ *by section 77-2703*".

2. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 277, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in section 1, line 94, strike "77-2702" and insert "77-2703"; in line 106, strike "coin operated" and insert "coin-operated"; in line 118, strike "or village" and insert "village, or rural or suburban fire protection district"; in line 120, insert ". Any rural or suburban fire protection district shall, upon the filing of a claim therefor in the manner provided in subdivision (1) (i) of section 77-2703, be entitled to a refund of any sales or use tax which it has paid prior to the effective date of this act from which it is made exempt by the provisions of this act, but no refund shall be made in any amount less than five dollars" after "dollars".

3. In the title, line 4, strike "the sales tax on" and insert "certain"; in line 5, insert "from the sales or use tax" after "veterans"; and in line 5, insert "to correct internal references;" after the semicolon.

LEGISLATIVE BILL 313. Placed on Select File as amended.

E and R amendment to LB 313:

1. In the title, line 4, strike "the president of".

LEGISLATIVE BILL 333. Placed on Select File as amended.

E and R amendments to LB 333:

1. In section 2, line 23, strike "*Veterans*" and insert "*Veterans'* "; in line 26, strike "degrees" and insert "~~degrees~~ *degree*".

2. The typed bill being correct, strike the standing committee amendment to section 2, line 23.

3. In section 3, line 6, strike "(a)" and insert "~~(a)~~ *(1)*"; in line 15, strike "*exam*; ~~(c)~~ *(b)*" and insert "*examination*; ~~(c)~~ *(2)*"; in line 19, strike "*(c)*" and insert *(3)*"; in line 20, strike "*and approved by*" and insert "*with the approval of*"; and in line 23, strike "(d)" and insert "~~(d)~~ *(4)*".

4. In section 5, line 28, strike "mentally" and insert "~~mentally~~".

5. In section 6, line 8, strike "mentally" and insert "~~mentally~~".

6. In section 8, line 49, strike "*credited*" and insert "*accredited*".

7. Add a new section to read as follows:

"Sec. 11. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

8. In the title, line 11, strike "and"; and in line 11, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 338. Replaced on Select File as amended.

E and R amendment to LB 338:

1. In section 12, line 2, insert "*State*" after "*the*".

LEGISLATIVE BILL 349. Placed on Select File as amended.

E and R amendment to LB 349:

1. In the title, line 3, after the semicolon, insert "to delete an exception;".

LEGISLATIVE BILL 540. Placed on Select File.

LEGISLATIVE BILL 655. Placed on Select File as amended.

E and R amendment to LB 655:

1. In the Standing Committee amendment, line 1, strike "line 17" and insert "lines 17 to 20".

LEGISLATIVE BILL 511. Placed on Select File as amended.

E and R amendment to LB 511:

1. In section 10, line 12, after "to" insert "*the*".

LEGISLATIVE BILL 512. Placed on Select File as amended.

E and R amendments to LB 512:

1. In section 1, lines 58 and 59, strike "*legislative body of the State of Nebraska*" and insert "*Legislature*".

2. In section 5, line 26, strike "administration" and insert "~~administration~~ *administrative*".

3. In section 11, lines 2 and 3, strike "*accession into the state archives*" and insert "*acquire*"; insert an underscored comma after "*of*" in line 11 and after "*archives*" in line 12; in lines 18 and 25, strike "*said*" and insert "*such*"; in line 20, strike "*archives*" and insert "*archivist*"; in lines 27 and 28, strike "*accessioned into the state archives*" and insert "*acquired under the provisions of this section*"; in line 29, strike the comma and insert "*and*"; in line 30, insert "*retain*" after "*and*"; and strike line 31 except for the period.

4. In section 13, line 6, strike "*subsection (11)*" and insert "*subdivision (1)*".

5. In section 14, line 10, strike "in so far" and insert "~~in so far~~ *insofar*".

LEGISLATIVE BILL 444. Correctly engrossed.

LEGISLATIVE BILL 473. Correctly engrossed.

LEGISLATIVE BILL 474. Correctly engrossed.

LEGISLATIVE BILL 507. Correctly engrossed.

LEGISLATIVE BILL 520. Correctly engrossed.

LEGISLATIVE BILL 684. Correctly engrossed.

LEGISLATIVE BILL 700. Correctly enrolled.

LEGISLATIVE BILL 701. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 700 LB 701

STANDING COMMITTEE REPORTS

Rules Committee

The Rules Committee met at 1:00 on March 17 in the West Senate Lounge. The following action was taken:

1. Amend Rule 6, Sec. 2, first sentence to read:

Standing committees shall meet at 2:00 p.m., ~~unless otherwise ordered by the Legislature.~~ *unless the committee shall decide by majority vote to meet earlier, provided no commitee meeting shall be convened earlier than 1:00 without the consent of a majority of the elected Senators.*

(Motion by Sen. Syas)

Adopted by Rules Committee

2. Amend Rule 6, page 12:

Anyone speaking before a committee hearing shall be given a reasonable amount of time not to exceed five minutes to present his testimony. The Chairman may grant additional time if he sees fit to do so.

(Motion by Sen. Wylie)

Rejected by Rules Committee

3. Amend Rule 12, Sec. 5, new paragraph a.

The clerk of the Legislature shall read the number and title of the bill and the name of the principal introduced as it comes up for consideration on General File. A bill will not be read section by section unless requested by a member of the Legislature.

And letter following paragraphs to conform.

Adopted by Rules Committee

4. Amend Rule 6, Sec. 7, paragraph 3, by striking "~~when~~" and inserting "*anytime*".

(Motion by Sen. Adamson)

Adopted by Rules Committee

5. Amend Rule 5, Sec. 6, by adding the following paragraph at the end thereof:

When an amendment to add the emergency clause is adopted on Select File which does not spell out the standard emergency clause and make the necessary change in the title, the Chairman of Enrollment and Review shall also have the authority to add to the engrossed bill the standard emergency clause, assigning to it the appropriate section number, and make the necessary change in the title as a matter of course without including such action in his reports and recommendations to the Legislature or making any special record thereof.

(Motion by Sen. Warner)

Adopted by Rules Committee

6. Amend Rule 17:

These rules may *only* be suspended by a two-thirds majority of the elected members *by a machine vote.*

(Motion by Sen. Warner)

Adopted by Rules Committee

7. Amend Rule 12, Sec. 5, new paragraph g.

A motion to set the General File discussion of a bill to a day certain shall require a 2/3 vote of approval of the elected members of the Legislature by machine note.

(Motion by Sen. Warner)

Adopted by Rules Committee

8. Amend Rule 5, by adding a section to read as follows:

Sec. 12. The Nebraska Retirement Systems Advisory Committee together with the chairman of the Budget Committee shall function during each legislative session as a standing committee of the Legislature, shall have jurisdiction over all bills proposing new or amending existing retirement systems of the state and its political subdivisions.

(Motion by Sen. Holmquist)

Adopted by Rules Committee

(Signed) Harold D. Simpson,
Chairman, Rules Committee

RESOLUTIONS

LEGISLATIVE RESOLUTION 26.

Legislative Resolution was adopted with 28 ayes, 9 nays and 12 not voting.

LEGISLATIVE RESOLUTION 27. Re: Study of Camping Facilities.

Introduced by Wayne L. Schreurs, 24th District.

WHEREAS, camping is becoming a popular pastime of many citizens of Nebraska and other states; and

WHEREAS, many of the surrounding states have facilities which far surpasses those of Nebraska state parks, thus attracting many of the people of Nebraska, as well as campers from other states, to spend camping time there rather than to come to or stay in Nebraska; and

WHEREAS, these conditions amount to a loss of revenue to our state.

NOW, THEREFORE, BE IT RESOLVE DBY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study to find out how Nebraska can upgrade its camping facilities in state parks so as to compete favorably with neighboring states for our share of revenue from campers and promote tourism in this state.

2. That the committee report its findings with its recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 28. Re: Study of Psychiatric Technicians

Introduced by Wayne L. Schreurs, 24th District.

WHEREAS, the proper care and treatment of the mentally ill in the public and private institutions of this state requires the services of skilled, dedicated, and properly trained personnel; and

WHEREAS, psychiatric technicians perform a vital function in the care and treatment of the mentally ill; and

WHEREAS, there is now no provision in Nebraska law for the qualifications, training, and regulation of psychiatric technicians.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the need for such legislation, and the qualifications, type of training, and type of regulation, if it is determined that such legislation is needed.

2. That the committee report its findings with its ercommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

MOTION—Introduce Bills

Mr. Elrod moved the introduction of a new bill by the Committee on Government and Military Affairs.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Mr. Waldo moved the introduction of a new bill by the Committee on Judiciary.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1347. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William F. Swanson, 27th District; J. James Waldron, 42nd District; Donald Elrod, 35th District; Wayne W. Ziebarth, 37th District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 81-1211, Revised Statutes Supplement, 1967, relating to regional or joint planning agency; to provide that any number of members that the component political subdivisions shall decide and shall act as the planning commission of its various components; and to repeal the original section.

LEGISLATIVE BILL 1348. By Committee on Judiciary, Fred W. Carstens, 30th District, Chairman; C. F. Moulton, 8th District; Sam Klaver, 9th District; Donald Elrod, 35th District; Loran Schmit, 23rd District; Leslie A. Stull, 49th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT to amend section 24-501.01, Reissue Revised Statutes of Nebraska, 1943, relating to county judges; to provide that commencing on the first Thursday after the first Tuesday in January, 1972 no person shall be eligible to the office of county judge or district county judge unless he shall have been regularly admitted as an attorney in this state as prescribed; to provide for exceptions; and to repeal the original section.

Presented to the Governor

Presented to the Governor for approval on March 18, 1969 at 8:40 a.m.: LB 25 LB 39 LB 393 LB 400

(Signed) Ruth Bossard, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 190. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Mr. Danner offered the following unanimous consent amendment:

Strike the Pedersen General File amendment to LB 190,
page 844 Journal, Sec. 2, line 18, "No additional
limited renewal project shall be authorized until
previously authorized projects have been completed.".

Mr. Carpenter objected.

Mr. Danner moved to return LB 190 to General File for consideration of the specific amendment.

The motion lost with 8 ayes, 27 nays and 14 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 284. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 20. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Laid over.

LEGISLATIVE BILL 21. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 151. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Mr. Wenzlaff moved to indefinitely postpone.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 9:

Adamson
Batchelder
Johnson
Moulton
Pedersen
Syas
Waldo
Wenzlaff
Whitney

Voting in the negative, 30:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Harsh
Hasebroock
Holmquist
Kennedy
Klaver
Kokes
Kremer
Luedtke
Marvel
Moylan
Nore
Proud
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Warner
Wiltse
Wylie
Ziebarth

Not voting, 10:

Danner
Elrod
Keyes
Knight
Mahoney
Orme
Reynolds
Schmit
Waldron
Wallwey

The Wenzlaff motion lost.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 760. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 304. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 681. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 685. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 297. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 298. Advanced to E and R for engrossment.

LEGISLATIVE BILL 620. E and R amendment found in the Legislative Journal for the Fiftieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 692. E and R amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Luedtke introduced 17 members of the Department of Computer Technology from the Lincoln School of Commerce.

Mr. Holmquist introduced Messrs. Joe Pisciotte, Don Oakley, John Stokes, David Epstein and Tim Campbell from Illinois working on Legislative Research.

Mr. Wiltse introduced a group of students and sponsors from Rulo.

Mrs. Orme introduced Grace Pierce from Atlanta, Georgia and Patricia Winter from Lincoln, students at Agnes Scott College, Decatur, Georgia.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Whitney renewed his pending request found in the Legislative Journal for the Fiftieth Day to withdraw LB 1251. No objections. So ordered.

Mr. Klaver renewed his pending request found in the Legislative Journal for the Fiftieth Day to withdraw LB 854. No objections. So ordered.

GENERAL FILE

Mr. Carpenter asked unanimous consent to dispense with the reading of the General File bills and allow the introducers to explain them, unless one member objects. No objections. So ordered.

LEGISLATIVE BILL 902. Reading waived. Explained.

Mr. Kremer offered the following amendment in lieu of standing committee amendment 1; which was adopted:

Amendment to Section 1, subsection (1):

Brand, defined. For the purpose of sections 54-101 to 54-128, a brand is defined as an identification mark that is burned into the hide of a live animal by a hot iron on either side in any one of three locations, the shoulder, ribs, or hip, *"and is registered in the office of the Secretary of State as provided by law."*

Mr. Wylie offered the following amendment, which was adopted:

Amend standing committee amendment to subsection 2, line 16 to strike "may", reinstate *"shall"* and insert *"when available"*.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted as amended.

Mr. Kremer offered the following amendment, which was adopted:

Additional subsection (36)

Relative to all previous subsections, "when the context or the circumstances so require, words importing a singular number may be expanded to several persons or things, and words importing the plural number may be applied to one person or thing, and words importing the masculine gender only may be expanded to the feminine or neuter gender."

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 458. Reading waived. Explained.

Laid over at the request of Mr. Holmquist.

LEGISLATIVE BILL 63. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-second Day was adopted.

Mr. Harsh offered the following amendment, which was adopted:

Amend LB 63, line 60 to read: "and that tax funds can not be used for promoting programs, but that any funds from foundations or gifts by individuals can be used for promotion."

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 223. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-fourth Daw were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 552. Considered.

Mr. Harsh offered the following amendment, which was adopted:

1. Strike sections 1 and 2 and in lieu thereof insert the following:

"Section 1. That section 79-803, Revised Statutes Supplement, 1967, be amended to read as follows:

79-803. (1) The board of education of a Class III school district shall consist of either six or nine members who shall, except as provided in subsection (2) of this section, be elected upon a general ticket from among the legal voters who are taxpayers at the time for holding the general city election in each year, except where there are no cities or villages in such district. At the first election in cities referred to in section 79-801, when the board consists of six members two members shall be elected for the term of three years, two for two years, and two for one year, and annually thereafter two members shall be elected for three years, and until their successors are elected, qualified, and installed in office.

(2) The board of education may, by resolution, provide for the election of members by school board districts or wards and thereafter the members shall be so elected; *Provided,* that such districts or wards may be altered by resolution of subsequent boards of education. If districts or wards have not been previously established, the board shall, as a part of such resolution, determine the boundaries of the districts or wards based on standards contained in subdivision (3) of section 79-426.11; *Provided,* that when the boundaries of districts change, the county reorganization committee, or committees, if located in more than one county, shall review for changes in districts or wards of the district.

(3) The board of education may, by resolution, provide for increasing the number of members of the board to nine as authorized by subsection (1) of this section. When such an increase is ordered the board shall appoint three members to serve until the first election thereafter in cities referred to in section 79-801, and at such election one member shall be elected for a term of three years, one for two years, and one for one year. The successors of such members shall be

elected in the same manner as provided for other members of the board.

(4) When a newly organized district determines that it shall be governed by a board of nine members, at the first election three members shall be elected for the term of three years, three for two years, and three for one year, and annually thereafter three members shall be elected for three years, and until their successors are elected, qualified, and installed in office. When a board is increased from six to nine members as provided in subsection (3) of this section, following the transition period provided in such subsection three members shall be elected annually for the term of three years.

Sec. 2. That original section 79-803, Revised Statutes Supplement, 1967, and also section 79-803.01, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 258. Reading waived. Explained.

Mr. Pedersen offered the following amendment, which was adopted:

Amend LB 258 by striking the standing committee amendments and Section 1 of the bill and insert as new Section the following:

"No written statement, other than a deposition, may be used against a person who is a party to a civil action arising under the laws of the State of Nebraska or the common law recognized therein, if the person giving such statement shall have made a written request for a copy thereof and such copy shall not have been furnished within twenty days after the date of such request."

Standing Committee amendment found in the Legislative Journal for the Thirty-fourth Day was adopted as amended.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 299. Reading waived. Explained.

Advanced to E and R for review with 19 ayes, 5 nays and 25 not voting.

LEGISLATIVE BILL 407. Considered.

Mr. Duis offered the following amendment, which was adopted:

1. In section 1, lines 226 and 227, strike
"*and enter into contracts for the use of*", and insert
"*across*".

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 344. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 2. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-fifth Day were adopted.

Mr. Wallwey offered the following amendment, which was adopted:

1. Amend section 5, line 34 by inserting "*if some owner, holder of a lien or security interest in said property is proven to have knowledge of such unlawful transportation,*" after "shall", and line 35 by inserting "*first to the holders of any liens or security interests in said property in the order of their priority who are not proven at said trial to have knowledge of such unlawful transportation, next to the owner or owners of said property who are not proven at said trial to have knowledge of such unlawful transportation and the remainder*" after "paid".

Mr. Carpenter offered the following amendment, which was adopted:

1. In section 3 strike lines 1 to 7 and insert

"Sec. 3. *(1) A person knowingly and unlawfully possessing cannabis, as defined in section 1 of this act shall, upon conviction thereof, be imprisoned in the county jail for seven days separate and apart of other prisoners for the first offense; and upon conviction of a sec-*".

Mr. Pederson offered the following amendments, which were adopted:

1. Insert in line 27 after the word "*years.*" the words: "*If a person is convicted for a violation of Section 3, subsections (1) or (2), as a part of the sentence he shall be required during the period of confinement to attend a course of instruction conducted by the*

Department of Health on the effects, medically, psychologically and socially, of the misuse of drugs. He shall also be required to receive medical treatment, while so confined, for the effects upon him of drugs. If a person is placed on probation, as a condition of probation he shall attend and complete a course of instruction, similar to that referred to herein, conducted by the Department of Health and to pay a fee for the course. As a further condition the person shall be required to receive medical treatment for the effects of drug abuse."

2. Add the emergency clause.

Mr. Carpenter asked unanimous consent to add Mr. Pedersen's name to LB 2. No objections. So ordered.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

Mr. Carpenter asked unanimous consent to expedite LB 2 across the board. No objections. So ordered.

UNANIMOUS CONSENT—Committee Meeting

Mr. Kremer asked unanimous consent to hold the Executive Session of the Agriculture and Recreation Committee at 1:00 p.m. today in the East Senate Lounge. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 1311 (cancelled) Wednesday, April 9, 1969 2:00 p.m.
(reset) Wednesday, March 26, 1969 2:00 p.m.

(Signed) Bill K. Bloom, Chairman

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 505. Indefinitely postponed.

LEGISLATIVE BILL 584. Indefinitely postponed.

LEGISLATIVE BILL 744. Indefinitely postponed.

LEGISLATIVE BILL 849. Indefinitely postponed.

(Signed) Maurice A. Kremer, Chairman

Urban Affairs

LEGISLATIVE BILL 403. Placed on General File as amended.

Standing Committee amendment to LB 403:

1. Amend the bill by striking sections 1 and 2 and inserting:

"Section 1. That section 31-727, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-727. (1) A majority of the owners having an interest in the real property within the limits of a proposed sanitary and improvement district, situated in one or more counties in this state, may form a sanitary and improvement district for the purpose of installing electric service lines and conduits, a sewer system, a water system, a system of *sidewalks,* public roads, streets, and highways, to contract for water for fire protection and for resale to residents of the district, and to contract for *gas and* electricity for street lighting for the public streets and highways within said proposed district, and to acquire, improve and operate public parks, playgrounds and recreational facilities. Nothing in this section shall authorize districts to purchase electric service and resell the same. The district, in lieu of establishing its own water system, may contract with any utilities district, municipality or corporation for the installation of a water system and to provide water service for fire protection and for the use of the residents of the district. For that purpose said majority of the owners may make and sign articles of association in which shall be stated (a) the name of the district, (b) that same shall have perpetual existence, (c) the limits of the district, (d) the names and places of residence of the owners of the land in the proposed district, (e) the description of the several tracts of land situated in the district owned by those who may organize the district, (f) the name or names and the description of the real estate owned by such owners as do not join in the organization of the district, but who will be benefited thereby, and (g) whether the purpose of the corporation shall be installing electric service lines and conduits, installing a sewer system, installing a water system, installing a system of *sidewalks,* public roads, streets, and highways, contracting for water for fire protection and for resale to residents of the district, or contracting for street lighting for the public streets and highways within the proposed district, or acquiring, improving and operating public parks, playgrounds and recreational facilities, or a combination of any one or more of such purposes, or all of such purposes. Such owners of real estate as are unknown may also be set out in said articles as such.

(2) The articles of association, referred to in subsections (1), (3), and (4) of this section, shall further state that the owners of real estate so forming the district for such purposes are willing and obligate themselves to pay the tax or taxes which may be levied against all the property in the district and special assessments against the real property benefited which may be assessed against them, to pay the expenses that may be necessary to install a sewer, or water system, or both a sewer and water system, the cost of water for fire protection, the cost of grading, changing grade, paving, repairing, graveling, regraveling, widening, or narrowing *sidewalks and* roads, resurfacing or relaying existing pavement, or otherwise improving any public roads, streets, or highways within the district and the cost of electricity for street lighting for the public streets and highways within the district, the cost of installing *gas and* electric service lines and conduits, and the cost of acquiring, improving and operating public parks, playgrounds, and recreational facilities, as provided by law.

(3) The articles, referred to in subsections (1), (2), and (4) of this section, shall propose the names of five or more trustees, who shall be owners of real estate located in the proposed district, to serve as a board of trustees until their successors are elected and qualified, should said district be organized. No corporation formed or hereafter formed shall perform any new functions, other than those for which the corporation was formed, without amending its articles of association to include the new function or functions.

(4) After the articles referred to in subsections (1), (2), and (3) of this section are signed, the same shall be filed in the office of the clerk of the district court of the county in which such sanitary and improvement district is located or, if such sanitary and improvement district is composed of tracts or parcels of land in two or more different counties, in the office of the clerk of the district court for the county in which the greater portion of such proposed sanitary and improvement district is located, together with a petition praying that the same may be declared a sanitary and improvement district under sections 31-727 to 31-762.

Sec. 2. That section 31-728, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-728. Immediately after the petition and articles of association shall have been filed, as provided for by subsection (4) of section 31-727, the clerk of the district court for the county where same is filed shall issue a summons, as now provided by law, returnable as any other summons in a civil action filed in said court, and directed to the several owners of real estate in the proposed district who may be alleged in such petition to be benefited thereby, but who have not signed the articles of association, which shall be served as summonses in civil cases. In case any owner or owners of real estate in the proposed district are unknown, or are nonresidents, they shall be notified in the same manner as nonresident defendants are now notified according to law in actions in the district courts of this state, setting forth in such notice (1) that the articles of association have been filed, (2) the purpose thereof, (3) that the real estate of such owner or owners situated in the district, describing the same, will be affected thereby and rendered liable to taxation and special assessment in accordance with law for the purpose of installing and maintaining such sewer or water system, or both, and maintaining the district, for constructing and maintaining a system of *sidewalks,* public roads, streets, and highways, for the furnishing of water for fire protection, for contracting for electricity *and gas* for street lighting for the public streets and highways within the district, for installing electric service lines and conduits, and for the acquisition, improvement and operation of public parks, playgrounds, and recreational facilities, (4) the names of the proposed trustees, and (5) that a petition has been made to have the district declared a sanitary and improvement district.

Sec. 3. That section 31-729, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-729. All owners of real estate situated in the proposed district who have not signed the articles of association and who may object to the organization of the district or to any one or more of the proposed trustees shall, on or before the time in which they are required to answer, file any such objection in writing, stating (1) why such sanitary and improvement district should not be organized and declared a public corporation in this state, (2) why their land will not be benefited by the installation of a sewer or water system, or both a sewer and water system, a system of *sidewalks,* public roads, streets, and highways, *gas and* electricity for street lighting for the public streets and highways within the district, electric service lines and conduits, and water for fire protection and the health and property of the owners protected, and by the acquisition, improvement and operation of public parks, playgrounds, and recreational facilities, (3) why their land should not be embraced in the limits of such district, and (4) their objections if any to any one or more of the proposed trustees.

Sec. 4. That section 31-739, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-739. (1) The district may borrow money for corporate purposes and issue its general obligation bonds therefor, bearing not more than six per cent interest, and shall annually levy a tax on the assessed value of all the taxable property in the district, except intangible property, sufficient to pay the interest and principal on the bonds and for the purpose of creating a sinking fund for the maintenance and repairing of any sewer or water system or electric lines and conduits in the district, for the payment of any hydrant rentals, for the maintenance and repairing of any *sidewalks,* public roads, streets, and highways in the district, and for the cost of operating any street lighting system for the public streets and highways within the district, and for the cost of maintaining and operating public parks, playgrounds, and recreational facilities. It shall also be required to levy a tax to make up any deficiencies caused by the nonpayment of any special assessments. On or before the first day of August in each year, the clerk of the board shall certify the same to the county clerk of the counties in which such district is located, in order that the same may be extended upon the county tax list.

(2) The county treasurer of the county in which the greater portion of the area of the district is located shall be ex officio treasurer of the sanitary and improvement district and shall be responsible for all funds of the district coming into his hands. He shall collect all taxes and special assessments levied by the district and deposit the same in a bond sinking fund for the payment of principal and interest on any bonds outstanding.

(3) The trustees of the district may authorize the clerk, or appoint an independent agent, to collect

connection charges, service charges, and all items other than taxes and funds from sale of bonds and warrants, but all funds so collected shall, at least once each month, be remitted to the treasurer to be held in the general fund of the district.

(4) The treasurer of the district shall not be responsible for such funds until they are received by him. The treasurer shall disburse the funds of the district only on warrants authorized by the trustees and signed by the chairman and clerk.

Sec. 5. That section 31-744, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-744. Whenever the board of trustees shall deem it advisable or necessary to build, reconstruct, purchase, or otherwise acquire a water system, a sanitary sewer system, or a sanitary and storm sewer or sewage disposal plant or pumping stations or sewer outlets, or electric service lines and conduits constructed or to be constructed in whole or in part inside or outside of the district, or a system of *sidewalks,* public roads, streets, and highways wholly within the district, or a public park or parks, playgrounds, and recreational facilities wholly within the district, or to contract for the installation and operation of a water system, it shall declare the advisability and necessity therefor in a proposed resolution, which resolution, in the case of pipe sewer construction, shall state the kinds of pipe proposed to be used, and shall include cement concrete pipe and vitrified clay pipe and any other material deemed suitable, and shall state the size or sizes and kinds of sewers proposed to be constructed and shall designate the location and terminal points thereof. If it is proposed to construct a water system, disposal plants, pumping stations, outlet sewers, electric service lines and conduits, or a system of *sidewalks,* public roads, streets, or highways, or public parks, playgrounds, or recreational facilities, the resolution shall refer to the plans and specifications thereof which shall have been made and filed before the publication of such resolution by the engineer employed for such purpose. If it is proposed to purchase or otherwise acquire a water system, a sanitary sewer system, a sanitary or storm water sewer, sewers, sewage disposal plant, pumping stations, sewer outlets, electric service lines and conduits, or public parks, playgrounds, or recreational facilities, the resolution shall state the price and conditions of the purchase or how same is being acquired. If it is proposed to contract for the installation and operation of a water system for fire protection and for the use of the residents of the district, or electric service lines and conduits, the resolution shall state the principal terms of the proposed agreement and how the cost thereof is to be paid. When electric service lines and conduits are among the improvements that are proposed to be constructed, purchased, otherwise acquired or contracted for, and no construction specifications and standards therefor have been established by the municipality having zoning jurisdiction over the area where such improvements are to be located, or when such service lines and conduits are not to be located within any municipality's area of zoning jurisdiction, the plans and specifications for and the method of construction of such service lines and conduits shall be approved by the supplier of electricity within whose service or customer area they are to be located. Such engineer shall also make and file, prior to the publication of such resolution, an estimate of the total cost of the proposed improvement. The proposed resolution shall state the amount of such estimated cost. The board of trustees shall have power to assess, to the extent of special benefits, the cost of such portions of said improvements as are local improvements, upon properties found specially benefited thereby. The resolution, hereinabove mentioned, shall state the outer boundaries of the district or districts in which it is proposed to make special assessments.

Sec. 6. That section 31-749, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-749. After the completion of any such work or purchase or otherwise acquiring a sewer or water system, or both, or public parks, playgrounds or recreational facilities, or electric service lines or conduits or upon completion of the work on a system of *sidewalks,* public roads, streets, or highways, the engineer shall file with the clerk of the district a certificate of acceptance, which acceptance shall be approved by the board of trustees by resolution. The board of trustees shall then require the engineer to make a complete statement of all the costs of any such improvements, a plat of the property in the district, and a schedule of the amount proposed to be assessed against each separate piece of property in such district, which statement, plat, and schedule shall be filed with the clerk of the district within ten days after the date of acceptance of the work, purchase, or otherwise acquiring a sewer or water system, or both, or acecptance of the work on a system of *sidewalks*, public roads, streets, or highways. The board of trustees shall then order the clerk to give notice that said statement, plat, and schedules are on file in his office and that all objections thereto, or to prior proceedings on account of errors, irregularities, or inequalities, not made in writing and filed with the clerk of the district within twenty days after the first publication of said notice, shall be deemed to have been waived. Such notice shall be given by publication the same day each week two consecutive weeks in a newspaper of general circulation published in the county where the district was organized and by handbills posted along the line of the work. Said notice shall state the time and place where any objections, filed as herein provided for, shall be considered by the board of trustees. The cost of such improvements in the district which are within the area of the zoning jurisdiction of any municipality shall be assessed to the full extent of special benefits against the property in the zoning jurisdiction of such municipality. The complete statement of costs and the schedule of amounts proposed to be assessed for such improvements which are within the zoning jurisdiction of such municipality against each separate piece of property in districts located within the zoning jurisdiction of such municipality shall be given to such municipality within seven days after the first publication of notice of statement, plat and schedules; *Provided*, that where such improvements are within the area of the zoning jurisdiction of more than one municipality, then such proposed assessments schedule and statement need be given only to the most populous municipality. Such municipality shall have the right to be heard, and it shall have the right of appeal from a final determination by the board of trustees against objections which such city has filed. Any person or any such municipality feeling aggrieved may appeal to the district court by petition within twenty days after such a final determination. The court shall hear and determine such appeal in a summary manner as in a case in equity and without a jury and shall increase or reduce the assessmets as the same may be required to provide that the assessments shall be to the full extent of special benefits, and to make the apportionment of benefits equitable.

Sec. 7. That original sections 31-727, 31-728, 31-729, 31-739, 31-744, and 31-749, Reissue Revised Statutes of Nebraska, 1943, are repealed."

REFERENCE COMMITTEE REPORT

LB	Committee
1110	Re-referred from Public Works to Banking, Commerce and Insurance
1111	Re-referred from Public Works to Banking, Commerce and Insurance
1112	Re-referred from Public Works to Banking, Commerce and Insurance

(Signed) Jerome Warner, Speaker

Adjournment

At 12:04 p.m. on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Wednesday, March 19, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 19, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, our Father, how grateful we are for families and friends and associates who demonstrate a genuine interest in governmental affairs.

Guide us this day, so we may have a composure when things go wrong; a serenity when irritated; and a willingness to go on when the going gets rough. Assist us so that we may control our tempers and regulate our speech; so we may have a central calm in the midst of storms, so we may respect our colleagues although differing with them.

Give us broad horizons so no people in our state will ever be without our concern.

In our Master's name. Amen.

The roll was called and all members were present except Mr. Swanson, who was excused.

Corrections for the Journal

Page 1021, line 21, delete "introduced" and insert "introducer".

Page 1025, line 33, delete "Carpenter" and insert "Wenzlaff".

The Journal for the Fifty-first Day was approved as corrected.

Communications

Letter from Congressman Robert V. Denney acknowledging his receipt of LR 24.

Members Excused

Mrs. Craft asked unanimous consent to be excused Thursday and Friday, March 20 and 21. No objections. So ordered.

Mr. Keyes asked unanimous consent to be excused on Monday, March 24 for one hour. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 430. Replaced on Select File as amended.

E and R amendment to LB 430:

1. For correlation purposes, in section 1, line 24, strike "or".

LEGISLATIVE BILL 598. Placed on Select File as amended.

E and R amendments to LB 598:

1. In lieu of the first standing committee amendment, in section 1, strike beginning with "be" in line 9 through "(3)" in line 10.

2. In lieu of the Orme amendment, in section 1, line 11, insert "(3) be a qualified person employed by the department," after the comma.

3. In the title, lines 5 and 6, insert "acting" after "such"; in line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "director".

LEGISLATIVE BILL 604. Placed on Select File.

LEGISLATIVE BILL 206. Placed on Select File as amended.

E and R amendments to LB 206:

1. In section 1, lines 6 and 7, strike the quotation marks and show the same as stricken.

2. In the title, line 6, insert "to change the maximum interest rate;" after the semicolon; in line 9, strike the second "and"; and in line 10, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 264. Placed on Select File as amended.

E and R amendments to LB 264:

1. In section 1, line 14, strike the second "of" and insert "~~of~~ *to*".

2. In the title, strike beginning with "provide" in line 4 through "prescribed" in line 6 and insert "delete an exception".

LEGISLATIVE BILL 265. Placed on Select File as amended.

E and R amendments to LB 265:

1. In section 1, line 21, strike "improvement" and insert "~~improvement~~ *improvements*".

2. In section 2, line 7, insert an underscored comma after "*sidewalk*".

3. In section 3, line 7, insert an underscored comma after "*sidewalk*".

4. In section 4, line 11, strike "to be improved" and show the same as stricken.

5. In section 5, line 7, insert an underscored comma after "14-3,127".

LEGISLATIVE BILL 291. Placed on Select File as amended.

E and R amendment to LB 291:

1. In the title, strike line 6 and insert "with respect to the con-".

LEGISLATIVE BILL 310. Placed on Select File as amended.

E and R amendments to LB 310:

1. In section 1, line 3, strike "19-1201." and insert "~~19-1201.~~"; and in line 13, strike "*jurisdiction*" and insert "*such power and authority*".

2. In the title, line 2, strike "REissue" and insert "Reissue"; and strike lines 4 and 5 and insert "villages, particular classes; to extend power and authority over nuisances to all cities and villages; and to repeal the original".

LEGISLATIVE BILL 311. Placed on Select File as amended.

E and R amendments to LB 311:

1. In section 1, line 2, insert "order or" before "decision"; and strike lines 6 and 7 and insert "tions

15-840 to 15-842.01, Revised Statutes Supplement, 1967, appeal from such order or".

2. In section 2, line 4, strike "of" and insert "or".

3. In section 5, strike line 7 and insert "Court.".

4. In the title, strike beginning with "a" in line 3 through line 6 and insert "certain orders or decisions.".

LEGISLATIVE BILL 871. Placed on Select File.

LEGISLATIVE BILL 422. Placed on Select File as amended.

E and R amendments to LB 422:

1. For correlation purposes, in section 1, line 2, insert ", as amended by section 3, Legislature Bill 203, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and after line 139, insert:

"(5) In determining earning power or the loss of earning power or in determining disability, any increase in earning power or earning capacity or any decrease in disability which is the result of vocational rehabilitation undertaken under the provisions of this act shall be taken into consideration and given effect. The employee shall be entitled to compensation for temporary disability while undergoing rehabilitation.".

2. In section 2, line 61, strike "or" and insert "~~or~~ *of*".

3. For correlation purposes, in section 3, line 1, and in the title, line 2, strike "sections 48-121 and" and insert "section"; and in section 3, line 2, and in the title, line 3, insert ", and section 48-121, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 203, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

LEGISLATIVE BILL 200. Correctly engrossed.

LEGISLATIVE BILL 365. Correctly engrossed.

LEGISLATIVE BILL 413. Correctly engrossed.

LEGISLATIVE BILL 426. Correctly engrossed.

LEGISLATIVE BILL 484. Correctly engrossed.

LEGISLATIVE BILL 485. Correctly engrossed.

LEGISLATIVE BILL 492. Correctly engrossed.

LEGISLATIVE BILL 518. Correctly engrossed.

LEGISLATIVE BILL 536. Correctly engrossed.

LEGISLATIVE BILL 621. Correctly engrossed.

LEGISLATIVE BILL 652. Correctly engrossed.

LEGISLATIVE BILL 60. Correctly enrolled.

LEGISLATIVE BILL 77. Correctly enrolled.

LEGISLATIVE BILL 335. Correctly enrolled.

LEGISLATIVE BILL 431. Correctly enrolled.

LEGISLATIVE BILL 450. Correctly enrolled.

LEGISLATIVE BILL 624. Correctly enrolled.

LEGISLATIVE BILL 631. Correctly enrolled.

LEGISLATIVE BILL 651. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 60 LB 77 LB 335 LB 431 LB 450 LB 624 LB 631 LB 651

SELECT FILE

LEGISLATIVE BILL 20. Advanced to E and R for engrossment.

LEGISLATIVE BILL 254. E and R amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 313. E and R amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 333. E and R amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 338. E and R amendment found in the Legislative Journal for the Fifty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 349. E and R amendment found in the Legislative Journal for the Fifty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 540. Advanced to E and R for engrossment.

LEGISLATIVE BILL 655. E and R amendment found in the Legislative Journal for the Fifty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 511. E and R amendment found in the Legislative Journal for the Fifty-first Day was adopted.

Mrs. Orme offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 512. E and R amendments found in the Legislative Journal for the Fifty-first Day were adopted.

Mrs. Orme offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

MOTION—Adopt Rules

Mr. Simpson moved the adoption of the Rule Changes found on pages 1021 and 1022 of the Legislative Journal.

#1 adopted with with 40 ayes, 0 nays and 9 not voting.

#2 rejected.

#3 adopted with 37 ayes, 0 nays and 12 not voting.

#4 adopted with 43 ayes, 0 nays and 6 not voting.

#5 adopted with 36 ayes, 0 nays and 13 not voting.

#6. Mr. Pedersen moved that #6 be referred back to the Rules Committee for a revision.

The motion lost with 15 ayes, 20 nays and 14 not voting.

#6 adopted with 32 ayes, 3 nays and 14 not voting.

#7 rejected.

#8 adopted with 40 ayes, 0 nays and 9 not voting.

Mr. Simpson moved the Rule Changes be printed and placed in the members' Rule Books.

The motion prevailed.

Visitors

Mr. Marvel presented Mr. Robert J. Tizard, a member of the New Zealand Parliament. Mr. Tizard spoke to the members briefly.

Members Excused

Mr. Schreurs asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Elrod asked unanimous consent to be excused Friday, March 21. No objections. So ordered.

Mrs. Orme and Mr. Clark asked unanimous consent to be excused at 11:15 a.m. on Friday, March 21. No objections. So ordered.

Mr. Wiltse asked unanimous consent to be excused Friday, March 21. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on March 19, 1969 at 8:50 a.m.: LB 700 LB 701

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 1213 (Cancel) Thursday, April 24, 1969 2:00 p.m.
LB 1213 (Re-set) Thursday, May 8, 1969 2:00 p.m.

(Signed) Maurice A. Kremer, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1346	Judiciary
1347	Government and Military Affairs
1348	Judiciary

(Signed) John E. Everroad,
Lieutenant Governor

Visitors

Mrs. Orme introduced Miss Gail Tupper and her father, Mr. Kent Tupper from Lincoln.

Mr. Batchelder introduced Mr. Leopold Schwartz and Mrs. Guenther Schwartz from Omaha and Mr. Heinz Czarnik from West Berlin.

Mr. Stull introduced Lane Nanzel from Alliance.

Mr. Proud introduced 25 Fourth grade students from Cody School, Millard; Mrs. Geldis, teacher; Mr. Peters, principal and Miss Aringdale, student teacher.

Mrs. Craft introduced Mr. and Mrs. Larry Iverson from North Platte.

GENERAL FILE

LEGISLATIVE BILL 458. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 5 nays and 20 not voting.

LEGISLATIVE BILL 174. Reading waived. Explained.

Mr. Mahoney offered the following amendment, which was adopted:

1. In section 1, line 4, strike "two" and insert "~~two~~ *three*"; strike lines 9 and 10 and through the second "and" in line 11, showing the same as stricken, and insert ". *Such districts*"; strike the new matter in lines

20 to 24; in lines 27 and 28, strike "having more than two hundred thousand inhabitants, and in counties" and show the same as stricken; and at the end of line 51, insert *"In counties having a population of three hundred thousand inhabitants or more, the commissioners shall be nominated and elected by the qualified electors of the entire county."*.

Standing Committee amendment found in the Legislative Journal for the Thirty-fifth Day was adopted as amended.

Advanced to E and R for review with 32 ayes, 1 nay and 16 not voting.

LEGISLATIVE BILL 490. Reading waived. Explained.

Mr. Duis offered the following amendment, which was adopted with 25 ayes, 3 nays and 21 not voting:

Amend LB 490 in Sec. 1, line 1 by striking words "populus deltoides" and inserting therein "ulmus americana". In line 2 strike "cottonwood" and insert "american elm".

Mr. Syas moved to indefinitely postpone.

The motion lost with 12 ayes, 21 nays and 16 not voting.

Advanced to E and R for review with 30 ayes, 4 nays and 15 not voting.

LEGISLATIVE BILL 26. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-sixth Day were adopted.

Mr. Klaver moved to indefinitely postpone and requested a record vote.

Voting in the affirmative, 25:

Adamson
Batchelder
Bloom
Burbach
Danner
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Moylan
Nore
Schmit
Skarda
Stull
Syas
Wallwey
Wiltse
Wylie
Ziebarth

Voting in the negative, 20:

Budd
Carpenter
Carstens
Clark
Craft
Elrod
Harsh
Kennedy

Kremer	Pedersen	Schreurs	Warner
Marvel	Proud	Simpson	Wenzlaff
Orme	Robinson	Waldron	Whitney

Not voting, 4:

Duis	Reynolds	Swanson	Waldo

LB 26 was indefinitely postponed.

LEGISLATIVE BILL 30. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 84. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-sixth Day was adopted.

Laid over until Monday, March 24, 1969 at the request of Mr. Carpenter.

RESOLUTIONS

LEGISLATIVE RESOLUTION 29. Re: Extend Grazing Rights

Introduced by Thomas C. Kennedy, 21st District.

WHEREAS, there is a severe shortage of hay and roughage in Nebraska; and

WHEREAS, the corn stalks and roughage have been covered with an unusual amount of snow with an extremely severe winter; and

WHEREAS, the livestock had no opportunity to graze and glean the fields under these conditions; and

WHEREAS, the prohibited grazing period in fifty-five counties is from March 31 to September 1, and because of the situation in these counties the permissive grazing period should be extended to permit pasturing of last year's crop roughage.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Secretary of Agriculture declare an emergency and permit the pasturing of last year's crop roughage until May 15, 1969.

2. That a copy of this resolution be sent by the Clerk of the Legislature to the Secretary of Agriculture.

3. That a copy of this resolution be sent to the Nebraska Delegation.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 882. Placed on General File as amended.

Standing Committee amendments to LB 882:

1. Amend section 1, line 102 by striking "2,004,070" and inserting "~~2,004,070~~ *2,035,329*" and by striking "461,850" and inserting "~~461,850~~ *493,109*", and line 118 by striking "233,234" and inserting "~~233,234~~ *243,634*".

2. In section 2, line 10, strike the second *"1,199,535"* and insert *"1,109,535"*.

(Signed) Richard D. Marvel, Chairman

Public Works

LEGISLATIVE BILL 230. Placed on General File as amended.

Standing Committee amendments to LB 230:

1. Strike section 1 through 3 and insert a new section to read as follows:

"Section 1. The Department of Veterans' affairs shall pay annually, from the Veterans' Aid Fund, all ad valorem property taxes on any motor vehicle purchased by funds substantially contributed by the Veterans Administration of the United States for a disabled veteran under the provisions of section 1901, Chapter 39, Title 38, United States Code during the period such motor vehicle is owned by the disabled veteran. Application for such payments shall be made by the veteran in the manner provided by law for application for other aid from the Veterans' Aid Fund."

2. In the title, strike lines 2 through 12 and insert

"FOR AN ACT relating to veterans; to provide that the Department of Veterans' Affairs shall pay all ad valorem property taxes on certain motor vehicles owned by disabled veterans as prescribed."

LEGISLATIVE BILL 837. Placed on General File.

LEGISLATIVE BILL 893. Placed on General File.

LEGISLATIVE BILL 895. Placed on General File.

LEGISLATIVE BILL 921. Placed on General File.

LEGISLATIVE BILL 81. Indefinitely postponed.

LEGISLATIVE BILL 379. Indefinitely postponed.

LEGISLATIVE BILL 478. Indefinitely postponed.

LEGISLATIVE BILL 577. Indefinitely postponed.

LEGISLATIVE BILL 665. Indefinitely postponed.

LEGISLATIVE BILL 693. Indefinitely postponed.

LEGISLATIVE BILL 912. Indefinitely postponed.

(Signed) Rick Budd, Chairman

Adjournment

At 11:55 a.m., on a motion by Mr. Adamson, the Legislature adjourned until 9:00 a.m., Thursday, March 20, 1969.

Hugo F. Srb
Clerk of the Legislature

FIFTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 20, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal Father, we pray for certain qualities of life which will not make us pious, but give us a strong foundation and an adequate launching platform to go forth into the areas confronting us; prudence, that we can vote for that which is ultimately right, and not merely momentarily attractive; fidelity, that we can trust each other in presenting the issues before us in depth; hope, that inevitable defeats will not lead to despair; courage, that we may strive for integrity rather than expediency. In our Lord's name. Amen.

The roll was called and all members were present except Mrs. Craft and Mr. Proud, who were excused; and Mr. Knight excused until 10:15 a.m.

Corrections for the Journal

Page 1024, line 22, correct spelling of "various" and "section".

The Journal for the Fifty-second Day was approved as corrected.

Members Excused

Mr. Skarda asked unanimous consent to be excused tomorrow. No objections. So ordered.

Message from the Governor

March 19, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 19, 1969 I approved LB 25, LB 39, LB 393, LB 400, LB 700 and LB 701.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 328.

A BILL FOR AN ACT to amend section 8-303, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to change limits on the holding of investment stock; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Bloom
Craft
Klaver
Knight
Kokes
Mahoney
Proud
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 417. With emergency.

A BILL FOR AN ACT to amend section 60-1001, Reissue Re-

vised Statutes of Nebraska, 1943, relating to motor vehicles; to provide additional motor vehicles which shall be exempt from being identified as motor vehicles of the State of Nebraska; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Craft
Knight
Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 556. With emergency.

A BILL FOR AN ACT to amend section 28-403.01, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide degrees of motor vehicle homicide; to provide penalties; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer

Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Craft
Knight
Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 602.

A BILL FOR AN ACT relating to crimes and punishments; to define a new felony involving the use or possession of a weapon; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Craft
Knight
Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Carstens asked unanimous consent to withdraw LB 1101.

Laid over.

Mr. Pedersen asked unanimous consent to withdraw LB 1243 LB 1244 and LB 1266.

Laid over.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 2. Placed on Select File as amended.

E and R amendments to LB 2:

1. The term defined therein being used in section 3 without definition, reinstate lines 13 to 15 of section 1.

2. In section 1, line 1, strike "Section 1."; and preceding line 1, insert:
"Section 1. As used in this act:"; and in line 12, strike the period and insert *"; and"*.

3. In the Carpenter amendment, insert an underscored comma at the end of line 3; and in line 5, strike *"of"* and insert *"from"*.

4. In section 3, line 13, strike *"subsection (2) of"*; in line 15, insert *"months"* after *"three"*; insert an underscored comma after *"act"* in lines 23 and 25; in line 22, strike *"subsection (1) of"*; and in line 24, strike *"subsection (2) of"*.

5. In the Pedersen amendment 1, line 1, insert "section 3," after "in"; in lines 2 and 3, strike *"Section 3, subsections (1) or (2)"* and insert *"subsection (1) or (2) of this section"*; and in line 13, strike *"to"*.

6. In new section 4, line 6, insert an underscored period after *"act"*.

7. In renumbered section 5, line 4, strike "combination" and insert "~~combination~~ *combinations*"; in line 5, strike "subsections" and insert "~~subsections~~ *subdivisions*"; in line 53, insert a comma after "agent" as in the statutes; and in line 83, strike "the Department of" and show the same as stricken.

8. In the Wallwey amendment, line 1, strike

"section 5" and insert "renumbered section 7"; in line 1, insert an underscored comma before *"if"*; and in lines 2, 5, 7, 8, and 9, strike *"said"* and insert *"such"*.

9. Add a new section to read as follows:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

10. In the title, line 3, insert ", 28-452," after "28-451"; in line 4, strike "and" and insert "to provide an exception; to provide for disposition of certain property;"; and in line 5, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 563. Placed on Select File.

LEGISLATIVE BILL 491. Placed on Select File as amended.

E and R amendment to LB 491:

1. In the title, strike lines 5 and 6 and insert "year for assistance to counties in law enforcement problems relating to Indians; to repeal the orig-".

LEGISLATIVE BILL 593. Placed on Select File as amended.

E and R amendment to LB 593:

1. In section 1, line 5, after "levy" insert *"a"*.

LEGISLATIVE BILL 329. Placed on Select File as amended.

E and R amendment to LB 329:

1. In the title, line 6, after "state" insert "except as prescribed".

LEGISLATIVE BILL 343. Placed on Select File as amended.

E and R amendment to LB 343:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, after "1943" insert ", as amended by section 6, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969"; and in section 1, line 5, strike "~~state and~~"; and in standing committee amendment, lines 2 and 3, strike "~~state and~~".

LEGISLATIVE BILL 405. Placed on Select File as amended.

E and R amendment to LB 405:

1. In the title, line 4, strike "duties" and insert "authority".

LEGISLATIVE BILL 608. Placed on Select File as amended.

E and R amendment to LB 608:

1. In the title, line 4, after "provide" insert "for", and after "hunting" insert "or fishing".

LEGISLATIVE BILL 373. Placed on Select File as amended.

E and R amendments to LB 373:

1. In section 1, lines 4, 5, 7, 9, 10, and 14, strike "(a)", "(b)", "(c)", "(d)", "(e)", and "(f)" respectively and show the same as stricken, and insert respectively "*(1)*", "*(2)*", "*(3)*", "*(4)*", "*(5)*", "*(6)*"; and in line 16 strike "*(g)*" and insert "*(7)*".

2. In the title, lines 3 and 4, strike "provide" and insert "exempt", and in line 4 strike "not subject to" and insert "from".

LEGISLATIVE BILL 487. Placed on Select File as amended.

E and R amendment to LB 487:

1. In the title, line 6, after the semicolon, insert "to provide that an unreasonable refusal to submit to examination shall deprive an employee of benefits;".

LEGISLATIVE BILL 281. Placed on Select File as amended.

E and R amendments to LB 281:

1. In section 1, line 7, before "to" insert a comma.

2. In the last line of the Standing Committee amendment, strike the period after "acres" and insert a period at the end of the line.

LEGISLATIVE BILL 274. Placed on Select File as amended.

E and R amendments to LB 274:

1. In lieu of the Pedersen amendment, in the

standing committee amendment, line 7, strike *"or"* and insert an underscored comma; and in line 8 after *"doctors"* insert *", or to use the services of his personal physician".*

2. In standing committee amendment, line 2, strike "at the end of" and insert "after"; in line 13, strike *"of"*; and in lines 20 and 21, strike *"make choice of his"* and insert *"select a".*

3. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, after "1943" insert ", as amended by section 2 of Legislative Bill 203, Eightieth Session, Nebraska State Legislature, 1969"; in section 1, line 7, strike ", however,"; in line 9 strike "; *Provided,*" and insert "but"; in line 16 strike the comma; and after the standing committee amendment insert the following paragraph:

"The court shall have the authority to determine the necessity, character, and sufficiency of any medical services furnished or to be furnished and shall have authority to order a change of doctor, physician, hospital, or rehabilitation facility when it deems such change is desirable or necessary.".

4. In the title, strike "to author-" in line 3, strike line 4 and strike "surgeon" in line 6, and insert "to provide for the selection of doctors".

LEGISLATIVE BILL 259. Correctly engrossed.

LEGISLATIVE BILL 261. Correctly engrossed.

LEGISLATIVE BILL 284. Correctly engrossed.

LEGISLATIVE BILL 483. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Public Health and Welfare

LEGISLATIVE BILL 248. Placed on General File as amended.

Standing Committee amendment to LB 248:

1. In section 1, strike beginning with "Two" in line 6 through "Association" in line 18, and show the old matter as stricken, and in lieu thereof insert *"One member shall be licensed to practice medicine and surgery*

in this state, one member shall be licensed to practice dentistry in this state, one member shall be licensed to practice optometry in this state, one member shall be licensed to practice veterinary medicine in this state, one member shall be licensed to practice pharmacy in this state, one member shall be licensed to practice nursing in this state, one member shall be licensed to practice osteopathy in this state, one member shall be licensed to practice podiatry in this state, one member shall be a registered professional engineer in this state"; and strike lines 25 to 29, and show the same as stricken.

LEGISLATIVE BILL 514. Placed on General File.

LEGISLATIVE BILL 515. Placed on General File as amended.

Standing Committee amendments to LB 515:

1. In section 2, line 3, strike the second "and" and insert a comma, and before "Reissue" insert "and 68-1012,".

LEGISLATIVE BILL 516. Placed on General File.

LEGISLATIVE BILL 517. Placed on General File.

LEGISLATIVE BILL 862. Placed on General File.

LEGISLATIVE BILL 1002. Placed on General File as amended.

Standing Committee amendment to LB 1002:

1. In section 1, line 12 after "*education*" insert "*, or an education equivalent to the completion of the second year of high school and be at least eighteen years of age.*".

LEGISLATIVE BILL 1040. Placed on General File as amended.

Standing Committee amendments to LB 1040:

1. Amend the bill by striking sections 1 to 20 and inserting the following:

"Section 1. As used in this act, unless the context otherwise requires:

(1) Department shall mean the Department of Health;

(2) License shall mean a license issued by the state under this act to hearing aid dealers and fitters;

(3) Temporary permit shall mean a permit issued while the applicant is in training to become a licensed hearing aid dealer and fitter;

(4) Board shall mean the Board of Hearing Aid Dealers and Fitters;

(5) Hearing aid shall mean any wearable instrument or device designed for or offered for the purpose of aiding or compensating for impaired human hearing and any parts, attachments, or accessories, including earmold, but excluding batteries and cords;

(6) Practice of fitting and dealing in hearing aids shall mean the measurement of human hearing by means of an audiometer or by any other means solely for the purpose of making selections, adaptations or sale of hearing aids. The term also includes the making of impressions for earmolds. A dealer, at the request of a physician or a member of related professions, may make audiograms for the professional's use in consultation with the hard-of-hearing; and

(7) Sell or sale shall mean any transfer of title or of the right to use by lease, bailment, or any other contract, excluding wholesale transactions with distributors or dealers.

Sec. 2. (1) No person shall engage in the sale of or practice of fitting hearing aids or display a sign or in any other way advertise or represent himself as a person who practices the fitting and sale of hearing aids after the effective date of this act unless he holds an unsuspended, unrevoked license issued by the department as provided in this act. The license shall be conspicuously posted in his office or place of business. Duplicate licenses shall be issued by the department to valid license holders operating more than one office, without additional payment. A license issued under this act shall confer upon the holder the right to select, fit and sell hearing aids.

(2) Nothing in this act shall prohibit a corporation, partnership, trust, association or other like organization maintaining an established business address from engaging in the business of selling or offering for sale hearing aids at retail without a license, provided that it employs only properly licensed natural persons in the direct sale and fitting of such products. Such corporations, partnerships, trusts, associations or other like organizations shall file annually with the board a list of all licensed hearing aid dealers and fitters directly or indirectly employed by it. Such organizations

shall also file with the board a statement on a form approved by the board that they submit themselves to the rules and regulations of the department and the provisions of this act which the department shall deem applicable to them.

Sec. 3. (1) Any person who practices the fitting and sale of hearing aids shall deliver to each person supplied with a hearing aid a receipt which shall contain the licensee's signature and show his business address and the number of his certificate, together with specifications as to the make and model of the hearing aid furnished, full terms of sale clearly stated. If an aid which is not new is sold, the receipt and the container thereof shall be clearly marked as used or reconditioned, whichever is applicable, with terms of guarantee, if any.

(2) Such receipt shall bear in no smaller type than the largest used in the body copy portion the following: The purchaser has been advised at the outset of his relationship with the hearing aid dealer that any examination or representation made by a licensed hearing aid dealer and fitter in connection with the fitting and selling of this hearing aid is not an examination, diagnosis, or prescription by a person licensed to practice medicine in this state and therefore must not be regarded as medical opinion or advice.

(3) Any person engaging in the fitting and sale of hearing aids will, when dealing with a child ten years of age or under, ascertain whether the child has been examined by an otolaryngologist for his recommendation within ninety days prior to the fitting. If such not be the case, a recommendation to do so must be made and this fact noted on the receipt.

Sec. 4. (1) This act is not intended to prevent any person from engaging in the practice of measuring human hearing for the purpose of selection of hearing aids provided such person or organization employing such person does not sell hearing aids or accessories thereto.

(2) This act does not apply to a person who is a physician licensed to practice in this state.

Sec. 5. For a period of six months following the effective date of this act, applicant for license shall be issued a license without examination provided applicant:

(1) Has been principally engaged as a hearing aid dealer and fitter for a total period of at least two years within a period of five years immediately prior to the effective date of this act;

(2) Is a person of good moral character;
(3) Is twenty-one years of age or older; and
(4) Is free of contagious or infectious disease.

Sec. 6. (1) The department shall register each applicant without discrimination or examination who satisfactorily passes the experience requirement as provided in section 5 of this act or passes an examination as provided in section 7 of this act, and upon the applicant's payment of twenty-five dollars, shall issue to the applicant a license signed by the department. The license shall be effective until January 30 of the year following the year in which issued.

(2) Whenever the board determines that another state or jurisdiction has requirements equivalent to or higher than those in effect pursuant to this act and that such state or jurisdiction has a program equivalent to or stricter than the program for determining whether applicants pursuant to this act are qualified to dispense and fit hearing aids, the department may issue certificates of endorsement to applicants who hold current, unsuspended and unrevoked certificates or licenses to fit and sell hearing aids in such other state or jurisdiction. No such applicants for certificate of endorsement shall be required to submit to or undergo a qualifying examination, other than the payment of fees, pursuant to sections 6 and 11 of this act. The holder of a certificate of endorsement shall be registered in the same manner as licensees. The fee for an initial certificate of endorsement shall be the same as the fee for an initial license. Fees, grounds for renewal and procedures for the suspension and revocation of certificates of endorsement shall be the same as for renewal, suspension and revocation of a license.

Sec. 7. (1) Applicants who do not meet the experience qualification on the effective date of this act may obtain a license by successfully passing a qualifying examination, provided the applicant:
(a) Is at least twenty-one years of age;
(b) Is of good moral character;
(c) Has an education equivalent to a four-year course in an accredited high school; and
(d) Is free of contagious or infectious disease.

(2) Applicant for license by examination shall appear at a time, place and before such persons as the department may designate to be examined by means of written and practical tests in order to demonstrate that he is qualified to practice the fitting and sale

of hearing aids. The examination administered as directed by the board constituting standards for licensing shall not be conducted in such a manner that college training is required in order to pass the examination. Nothing in this examination shall imply that the applicant shall possess the degree of medical competence normally expected of physicians.

(3) The department shall give examinations as required to permit applicants to be examined within thirty days following the submission of the official application form.

Sec. 8. (1) An applicant who fulfills the requirements regarding age, character, education and health as set forth in subsection (1) of section 7 of this act, may obtain a temporary permit upon application to the department. Previous experience, or a waiting period shall not be required to obtain a temporary permit.

(2) Upon receiving an application as provided under this section and accompanied by a fee of twenty-five dollars, the department shall issue a temporary permit which shall entitle the applicant to engage in the fitting and sale of hearing aids for a period of one year. A person holding a valid hearing aid dealers and fitters license shall be responsible for the supervision and training of such applicant and maintain adequate personal contact.

(3) If a person who holds a temporary permit under this section has not successfully passed the licensing examination within one year from the date of issuance, the temporary permit may be renewed or reissued once upon payment of a fee of twenty-five dollars.

Sec. 9. The qualifying examination provided in section 7 of this act shall be designed to demonstrate the applicant's adequate technical qualifications by:

(1) Tests of knowledge in the following areas as they pertain to the fitting and sale of hearing aids:

(a) Basic physics of sound;

(b) The anatomy and physiology of the ear; and

(c) The function of hearing aids.

(2) Practical tests of proficiency in the following techniques as they pertain to the fitting of hearing aids:

(a) Pure tone audiometry, including air conduction testing and bone conduction testing;

(b) Live voice or recorded voice speech audiometry, including speech reception threshold testing and speech discrimination testing;

(c) Masking when indicated;

(d) Recording and evaluation of audiograms and speech audiometry to determine proper selection and adaptation of a hearing aid; and

(e) Taking earmold impressions.

Sec. 10. (1) A person who holds a license shall notify the department in writing of the regular address of the place or places where he engages or intends to engage in the fitting or the sale of hearing aids.

(2) The department shall keep a record of the place of business of licensees.

(3) Any notice required to be given by the department to a person who holds a license shall be mailed to him by certified mail at the address of the last place of business of which he has notified the department.

Sec. 11. Each person who engages in the fitting and sale of hearing aids shall annually, on or before January 30, pay to the department a fee of twenty-five dollars, for a renewal of his license and shall keep such certificate conspicuously posted in his office or place of business at all times. Where more than one office is operated by the licensee, duplicate certificates shall be issued by the department for posting in each location. A thirty-day grace period shall be allowed after January 30, during which time licenses may be renewed on payment of a fee of twenty-five dollars to the department. After expiration of the grace period, the department may renew such certificates upon payment of twenty-five dollars to the department. No person who applies for renewal, whose license has expired, shall be required to submit to any examination as a condition to renewal, provided such renewal application is made within two years from the date of such expiration.

Sec. 12. (1) Any person wishing to make a complaint against a licensee under this act shall reduce the same to writing and file this complaint to the department within one year from the date of the action upon which the complaint is based. If the department determines the charges made in the complaint are sufficient to warrant a hearing to determine whether the license issued under this act shall be suspended or revoked, it shall make an order fixing a time and place for a hearing and require the licensee complained against to appear and defend against the complaint. The order shall have annexed thereto a copy of the complaint. The order and copy of the complaint shall be served upon the licensee at least twenty days before the date set for hearing, either personally or by registered mail sent to licensee's last-known address. Continuances or adjournment of hearing date shall be made if for good cause. At the hearing the licensee complained against may be represented by counsel. The licensee complained against and the department shall have the right to take depositions in advance of hearing and after service of the complaint and either may compel the attendance of witnesses by subpoenas issued by the department under its seal. Either party taking depositions shall give at least five days' written notice to the other party of the time and place of such depositions, and the other party shall have the right to attend, with counsel if desired, and cross-examine. Appeals from suspension or revocation may be made as provided by Chapter 84, article 9, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.

(2) Any person registered under this act may have his license revoked or suspended for a fixed period by the department for any of the following causes:

(a) The conviction of a felony, or a misdemeanor involving moral turpitude. The record of conviction, or a certified copy thereof, certified by the clerk of the court or by the judge in whose court the conviction is had, shall be conclusive evidence of such conviction.

(b) Procuring of license by fraud or deceit practiced upon the department.

(c) Unethical conduct, including:

(i) The obtaining of any fee or the making of any sale by fraud or misrepresentation;

(ii) Knowingly employing directly or indirectly any suspended or unregistered person to perform any work covered by this act;

(iii) Using or causing or promoting the use of any advertising matter, promotional literature, testimonial, guarantee, warranty, label, brand, insignia, or any other representation, however disseminated or published, which is misleading, deceptive or untruthful;

(iv) Advertising a particular model or type of hearing aid for sale when purchasers or prospective purchasers responding to the advertisement cannot purchase the advertised model or type, where it is established that the purpose of the advertisement is to obtain prospects for the sale of a different model or type than that advertised;

(v) Representing that the service or advice of a person licensed to practice medicine will be used or made available in the selection, fitting, adjustment, maintenance or repair of hearing aids when that is not true, or using the words doctor, clinic, or similar words, abbreviations or symbols which tend to connote the medical profession when such use is not accurate;

(vi) Habitual intemperance;

(vii) Gross immorality;

(viii) Permitting another's use of a license;

(ix) Advertising a manufacturer's product or using a manufacturer's name or trademark which implies a relationship with the manufacturer that does not exist;

(x) Directly or indirectly giving or offering to give, or permitting or causing to be given money or anything of value to any person who advises another in a professional capacity as an inducement to influence him or have him influence others to purchase or contract to purchase products sold or offered for sale by a hearing aid dealer or fitter, or influencing persons to refrain from dealing in the products of competitors;

(xi) Conducting business while suffering from a contagious or infectious disease;

(xii) Engaging in the fitting and sale of hearing aids under a false name or alias with fraudulent intent;

(xiii) Selling a hearing aid to a person who has not been given tests utilizing appropriate established procedures and instrumentation in fitting of hearing aids, except in cases of selling replacement hearing aids;

(xiv) Gross incompetence or negligence in fitting and selling hearing aids; and

(xv) Violating any provisions of this act.

Sec. 13. No person shall:

(1) Sell, barter, or offer to sell or barter a license;

(2) Purchase or procure by barter a license with intent to use it as evidence of the holder's qualification to practice the fitting and sale of hearing aids;

(3) Alter a license with fraudulent intent;

(4) Use or attempt to use as a valid license a license which has been purchased, fraudulently obtained, counterfeited or materially altered; or

(5) Willfully make a false statement in an application for license or application for renewal of a license.

Sec. 14. The powers and duties of the department are as follows:

(1) To authorize all disbursements necessary to carry out the provisions of this act;

(2) To supervise issuance of licenses by experience and administer qualifying examinations to test the knowledge and proficiency of applicants licensed by examination;

(3) To register persons who apply to the department and who are qualified to engage in the fitting and sale of hearing aids;

(4) To purchase and maintain or rent audiometric equipment and other facilities necessary to carry out the examination of applicants as provided in section 7 of this act;

(5) To issue and renew licenses;

(6) To suspend or revoke licenses in the manner provided;

(7) To designate the time and place for examining applicants;

(8) To appoint representatives to conduct or supervise the examination;

(9) To make and publish rules and regulations not inconsistent with the laws of this state which are necessary to carry out the provisions of this act; and

(10) To appoint or employ subordinate employees.

Sec. 15. (1) There shall be established a Board of Hearing Aid Dealers and Fitters which shall guide, advise and make recommendations to the department.

(2) Members of the board shall be residents of the state. The board shall consist of five hearing aid dealers and fitters, one otolaryngologist and one audiologist. Each hearing aid dealer and fitter on the board shall have no less than five years of experience and shall hold a valid license as a hearing aid dealer and fitter, as provided under this act. Exception shall be the hearing aid dealers and fitters of the first board appointed, who shall have no less than five years of experience and shall fulfill all qualifications for license by experience as provided under section 5 of this act.

(3) All members of such board shall be appointed by the Governor. The term of office of each member shall be for four years, excepting that of the members of the first board appointed under this act, two shall be appointed for two years; three shall be appointed for three years; and two shall be appointed for four years.

Before a member's term expires, the Governor shall appoint a successor to assume his duties on the expiration of his predecessor's term. A vacancy in the office of a member shall be filled by appointment for the unexpired term. The members of the board shall annually designate one member to serve as chairman and another to serve as secretary-treasurer.

No member of the board who has served two or more full terms may be reappointed to the board until at least one year after the expiration of his most recent full term of office.

(4) Members of the board shall receive for each day actually engaged in the duties of the office a per diem amount of twenty-five dollars, not to exceed the sum of one thousand dollars per year, and reimbursement for actual and necessary travel and other expenses, said remuneration and reimbursement to be paid from appropriations made for this purpose. Expenses of members shall not exceed the limit established by standard travel regulations of the department in effect at the time of the expenditures.

Sec. 16. (1) The board shall advise the department in all matters relating to this act, shall prepare the examinations required by this act for the department and shall assist the department in carrying out the provisions of this act.

(2) The department shall be guided by the recommendations of the board in all matters relating to this act.

Sec. 17. The board shall meet not less than once each year at a place, day and hour determined by the board. The board shall also meet at such other times and places as may be requested by the department.

Sec. 18. On or before the tenth day of each month, the department shall pay into the state treasury all money received by the department during the preceding calendar month. The state treasury shall credit the money to the Hearing Aid Fund which account is hereby created. The money in the Hearing Aid Fund is for the purpose of paying the expenses of administering and enforcing the provisions of this act.

Sec. 19. Violation of any provisions of this act shall, upon conviction thereof, be punishable by a fine of not more than five hundred dollars or by imprisonment for not more than ninety days in jail, or both such a fine and punishment.".

LEGISLATIVE BILL 1223. Placed on General File.

LEGISLATIVE BILL 649. Indefinitely postponed.

(Signed) Elmer Wallwey, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 710. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

UNANIMOUS CONSENT—Print in Journal

Mr. Ziebarth asked unanimous consent to have the following proposed amendment to LB 7 printed in the Journal. No objections. So ordered.

1. In section 1, strike the new matter in lines 32 through the period in line 40 and insert:

"(1) The Commissioner of Education or his designee; (2) the Chancellor of the University of Nebraska or his designee; (3) a representative of the state colleges; (4) a representative of private educational institutions of the State of Nebraska; (5) a member residing in a Class II school district; (6) a member residing in a Class III school district; (7) a member residing in a Class IV school district; (8) a member residing in a Class V school district; and (9) a member residing in a Class I or Class VI school district. No more than four of the members shall be actively engaged in the teaching profession or administration of an educational institution. A representative of the Nebraska Council of Educational Television shall serve as an ex officio member of the commission. The members described in subdivisions (3) through (9) of this section shall be appointed by the Governor with the approval of the Legislature for a term of four years. The Governor shall select at least two members from each congressional district.".

2. In section 1, line 45, reinstate the stricken matter and strike the new matter.

3. Strike the Carpenter General File amendments adopted March 17, 1969.

RESOLUTIONS

LEGISLATIVE RESOLUTION 29.

LR 29 was adopted with 41 ayes, 0 nays and 8 not voting.

Mr. Carpenter moved that Mr. Kennedy and former Senator Gerdes be authorized, if necessary, to expedite LR 29 and expenses paid by the Legislature.

The motion prevailed.

SELECT FILE

LEGISLATIVE BILL 75. Mr. Budd asked unanimous consent to unbracket LB 75 and take it up at this time. No objections. So ordered.

E and R amendments found in the Legislative Journal for the Forty-seventh Day were adopted.

Mr. Luedtke offered the following amendment, which was adopted by unanimous consent:

Amend page 10, line 11 of Sec. 10 to insert after the word "conduct" and before the word "by" the following: *"or of allegations made by other persons as to his conduct."*.

Mr. Adamson offered the following amendment, which was adopted by unanimous consent:

1. In section 13, line 1, strike "make repeated", and insert "knowingly present false information or who shall repeatedly make".

Mr. Bloom offered the following amendment, which was adopted by unanimous consent:

Amend the Pedersen amendment adopted on General File to LB 75 by inserting the words *"and expenses received"* after the word "income".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 215. Mr. Ziebarth asked unanimous consent to unbracket LB 215. No objections. So ordered.

Mr. Ziebarth offered the following amendment:

1. Insert a new section to be known as section 1, and to read as follows:

"Section 1. That section 79-2202, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-2202. The educational service units established by section 79-2201 shall be as follows:

(1) The counties of Cedar, Dixon, Dakota, Wayne, Knox, and Thurston;

(2) The counties of Cuming, Burt, Dodge, and Saunders;

(3) The counties of Washington, Douglas, Sarpy, and Cass;

(4) The counties of Otoe, Johnson, Nemaha, Pawnee, and Richardson;

(5) The counties of Thayer, Jefferson, and Gage;

(6) The counties of York, Seward, Lancaster, Fillmore, and Saline;

(7) The counties of Greeley, Boone, Platte, Colfax, Nance, Polk, and Butler;

(8) The counties of Boyd, Holt, Wheeler, Antelope, Pierce, Madison, and Stanton;

(9) The counties of Adams, Clay, Webster, and Nuckolls;

(10) The counties of Howard, Merrick, Hall, and Hamilton;

(11) The counties of Gosper, Phelps, Kearney, Furnas, Harlan, and Franklin;

(12) The counties of Dawson, Buffalo, and Sherman;

(13) The counties of Blaine, Loup, Garfield, Custer, and Valley;

(14) The counties of Keya Paha, Brown, Rock, and Cherry;

(15) The counties of Chase, Hayes, Frontier, Dundy, Hitchcock, and Red Willow;

(16) The counties of Grant, Hooker, Thomas, Arthur, McPherson, Logan, Keith, Perkins, and Lincoln;

(17) The counties of Sioux, Dawes, Box Butte, Sheridan, and Morrill;

(18) The counties of Scotts Bluff and Banner; and

(19) The counties of Kimball, Garden, Cheyenne, and Deuel.

Class IV and V school districts may be exempted from the geographical areas of the educational service units; *Provided,* that within sixty days after November 18, 1965 the boards of education of the existing Class IV and Class V school districts have requested the State Board of Educational for such exemption. *Any Class IV or Class V school district which has been exempted from an educational service unit pursuant to this section may be* *readmitted to such unit by order of the State Board of Education upon application from the board of education of such district.*

2. Renumber original section 1 as section 2, and in line 1 thereof strike "section" and insert "Sec."; reinstate the stricken matter in lines 45 to 55 and in line 65; in line 66 reinstate the stricken matter and strike the new matter; strike lines 67 to 69, and in lieu thereof insert "Such petitions shall be signed by at least ~~five~~ *twenty* per cent of the ~~legal~~ *registered* voters in each ~~of three fifths of the school districts of that~~ county. Upon the filing of such"; reinstate the stricken matter in lines 70 to 74, and strike the new matter in lines 75 to 92; strike the new matter in lines 107, 108, and 110 to 114.

3. Strike original section 2 and add two new sections to read as follows:

"Sec. 3. That original section 79-2202, Reissue Revised Statutes of Nebraska, 1943, and section 79-2203, Revised Statutes Supplement, 1967, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. Strike Standing Committee Amendment 4.

Amendment pending.

Laid over.

LEGISLATIVE BILL 430. E and R amendment found in the Legislative Journal for the Fifty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 598. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 604. Advanced to E and R for engrossment.

LEGISLATIVE BILL 206. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Mr. Budd offered the following amendment, which was adopted by unanimous consent:

1. Amend section 1, lines 4, 16, and 26 by inserting *"or water improvements"* after "sewer", line 7 by inserting *"Water"* after *"Sewer"*.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 264. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 265. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 291. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Mr. Elrod offered the following amendment, which was adopted by unanimous consent:

1. Amend section 1 by adding after the word "building," line 11 the following words:

"including the construction of buildings authorized to be constructed by Chapter 72, Article 14, Reissue Revised Statutes of Nebraska, 1943 and including construction of buildings to be leased in whole or in part by the city to any other political or governmental subdivision of the State of Nebraska authorized by law to lease such buildings" and by adding after the word "thereto" line 26 the following words: *"Provided, however, that where the building is to be constructed is to be used by the State of Nebraska or its agency or agencies under a lease authorized by Chapter 72, Article 14, Reissue Revised Statutes of Nebraska, 1943, or the building is to be leased by any other political or governmental subdivision of the State of Nebraska or other governmental agencies and where the combined area of the building to be leased by the state or its agency or agencies and the political or governmental subdivision of the State of Nebraska is more than 50% of the area of the building and where said sum does not exceed two million dollars then no such vote of the electors will be required"*

2. That an additional section 3 be added to the bill to provide for an emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 310. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 311. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 871. Advanced to E and R for engrossment.

LEGISLATIVE BILL 422. E and R amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for engrossment.

Visitors

Mr. Kokes introduced Dr. Antonin Jindra, Professor of Biochemistry and Pharmaceutical Chemistry at Commenius University, Bratislava, Czechoslovakia, and lecturer at Charles University at Prague.

Presented to the Governor

Presented to the Governor for approval on March 20, 1969 at 8:20 a.m.: LB 60 LB 77 LB 335 LB 431 LB 450 LB 624 LB 631 LB 651

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

STANDING COMMITTEE REPORTS

Labor

LEGISLATIVE BILL 531. Placed on General File.

LEGISLATIVE BILL 726. Placed on General File as amended.

Standing Committee amendments to LB 726:

1. In section 2, strike lines 16 to 19, and insert *"A safety code may be adopted as a regulation by the"*.

2. In section 3, line 9, after "device" insert *", or the discontinuance of work at any location,"*; and in line 15 after the period insert *"The commissioner shall adopt a similar label or sign to be posted at any location where work has been ordered discontinued."*.

3. In section 6, line 7, strike "less" and show the same as stricken, and in lieu thereof insert *"more"*; and in lines 7 and 8 strike "nor more than two years" and show the same as stricken.

(Signed) George Syas, Vice-Chairman

LEGISLATIVE BILL 754. Placed on General File as amended.

Standing Committee amendments to LB 754:

1. Strike sections 1 to 6 and in lieu thereof insert 7 new sections to read as follows:

"Section 1. As used in this act, unless the context otherwise requires:

(1) High voltage shall mean a voltage in excess of seven hundred fifty volts, measured between conductors, or measured between the conductor and the ground; and

(2) Authorized and qualified persons shall include employees of any electric utility, public power district or public power and irrigation district with respect to the electrical systems of such utilities, employees of communications utilities, common carriers engaged in interstate commerce, state, county or municipal agencies with respect to work relating to their facilities on the poles or structures of an electric utility or railway transportation system, employees of a railway transportation system or a metropolitan utilities district engaged in the normal operation of such system, and employees of a contractor with respect to work under his supervision when such work is being performed under contract for, or as an agent of, the owner of the above utilities, companies or agencies.

Sec. 2. No person, firm, or corporation, or agent of the same shall require or permit any employee, except an authorized and qualified person, to perform and no person, except an authorized and qualified person, shall perform any function within the distances from overhead high voltage conductors prohibited by this act; or enter upon any land, building, or other premises, and there to engage in any excavation, demolition, construction, repair or other operations, or to erect, install, operate or store in or upon such premises any tools, machinery, equipment, materials, or structures, including house moving, well drilling, pile driving or hoisting equipment, within the distances from overhead high voltage conductors prohibited by this act, unless and until danger from accidental contact with such high voltage conductors has been effectively guarded against in the manner prescribed in this act.

Sec. 3. (1) Except as provided in subsections (2) and (3) of this section, the operation or erection of any tools, machinery or equipment, or any part thereof capable of vertical, lateral or swinging motion; the handling or storage of any supplies, materials or apparatus or the moving of any house or other building, or any part thereof, under, over, by or near overhead high voltage conductors, shall be prohibited, if at any time during such operation, or other manipulation it is possible to bring such equipment, tools, materials, building or any part thereof within ten feet of such overhead high voltage conductors; *Provided*, that the minimum distance required for cranes or other boom type equipment in transit with no load and with raiseable portions lowered shall be four feet, except where such high voltage conductors have been effectively guarded against danger from accidental contact, by either:

(a) The erection of mechanical barriers to prevent physical contact with high voltage conductors;

(b) Deenergizing of the high voltage conductors and grounding where necessary; or

(c) Temporary relocation of overhead conductors, which relocation shall be performed by the owner or operator of the overhead power conductors.

(2) The minimum distance required by this section for cranes or other boom type equipment in transit with no load and with raiseable portions lowered shall be four feet.

(3) Nothing in this act shall prohibit the moving of general farm equipment under conductors where clearances required by this act are maintained.

Sec. 4. The owner, agent or employer responsible for the operation of equipment shall post and maintain in plain view of the operator on each crane, derrick, driver, or similar apparatus, any part of which is capable of vertical, lateral or swinging motion, an approved weather resistant warning sign legible at twelve feet reading: Warning—Unlawful to operate this equipment within ten feet of high voltage conductors; and shall post and maintain similar signs on the outside of the equipment in such locations as to be readily visible to other persons engaged in the work operation or in the vicinity of the work operation.

Sec. 5. Before any operations are to be performed within ten feet of any overhead high voltage conductors, or whenever any equipment in transit as described in subsection (2) of section 3 of this act can come within four feet of any overhead high voltage conductors, the person or persons responsible for the work to be done or moving of the equipment shall be responsible for compliance with this act. Such person or persons shall notify the operator of the overhead high voltage conductors and the Commissioner of Labor, on forms prescribed by the commissioner, not less than forty-eight hours before proceeding with such work, of the time, place, duration, and nature of the work to be performed, and the method of guarding against accidental contact; which shall be one of the methods provided in section 3 of this act as may be agreed upon with such operator.

Sec. 6. Nothing in this act shall apply to any authorized or qualified person as defined in section 1 of this act or the owner, agent, or employer of such persons in the performance of work or the moving of equipment in the conduct of its business.

Sec. 7. Any person, firm, or corporation, or any employee thereof violating any provisions of this act shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than one hundred dollars. Each day's failure to comply with any of the provisions of this act shall constitute a separate violation.".

(Signed) Donald Elrod, Chairman

MOTION—Reconsider Action

Mr. Carstens moved to reconsider action on LB 602 on Final Reading.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

MOTION—Return to Select File

Mr. Carstens moved to return LB 602 to Select File for consideration of the following specific amendment:

Add the emergency clause.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 602. The Carstens specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 30. Re: Prime Interest Rate

Introduced by Terry Carpenter, 48th District.

WHEREAS, the leading banks in Nebraska are charging a prime interest rate of seven and one half per cent; and

WHEREAS, the banks have not raised the interest paid to depositors on various types of accounts.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Governor request the Director of Banking to require all state banks to maintain a one and one half per cent differential between the prime interest rate charged and the interest paid on deposits.

2. That the Governor request the Director of Banking to suggest to the federal government that all national banks maintain a one and one half per cent differential between the prime interest rate charged and the interst paid on deposits.

3. The Legislature request of all federal agencies having control of interest rates, that such federal agencies require a one and one half per cent differential between the prime interest rate charged and the interest paid on deposits.

4. That copies of this resolution be sent to the Governor and to the Controller of Currency, Washington, D. C.

MOTIONS—Introduce Bills

Mr. Carpenter moved the introduction of a new bill by the

Committee on Government and Military Affairs, to be known as LB 1349.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1350.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1351.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1349. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William R. Skarda, Jr., 7th District; Eugene T. Mahoney, 5th District; William F. Swanson, 27th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 17-201, Reissue Revised Statutes of Nebraska, 1943, relating to villages; to provide for limitations on the proposed incorporation of villages as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1350. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William R. Skarda, Jr., 7th District; Eugene T. Mahoney, 5th District; William F. Swanson, 27th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend sections 32-702, 32-703, 32-704, 32-705, 32-706, and 32-713, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to revise provisions governing filing and certification of initiative and referendum petitions; and to repeal the original sections.

LEGISLATIVE BILL 1351. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William F. Swanson, 27th District; William R. Skarda, Jr., 7th District; Eugene T. Mahoney, 5th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 19-616, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide that salaries of officers and employees of cities under the manager plan shall be fixed by the council; to provide when certain salaries may be changed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1352. By J. James Waldron, 42nd District; Harold D. Simpson, 46th District and Terry Carpenter, at the request of the Governor.

A BILL FOR AN ACT relating to criminal justice; to define terms; to create the Nebraska Commission on Law Enforcement and Criminal Justice; to provide for its members; to provide its powers and duties; to provide for the appointment, term of office, compensation, and expenses of members; to provide for an executive director, his compensation, powers and duties; to provide for rules and regulations; to provide an operative date; and to declare an emergency.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1293 Monday, March 31, 1969 2:00 p.m.
LB 787 (cancelled) Monday, March 24, 1969 2:00 p.m.
LB 787 (reset) Monday, March 31, 1969 2:00 p.m.
LB 970 (cancelled) Monday, March 31, 1969 2:00 p.m.
LB 970 (reset) Tuesday, April 1, 1969 2:00 p.m.

(Signed) Fred W. Carstens, Chairman

Public Works

LB 353	Wednesday, March 26, 1969	2:00 p.m.
LB 772	Wednesday, March 26, 1969	2:00 p.m.
LB 865	Wednesday, March 26, 1969	2:00 p.m.
LB 1062	Wednesday, March 26, 1969	2:00 p.m.
LB 1285	Wednesday, March 26, 1969	2:00 p.m.
LB 508	Thursday, March 27, 1969	2:00 p.m.
LB 546	Thursday, March 27, 1969	2:00 p.m.
LB 874	Thursday, March 27, 1969	2:00 p.m.
LB 881	Thursday, March 27, 1969	2:00 p.m.
LB 1178	Friday, March 28, 1969	2:00 p.m.
LB 1197	Friday, March 28, 1969	2:00 p.m.

LB 1201	Friday, March 28, 1969	2:00 p.m.
LB 1253	Friday, March 28, 1969	2:00 p.m.
LB 279	Wednesday, April 2, 1969	2:00 p.m.
LB 695	Wednesday, April 2, 1969	2:00 p.m.
LB 730	Wednesday, April 2, 1969	2:00 p.m.
LB 1176	Wednesday, April 2, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

UNANIMOUS CONSENT—Bracket LB 334

Mr. Hasebroock asked unanimous consent that LB 334 be bracketed on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 882. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-second Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 566. Reading waived. Explained.

Laid over at the request of Mr. Clark.

LEGISLATIVE BILL 341. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 354. Reading waived. Explained.

Mr. Wylie Presiding

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 565. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Mr. Whitney offered the following amendment, which was adopted:

Amend LB 565 by inserting in line 3 after the

word "lease", "as a lessee" and insert in line 5
after the word "lease", "as a lessee".

Advanced to E and R for review with 25 ayes, 3 nays and 21 not voting.

LEGISLATIVE BILL 547. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 2 nays and 18 not voting.

Members Excused

Mr. Waldron asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

Mr. Carpenter asked unanimous consent to be excused tomorrow. No objections. So ordered.

MOTION—Return LB 20 to Select File

Mr. Carpenter moved to return LB 20 to Select File for consideration of the following specific amendment:

Section 18, paragraph 2

This fund shall have a beginning balance
appropriation ~~of twenty five thousand dollars~~
from the General Fund to provide a working
balance for time lapses between Tax Commissioner
billing and payment thereof by counties. This
fund shall, at the close of the biennuim, ~~have an~~
~~ending balance of twenty five thousand dollars.~~
be lapsed to the General Fund.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

SELECT FILE

LEGISLATIVE BILL 20. The Carpenter specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 682. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 435. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

MOTION—Reconsider Action

Mr. Keyes moved to reconsider action on indefinitely postponing LB 26.

Motion pending.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following proposed amendment to LB 26 printed in the Journal. No objections. So ordered.

Amend LB 26 as amended as follows:

Section 1, line 1

The county assessor annually shall list and value all tax exempt real property *except that real property owned and used exclusively for religious purposes* within the county, calculate the total assessed valuation for each type of exemption, and compute the percentages of total assessed valuations thus exempt. The totals and computations thus made and obtained, together with summary information on the function, scope and nature of exempted activities shall be prepared by the county.

Section 2. as is

Section 3. as is

GENERAL FILE

LEGISLATIVE BILL 811. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 823. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 539. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 541. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Mr. Carpenter offered the following amendment which was adopted:

Section 3. Since an emergency exists, this act
shall be in full force and take effect, from and after
its passage and approval, according to law.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

Visitors

Mr. Wylie introduced Robert Shively from Neligh, Nebraska.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Clark asked unanimous consent to withdraw LB 1077 and LB 1078.

Laid over.

Mr. Carstens asked unanimous consent to withdraw LB 1090.

Laid over.

Speaker Warner Presiding

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 29

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 372. Indefinitely postponed.

LEGISLATIVE BILL 439. Indefinitely postponed.

LEGISLATIVE BILL 875. Indefinitely postponed.

LEGISLATIVE BILL 1042. Indefinitely postponed.

LEGISLATIVE BILL 1044. Indefinitely postponed.

LEGISLATIVE BILL 910. Placed on General File as amended.

Standing Committee amendments to LB 910:

1. In section 1, line 15, reinstate the stricken matter; and in line 18 strike "three" and show the same as stricken, and insert *"four"*, and after "dollars" insert *"and fifty cents"*.

2. Add two new sections to be known as sections 3 and 4 and to read as follows:

"Sec. 3. *This act shall become operative on the first day of August, 1969.*

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 931. Placed on General File as amended.

Standing Committee amendments to LB 931:

1. In section 1, lines 6 and 7, strike the new matter and reinstate the old matter.

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 980. Placed on General File as amended.

Standing Committee amendment to LB 980:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 988. Placed on General File as amended.

Standing Committee amendment to LB 988:

1. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 1043. Placed on General File.

(Signed) Lester Harsh, Chairman

Adjournment

At 11:49 a.m. on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Friday, March 21, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 21, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O God, our Father, we are grateful for the privilege of living in this mysterious world, with its joys and sorrows, moments of fulfillment and defeat—but all of these make up the tapestry of our lives. We are thankful, not only for inspiration which comes from above, but also that which comes from our colleagues around us. For those who have moral and spiritual and intellectual integrity; for those whose judgments we can trust; for those who never make a total judgment at our weakest moments; for all friends who help make life meaningful, we give thanks. Amen.

The roll was called and all members were present except Messrs. Carpenter, Elrod, Keyes, Skarda, Wiltse, and Mrs. Craft, who were excused; Mr. Kennedy excused for a short time, and Mr. Swanson excused until 10:00 a.m.

Corrections for the Journal

Page 1059, line 28, insert "a" at the beginning of line.

Page 1072, line 22, correct spelling of "knowingly".

Page 1074, line 10, delete "twenty" and insert "*twenty*".

Page 1076, line 12, correct spelling of "engrossment".

Page 1086, line 13, correct spelling of "Neligh".

The Journal for the Fifty-third Day was approved as corrected.

Announcement

President Everroad announced that Mr. Keyes fell last evening and broke his leg.

Mr. Warner moved the Legislature send flowers to him. The motion prevailed.

Visitors

Mr. Whitney introduced 80 Mitchell Band members and their instructor, Norman Martin.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 444.

A BILL FOR AN ACT to amend section 43-202, Reissue Revised Statutes of Nebraska, 1943, relating to juvenile court; to provide that appeal to the district court shall not stay the enforcement of any order entered in the juvenile court; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter
Craft
Elrod
Kennedy
Keyes
Skarda
Swanson
Wenzlaff
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 473.

A BILL FOR AN ACT to amend section 81-815.06, Reissue Revised Statutes of Nebraska, 1943, relating to State Boat Act; to provide that all canoes shall be class 1 boats; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter
Craft
Elrod
Keyes
Skarda
Swanson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 474.

A BILL FOR AN ACT to amend section 41-127, Reissue Revised Statutes of Nebraska, 1943, relating to hotels and inns; to change penalties; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron

Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter
Craft
Elrod
Keyes
Skarda
Swanson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 507.

A BILL FOR AN ACT relating to game and fish; to provide duties for the Game and Parks Commission; and to authorize limited permits for farmers and ranchers for killing of deer or antelope.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Carpenter
Craft
Elrod
Keyes
Skarda
Swanson
Syas
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 520.

A BILL FOR AN ACT to amend section 77-2018.02, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for determination of inheritance tax in absence of probate for equitable interest in real estate; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter
Craft
Elrod
Keyes
Skarda
Swanson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 684.

A BILL FOR AN ACT to amend section 18-1401, Revised Statutes Supplement, 1967, relating to cities and villages, all; to extend the provisions of said section to counties as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Budd
Burbach
Carstens
Clark
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Ziebarth

Voting in the negative, 10:

Adamson
Batchelder
Bloom
Klaver
Kremer
Mahoney
Stull
Syas
Whitney
Wylie

Not voting, 8:

Carpenter
Craft
Elrod
Keyes
Kokes
Skarda
Swanson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 685. Replaced on Select File as amended.

E and R amendment to LB 685:

1. In section 5, lines 19 and 20, strike *"may"*.

LEGISLATIVE BILL 7. Placed on Select File as amended.

E and R amendments to LB 7:

1. In section 1, lines 4 and 5, strike ", as follows:" and insert ", ~~as follows:~~ .".

2. In the first Carpenter amendment, line 1, strike "word 'years'" and insert "the period".

3. In the second Carpenter amendment, line 1, strike "word 'basis'" and insert "the period".

LEGISLATIVE BILL 62. Placed on Select File.

LEGISLATIVE BILL 292. Placed on Select File as amended.

E and R amendments to LB 292:

1. In section 1, lines 21 and 22, and lines 36 and 37, strike "of the governing body" and show the same as stricken; strike line 45 and through the first "the" in line 46 and show the same as stricken and insert *"The"*; in lines 53 and 54, strike "governing body" and show the same as stricken and insert *"municipal clerk"*; strike the period in line 68; and in line 106, insert *"in the same city or village"* after *"held"*.

2. In the title, lines 3 and 4, strike "to

require a cash bond for election costs;" and insert "to harmonize with previous legislation".

LEGISLATIVE BILL 305. Placed on Select File as amended.

E and R amendments to LB 305:

1. In lieu of the Whitney amendment, in section 1, line 9, strike "sixty-day" and insert "~~sixty-day~~ *ninety-day*".

2. In section 1, line 12, insert "*to*" after "*or*".

3. In standing committee amendment 1, line 2, 3, and 4, insert "*to*" after "*or*".

4. In new section 2, strike lines 17 to 30 and insert:

17 *"(2) If any person changes his or her name*
18 *because of marriage or divorce or other court order,*
19 *or changes his or her address, he shall apply to the*
20 *county treasurer for a replacement motor vehicle*
21 *operator's license, and furnish satisfactory evidence*
22 *of such change, and such license shall be issued without*
23 *charge if issued in the same county as the license being*
24 *replaced was issued. If the replacement license is*
25 *issued in any county other than the one in which the*
26 *replacement license is being issued, the treasurer shall*
27 *charge and collect the fee provided in section 60-409."*.

5. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend sections 60-411 and 60-415, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle operators' licenses; to change time for renewal of licenses; to provide for renewal without examination; to provide for replacement of licenses; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 396. Placed on Select File as amended.

E and R amendments to LB 396:

1. In section 1, strike the new matter in lines 20 to 23 and insert "*who shall remit the same to the State Treasurer for distribution among the counties, proportionate to the populations thereof, for credit to the general fund*"; and in line 26, strike "Safety" and insert "~~Safety~~ *State*".

2. In the title, line 6, insert "remitted"

after "tax"; and in line 7, insert "to harmonize with previous legislation;" after the semicolon.

LEGISLATIVE BILL 402. Placed on Select File as amended.

E and R amendment to LB 402:

1. In the title, line 5, strike "a tax for" and insert "the tax on"; and in line 6, strike "levy;".

LEGISLATIVE BILL 902. Placed on Select File as amended.

E and R amendments to LB 902:

1. In lieu of the Kremer amendment 1 and the standing committee amendment to section 1, line 8, insert "*, and is recorded in the office of the Secretary of State as provided by law*" after "hip" in section 1, line 8.

2. In section 1, line 14, strike "*may authorize*" and insert "*authorizing*"; in line 26, strike the comma; in line 26, strike "*that*" and insert "*who*"; in line 31, strike "*animal*" and insert "*the animal or animals*"; in line 33, strike "*, to and including the Secretary of State*"; in line 39, strike "*sale*" and insert "*sales*"; in lines 67 and 68, strike "*delivery, shipment*" and insert "*delivering, shipping*"; in lines 70 and 82, strike "*Sale*" and insert "*Sales*"; strike lines 106 and 107 and insert:
(17) Carcasses shall mean the body or bodies, or part thereof but not less than one-fourth of a body"; in line 108, strike the first comma; in line 112, strike "*themselves*" and insert "*itself*"; in line 113, strike "*said*" and insert "*such*"; in line 120, insert an underscored comma after "*agency*"; in line 123, strike "*bovine*"; in line 126, insert an underscored comma after "*unfenced*"; in line 127, strike "*section*" and insert "*area*"; in line 128, strike "*Brand and Marks*" and insert "*the*"; in line 129, strike "*of Nebraska*"; in line 142, insert "*or*" before "*farm*"; in line 147, strike "*that*" and insert "*as*"; in line 148, strike "*by the State Sheriff*"; strike line 151 as amended and insert "*sociated livestock laws, whether civil or criminal*"; in line 152, strike "*felony or misdemeanor nature*"; strike line 154 as amended; in line 155, strike "*nature*"; in line 158, strike "*bill*" and insert "*bills*"; in line 159, insert an underscored comma before "*that*"; in line 160, strike "*to*" and insert "*of*"; in line 167, strike "*to*" and insert "*shall*"; in line 173, strike "*creates*" and insert "*causes*"; strike beginning with the comma in line 181 through "Nebraska" in line 182; strike lines 185 to 187 as amended and insert

"*kind;*"; strike beginning with "*or*" in line 189 through "*brand*" in line 193 and insert "*of any kind defined in this section*"; and in line 193, strike the period and insert "*; and*".

3. In the standing committee amendment to section 1, line 23, strike "*animal*" and insert "*the animal or animals*".

4. In the standing committee amendment to section 1, line 158, strike " '*sale*' " and insert "the second comma".

5. Strike the last line of standing committee amendment 1 and insert "*Nebraska shall be as defined in subdivision (1) of this section*" after " '*brand*'.".

6. In the Kremer amendment 2, strike line 2 and insert:

"*(36) In subdivisions (1) to (35) of this section, when the context or the*".

7. In section 2, line 5, strike "permitted" and insert "~~permitted~~ *admitted*"; in line 12, strike "*by*" and insert "*with*"; and in line 12, strike "*owner*" and insert an underscored comma.

8. In section 3, line 42, strike "period" and insert "~~period~~ *year*"; and in line 53, strike "*renewal*" and insert "*the renewal year*".

9. In section 4, line 15, strike "*bill of sale*" and insert "*instruments*".

10. In section 9, insert "also" at the end of line 12 as in the statutes.

11. In section 10, line 16, strike "of" and insert "~~of~~ *or*".

12. In renumbered section 12, strike line 13 and insert "*and assist in enforcing*".

13. In section 19, line 5, strike "*to*" and insert "*by*"; and in line 12, strike "*is*" and insert "*shall be*".

14. In section 20, line 3, strike the quotation marks.

15. In standing committee amendment 14, line 3, insert a comma after "54-144".

16. In the title, insert "54-134," at the end

of line 3; and in line 5, strike "54-144, and 55-153" and insert "and 54-144".

LEGISLATIVE BILL 223. Placed on Select File as amended.

E and R amendments to LB 223:

1. In section 1, line 23, insert *"of"* after the comma; and strike the comma in lines 44, 46, and 59 and show the same as stricken.

2. In section 1, lines 48 and 53, renumbered section 2, lines 14 and 18, and renumbered section 3, lines 14 and 18, strike *"thereof"* and insert *"of such property"*.

3. In standing committee amendment 3, line 1, insert "original" after "In".

4. In the title, line 2, strike "15-701,"; and in line 8, insert "except" after "property".

LEGISLATIVE BILL 21. Correctly engrossed.

LEGISLATIVE BILL 151. Correctly engrossed.

LEGISLATIVE BILL 297. Correctly engrossed.

LEGISLATIVE BILL 298. Correctly engrossed.

LEGISLATIVE BILL 304. Correctly engrossed.

LEGISLATIVE BILL 338. Correctly engorssed.

LEGISLATIVE BILL 430. Correctly engrossed.

LEGISLATIVE BILL 620. Correctly engrossed.

LEGISLATIVE BILL 681. Correctly engrossed.

LEGISLATIVE BILL 692. Correctly engrossed.

LEGISLATIVE BILL 760. Correctly engrossed.

LEGISLATIVE BILL 328. Correctly enrolled.

LEGISLATIVE BILL 417. Correctly enrolled.

LEGISLATIVE BILL 556. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 328 LB 417 LB 556

STANDING COMMITTEE REPORTS

Salaries and Claims

LEGISLATIVE BILL 71. Placed on General File as amended.

Standing Committee amendments to LB 71:

1. In section 1, line 8 strike "*twelve*" and insert "*ten*".

2. Add a new section to be known as section 3 and to read as follows:

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 817. Placed on General File.

(Signed) Rudolf C. Kokes, Chairman

Labor

LEGISLATIVE BILL 411. Placed on General File.

LEGISLATIVE BILL 468. Placed on General File.

LEGISLATIVE BILL 501. Placed on General File.

LEGISLATIVE BILL 587. Placed on General File as amended.

Standing Committee amendment to LB 587:

1. In section 1, strike lines 3 to 8 and insert the following:

74-915. The Department of Labor is hereby authorized to promulgate *and enforce* reasonable rules and regulations *after due notice and hearing* for the safety, sanitation, *shelter*, and health of railroad maintenance-of-way employees, as far as *shelter and* drinking water for human consumption ~~pertains~~ *pertain* to the railroad maintenance-of-way employees."

LEGISLATIVE BILL 818. Placed on General File as amended.

Standing Committee amendment to LB 818:

In section 1, lines 33 and 34, strike "*fifty-six*" and insert "*sixty*".

(Signed) Donald Elrod, Chairman

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 1110	Monday, April 28, 1969	2:00 p.m.
LB 1111	Monday, April 28, 1969	2:00 p.m.
LB 1112	Monday, April, 28, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Public Works

LB 1197	(Cancelled) Friday, March 28, 1969	2:00 p.m.
LB 1174	Friday, March 28, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

UNANIMOUS CONSENT—Withdraw Bills

Mr. Clark renewed his pending request found in the Legislative Journal for the Fifty-third Day to withdraw LB 1077 and LB 1078. No objections. So ordered.

Mr. Carstens renewed his pending request found in the Legislative Journal for the Fifty-third Day to withdraw LB 1090 and LB 1101. No objections. So ordered.

Mr. Pedersen renewed his pending request found in the Legislative Journal for the Fifty-third Day to withdraw LB 1243, LB 1244 and LB 1266. No objections. So ordered.

MOTION—Place LB 577 on General File

Mr. Pedersen moved to place LB 577 on General File notwithstanding the action of the Committee.

Motion pending.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period March 14, 1969, through March 20, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Hal Bauer, Lincoln, American Mutual Insurance Alliance
David D. Tews, Lincoln, Nebraska Motorcycle Dealers Assn.
Tom Tolen, Omaha, Omaha Board of Education
Ken Monroe, Denver, Rocky Mountain Oil/Gas Association
James E. Ryan, Lincoln, Nebraska New Car Dealers Assn.

SELECT FILE

LEGISLATIVE BILL 215. The Ziebarth pending amendment found in the Legislative Journal for the Fifty-third Day was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 2. E and R amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 563. Advanced to E and R for engrossment.

LEGISLATIVE BILL 491. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 593. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 329. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 343. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 405. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 608. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 373. E and R amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 487. E and R amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 281. E and R amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 274. E and R amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Mr. Bloom offered the following amendment, which was adopted by unanimous consent:

Strike the Pedersen amendment on LB 274 adopted on 3/14/69.

Advanced to E and R for engrossment.

Invitation

Mr. Nore invited all members to attend the Nebraska Republican Founders Day Luncheon in Columbus tomorrow.

Member Excused

Mr. Klaver asked unanimous consent to be excused at 11:30 a.m. this morning. No objections. So ordered.

UNANIMOUS CONSENT—Change of Hearing Rooms

Mr. Kremer asked unanimous consent to have the public hearings of the Agriculture and Recreation Committee in the West Chamber this afternoon. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 566. Bracketed at the request of Mr. Clark.

LEGISLATIVE BILL 526. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-ninth Day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 680. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT—Unbracket LB 154

Mr. Luedtke asked unanimous consent to unbracket LB 154 on General File and to set the same followed by LB 155 as the first order of business on General File for Wednesday, March 26, 1969. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 821. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 390. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fortieth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Section 6, add an emergency clause.

Since an emergency exists, this act shall be in
full force and take effect, from and after its passage
and approval, according to law.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 391. Reading waived. Explained.

Laid over at the request of Mr. Pedersen.

LEGISLATIVE BILL 397. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fortieth Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Section 8, add an emergency clause.

Since an emergency exists, this act shall be in
full force and take effect, from and after its passage
and approval, according to law.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 288. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 337. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-second Day were adopted.

Mr. Pedersen moved to indefinitely postpone and requested a record vote.

Voting in the affirmative, 20:

Adamson
Batchelder
Burbach
Carstens
Duis
Kennedy
Kokes
Kremer
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Stull
Waldo
Wallwey
Whitney
Wylie
Ziebarth

Voting in the negative, 22:

Bloom
Budd
Clark
Danner
Harsh
Hasebroock
Holmquist
Johnson
Klaver
Knight
Luedtke
Mahoney
Marvel
Orme
Schmit
Schreurs
Simpson
Swanson
Syas
Waldron
Warner
Wenzlaff

Not voting, 7:

Carpenter
Craft
Elrod
Keyes
Proud
Skarda
Wiltse

The motion lost.

Advanced to E and R for review with 22 ayes, 11 nays and 16 not voting.

Member Excused

Mr. Waldron asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

Speaker Warner Presiding

GENERAL FILE

LEGISLATIVE BILL 475. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

President Everroad Presiding

LEGISLATIVE BILL 522. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 550. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 600. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-second Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Page 3, section 2, line 12, strike "two" and
insert "five".

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 617. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 178. Reading waived. Explained.

Mr. Danner offered the following amendment to the Standing Committee amendments:

1. In section 1, line 37 reinsert "textbooks" after "history"
and add "and" after "textbooks".

2. Section 2. No school curriculum committee in this state
shall approve any classroom reading material, literature,
classics, fiction, or novels which uses any racial epithet
considered degrading or derogatory to any ethnic student,
in the opinion of said school curriculum committee.

Amendment pending.

UNANIMOUS CONSENT—Withdraw Bill

Mr. Budd asked unanimous consent to withdraw LB 616 and cancel the hearing date. No objections. So ordered.

Visitors

Mr. Harsh introduced Mr. and Mrs. Dawson from McCook.

Mr. Swanson introduced a group of Girl Scouts and two sponsors from West Des Moines, Iowa.

Mr. Proud introduced Bruce Hancock and three friends from Beatrice.

Mr. Kennedy introduced Dr. Charles Kennedy, Lincoln.

REFERENCE COMMITTEE REPORT

LB	Committee
1349	Government and Military Affairs
1350	Government and Military Affairs
1351	Government and Military Affairs
1352	Government and Military Affairs

(Signed) John E. Everroad,
Lieutenant Governor

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 437. Indefinitely postponed.

LEGISLATIVE BILL 529. Indefinitely postponed.

LEGISLATIVE BILL 868. Indefinitely postponed.

LEGISLATIVE BILL 869. Placed on General File as amended.

Standing Committee amendment to LB 869:

Add Section 3:

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Harold T. Moylan, Chairman

Education

LEGISLATIVE BILL 727. Placed on General File as amended.

Standing Committee amendments to LB 727:

1. In section 1, after line 107, insert a new subsection to read as follows:

"(4) No transfer pursuant to this section shall take effect until all taxes then due on the land being transferred have been paid.".

2. In section 2, line 16, after the period, insert *"The remaining members shall be elected from each class of school district in the proportion that their population bears to the entire county population; Provided, that Class III, IV, and V school districts shall be limited to not more than two members on the committee.".*

LEGISLATIVE BILL 829. Placed on General File as amended.

Standing Committee amendment to LB 829:

1. In section 1, strike lines 7 to 11 and in lieu thereof insert "family resides ~~on the basis of the record of attendance of such student and the number of miles that the student needs to travel, in one round trip each school day, to and from such school~~ as follows: (1) where a student attends an ele-"; in line 14, strike "ten" and show the same as stricken and insert *"thirty"*; in line 15 strike "half" and "one half of a" and show the same as stricken; in line 20 strike "ten" and show the same as stricken and insert *"thirty"*, and strike "half" and "one" and show the same as stricken; in line 21 strike "half" and show the same as stricken; in line 27 strike "ten" and show the same as stricken

and insert *"thirty"* and strike "half" and show the same as stricken; and in line 28 strike "one half of a" and show the same as stricken.

LEGISLATIVE BILL 959. Placed on General File as amended.

Standing Committee amendment to LB 959:

1. In section 1, reinstate the stricken matter in lines 29 to 41, and strike the new matter in lines 41 to 53; and in line 58 after "(d)" insert *"institute a statewide system of testing to determine the degree of achievement and accomplishment of all the students within the state's school systems, if it determines such testing would be advisable, (e)"*; and in lines 62, 66, and 69 strike "(e)", "(f)", and "(g)" respectively and show the same as stricken and insert respectively *"(f)"*, *"(g)"*, and *"(h)"*.

(Signed) Lester Harsh, Chairman

Adjournment

At 12:02 p.m. on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Monday, March 24, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 24, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, at the beginning of a new and busy day we close our eyes, not to shut out the world but to look beyond it to Thy boundless horizon, so we may be more relevant in the things we do and say. Give to this strategic body poise and a right sense of timing. There is that tide in life which, when taken, leads to victory, but when missed, leaves us in the shallows of defeat. Guide these leaders of our State that they may discern the signs of the times and lead us in the paths of fullness and peace. In our Lord's name. Amen.

The roll was called and all members were present except Mr. Keyes, who was excused; Messrs. Proud, Waldo and Waldron, excused until 9:30 a.m. and Mr. Nore excused until 10:45 a.m.

Corrections for the Journal

Page 1094, delete the quote before "and"; insert a quote after "follows:"

Page 1099, line 27, show the word "and" as underscored.

Page 1106, line 13, delete "Withdrawal" and insert "Withdraw".

Page 1107, line 33, delete the quote before "a"; insert a quote before "one"; line 36, insert a quote before "half".

Page 1108, line 3, delete the quote before "a"; and insert a quote before "one".

The Journal for the Fifty-fourth Day was approved as corrected.

Message from the Governor

March 21, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 21, 1969 I approved LB 60, LB 77, LB 335, LB 431, LB 450, LB 624, LB 631 and LB 651.

Respectfully,

(Signed) Norbert T. Tiemann,
Governor

NTT:sjs

Communications

Letters from U. S. Senator Carl T. Curtis acknowledging receipt of LR 23 and LR 24.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1101 (cancelled) Tuesday, April 22, 1969 2:00 p.m.

(Signed) Fred W. Carstens, Chairman

UNANIMOUS CONSENT—Return LB 507 to Final Reading

Mr. Wallwey asked unanimous consent to return LB 507 to Final Reading. No objections. So ordered.

MOTION—Reconsider Action

Mr. Wallwey moved to reconsider action on LB 507 on Final Reading.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

MOTION—Return LB 507 to Select File

Mr. Wallwey moved to return LB 507 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 200.

A BILL FOR AN ACT to amend sections 76-901 and 76-903, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to provide who shall pay the tax upon transferring real property; to provide that a portion of the tax shall be retained by the register of deeds; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Burbach
Budd
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Keyes
Mahoney
Nore
Proud
Waldo
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 365. With emergency.

A BILL FOR AN ACT to amend Laws 1967, Chapter 373, section 1, relating to appropriations; to change appropriations for state officers as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Keyes
Nore
Proud
Waldo
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 413.

A BILL FOR AN ACT relating to public health; to define terms; to provide sanitary and safety requirements for swimming pools; to provide for construction, operation, equipment, reports, and permits of swimming pools; to provide for violations; and to provide procedure for violations of provisions of this act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Batchelder
Kokes
Schmit

Not voting, 3:

Keyes
Nore
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 426.

A BILL FOR AN ACT to amend section 79-490, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change a mileage provision; to provide eligibility for payment for transportation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Adamson
Kokes
Wylie

Not voting, 3:

Keyes
Nore
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 484.

A BILL FOR AN ACT to amend section 21-1101, Reissue Revised Statutes of Nebraska, 1943, relating to the Fontenelle Forest Association; to authorize the association to organize as a nonprofit corporation; and to repeal the original section, and also sections 21-1102 to 21-1111, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative

to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Keyes
Kokes
Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 485.

A BILL FOR AN ACT to amend sections 87-116, 87-209, and 87-212, Revised Statutes Supplement, 1967, relating to trade-marks and trade names; to require additional information on assignments of trade-marks and trade names; to clarify a provision relating to registration of trade names; to require the registration of trade names; to provide a penalty; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull

Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Keyes
Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 492. With emergency.

A BILL FOR AN ACT to amend section 23-364, Revised Statutes Supplement, 1967, relating to counties; to transfer supervision of state aid to counties for Indians from the Governor to the Superintendent of the State Patrol as prescribed; to establish a minimum salary for deputy state sheriffs; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Keyes
Nore

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 518.

A BILL FOR AN ACT to amend sections 30-1701, 30-1702, 30-1703, 30-1705, and 30-1707, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to make procedures available for certain decedents owning personal property at their death; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Keyes
Nore
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 536. With emergency.

A BILL FOR AN ACT relating to planning and development districts; to define terms; to provide duties for certain officers and departments as prescribed; to provide for the creation of Nebraska planning and development districts as prescribed; to provide for members of the Nebraska planning and development districts, their qualifications and duties; to provide for a director of a planning and development district, his duties, powers and compensation, and expenses; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 10:

Adamson
Batchelder
Keyes
Kokes
Kremer
Nore
Proud
Wallwey
Whitney
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 621.

A BILL FOR AN ACT to amend section 60-325, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that registration certificates must be carried on commercial trailers, semitrailers, and utility trailers for inspection at all times; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Keyes
Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 652.

A BILL FOR AN ACT to amend section 60-419, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to harmonize with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Keyes
Nore

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Carstens introduced 20 members of the Political Science Class from Beatrice, Mr. Ron Olson, instructor.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 20. Replaced on Select File as amended.

E and R amendments to LB 20:

1. In the last line of standing committee 8, strike the period and insert a period at the end of the line.

2. In the Carpenter amendment, adopted 3/20/69, strike the stricken matter and remove underscoring.

LEGISLATIVE BILL 75. Replaced on Select File as amended.

E and R amendments to LB 75:

1. In lieu of the Luedtke unanimous consent amendment, in standing committee amendment 7, line 4, insert "or of allegations made by other persons as to his conduct" after "conduct".

2. Strike all previous amendments thereto, and in section 13, line 1, strike "make repeated" and insert "knowingly present false information or repeatedly make".

LEGISLATIVE BILL 291. Replaced on Select File as amended.

E and R amendments to LB 291:

1. In the Elrod amendment adopted 3/20/69, line 1, strike "building," and insert "buildings"; in line 3, insert an underscored comma before *"including"*; in lines 4 and 5, strike *"Article 14, Reissue Revised Statutes of Nebraska, 1943"* and insert *"article 14, Revised Statutes Suplement, 1967,"*; in line 10, strike *"Provided, however,"* and insert *"; Provided,"*; in line 10, strike *"is"*; strike line 13, and insert *"article 14, Revised Statutes Supplement, 1967, or"*; in line 18, strike *"50%"* and insert *"fifty per cent"*; in line 19, strike *"said sum"* and insert *"the cost of construction"*; and in line 20, strike *"then"* and insert an underscored comma.

2. In the title, line 9, insert "to provide when no vote shall be required;" after the semicolon.

LEGISLATIVE BILL 274. Replaced on Select File as amended.

E and R amendment to LB 274:

1. Strike Enrollment and Review amendment 1, adopted 3/21/69.

LEGISLATIVE BILL 258. Placed on Select File as amended.

E and R amendments to LB 258:

1. In section 1, line 1, insert "Section 1." before "No".

2. In the title, lines 2 and 3, strike "when a written statement may be used" and insert "conditions for the use of a written statement".

LEGISLATIVE BILL 299. Placed on Select File.

LEGISLATIVE BILL 344. Placed on Select File as amended.

E and R amendment to LB 344:

1. In the title, line 4, strike "eliminate" and insert "change"; and in line 6, after the second semicolon insert "to eliminate provisions for audits;".

LEGISLATIVE BILL 407. Placed on Select File as amended.

E and R amendments to LB 407:

1. In section 1, line 144, strike "to" and insert "~~to~~ *for*"; in lines 187, 199, and 207, strike "81-805" and insert "~~81-805~~ *this section*"; in line 197, after "including" insert *"any"*, and strike "officers and" and insert "~~officers and~~ *officer or*"; in line 198, strike "officers" and insert "~~officers~~ *officer*"; in line 202, strike "detail" and insert "~~detail~~ *detain*".

2. In the title, line 3, after "to" insert "the".

LEGISLATIVE BILL 552. Placed on Select File as amended.

E and R amendment to LB 552:

1. In the title, strike lines 2 to 6 and insert:
"FOR AN ACT to amend section 79-803, Revised Statutes Supplement, 1967, relating to schools; to provide for elections as prescribed; and to repeal the original section, and also section 79-803.01, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 882. Placed on Select File as amended.

E and R amendments to LB 882:

1. In section 1, following line 2, insert: "Sec. 7. That section 10, Legislative Bill 922, Seventy-seventh Session, Nebraska State Legislature, 1967, be amended to read as follows: "; and in line 3, strike "7" and insert "10".

2. In section 2, following line 2, insert: "Sec. 15. That section 21, Legislative Bill 922, Seventy-seventh Session, Nebraska State Legislature, 1967, be amended to read as follows: "; and in line 3, strike "15" and insert "21".

3. In section 3, following line 2, insert: "Sec. 28. That section 39, Legislative Bill 922, Seventy-seventh Session, Nebraska State Legislature, 1967, be amended to read as follows: "; and in line 3, strike "28" and insert "39".

4. In the title, line 5, insert "to change appropriations;" after the semicolon.

LEGISLATIVE BILL 458. Placed on Select File.

LEGISLATIVE BILL 174. Placed on Select File as amended.

E and R amendments to LB 174:

1. In section 1, line 8, strike the comma.

2. Because of the Mahoney amendment, strike the standing committee amendment.

3. In the title, line 7, insert 'the" after "of".

LEGISLATIVE BILL 490. Placed on Select File.

LEGISLATIVE BILL 30. Placed on Select File as amended.

E and R amendments to LB 30:

1. In section 1, line 17, strike "real" and insert "~~real~~ *such*".

2. In the title, line 4, strike the third "to" and insert "for".

LEGISLATIVE BILL 341. Placed on Select File as amended.

E and R amendments to LB 341:

1. In section 1, line 27, strike "proprietor" and insert "~~proprietor~~ *proprietorship*".

2. In the title, line 4, strike "employees" and insert "persons required to be" after "employees"; and in line 5, insert "certain" after "for".

LEGISLATIVE BILL 354. Placed on Select File as amended.

E and R amendments to LB 354:

1. In section 3, line 3, strike "or" and insert "of" as in the statutes.

2. In section 4, line 9, strike *"provided"* and insert *"if"*; in line 11, strike *"provided that"* and insert *"if"*; in line 13, strike *"property"* and insert *"estate"*; and in line 17, strike *"deemed"* and insert *"construed"*.

3. In the title, line 2, insert a comma after "44-706"; strike the comma at the end of line 8 and insert "or"; and in line 9, strike "or related".

LEGISLATIVE BILL 547. Placed on Select File.

LEGISLATIVE BILL 565. Placed on Select File as amended.

E and R amendments to LB 565:

1. In standing committee amendment 1, line 5, insert "an option to renew contained in" after "that"; and in lines 5 and 6, strike "containing an option to renew".

2. In lieu of the Whitney amendment, in section 1, lines 3 and 5, insert "as lessee" after "lease".

3. In the title, line 5, insert "to provide for termination of existing leases;" after the semicolon.

LEGISLATIVE BILL 313. Correctly engrossed.

LEGISLATIVE BILL 349. Correctly engrossed.

LEGISLATIVE BILL 444. Correctly enrolled.

LEGISLATIVE BILL 473. Correctly enrolled.

LEGISLATIVE BILL 474. Correctly enrolled.

LEGISLATIVE BILL 520. Correctly enrolled.

LEGISLATIVE BILL 684. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 473 LB 474 LB 520 LB 684.

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 673. Placed on General File as amended.

Standing Committee amendment to LB 673:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 675. Placed on General File as amended.

Standing Committee amendment to LB 675:

1. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 678. Placed on General File as amended.

Standing Committee amendment to LB 678:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 836. Placed on General File as amended.

Standing Committee amendments to LB 836:

1. In section 5, lines 9 and 17, insert "*and*" after "park".

2. In section 5, line 20, insert "*such*" after "the" and strike "of park commissioners", and show the same as stricken.

3. Renumber section 8 as section 9 and renumber section 9 as section 8.

4. In renumbered section 8, strike the new matter in lines 14, 21 and 22.

5. Add a new section to be known as section 12 and to read as follows:

"Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 909. Placed on General File as amended.

Standing Committee amendment to LB 909:

1. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. Notwithstanding the powers granted by section 1 of this act, no village or city of the second class may be annexed by a city of the first class when such village or city of the second class has its own sewage disposal plant, sewage disposal system, water well, water tower, water distribution system, and electrical distribution system.".

(Signed) Bill K. Bloom, Chairman

Government and Military Affairs

LEGISLATIVE BILL 691. Placed on General File.

LEGISLATIVE BILL 707. Placed on General File.

LEGISLATIVE BILL 716. Placed on General File as amended.

Standing Committee amendment to LB 716:

1. In section 1, line 47, strike *"one year"* and insert *"three years"*.

LEGISLATIVE BILL 736. Indefinitely postponed.

LEGISLATIVE BILL 1200. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Salaries and Claims

LEGISLATIVE BILL 428. Placed on General File as amended.

Standing Committee amendment to LB 428:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Rudolf C. Kokes, Chairman

Education

LEGISLATIVE BILL 251. Placed on General File as amended.

Standing Committee amendment to LB 251:

1. In section 1, line 4, strike "and second" and show the same as stricken; in line 7, strike the new matter and reinstate the old matter, and after the period insert *"The annual school meeting of each school district of the second class shall be held at the schoolhouse on the second Monday of July of each year."*.

(Signed) Lester Harsh, Chairman

Visitors

Mr. Stull introduced Mr. Laurice Margheim, County Attorney, Box Butte County and Messrs. Harold Newman and Ralph Hennings, County Commissioners.

Presented to the Governor

Presented to the Governor for approval on March 24, 1969 at 8:30 a.m.: LB 328 LB 417 LB 556

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Education

LB 1008	Monday, March 31, 1969	2:00 p.m.
LB 1309	Monday, March 31, 1969	2:00 p.m.
LB 989	Wednesday, April 2, 1969	2:00 p.m.
LB 1341	Tuesday, April 8, 1969	2:00 p.m.
LB 1342	Tuesday, April 8, 1969	2:00 p.m.
LB 1071	Wednesday, April 9. 1969	2:00 p.m.
LB 1338	Wednesday, April 9, 1969	2:00 p.m.
LB 1339	Wednesday, April 9, 1969	2:00 p.m.
LR 22	Monday, April 14, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

SELECT FILE

LEGISLATIVE BILL 507. The Wallwey specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 685. E and R amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 7. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

The Ziebarth amendment found in the Legislative Journal for the Fifty-third Day was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 62. Advanced to E and R for engrossment.

LEGISLATIVE BILL 292. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 305. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 396. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Mr. Carpenter offered the following amendment:

Section 1, line 18 reinsert language.

~~cal subdivisions of the state levying the taxes~~ *within*
the time provided for the payment of general
personal property taxes,

Section 3, add an emergency clause.

Since an emergency exists, this act shall
be in full force and take effect, from and after
its passage and approval, according to law.

Amendment pending.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 402. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:
Section 4, add an emergency clause.

Since an emergency exists, this act shall be in
full force and take effect, from and after its passage
and approval, according to law.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 902. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 223. E and R amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Withdraw Motion

Mr. Pedersen asked unanimous consent to withdraw his pending motion found in the Legislative Journal for the Fifty-fourth Day to place LB 577 on General File. No objections. So ordered.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to hold the reconsideration motion on LB 26 until Mr. Keyes returns.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

GENERAL FILE

LEGISLATIVE BILL 178. Considered.

Bracketed at the request of Mr. Danner.

MOTION—Suspend Rules

Mr. Carpenter moved to place LB 1223 at the top of General File.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

GENERAL FILE

LEGISLATIVE BILL 1223. Reading waived. Explained.

Advanced to E and R for review with 41 ayes, 0 nays and 8 not voting.

Mr. Carpenter asked unanimous consent to expedite LB 1223 across the board. No objections. So ordered.

LEGISLATIVE BILL 84. Considered.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 539. Bracketed at the request of Mr. Carpenter until Monday, March 31.

LEGISLATIVE BILL 312. Reading waived, Explained.

Standing Committee amendment found in the Legislative Journal for the Fortieth Day was adopted.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 315. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fortieth Day was adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 690. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 391. Bracketed at the request of Mr. Whitney until March 31.

LEGISLATIVE BILL 314. Reading waived. Explained.

Mr. Carpenter offered the following amendment which was adopted:

Add the emergency clause.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 316. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 463. Reading waived. Explained.

Standing committee amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 496. Reading waived. Explained.

Mr. Klaver moved to Indefinitely postpone LB 496.

Speaker Warner Presiding

The motion prevailed with 24 ayes, 12 nays and 13 not voting.

LEGISLATIVE BILL 91. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 4 nays and 21 not voting.

Mr. Pedersen Presiding

LEGISLATIVE BILL 188. Bracketed at the request of Mr. Syas until Wednesday, March 26.

LEGISLATIVE BILL 280. Reading waived. Explained.

Mr. Adamson offered the following amendment to the Standing Committee amendment:

Line 2, strike *"may"* and insert *"shall"*.

The Adamson amendment was adopted.

The Standing Committee amendment found in the Legislative Journal for the Forty-second Day was adopted, as amended.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 798. Laid over at the request of Mr. Harsh.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Elrod asked unanimous consent to withdraw LB 1029.

Laid over.

Mr. Carpenter asked unanimous consent to withdraw LB 821.

Laid over.

UNANIMOUS CONSENT—Change Hearing Room

Mr. Wallwey asked unanimous consent to hold the Public Health and Welfare public hearings for today in the West Chamber. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Kremer asked unanimous consent to hold the Executive Session of the Agriculture and Recreation Committee in the East Senate Lounge at 1:00 p.m. today. No objections. So ordered.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 596. Indefinitely postponed.

LEGISLATIVE BILL 858. Indefinitely postponed.

LEGISLATIVE BILL 924. Placed on General File as amended.

Standing Committee amendment to LB 924:

1. In section 1, lines 14 and 15, strike "fixed monthly" and show as stricken matter.

LEGISLATIVE BILL 954. Placed on General File.

LEGISLATIVE BILL 955. Placed on General File.

LEGISLATIVE BILL 971. Placed on General File.

LEGISLATIVE BILL 972. Placed on General File.

LEGISLATIVE BILL 1227. Placed on General File as amended.

Standing Committee amendment to LB 1227:

1. In section 6, line 4 strike *"to"* and insert *", 2, 3, 5, and"*.

(Signed) Richard F. Proud, Chairman

Adjournment

At 11:53 on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Tuesday, March 25.

Clerk of the Legislature
Hugo F. Srb

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 25, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O God, our Father, we are very much aware of the weight of problems that must be born. Life's mystery is deep, and our insight often shallow. We are grateful for Thy benefits which can lift and strengthen us; for families and children who take us out of our self-centeredness and give us deep insights into life and love; for friends and colleagues who inspire us and give us strength to go on.

As we receive meaning for living from Thee and from our friends, may we endeavor not to be forever receivers, but may we give in return and even in fuller measure than we receive. May we walk down the paths of righteousness together, and enjoy the fullness of life which Thou hast prepared for us. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Carstens and Keyes, who were excused; Mr. Waldron, excused until 9:30 a.m. and Messrs. Danner and Moulton, excused until 10:00 a.m.

Corrections for the Journal

Page 1112, line 14, insert "Not voting, 5:".

Page 1114, line 15, insert "Ziebarth".

Page 1122, line 4, insert "5" after "line"; line 13, delete "*constructed*" and insert "*construed*".

Page 1125, line 2, correct spelling of "Add"; line 34, delete "1339" and insert "1338".

The Journal for the Fifty-fifth Day was approved as corrected.

Member Excused

Mr. Holmquist asked unanimous consent to be excused tomorrow morning. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 259. With emergency.

A BILL FOR AN ACT relating to elections; to provide for printing on the ballot and each published proposal a statement of the effect of a vote for and a vote against any proposal on the ballot submitted by the Legislature as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Syas

Not voting, 6:

Carstens
Danner
Keyes
Mahoney
Moulton
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 261. With emergency.

A BILL FOR AN ACT to amend sections 80-401.02, 80-401.04, 80-401.09, and 80-407, Reissue Revised Statutes of Nebraska, 1943, and sections 80-401.01, 80-401.03, 80-401.06, 80-403, and 80-410, Revised Statutes Supplement, 1967, relating to veterans' affairs; to clarify provisions; to extend provisions to Vietnam veterans; to correct eligibility dates; to remove a salary limitation; to provide additional powers and duties; to change qualifications and eligibility requirements; to harmonize provisions; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carstens
Danner
Keyes
Moulton
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 284.

A BILL FOR AN ACT to amend sections 21-2004, 21-2021, 21-2024, 21-2036, 21-2051, 21-2074, and 21-20,125, Revised Statutes Supplement, 1967, relating to business corporations; to provide for powers of the corporation with regard to the corporation's authority to indemnify its directors and others; to provide for the determination of reasonableness of charges and expenses of organization of the corporation without rendering its shares assessable or not fully paid; to provide for insurance; to provide for liability of subscribers and shareholders and to clarify provisions therefor; to provide for the number and term of directors and the determination of shareholders for purposes of the first meeting of shareholders; to provide for the number, qualification and authority of incorporators, and amendment of the articles of incorporation by incorporators; to provide for merger of a subsidiary corporation if the parent corporation owns eighty per cent of the shares of the subsidiary corporation; to change publication provisions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens
Danner
Keyes
Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 483.

A BILL FOR AN ACT to amend section 33-101, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to change fees to be paid to the Secretary of State for copies of records and for filing and recording various items dealing with corporations as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock

Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens
Danner
Keyes
Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 333. Replaced on Select File as amended.

E and R amendment to LB 333:

1. The typed bill being correct, strike the standing committee amendment to section 1, line 19.

LEGISLATIVE BILL 215. Replaced on Select File as amended.

E and R amendments to LB 215:

1. In new section 1, line 44, insert an underscored comma after "1965".

2. In the title, strike lines 2 to 5 and all amendments thereto and insert:

"FOR AN ACT to amend section 79-2202, Reissue Revised Statutes of Nebraska, 1943, and section 79-2203, Revised Statutes Supplement, 1967, relating to schools; to provide for readmission of a Class IV or V school district to an educational service unit; to change election procedures as prescribed; to provide a qualification; to provide duties; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1223. Placed on Select File as amended.

E and R amendments to LB 1223:

1. In section 1, line 57, insert an underscored comma after *"Surgery"*.

2. In section 4, line 25, insert *"and"* after the semicolon.

3. In section 5, line 9, strike *"1969 amendment; or"* and insert *"effective date of this act;"*; and insert *"or"* at the end of line 10.

LEGISLATIVE BILL 682. Placed on Select File.

LEGISLATIVE BILL 435. Placed on Select File as amended.

E and R amendment to LB 435:

1. In the title, line 8, strike "revenues" and insert "revenue".

LEGISLATIVE BILL 811. Placed on Select File.

LEGISLATIVE BILL 823. Placed on Select File as amended.

E and R amendments to LB 823:

1. In section 1, line 3, strike "of the State of Nebraska".

2. In section 2, line 2, after "shall" insert a comma; and in line 5, strike "of the State of Nebraska".

3. In section 4, lines 1 and 2, strike "of the State of Nebraska"; in line 3, strike "the Tax Commissioner and"; and in lines 9 and 10, strike "and Tax Commissioner".

4. In the title, strike beginning with "to" in line 3 through the semicolon in line 6.

LEGISLATIVE BILL 541. Placed on Select File as amended.

E and R amendments to LB 541:

1. In section 1, strike the new matter in line 6; and in line 9 after the period insert *"Any person, corporation, or organization seeking tax exempt status for any tangible personal property, including motor vehicles, shall apply for exemption to the county assessor by January 1, 1970."*

2. In the Carpenter General File amendment, line 1, strike "Section" and insert "Sec.".

3. In the title, line 4, after "include" insert "tangible"; in line 6 strike "and"; and in line 7 after "section" insert "; and to declare an emergency".

LEGISLATIVE BILL 526. Placed on Select File as amended.

E and R amendments to LB 526:

1. In section 1, line 5, after *"hundred"* insert an underscored comma.

2. In standing committee amendment 1, line 2, strike the first *"of"*; in line 4, underscore *"provided further,"* and the period; in line 13 strike *"moneys"* and insert *"money"*, and strike *"those"* and insert *"that"*; in line 14 strike *"those"* and insert *"that"*; in line 21, remove the paragraphing and strike *"(3) Upon"* and insert *"upon"*; and strike lines 28 and 29, and after the period in line 27 insert *"No such distribution shall be made until approved by the director."*.

3. In standing committee amendment 2, line 7, strike *"discretion"* and insert *"opinion"*.

4. In section 3, line 6, strike *"days"* and insert *"days' "*.

5. In section 4, line 6, and section 6, line 5, strike *"Chapter 44"* and insert *"Legislative Bill 1238, Eightieth Session, Nebraska State Legislature, 1969"*.

6. In section 7, lines 5 and 6, strike the semicolons and insert underscored commas.

LEGISLATIVE BILL 680. Placed on Select File as amended.

E and R amendments to LB 680:

1. Renumber original section 1 as section 3 and original sections 2 and 3 as sections 1 and 2.

2. In section 4, line 9, strike "an" and insert "~~an~~"; in line 35, strike "representation" and insert "~~representation~~ *determination*"; and insert an underscored comma at the end of line 37.

3. In section 5, after "(i)" in line 72 and "(ii)" in line 73, insert *"the"*.

4. In section 6, line 13, strike *"districts"* and insert *"supervisors"*.

5. In section 7, line 6, strike *"providing"* and insert *"if"*; in line 11, strike "if" and insert "of" as in the statutes; in line 22, strike *"contractual"* and insert *"legal, contractual, or financial"*; and in lines 63 and 64, strike "~~commission~~" and insert "~~committee~~" as in the statutes.

LEGISLATIVE BILL 264. Correctly engrossed.

LEGISLATIVE BILL 265. Correctly engrossed.

LEGISLATIVE BILL 310. Correctly engrossed.

LEGISLATIVE BILL 311. Correctly engrossed.

LEGISLATIVE BILL 511. Correctly engrossed.

LEGISLATIVE BILL 540. Correctly engrossed.

LEGISLATIVE BILL 598. Correctly engrossed.

LEGISLATIVE BILL 602. Correctly re-engrossed.

LEGISLATIVE BILL 655. Correctly engrossed.

LEGISLATIVE BILL 685. Correctly engrossed.

LEGISLATIVE BILL 871. Correctly engrossed.

LEGISLATIVE BILL 200. Correctly enrolled.

LEGISLATIVE BILL 365. Correctly enrolled.

LEGISLATIVE BILL 413. Correctly enrolled.

LEGISLATIVE BILL 426. Correctly enrolled.

LEGISLATIVE BILL 484. Correctly enrolled.

LEGISLATIVE BILL 485. Correctly enrolled.

LEGISLATIVE BILL 492. Correctly enrolled.

LEGISLATIVE BILL 518. Correctly enrolled.

LEGISLATIVE BILL 536. Correctly enrolled.

LEGISLATIVE BILL 621. Correctly enrolled.

LEGISLATIVE BILL 652. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 200 LB 365 LB 413 LB 426 LB 484 LB 485 LB 492 LB 518 LB 536 LB 621 LB 652

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 330. Placed on General File as amended.

Standing Committee amendments to LB 330:

1. In section 3, line 5, after "sections" insert "21-301 to 21-325 and".

2. In section 5, line 2, after "service" insert "unless otherwise authorized by section 81-854 Reissue Revised Statutes of Nebraska, 1943".

3. In section 6, line 2, strike the commas; in line 3, strike "association, or P.A." and insert "corporation, or P.C."; in line 7 strike "association" and insert "corporation"; and in line 8, strike "P.A." and insert "P.C.".

LEGISLATIVE BILL 775. Placed on General File.

LEGISLATIVE BILL 419. Indefinitely postponed.

LEGISLATIVE BILL 745. Indefinitely postponed.

LEGISLATIVE BILL 782. Indefinitely postponed.

LEGISLATIVE BILL 894. Indefinitely postponed.

(Signed) Roland A. Luedtke, Vice-Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 6. Placed on General File.

LEGISLATIVE BILL 833. Placed on General File.

LEGISLATIVE BILL 834. Placed on General File.

LEGISLATIVE BILL 835. Placed on General File.

LEGISLATIVE BILL 14. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

MOTION—Special Election

Mr. Carpenter moved that the following constitutional amendments be submitted at a special election:

LB 816, which would eliminate the constitutional limitation in counties on values and assessments and which limits could be regulated by the Legislature;

LB 810, which pertains to revenue bonds and dormitories; and such other constitutional amendments as the Legislature might decide for a special election; and that LB 1205, which is the bill setting forth the conditions under which such special elections can be held, be expedited.

Motion pending.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Carpenter renewed his pending request found in the Legislative Journal for the Fifty-fifth Day to withdraw LB 821. No objections. So ordered.

Mr. Elrod renewed his pending request found in the Legislative Journal for the Fifty-fifth Day to withdraw LB 1029. No objections. So ordered.

Mr. Knight asked unanimous consent to withdraw LB 847.

Laid over.

Visitors

Speaker Warner introduced 21 members of the Head Start Leadership Training Program from 9 midwestern States. Dr. Millicent Savery is the Director.

Mr. Nore introduced Mr. Walt Mueller of Columbus.

Mrs. Orme introduced 33 pupils from Maude Rousseau School, Lincoln and Patricia Pike, teacher.

Mr. Batchelder introduced Dr. Grandgenett, University of Nebraska at Omaha and students, Kris Rushing and Janice Hansen.

Miss Reynolds introduced Miss Nelson from the University of Nebraska, College of Medicine.

UNANIMOUS CONSENT—Bracket LB 151

Mr. Wenzlaff asked unanimous consent to bracket LB 151 until LB 6 and LB 1093 have been acted upon Final Reading.

Mr. Nore objected.

Mr. Wenzlaff moved to bracket LB 151.

The motion lost 9 ayes, 21 nays and 19 not voting.

Presented to the Governor

Presented to the Governor for approval on March 25, 1969 at 9:00 a.m.: LB 444 LB 473 LB 474 LB 520 LB 684.

(Signed) Ruth Bossard, Enrolling Clerk

Mr. Wylie Presiding

SELECT FILE

LEGISLATIVE BILL 396. The Carpenter pending amendment found in the Legislative Journal for the Fifty-fifth Day was adopted by unanimous consent.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

1. Amend the bill by striking section 2 and inserting the following:

"Sec. 2. That section 77-630, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-630. The ~~State Board of Equalization and Assessment~~ *Tax Commissioner*, on or before October 1 each year, shall certify to the State Treasurer ~~and Tax Commissioner~~ the names of the owners and the several amounts of taxes levied under the provisions of section 77-629.

Sec. 3. That section 77-631, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-631. In the event that the taxes levied, as provided in section 77-629, shall not have been paid on or before December 1 of the year in which levied, they shall become delinquent and shall bear interest thereafter at the rate of ten per cent per annum; and if such taxes and interest due thereon shall not have been paid on February 1 following the levy thereof, the Tax Commissioner shall collect the same by distress and sale of any property belonging to such delinquent owner in the same manner as is required of county treasurers in like cases; ~~and the order or certificate of the State Board of Equalization and Assessment in such cases shall be sufficient authority therefor.~~

Sec. 4. That original sections 77-629, 77-630, and 77-631, Reissue Revised Statutes of Nebraska, 1943, are repealed."

Advanced to E and R for engrossment.

LEGISLATIVE BILL 20. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 75. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 291. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 274. E and R amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 258. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 299. Mr. Elrod offered the following amendment which was adopted by unanimous consent:

1. In section 1, line 1, strike "It" and insert "In cities of the metropolitan, primary, and first class, it"; and in line 3 after "vehicle" insert "on the city streets".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 344. E and R amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 407. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Mr. Duis offered the following amendment which was adopted by unanimous consent:

Amend LB 407 by striking "its" in line 27 of Section 1 and inserting "these" in lieu thereof.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 552. E and R amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for engrossment

LEGISLATIVE BILL 882. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 458. Mr. Holmquist offered the following amendment which was adopted by unanimous consent:

1. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 48-665, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-665. Any person who, by reason of his fraud, has received any sum as benefits under sections 48-601 to 48-669 to which he was not entitled shall, in the discretion of the commissioner, be liable to repay such sum to the commissioner for the fund or, if the existence of such fraud has been found by a court of competent jurisdiction or in a redetermination proceeding pursuant to section 48-631, to have such sum deducted from any future benefits payable to him under said sections. If any person, other than by reason of his fraud, has received any sum as benefits under said sections to which under a redetermination or decision pursuant to sections 48-630 to 48-640 he has been found not entitled, he shall ~~not~~ be liable to repay such sum ~~but shall~~ *or*,in the discretion of the commissioner, be liable to have such sum deducted from any future benefits payable to him with respect to the benefit year current at the time of such receipt, or any benefit year which may commence within one year after the end of such current benefit year; *Provided,* that no such recoupment from future benefits shall be had if such sum was received by such person without fault on his part and such recoupment would defeat the purpose of sections 48-601 to 48-669 or would be against equity and good conscience. In any case in which under this section claimant is liable to repay to the commissioner any sum for the fund, such sum shall be collectible without interest by civil action in the name of the commissioner.".

2. Strike original section 2 and in lieu thereof insert:

"Sec. 3. That original sections 48-630 and 48-665, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 174. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 490. Mr. Syas offered the following unanimous consent amendment:

1. Amend section 1 of the bill, line 2 by striking "is" and inserting ", willow, burr oak, box elder, walnut, osage hedge, and ponderosa pine are", and line 3 by striking "tree" and inserting "trees".

Mr. Duis objected.

Mr. Syas moved to return LB 490 to General File for the specific amendment.

The motion lost with 2 ayes, 14 nays and 33 not voting.

Advanced to E and R for engrossment.

President Everroad Presiding

LEGISLATIVE BILL 30. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

Section 1, line 1

The Tax Commissioner shall ~~prepare~~ *prescribe*
forms for distribution to the county assessors . . .

Section 2. as is

Section 3. Since an emergency exists, this act shall
be in full force and take effect from and after its
passage and approval according to law.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 341. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 354. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 547. Mrs. Orme offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 565. E and R amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—LB 492

Mr. Holmquist asked unanimous consent to hold any further action on LB 492. No objections. So ordered.

UNANIMOUS CONSENT—Return LB 2 to Select File

Mr. Carpenter asked unanimous consent to return LB 2 to Select File for a specific amendment, as follows:

1. Insert a new section to read as follows:

"Sec. 8. *The placing of any person on probation for violation of section 3 of this act, whether following a plea of guilty or nolo contendere or after trial shall, for purposes of such section, be construed as the conviction for a first offense and any later conviction for any violation of the same subsection shall be construed as the conviction for a second or subsequent offense.*".

2. Renumber original sections 8 and 9 as sections 9 and 10.

No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 31. Re: Quality Education

Introduced by Lester Harsh, 38th District.

WHEREAS, maintaining quality education for the benefit of all children of the state is a matter of continuing concern to the Legislature; and

WHEREAS, the cost of providing quality education continues to grow rapidly during the current inflationary period; and

WHEREAS, the Legislature believes that every effort should be made to keep costs at the lowest possible level consistent with the maintenance of quality education; and

WHEREAS, the 1967 Legislature enacted a program of state aid to education which both provides funds for improvement of the quality of education, and restricts costs by its limitation on annual per pupil cost increases of eight per cent per year; and

WHEREAS, the state aid program provides for relief for school districts which would suffer undue financial hardship because of the limitation on annual per pupil cost increases; and

WHEREAS, state aid to education can be used more effectively to alleviate the problems faced by local school officials than it has in the past.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature reaffirms its support for the statutory limitation on annual per pupil cost increases.

2. That this Legislature go on record as urging the State Department of Education and the State Board of Education to give

weight to factors contributing to the rapidly rising costs of education, such as, but not limited to, changing enrollments, the addition of new programs, and the adjustment of teacher-pupil ratios to achieve more effective teaching, in considering applications for relief under the provisions of section 79-1341, Revised Statutes Supplement, 1967.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to start the Government and Military Affairs Committee hearings at 1:00 p.m. on Thursday, April 24 and Friday, April 25.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 1315	Thursday, April 24, 1969	1:00 p.m.
LB 1316	Thursday, April 24, 1969	1:00 p.m.
LB 1317	Thursday, April 24, 1969	1:00 p.m.
LB 1318	Thursday, April 24, 1969	1:00 p.m.
LB 1319	Thursday, April 24, 1969	1:00 p.m.
LB 1320	Thursday, April 24, 1969	1:00 p.m.
LB 1321	Thursday, April 24, 1969	1:00 p.m.
LB 1322	Thursday, April 24, 1969	1:00 p.m.
LB 1349	Thursday, April 24, 1969	1:00 p.m.
LB 1350	Thursday, April 24, 1969	1:00 p.m.
LB 1323	Friday, April 25, 1969	1:00 p.m.
LB 1324	Friday, April 25, 1969	1:00 p.m.
LB 1325	Friday, April 25, 1969	1:00 p.m.
LB 1326	Friday, April 25, 1969	1:00 p.m.
LB 1327	Friday, April 25, 1969	1:00 p.m.
LB 1347	Friday, April 25, 1969	1:00 p.m.
LB 1351	Friday, April 25, 1969	1:00 p.m.
LB 1352	Friday, April 25, 1969	1:00 p.m.

(Signed) Terry Carpenter, Chairman

Judiciary

LB 1075	Tuesday, April 22, 1969	2:00 p.m.

(Signed) Roland A. Luedtke, Vice-Chairman

MOTION—Place LB 710 on General File

Mr. Waldron moved that LB 710 be advanced to General File notwithstanding the Committee action.

Mr. Wylie Presiding

Mr. Simpson requested a record vote.

Mr. Waldron asked for a Call of the House. The Call showed 46 members present.

Mr. Pedersen moved the Call be raised. The motion prevailed with 43 ayes, 0 nays and 6 not voting.

Voting in the affirmative, 19:

Carpenter
Danner
Elrod
Harsh
Klaver
Luedtke
Mahoney
Moulton
Orme
Pedersen
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Syas
Waldron
Warner

Voting in the negative, 25:

Adamson
Batchelder
Bloom
Budd
Burbach
Craft
Duis
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Marvel
Moylan
Nore
Proud
Schreurs
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 5:

Carstens
Clark
Keyes
Swanson
Ziebarth

The motion lost.

UNANIMOUS CONSENT—Withdraw LB 368

Mrs. Orme asked unanimous consent to withdraw LB 368.

Laid over.

UNANIMOUS CONSENT—Unbracket Bills

Mr. Carpenter asked unanimous consent to unbracket LB 391 and LB 539 on General File and consider them at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 391. Considered.

Mr. Carpenter offered the following amendment, which was adopted:

Section 1, line 8, amend as follows:

> ment, the Tax Commissioner shall employ ~~an~~ *a*
> ~~assessment sales~~ *sales assessment* ratio study

Section 1, line 12, amend as follows:

> clusive evidence as to the ratio of ~~sales~~ *assessed*
> values to ~~assessed~~ *sales* values.

Section 1, line 15, amend as follows:

> ~~assessed value~~ *sales assessment* ratio.

Mr. Carpenter offered the following amendment, which was adopted:

Section 1, line 15, add following "ratio."

> assessed value ratio. *In addition to the authority*
> *to conduct and use an appraisal in any ratio*
> *determination, the Tax Commissioner shall have*
> *authority to employ transfers of comparable real*
> *estate in surrounding counties as indicators of*
> *value in the sales assessment ratio.*

Section 2, add an emergency clause.

Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 539. Considered.

Mr. Carpenter offered the following amendment:

1. Strike sections 1 to 2 and insert nine new sections to read as follows:

"Section 1. That section 48-504, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-504. The Commissioner of Labor shall require with each application for a license a surety bond in the penal sum of two thousand dollars to be approved by the commissioner and conditioned that the obligor will not violate any of the duties, terms, conditions, provisions or requirements of sections 48-501 to 48-514, *sections 2 to 7 of this act, or the rules and regulations promulgated thereunder.* The commissioner is authorized to cause an action or actions to be brought on such bond in the name of the state for any violation of any of its conditions, and he may revoke upon a full hearing any license whenever in his judgment the party licensed shall have violated any of the provisions of said sections. In the prosecution of any inquiry, the commissioner is hereby empowered to administer oaths, subpoena witnesses, take depositions, compel the attendance of witnesses, and the production of books, accounts, papers, records, documents and testimony.

"Sec. 2. *Except as provided in section 4 of this act, after January 1, 1970, no person shall serve as counsellors or managing officer of any private employment agency who has not been currently licensed for such position by the Commissioner of Labor. Application for such license shall be made to the department upon forms to be prescribed and furnished by the department and shall contain such information as the department shall prescribe. Such application shall be accompanied by a fee of fifty dollars.*

"Sec. 3. *Before any license required by section 2 of this act shall be issued, the applicant therefor shall first submit to and satisfactorily pass a written examination to determine his qualifications therefor. Such examination shall be prepared, administered, and graded by the Commissioner of Labor, after consulting with licensed members of the industry, and shall test the applicant's knowledge of the principles and practice of private employment agency management and operation, the economics of the labor market, and the laws of this state relating to private employment agencies and the rules and regulations promulthereunder. A license shall be issued to each applicant satisfactorily passing such test. Such tests shall be given at such times as the Commissioner of Labor finds necessary but in no event less than once every three months.*

"Sec. 4. *Any person who has served as managing officer of a private employment agency one year or longer, as of the effective date of this act, shall be entitled to a license to act as such without examination upon application therefor, the submission of satisfactory evidence of such service, and the payment of a fee of ten dollars.*

"Sec. 5. *Each license issued under sections 3 or 4 of this act shall expire on April 30 of each year and shall be renewable upon application therefor and the payment on or before May 1 of each year of a renewal fee of ten dollars submitted to the Commissioner of Labor not later than ten days prior to the expiration date thereof. Any license not so renewed may be reinstated within one month of its expiration upon the payment of an additional fee of ten dollars.*

"Sec. 6. *Any license issued or renewed under sections 3 to 5 of this act may be suspended or revoked by the Commissioner of Labor for the willful violation of any provision of sections 48-501 to 48-514 or the rules and regulations promulgated thereunder. Such suspension or revocation shall be ordered only after a hearing subject to the provisions of Chapter 84, article 9.*

"Sec. 7. *All receipts under the provisions of this act shall be transmitted to the State Treasurer for deposit in the state treasury to the credit of the General Fund.*

"Sec. 8. *The Commissioner of Labor shall adopt reasonable rules and regulations for the administration of the provisions of sections 48-501 to 48-514 and sections 2 to 7 of this act.*

"Sec. 9. That original section 48-504, Reissue Revised Statutes of Nebraska, 1943, is repealed."

Laid over. Amendment pending.

LEGISLATIVE BILL 84. Reading waived. Explained.

Laid over.

UNANIMOUS CONSENT—Change of Hearing Rooms

Mr. Wallwey asked unanimous consent to hold the Public Health and Welfare Committee Hearing in the West Chamber this afternoon. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 798. Reading waived. Explained.

Mr. Harsh offered the following amendment to the Standing Committee amendment: In line 2, after "district", add "with three or less Class I school districts.".

Standing Committee amendment found in the Legislative Journal for the Forty-second Day was adopted as amended.

Mr. Adamson moved to indefinitely postpone.

Motion pending.

Adjournment

At 11:57 a.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Wednesday, March 26, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 26, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O God, our Father, who art the author of all liberty and freedom, to Thee we pray. Guide and bless the members of this legislature, as they represent the people of this State in committee room, in this chamber, in their voting record, and in their personal lives. Give them sustaining strength of mind, body, and spirit to stand the persistent strains of their high office. Give them intolerance against all evils which would weaken our State, but great tolerance in hearing the evidence before making a decision. In using their sensitive minds to be rational, may they also keep alive that spark of heavenly fire called intuition which can guide us to a better society for all. Amen.

The roll was called and all members were present except Messrs. Holmquist and Keyes, who were excused.

Corrections for the Journal

Page 1133, line 37, delete "80-402.01" and insert "80-401.02".

Page 1138, line 6, delete the first "and".

Page 1151, in Sec. 5, line 7, delete "addition" and insert "additional".

The Journal for the Fifty-sixth Day was approved as corrected.

Message from the Governor

March 25, 1969

The President, the Speaker
and Members of the Legislature

State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 24, 1969 I approved LB 328, LB 417 and LB 556.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

Communications

Communication from Inter-Club Council of Lincoln regarding telecommunications center.

Referred to the Reference Committee.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 21. With emergency.

A BILL FOR AN ACT relating to revenue and taxation; to provide qualifications and examination for the county assessor and deputy assessors; to provide duties and powers for the Tax Commissioner; to provide for certificates; to provide for fees and salaries; to provide for appeals; to provide for rules and regulations; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 6:

Adamson
Kokes
Nore
Stull
Wallwey
Wylie

Not voting, 3:

Holmquist
Keyes
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 151. With emergency.

A BILL FOR AN ACT to amend section 53-168, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 85, Eightieth Session, Nebraska State Legislature, 1969, relating to liquor; to make certain acts unlawful as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldron
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 8:

Adamson
Batchelder
Pedersen
Syas
Waldo
Wallwey
Wenzlaff
Whitney

Not voting, 2:

Holmquist
Keyes

A constitutional two-thirds majority having voted in the affirmative the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Had I been present I would have voted in favor of LB 151.

(Signed) C. W. Holmquist

LEGISLATIVE BILL 297.

A BILL FOR AN ACT to amend section 60-305.01, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that when a nonresident person is present more than thirty days in the state his motor vehicle shall be registered in this state except as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Holmquist
Keyes
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 298.

A BILL FOR AN ACT to amend section 77-1202, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide where certain motor vehicles shall be taxed as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark

Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Holmquist
Keyes
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 304. With emergency.

A BILL FOR AN ACT to amend section 8-140, Revised Statutes Supplement, 1967, relating to banks; to provide that banks may make loans to officers or employees as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Holmquist
Keyes
Kokes
Reynolds
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

I would have voted "aye" on LB 304 on Final Reading.

(Signed) Miss Reynolds

LEGISLATIVE BILL 338. With emergency.

A BILL FOR AN ACT to amend sections 71-103, 71-123, 71-131, 71-138, and 71-139.01, Reissue Revised Statutes of Nebraska, 1943, and section 71-162, Revised Statutes Supplement, 1967, relating to public health; to provide for a temporary license to practice medicine and surgery as prescribed; to provide the place for holding examinations in medicine and surgery; to provide for reexaminations and grades of persons to be licensed to practice medicine and surgery; to change the requirements for reciprocal licenses; to increase the fees for license to practice medicine and surgery; to define terms; to provide for special permits as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Holmquist
Keyes

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 430. With emergency.

A BILL FOR AN ACT to amend section 76-902, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 39, Eightieth Session, Nebraska State Legislature, 1969, relating to real property; to provide an exception to the tax on deeds to family corporations as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Budd
Holmquist
Keyes

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 620.

A BILL FOR AN ACT to amend section 60-334, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide additional designation for classification of trucks and truck-tractors as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Budd
Holmquist
Keyes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 681. With emergency.

A BILL FOR AN ACT to amend sections 77-1510 and 77-1511, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide for a cross appeal by the county on appeals from the county board of equalization; to provide for a waiver of notice as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Holmquist
Keyes

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 692.

A BILL FOR AN ACT to amend sections 39-1306 and 39-1306.01, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to prevent the lapse of federal highway funds by the reallocation of unused federal aid funds among political or governmental subdivisions or any public corporation within the state; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Holmquist
Keyes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 760. Bracketed until Monday, March 31, 1969 at the request of Mr. Wylie.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 7. Replaced on Select File as amended.

E and R amendments to LB 7:

1. Strike Enrollment and Review amendment 1, adopted 3/24/69.

2. In the Ziebarth amendment, line 14, strike *"A"* and insert *"In addition to such nine members, a"*; and in line 17, strike *"through"* and insert *"to"*.

3. In the title, lines 4 and 5, strike "provide the number, election," and insert "change the number, qualifications,".

LEGISLATIVE BILL 390. Placed on Select File as amended.

E and R amendments to LB 390:

1. In standing committee amendment 1, line 3, insert a comma after "shall" as in the statutes.

2. In new section 6, line 1, insert "Sec. 6." before "Since".

3. For correlation purposes, in renumbered section 3, line 2, insert ", as amended by section 1, Legislative Bill 35, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in standing committee amendment 4, line 5, insert ", not later than August ," after "board".

4. For correlation purposes, in new section 5, line 2, strike "77-509,"; and in line 3, insert "and section 77-509, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 35, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

5. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT to amend sections 77-505, 77-508, and 77-510, Reissue Revised Statutes of Nebraska, 1943, and section 77-509, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 35, Eightieth Session, Nebraska State Legislature, 1969, relating to taxation;";

in line 5, insert "certain" after "transfer"; in line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 397. Placed on Select File as amended.

E and R amendments to LB 397:

1. In section 5, line 12, strike "seven" and insert "~~seven~~ *nine*"; and in line 19, strike "Safety" and insert "~~Safety~~ *State*".

2. In new section 8, line 1, insert "Sec. 8." before "Since".

3. In the title, line 5, strike the first "the" and insert "certain"; in line 8, strike "and" and insert "to harmonize with previous legislation;"; and in line 9, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 288. Placed on Select File as amended.

E and R amendments to LB 288:

1. In section 1, strike the comma at the end of line 17, as in the statutes.

2. In section 6, line 7, strike "~~vote~~" and insert "~~veto~~"; in line 36, insert a stricken comma after "~~meeting~~"; and strike beginning with the comma in line 51 through "occurs" in line 55, showing the same as stricken, and insert "*shall fill such vacancy, which shall be done at the first council meeting after such vacancy occurs or as soon thereafter as may be practicable*".

LEGISLATIVE BILL 337. Placed on Select File as amended.

E and R amendments to LB 337:

1. In lieu of Standing Committee amendments 1 and 2, in section 1 strike beginning with "January" in line 16 through the period in line 22, and in section 2 strike beginning with "January" in line 5 through the period in line 11, and show the old matter as stricken, and in each section insert "*New Year's Day, January 1; Lincoln's birthday, February 12; Washington's birthday, the third Monday in February; Arbor Day, April 22; Memorial Day, the last Monday in May; Independence Day, July 4; Labor Day, the first Monday in September; Columbus Day, the second Monday in October; Veterans Day, the fourth Monday in October; Thanksgiving Day, the fourth Thursday in November; and Christmas Day, December 25.*".

2. In the title, line 6, after the semicolon, insert "to provide an operative date;".

LEGISLATIVE BILL 475. Placed on Select File as amended.

E and R amendment to LB 475:

1. In section 3, line 23, strike "for" and insert "~~for~~".

LEGISLATIVE BILL 522. Placed on Select File.

LEGISLATIVE BILL 550. Placed on Select File as amended.

E and R amendment to LB 550:

1. In section 3, lines 13 and 14, strike ", Revised Statutes Supplement, 1965".

LEGISLATIVE BILL 600. Placed on Select File as amended.

E and R amendments to LB 600:

1. In section 1, lines 48 and 49, strike "unforseen" and insert "unforeseen" as in the statutes.

2. In lieu of the Carpenter amendment, in section 2, line 12, strike "two" and insert "~~two~~ *five*".

3. In the title, strike line 5 and insert "or second class or village"; and in line 10, after the first semicolon, insert "to increase the amount of contracts which cities of the second class and villages may enter into without advertising for bids;".

LEGISLATIVE BILL 617. Placed on Select File as amended.

E and R amendment to LB 617:

1. In section 1, line 22, after "Employment" insert and underscore comma.

LEGISLATIVE BILL 190. Correctly engrossed.

LEGISLATIVE BILL 254. Correctly engrossed.

LEGISLATIVE BILL 512. Correctly engrossed.

LEGISLATIVE BILL 259. Correctly enrolled.

LEGISLATIVE BILL 261. Correctly enrolled.

LEGISLATIVE BILL 284. Correctly enrolled.

LEGISLATIVE BILL 483. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 259 LB 261 LB 284 LB 483.

Presented to the Governor

Presented to the Governor for approval on March 26, 1969 at 8:50 a.m.: LB 200 LB 365 LB 413 LB 426 LB 484 LB 485 LB 518 LB 536 LB 621 LB 652

(Signed) Ruth Bossard, Enrolling Clerk

UNANIMOUS CONSENT—Withdraw Bills

Mr. Wylie asked unanimous consent to withdraw LB 733.

Laid over.

Mr. Knight renewed his pending request found in the Legislative Journal for the Fifty-sixth Day to withdraw LB 847. No objections. So ordered.

Mrs. Orme renewed her pending request found in the Legislative Journal for the Fifty-sixth day to withdraw LB 368. No objections. So ordered.

Mr. Swanson asked unanimous consent to withdraw LB 881.

Laid over.

UNANIMOUS CONSENT—Return LB 206 to Select File

Mr. Budd asked unanimous consent to return LB 206 to Select File for consideration of the following specific amendment:

1. In section 1, line 16, strike "shall"
and show the same as stricken, and insert *"may"*.

No objections. So ordered.

UNANIMOUS CONSENT—Hold LB 552

Mr. Budd asked unanimous consent to hold LB 552 in its present position on E and R. No objections. So ordered.

UNANIMOUS CONSENT—Return LB 593 to Select File

Mr. Harsh asked unanimous consent to return LB 593 to Select File for consideration of the following specific amendment:

1. In section 1, line 8, after the comma, insert
"or a tax of not more than five per cent on all billings for

the use of electricity within such cities or villages,".

No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 606

Mr. Carstens asked unanimous consent to bracket LB 606 on General File for consideration Tuesday, April 1. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 31.

Mr. Adamson Presiding

Referred to the Reference Committee at the request of Mr. Ziebarth.

MOTION—Special Election

Mr. Pedersen asked unanimous consent to add LB 1083 to the pending Carpenter motion found in the Legislative Journal for the Fifty-sixth Day. No objections. So ordered.

The Carpenter motion lost with 26 ayes, 10 nays and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 2. The Carpenter specific amendment found in the Legislative Journal for the Fifty-sixth Day were adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 333. E and R amendment found in the Legislative Journal for the Fifty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 215. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1223. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 682. Advanced to E and R for engrossment.

LEGISLATIVE BILL 435. E and R amendment found in the Legislative Journal for the Fifty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 811. Advanced to E and R for engrossment.

LEGISLATIVE BILL 823. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 541. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 526. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 680. E and R amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 206. The Budd specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 593. Bracketed for April 2, 1969, at the request of Mr. Wylie.

UNANIMOUS CONSENT—Bill Room Employees

Mr. Danner asked unanimous consent to request the Executive Board to check into the hours and wages of the Bill Room employees. No objections. So ordered.

Mr. Wylie Presiding

Visitors

Mrs. Orme introduced ladies of the Utilities Section of the League of Nebraska Municipalities from throughout the state of Nebraska in Lincoln for their annual convention. Towns represented were Fremont, Sidney, Beatrice, Nebraska City, Auburn, David City and Omaha.

Mr. Pedersen introduced 35 students from the Indian Hills Elementary School, Omaha; Mrs. Smejkal, teacher and mothers, Mmes. Malloy, Sager, McLaughlin and Mahr.

GENERAL FILE

LEGISLATIVE BILL 798. Considered.

Mr. Adamson renewed his pending request found in the Legislative Journal for the Fifty-sixth Day to indefinitely postpone.

Mr. Adamson requested a record vote.

Voting in the affirmative, 12:

Adamson
Batchelder
Burbach
Clark
Kremer
Nore
Robinson
Stull
Waldo
Wallwey
Whitney
Wylie

Voting in the negative, 24:

Bloom
Budd
Carpenter
Carstens
Craft
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Knight
Luedtke
Mahoney
Marvel
Moulton
Pedersen
Reynolds
Schreurs
Simpson
Swanson
Syas
Warner
Wiltse
Ziebarth

Not voting, 13:

Danner
Duis
Holmquist
Keyes
Klaver
Kokes
Moylan
Orme
Proud
Schmit
Skarda
Waldron
Wenzlaff

The Adamson motion lost.

Advanced to E and R for review with 20 ayes, 13 nays and 16 not voting.

UNANIMOUS CONSENT—Unbracket LB 178

Mr. Pedersen asked unanimous consent to unbracket LB 178 on General File and consider it at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 178. Considered.

Mr. Danner asked unanimous consent to withdraw his pending amendment found in the Legislative Journal for the Fifty-fourth Day. No objections. So ordered.

Standing Committee amendment found in the Legislative Journal for the Forty-second Day was adopted.

Mr. Pedersen offered the following amendment, which was adopted:

Section 1 (a), Line 28 after "written" insert "to include contributions by ethnic groups".

Advanced to E and R for review with 30 ayes, 3 nays and 16 not voting.

LEGISLATIVE BILL 391. Considered.

Mr. Adamson offered the following amendment, which was adopted:

1. Amend Standing Committee amendment 1, line 8, by inserting *"the valuation factors in section 77-112, where applicable, as well as"* after "employ", and line 15, by striking "current" and show same as stricken matter.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 539. Laid over.

LEGISLATIVE BILL 154. Reading waived. Explained.

Mr. Luedtke offered the following amendment, which was adopted:

1. In section 32, strike beginning in line 22 with the word "from" to the period in line 24 and show the same as stricken and in lieu thereof insert:

"by appropriating an amount to each agency in accordance with a formula prepared by the Department of Insurance based on the rate per vehicle times the number of vehicles operated by the agency including an amount of the premium, not to exceed .025 per cent, for the payment to the Department of Insurance for administrative costs."

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 155. Reading waived. Explained.

Mr. Luedtke offered the following amendment in lieu of the Standing Committee amendments, which was adopted:

1. In lieu of Standing Committee amendment 1, in section 4, line 4, after "*subdivision*" insert "*, or the governing body of a political subdivision may provide that such claims may be filed with the duly constituted law department of such subdivision*".

2. In lieu of Standing Committee amendment 2, in section 16, line 3, strike "*two years*" and insert "*one year*"; and in lines 4 and 5 strike "*and a suit is begun as provided in this act.*", and insert "*. Except as otherwise provided in this section, all suits permitted by this act shall be forever barred unless begun within two years after such claim accrued.*".

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT—Underlined Bills

Mr. Carpenter asked unanimous consent to consider only the underlined bills on General File Thursday and Friday. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 762

Mr. Duis asked unanimous consent to bracket LB 762 on General File for April 7. No objections. So ordered.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 282. Placed on General File.

LEGISLATIVE BILL 809. Placed on General File as amended.

Standing Committee amendment to LB 809:

1. In section 1, line 20, insert: *"The color of the plate shall be alternated each time the license plate is changed."* after the period.

LEGISLATIVE BILL 1010. Placed on General File.

LEGISLATIVE BILL 1011. Placed on General File as amended.

Standing Committee amendments to LB 1011:

1. In section 1, strike lines 27 to 30 and insert:

"(6) Special fuel dealer shall mean any person ~~in the business of handling special fuel~~ who delivers ~~any part thereof~~ special fuel into the fuel tank or tanks of a motor vehicle."

2. In section 3, reinstate the stricken matter in line 9 to 13 and to and including the period and in line 14.

LEGISLATIVE BILL 553. Indefinitely postponed.

LEGISLATIVE BILL 731. Indefinitely postponed.

LEGISLATIVE BILL 734. Indefinitely postponed.

(Signed) Rick Budd, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 571. Placed on General File as amended.

Standing Committee amendment to LB 571:

1. In section 2, line 30 strike "and", line 36 strike the period and insert a semicolon, and after line 36 insert

"(h) Transactions in this state involving life insurance, health insurance or annuities provided to educational or religious or charitable institutions organized and operated without profit to any private shareholder or individual for the benefit of such institutions and individuals engaged in the service of such institutions; and

(i) Transactions in this state involving contracts of insurance issued to one or more industrial insureds which is hereby defined as an insured, which procures the insurance of any risk or risks other than life and annuity contracts by use of the services of a full time employee acting as an insurance manager or buyer or the services of a regularly and continuously retained qualified insurance consultant, whose aggregate annual premiums for insurance on all risks total at least twenty-five thousand dollars, and which has at least twenty-five full time employees.", and

strike lines 47 and 48 and insert "interinsurance exchanges, and mutual benefit societies:".

(Signed) Richard F. Proud, Chairman

Member Excused

Mr. Waldron asked unanimous consent to be excused tomorrow morning (Thursday). No objections. So ordered.

Adjournment

At 12:02 p.m., on a motion by Miss Reynolds, the Legislature adjourned until 9:00 a.m., Thursday, March 27, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 27, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal Father, Lord of us all, we confess that often we live at the lowest, rather than at the highest, common denominator. Forgive us for our excessive self-centeredness, selfishness, and intolerance. May our north star, by which we endeavor to chart our course, be love for Thee and for our fellow man. May we keep these two ultimate realities in balance. Let us realistically face the duties before us; know the joy of service; and the fulfillment of sacrifice. May we have no fear in facing the unknown, because there is nothing unknown to Thee; and in Thee do we put our trust. Amen.

The roll was called and all members were present except Messrs. Keyes and Waldron, who were excused.

Corrections for the Journal

Page 1164, line 5, show the word "for" as stricken.

The Journal for the Fifty-seventh Day was approved as corrected.

Communications

Letter from Senator Hruska acknowledging his receipt of LR 29, and copy of letter the congressional delegation presented to Secretary Hardin regarding LR 29.

Letter from Congressman Cunningham acknowledging his receipt of LR 29.

Letter from Congressman Martin acknowledging his receipt of LR 29.

REFERENCE COMMITTEE REPORT

LB	Committee
LR 31	Education

(Signed) John E. Everroad
Lieutenant Governor

NOTICE OF COMMITTEE HEARINGS

Education

LR 31	Tuesday, April 1, 1969	2:00 p.m.
LB 1341	(Cancelled) Tuesday, April 8, 1969	2:00 p.m.
LB 1341	(Reset) Wednesday, April 9, 1969	2:00 p.m.
LB 1342	(Cancelled) Tuesday, April 8, 1969	2:00 p.m.
LB 1342	(Reset) Wednesday, April 9, 1969	2:00 p.m.
LB 1071	(Cancelled) Wednesday, April 9, 1969	2:00 p.m.
LB 1071	(Reset) Tuesday, April 8, 1969	2:00 p.m.
LB 1338	(Cancelled) Wednesday, April 9, 1969	2:00 p.m.
LB 1338	(Reset) Tuesday, April 8, 1969	2:00 p.m.
LB 1082	Tuesday, April 15, 1969	2:00 p.m.
LB 1255	Tuesday, April 15, 1969	2:00 p.m.
LB 1337	Wednesday, April 16, 1969	2:00 p.m.
LB 1340	Wednesday, April 16, 1969	2:00 p.m.
LB 1219	Tuesday, April 22, 1969	2:00 p.m.
LB 941	Wednesday, April 23, 1969	2:00 p.m.
LB 942	Wednesday, April 23, 1969	2:00 p.m.
LB 943	Wednesday, April 23, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

Member's Birthday

Mr. Klaver announced that today is Mr. Mahoney's birthday. The members sang Happy Birthday to him.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 458. Replaced on Select File as amended.

E and R amendment to LB 458:

1. In the title, line 2, strike "section 48-630" and insert "sections 48-630 and 48-665"; in line 5, insert "to change provisions for repayment of benefits;" after the semicolon; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 30. Replaced on Select File as amended.

E and R amendments to LB 30:

1. In lieu of the Carpenter amendment to section 1, in section 1, line 4, strike "prepare" and insert "~~prepare~~ *prescribe*".

2. In section 3, line 1, supply paragraphing and strike "Section" and insert "Sec."; and insert a comma after "effect" in line 2 and "approval" in line 3.

3. In the title, line 6, insert 'be prescribed by the Tax Commissioner and" after "shall"; in line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 396. Replaced on Select File as amended.

E and R amendments to LB 396:

1. In lieu of the first Carpenter amendment, found on page 1126 of the Journal, in section 1, line 18, reinstate the stricken "within" and reinstate the stricken matter in lines 19 and 20.

2. Add an underscored comma in section 1, line 17, after "Commissioner", and in line 20, after the reinstated "taxes".

3. In the emergency clause, line 1, insert "Sec. 5." before "Since".

4. In the title, strike lines 2 to 7, and all amendments thereto, and insert:

"FOR AN ACT to amend sections 77-629, 77-630, and 77-631, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to transfer duties from the State Board of Equalization and Assessment to the Tax Commissioner; to provide duties; to harmonize with previous legislation; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 312. Placed on Select File as amended.

E and R amendments to LB 312:

1. In section 3, line 8, strike *"both such a fine and imprisonment"* and insert *"be both so fined and imprisoned".*

2. In the title, line 5, insert "and assistant public defenders in certain counties" after "defender".

LEGISLATIVE BILL 315. Placed on Select File as amended.

E and R amendments to LB 315:

1. In section 1, line 15, strike "brought" and insert "~~brought~~ *conveyed*".

2. In the title, lines 3 and 4, strike "correctional and penal" and insert "penal and correctional"; and in line 7, insert "to change mileage provisions;" after the semicolon.

LEGISLATIVE BILL 690. Placed on Select File.

LEGISLATIVE BILL 314. Placed on Select File as amended.

E and R amendments to LB 314:

1. In section 1, insert "the" at the end of line 9; and in line 21, strike "said" and insert "such".

2. Add a new section to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "referees".

LEGISLATIVE BILL 316. Placed on Select File as amended.

E and R amendment to LB 316:

1. In section 1, line 9, strike the comma.

LEGISLATIVE BILL 463. Placed on Select File as amended.

E and R amendments to LB 463:

1. In standing committee amendment 1, line 5, strike *"vacation"*; and insert *"or Legislative Council"* after *"Legislature"* in line 4 and lines 7 and 8.

2. In the title, line 4, strike "vacation time" and insert "leave".

LEGISLATIVE BILL 91. Placed on Select File.

LEGISLATIVE BILL 280. Placed on Select File as amended.

E and R amendments to LB 280:

1. In section 2, lines 7 and 13, strike "boards" and insert "board" as in the statutes.

2. In the title, strike beginning with "appoint" in line 5 through "unit" in line 7 and insert "employ a treasurer and fix his compensation".

LEGISLATIVE BILL 329. Correctly engrossed.

LEGISLATIVE BILL 343. Correctly engrossed.

LEGISLATIVE BILL 405. Correctly engrossed.

LEGISLATIVE BILL 422. Correctly engrossed.

LEGISLATIVE BILL 491. Correctly engrossed.

LEGISLATIVE BILL 507. Correctly re-engrossed.

LEGISLATIVE BILL 563. Correctly engrossed.

LEGISLATIVE BILL 604. Correctly engrossed.

LEGISLATIVE BILL 608. Correctly engrossed.

LEGISLATIVE BILL 692. Correctly enrolled.

LEGISLATIVE BILL 681. Correctly enrolled.

LEGISLATIVE BILL 620. Correctly enrolled.

LEGISLATIVE BILL 430. Correctly enrolled.

LEGISLATIVE BILL 338. Correctly enrolled.

LEGISLATIVE BILL 304. Correctly enrolled.

LEGISLATIVE BILL 298. Correctly enrolled.

LEGISLATIVE BILL 297. Correctly enrolled.

LEGISLATIVE BILL 21. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 692 LB 681 LB 620 LB 430 LB 338 LB 304 LB 298 LB 297 LB 21

Message from the Governor

March 26, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 25, 1969 I approved LB 444, LB 473, LB 474, LB 520 and LB 684.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 1109. Placed on General File as amended.

Standing Committee amendments to LB 1109:

1. In section 1, line 15, insert *"agents"* after "resident", strike lines 16 and 17 and the new matter in line 18, and insert "~~April~~ *June and every resident broker's license shall expire on the last day of August* in each year,".

2. Add a new section 3 to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 671. Indefinitely postponed.

LEGISLATIVE BILL 933. Indefinitely postponed.

LEGISLATIVE BILL 1053. Indefinitely postponed.

(Signed) Rick Budd, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 313.

A BILL FOR AN ACT to amend section 21-2013, Revised Statutes Supplement, 1967, relating to corporations; to change the manner of service upon a corporation as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Carstens
Keyes
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 349.

A BILL FOR AN ACT to amend section 44-502, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to delete an exception; to delete the requirement that the automatic dividend option be payment in cash on participating policies; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson

Kennedy
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 3:

Keyes
Klaver
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Reconsider Action

Mr. Pedersen moved to reconsider action on LB 259 and place it on Select File for the following specific amendment:

1. Insert a new section to be known as section 4 and to read as follows:

"Sec. 4. That section 32-707, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-707. When any measure shall be filed with the Secretary of State to be referred to the people of the state by the referendum petition, and when any measure shall be proposed by initiative petition, the Secretary of State shall forthwith transmit to the Attorney General of the state a copy thereof, and within ten days thereafter the Attorney General shall provide and return to the Secretary of State a ballot title for such measure. The ballot title may be distinct from the legislative title of the measure, and shall express, in not exceeding one hundred words, the purpose of the measure. The ballot title shall be printed with the number of the measure on the official ballot. ~~In making such ballot title the~~ *The* Attorney General *also* shall, ~~to the best of his ability, give a true and impartial statement of the purpose of the measure and~~ *prepare a statement to be printed with the title or the official ballot. Such statement shall in clear and concise language explain the effect of a vote for and against the measure* in such language that the ~~ballot title~~ *statement* shall not be intentionally an argument, or likely to create prejudice, either for or against the measure. The ballot title shall be so worded that those in favor of retaining any measure referred to the electors, or in favor of any measure proposed by initiative petition, shall vote For, and those opposing any measure referred to the electors, or any measure initiated by petition, shall vote Against. Any person who is dissatisfied with the ballot title provided by the Attorney General for any measure may appeal from his decision to the district court, as provided by section 32-706, by petition, praying for a different title and setting forth the reasons why the title prepared by the Attorney General is insufficient or unfair. No appeal shall be allowed from the decision of the Attorney General on a ballot title, unless the same is taken within ten days after the decision is filed. A copy of every such decision shall be served by the Secretary of State, or the clerk of the district court, upon the person offering or filing such initiative or referendum petition or appeal. Service of such decision may be by mail or telegraph and shall be made forthwith. The district court shall thereupon examine the measure, hear arguments, and in its decision thereon certify to the Secretary of State a ballot title for the measure in accord with the intent of this section. The Secretary of State shall print on the official ballot the title thus certified to him.".

2. Insert a new section to be known as section 5 and to read as follows:

"Sec. 5. That original section 32-707, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

3. Renumber original section 4 as section 6.

4. Underscore sections 1 to 3.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following letter printed in the Journal. No objections. So ordered.

February 21, 1969

TO: School Board Members—Past Members of Nebraska School Improvement Association

FROM: S. H. Brauer, Jr.

RE: N.S.I.A. School Board Dues

Our records indicate that you supported the Nebraska School Improvement Association by the payment of membership dues in the past but have not as yet paid the dues for 1968-69 fiscal year. I'm sure this is just an oversight on your part.

Recent developments now dictate that we must expect the worst. Frank Landis, a member of the State Board of Education, was extremely critical of the State Board of Education in the six to one vote to reject Dr. Miller's MASTER PLAN for the involuntary or compulsory reorganization of all school districts. He proposed that a petition drive to place mandatory school district reorganization on the ballot be immediately instituted. Mr. Landis' public statement was followed by a public statement of the NSEA's Executive Secretary, John Lynch, supporting placing this question on the ballot in the event the legislature turns a cold shoulder to Governor Tiemann's 'Little Hoover' Commission legislative proposal to force school district reorganization. I should not have to tell you what the costs in time, energy and financial resources would have to be to defeat a statewide vote on compulsory reorganization.

This year I almost feel like the coach who cautions his players, "We have to play each game as it comes, one at a time, and cannot be looking ahead to the big one." Our victory at the State Board of Education Hearing on February 6th over the forces demanding mandatory reorganization was a tremendous one, but is now history. We must now prepare for the next engagement.

We have been building pressure for months for the removal of Dr. Miller as Commissioner of Education, and a number of his staff, because we do not believe that so long as Dr. Miller remains in office, there can be any locally initiated solutions to local school problems. It is hoped that the State Board of Education will take positive steps to regain control of the State Department of Education and their leadership role through the removal of Dr. Miller. The next major battle will come with the introduction of Governor Tiemann's promised compulsory reorganization proposal. Governor Tiemann has presently put himself in the ridiculous position of saying he is opposed to compulsory reorganization, but, should the legislature pass such legislation, he would not veto it. It is my feeling that the legislature itself, or the members of the legislature, would not enact compulsory reorganization without prodding from the Governor's office.

Should such legislation not be enacted by the legislature, we must begin thinking about the possibility and the actual materialization of a state-wide vote to force reorganization. This possibility disturbs me the most because of the tremendous vote located in our major population centers which could place this yoke upon our necks without even realizing what they had done. Only through an educational program beamed into the homes of these people would there by any hope of defeating a statewide vote for compulsory reorganization.

Should we be successful in our efforts to remove Dr. Miller from office, there should be some relaxation in the tensions and pressures being placed upon our schools, and could result in taking some of the steam out of the proposed petition campaign to place forced reorganization on the ballot.

Never has there been a greater need to keep the school boards and parents informed of what is happening and what they might do to help, but our financial situation simply will not permit dissemination of this information on a large scale.

Please do not ignore this reminder to pay your dues, as it is only possible to continue with our planned program in accordance with our ability to finance same. We are expecting to hear from you within the next few days.

MOTION—Committee Hearings

Mr. Carpenter moved that the Education Committee Hearings on April 9 and all other Committee Hearings be held according to the Rules of the Legislature and to not have the hearings televised.

The motion prevailed.

MOTION—Suspend Rules

Mr. Bloom moved to suspend the rules to add his name to LB 1022.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

MOTIONS—Introduce Bills

Mr. Kremer moved the introduction of a new bill by the Committee on Agriculture and Recreation, to be known as LB 1353.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Mr. Wallwey moved the introduction of a new bill by the Committee on Public Health and Welfare, to be known as LB 1354.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1355.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Members Excused

Mr. Kremer asked unanimous consent to be excused until 11:00 a.m. No objections. So ordered.

Mr. Duis asked unanimous consent to be excused tomorrow. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1353. By Committee on Agriculture, Maurice A. Kremer, 34th District, Chairman; Thomas C. Kennedy, 21st District; Willard H. Waldo, 31st District; Herb Nore, 22nd District; Henry F. Pedersen, Jr., 4th District and Lester Harsh, 38th District.

A BILL FOR AN ACT to amend sections 31-411, 31-412, 31-414, 31-415, 31-421, 31-424, and 31-447, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to provide a method of financing projects by the apportionment method; to provide procedure for hearings, notice, and appeals; to provide for levy of taxes; to provide when the right of eminent domain may be used; to change duties of county treasurers; and to repeal the original sections; and also sections 31-413, 31-419, and 31-443, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1354. By Committee on Public Health and Welfare, Elmer Wallwey, 17th District, Chairman; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Wayne L. Schreurs, 24th District and Edward R. Danner, 11th District.

A BILL FOR AN ACT to amend sections 79-1907, 79-1908, 79-2006, and 79-2007, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that parents or guardians of pupils at the Nebraska School for the Deaf and the Nebraska School for the Visually Handicapped shall be responsible for the cost of care, support, maintenance, and treatment of such pupils, as prescribed; to provide when this act shall become operative; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1355. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; Robert L. Clark, 47th District; Wayne W. Ziebarth, 37th District; Donald Elrod, 35th District; Eugene T. Mahoney, 5th District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to state government; to provide for appointment of a person to check plans, specifications, costs, and feasibility of capitol construction and repairs of state buildings; to provide qualifications, duties, compensation, expenses, and term of office as prescribed; to provide for filing of plans as prescribed; and to provide for reports and their contents.

Message from the Governor

March 26, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 26, 1969, I approved LB 200, LB 365, LB 413, LB 426, LB 484, LB 485, LB 518, LB 536, LB 621 and LB 652.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

UNANIMOUS CONSENT—Withdraw Bills

Mr. Swanson renewed his pending request found in the Legislative Journal for the Fifty-seventh Day to withdraw LB 881. No objections. So ordered.

Mr. Wylie renewed his pending request found in the Legislative Journal for the Fifty-seventh Day to withdraw LB 733. No objections. So ordered.

Mr. Carpenter asked unanimous consent to withdraw LB 1204.

Laid over.

Presented to the Governor

Presented to the Governor for approval on March 27, 1969, at 9:35 a.m.: LB 261 LB 284 LB 483

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 1345	Tuesday, April 15, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

Public Works

LB 3	Wednesday, April 9, 1969	2:00 p.m.
LB 98	Wednesday, April 9, 1969	2:00 p.m.
LB 99	Wednesday, April 9, 1969	2:00 p.m.
LB 100	Wednesday, April 9, 1969	2:00 p.m.
LB 149	Wednesday, April 9, 1969	2:00 p.m.
LB 901	Wednesday, April 9, 1969	2:00 p.m.
LB 808	Thursday, April 10, 1969	2:00 p.m.
LB 903	Thursday, April 10, 1969	2:00 p.m.
LB 904	Thursday, April 10, 1969	2:00 p.m.
LB 1122	Thursday, April 10, 1969	2:00 p.m.
LB 1173	Thursday, April 10, 1969	2:00 p.m.
LB 948	Friday, April 11, 1969	2:00 p.m.
LB 1139	Friday, April 11, 1969	2:00 p.m.
LB 429	Wednesday, April 16, 1969	2:00 p.m.
LB 441	Wednesday, April 16, 1969	2:00 p.m.
LB 466	Wednesday, April 16, 1969	2:00 p.m.
LB 581	Wednesday, April 16, 1969	2:00 p.m.
LB 674	Wednesday, April 16, 1969	2:00 p.m.
LB 725	Thursday, April 17, 1969	2:00 p.m.
LB 1189	Thursday, April 17, 1969	2:00 p.m.
LB 1234	Thursday, April 17, 1969	2:00 p.m.
LB 1306	Thursday, April 17, 1969	2:00 p.m.
LB 1169	Friday, April 18, 1969	2:00 p.m.
LB 1170	Friday, April 18, 1969	2:00 p.m.
LB 1171	Friday, April 18, 1969	2:00 p.m.
LB 1172	Friday, April 18, 1969	2:00 p.m.
LB 1291	Friday, April 18, 1969	2:00 p.m.
LB 766	Wednesday, April 23, 1969	2:00 p.m.
LB 1302	Wednesday, April 23, 1969	2:00 p.m.
LB 911	Thursday, April 24, 1969	2:00 p.m.
LB 1296	Thursday, April 24, 1969	2:00 p.m.
LB 1297	Thursday, April 24, 1969	2:00 p.m.
LB 1298	Thursday, April 24, 1969	2:00 p.m.
LB 778	Friday, April 25, 1969	2:00 p.m.
LB 949	Friday, April 25, 1969	2:00 p.m.
LB 947	Friday, April 25, 1969	2:00 p.m.
LB 713	Wednesday, April 30, 1969	2:00 p.m.

LB 840	Wednesday, April 30, 1969	2:00 p.m.
LB 951	Wednesday, April 30, 1969	2:00 p.m.
LB 976	Wednesday, April 30, 1969	2:00 p.m.
LB 977	Wednesday, April 30, 1969	2:00 p.m.
LB 324	Thursday, May 1, 1969	2:00 p.m.
LB 969	Thursday, May 1, 1969	2:00 p.m.
LB 1019	Thursday, May 1, 1969	2:00 p.m.
LB 1006	Thursday, May 1, 1969	2:00 p.m.
LB 1167	Thursday, May 1, 1969	2:00 p.m.
LB 857	Friday, May 2, 1969	2:00 p.m.
LB 884	Friday, May 2, 1969	2:00 p.m.
LB 936	Friday, May 2, 1969	2:00 p.m.
LB 999	Friday, May 2, 1969	2:00 p.m.
LB 1168	Friday, May 2, 1969	2:00 p.m.
LB 658	Wednesday, May 7, 1969	2:00 p.m.
LB 659	Wednesday, May 7, 1969	2:00 p.m.
LB 697	Wednesday, May 7, 1969	2:00 p.m.

(Signed) Rick Budd, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
452	Re-referred from Budget to Nebraska Retirement Systems Advisory
530	Re-referred from Budget to Nebraska Retirement Systems Advisory
790	Re-referred from Budget to Nebraska Retirement Systems Advisory
793	Re-referred from Budget to Nebraska Retirement Systems Advisory
802	Re-referred from Budget to Nebraska Retirement Systems Advisory
825	Re-referred from Budget to Nebraska Retirement Systems Advisory
848	Re-referred from Budget to Nebraska Retirement Systems Advisory
878	Re-referred from Budget to Nebraska Retirement Systems Advisory
880	Re-referred from Budget to Nebraska Retirement Systems Advisory
952	Re-referred from Budget to Nebraska Retirement Systems Advisory
1070	Re-referred from Budget to Nebraska Retirement Systems Advisory
1135	Re-referred from Budget to Nebraska Retirement Systems Advisory

1136	Re-referred from Budget to Nebraska Retirement Systems Advisory
1137	Re-referred from Budget to Nebraska Retirement Systems Advisory
1138	Re-referred from Budget to Nebraska Retirement Systems Advisory
1228	Re-referred from Budget to Nebraska Retirement Systems Advisory
1345	Re-referred from Banking, Commerce and Inance to Nebraska Retirement Systems Advisory

(Signed) John E. Everroad,
Lieutenant Governor

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 542. Placed on General File as amended.

Standing Committee amendments to LB 542:

1. In section 1, line 10 strike the comma and insert ".", and strike lines 11 and 12.

2. Strike section 2 and insert the following:

"Sec. 2. *All municipal elections shall be held in accordance with the municipal election laws of this state as provided in Chapters 16, 17, 18, 19, and 32 as may be applicable; Provided, that the governing board of any city of the first or second class or village may by ordinance duly adopted, hold such election in accordance with the provisions of Chapter 32. If the governing board of any city or village duly adopts an ordinance to hold its election on the day of the statewide primary in accordance with Chapter 32, such ordinance shall be effective no later than February 1 of each election year and shall be in substantially the following form:*

TITLE

"Date of Municipal Election and Provisions therefore" Section ....

The city (or village) of .... shall hold its municipal election for the year .... on the date of the statewide primary election for the State of Nebraska. Such election shall be held in accordance with the provisions of Chapter 32. Any other ordinance(s) or portions thereof inconsistent with this ordinance are hereby repealed. This ordinance shall be in force and *effective after its approval and adoption as provided by law.*

Passed and approved this .... *day of* ...., *19*......, *in*
...., *Nebraska.*

Signed;

....

....

Mayor or Village Board Chairman

Attest: ....

City Clerk

SEAL

If the governing board of any city of the first or second class or village adopts an ordinance to hold the municipal election on the date of the statewide primary in accordance with Chapter 32, the county clerk shall have the authority to deputize the city or village clerk for municipal election purposes, or secretary of the board of education for school election purposes. Class II or Class III school elections shall be held in conjunction with city of the first or second class or village elections, whichever the case may be."

3. Strike section 3 and renumber original sections 4 to 23 as sections 3 to 22 respectively.

4. In renumbered section 3, line 1 insert "*except cities having adopted and operating under the city manager plan of government or cities hereafter adopting such form of government,*" after "*class*", strike lines 9 to 11 and insert "*, elective officers who were elected in the year 1969 shall be extended to the first Tuesday in June, 1972. Successors to such officers*", line 13 strike "*1970*" and insert "*1972, unless otherwise provided by this act*", strike lines 16 and 17 and insert "*, all*", line 19 strike "*1970*" and insert "*1972*", and line 21 strike the period and insert "*, or as provided in this act. At the election in 1970, the elective officers shall be elected for a term of four years commencing on the first Tuesday in June 1970, and their successors shall be elected for terms of four years each.*"

5. In renumbered section 5, line 7 strike "number of legal voters" and insert "*portion of the population*".

6. In renumbered section 6, line 7 insert "*, or as provided in this act,*" after "*32*", line 11 insert "*registered*" after "qualified", and lines 22 and 23 strike "judges of election in the ward in which it shall happen" and insert "~~judges of election in the ward in which it shall happen~~ *the duly authorized canvass board*".

7. In renumbered section 7, line 5 insert "*, or as provided in this act,*" after "*32*".

8. In renumbered section 8, strike lines 2 and 3 and insert "*ficers of any city of the second class elected in 1969 are hereby extended to*", line 4 strike "*nated on*", line 4 strike "*1970*" and insert "*1972*", line 5 insert "*, or as provided in this act,*" after "*1970*", line 7 strike "*two*" and insert "*one*", line 8 strike "*men*" and insert "*man*", strike lines 10 and 11 and insert "*of four years*", line 12 strike "*two years*" and line 14 insert "*, or as provided in this act,*" after "*32*".

9. In renumbered section 9, line 6 insert "*, or an election held under the provisions of this act*" after "election", and line 21 strike "the judges of election" and insert "~~the judges of election~~ *the duly authorized canvass board*".

10. In renumbered section 10, line 7 insert "*and is a registered voter*" after "election".

11. In renumbered section 11, lines 2 and 3 strike "*serving on the effective date of this act*" and insert "*elected in the year 1969*", line 3 strike "*or terminated on*", line 4 strike "*1970*" and insert "*1972*", line 6 strike "*1970*" and insert "*1972, or as provided in this act*", line 6 strike "*three*" and insert "*two*", strike lines 8 to 10 and insert "*a term of four years, and all*", line 11 strike "*1970*" and insert "*1972*", line 13 insert "*All elective officers elected in the year 1970 shall be elected for a term of four years and until their successors are elected, all such terms to commence on the first Tuesday in June, 1970.*" after the period, and line 14 insert "*, or as provided in this act*" after "*32*".

12. In renumbered section 13, line 6 insert "*, or as provided in this act*" after "*32*".

13. In renumbered section 14, line 16 insert "*, or as provided in this act*" after "*election*".

14. In renumbered section 18, line 3 strike "*or terminated on*", line 4 strike "*1970*" and insert "*1972*", line 5 strike "*June*" and insert "*May*", and line 6 strike "*1970*" and insert "*1972, or as provided in this act*".

15. In renumbered section 19, line 1 strike "*is hereby established*" and insert "*may be established by the county board*", line 3 strike "*with the approval*", strike line 4, line 5 strike "*tion commissioner*", and line 11 strike "*and term of service*".

16. In renumbered section 21, strike lines 3 to 11 and insert "*primary election as provided in Chapter 32, or as provided in this act. The municipality and school district*".

17. In renumbered section 22, strike lines 1 to 5 and insert "Sec. 22. *The county board shall, when*", line 6 insert "*and possible*" after "*necessary*", and line 7 insert "*and school districts*" after "*municipalities*".

18. Strike section 24.

19. Renumber original sections 25 to 29 as sections 23 to 27 respectively.

20. In renumbered section 23, line 2 insert "*and school*" after "*municipal*", and line 6 insert "*Such ordinance providing for nomination and election on a partisan ballot shall be adopted and effective not less than sixty days prior to the filing deadline date.*" after the period.

21. In renumbered section 25, strike lines 6 to 85 and insert the following:

(a) Candidates for any municipal office in cities of the first or second class and villages, *and Classes II and III school districts* may be nominated by petition ~~in the manner provided by section 19-3008;~~ . *Such petitions shall be signed by registered voters equal in number to five per cent of the votes cast in the city or ward at the most recent municipal election, except that in Classes II and III school districts the candidates to be elected may be nominated by a petition signed by not less than five per cent of the total number of votes cast at the last election in the district; Provided, not less than twenty-five signatures of registered voters of the district when the nomination is for an election in a Class II school district, or not less than fifty signatures of registered voters of the district when the nomination is for an election in a Class III school district shall be required. The form of such petitions shall be prescribed by the Secretary of State as nearly as possible as provided in section 32-514. Such petitions shall be filed with the county clerk, city clerk, or secretary of the board of education as the case may be. The deadline for filing such petitions shall be as provided by law. Any candidate whose petition is valid and sufficient shall have his name certified to the proper election official to be placed upon the ballot;*

~~(b) Candidates for members of boards of educa-~~

~~tion or school boards in Class II or III school districts may be nominated by petition in the manner provided by section 79-516.02;~~

~~(c)~~ *(b)* As to candidates for other elective public offices not appearing on the nonpolitical ballot, *except presidential and vice presidential candidates,* petitions for nomination, containing the name of the office to be filled and stating the name, residence, business, and post-office address of the candidate, shall be signed by ~~electors~~ *registered voters* residing in the district or political division in which the officer is to be elected and filed with the county clerk, the election commissioner, or the Secretary of State, ~~as the case may be~~; *Provided,* no petition for nomination shall be filed unless there is attached thereto a proper county treasurer's receipt from the county of such nominee's residence showing the payment of the same filing fee as is required of candidates for the same office in the primary election. Such petitions must be filed at least ~~sixty~~ *sixty-five* days prior to the election. *Within five days after the petitions have been filed with the county clerk, election commissioner or Secretary of State, the candidate shall file with the appropriate official, a statement in writing accepting the petition candidacy.* The number of signatures shall not be less than one thousand when the nomination is for an office to be filled by the electors of the entire state; ten per cent of the total vote for Governor *or for President at the last General Election* within the county or other subdivision of the state, not to exceed one thousand signatures, when the nomination is for an office to be filled by the electors of a county or other division less than the state except a township or precinct; and not less than fifty when the nomination is for an office to be filled by the electors of a township or precinct; *Provided,* the number of signatures need not in any instance exceed one-fourth of the total number of voters therein at the last preceding election when the nomination is for any office to be filled by the electors of a county, township or precinct, and the signatures need not all be appended to one paper.

(2) No person who has been a candidate for an office at a primary shall be a candidate by petition for the office for which he was defeated, at the next general election.

(3) Candidates, nominated under the provisions of subsection (1)(c) of this section, shall be termed candidates by petition, and upon the ballot upon which their names

are printed shall be printed after such names the words By petition.

(4) Each elector, signing a petition under the provisions of subsection (1)(c) of this section, shall add to his signature his city, village, or post-office address, and his street and street number or his voting precinct.

(5) Petitions for nomination for all county, district, or precinct offices, under the provisions of subsection (1) ~~(c)~~ *(b)* of this section, shall be filed with the county clerk ~~or~~ , election commissioner, *or Secretary of State*, as the case may be, of the respective counties wherein the officers are to be elected.

(6) Within twenty-four hours after the receipt for filing of a petition for nomination as provided for by subsection (5) *(1)(a) or subsection (5)* of this section, the filing officer shall notify by either registered or certified mail the candidate so nominated, who shall, within ten *five* days from the date of filing of such petition for nomination, file with such officer his acceptance of the petition for nomination or his name shall not be printed on the election ballot unless otherwise provided by law.

22. In renumbered section 26, line 16 strike "and", line 17 strike "*or school district*", lines 18 and 19 strike "*or school district situated in two or more counties*", line 19 strike "*county*" and insert "*city*", line 19 strike "*or*", strike new matter in lines 20 to 28 and insert "*, (4) school district officers shall file with the city clerk or secretary of the board of education, as the case may be. The filing shall be certified to the city or county clerk, as the case may be, and (5)*".

23. In renumbered section 27, lines 22 to 24 strike the new matter, and line 34 insert "*A filing fee of twenty-five dollars shall be required from candidates for Regents of the University of Nebraska and the State Board of Education.*" after the period.

24. Strike section 30.

25. Renumber sections 31 to 33 as sections 28 to 30 respectively.

26. In renumbered section 28, line 9 insert "*, or as provided in section 79-427.*" after "*precinct*", and line 9 insert "*As they may deem necessary to carry out the elections as provided in Chapter 32, or as provided in this*

act, the county clerk, city clerk, or election commissioner, shall have the authority to certify and deliver all ballots including absentee or disabled ballots across county lines to the appropriate election officials in the adjoining county. Such ballots shall be voted, counted and canvassed in the manner provided by law and the results thereof certified to the proper election official." after the period.

27. In renumbered section 29, strike lines 4 to 6 and insert "*county officers or city officers. The county clerk, or city clerk as the case may be, shall certify the results and shall issue certificates of*", and line 7 strike "*nomination and*".

28. Strike section 34.

29. Renumber sections 35 to 39 as sections 31 to 33 respectively.

30. In renumbered section 31, strike lines 3 to 6, renumber subdivisions (2) and (3) as subdivisions (1) and (2) respectively, and show as new matter, in line 7 insert "*and*" after the semicolon, line 13 strike the semicolon and insert a new period, and strike lines 14 to 21.

31. In renumbered section 32 strike lines 1 to 24 and insert the following:

"Sec. 32. *The term of office ofelected members of school boards or boards of education serving on the effective date of this act whose term expires prior to 1972 is hereby extended to the first Tuesday of June, 1972. At the statewide primary election in May, 1972, or as otherwise provided in this act, there shall be elected in each Class II and Class III school district, four board members, the three receiving the greatest number of votes shall be elected for a term of four years, and the one receiving the next highest number of votes shall be elected for a term of two years. Two members shall be elected at the statewide primary election in May, 1970, or as otherwise provided in this act, for a term of four years. Such terms shall commence on the first Tuesday of June of the even-numbered years. Successors to the members initially elected under the provisions of this section shall be elected for terms of four years. Provided, the board of education may by resolution, when nine members are to be elected, provide the term of office of elected members serving on the effective date of this act, whose term expires prior to*

1972, be extended to the first Tuesday of June, 1972; at the statewide primary election in May, 1972, or as otherwise provided in this act, there shall be elected six board members, the three receiving the greatest number of votes shall be elected for a term of six years, and the three receiving the next highest number of votes shall be elected for a term of two years. Three members shall be elected at the statewide primary election in May, 1970, or as otherwise provided in this act, for a term of six years. Such terms shall commence on the first Tuesday of June of the even-numbered years. Successors to the members initially elected under the provisions of this section shall be elected for terms of six years.

Any vacancy on the board resulting other than from the expiration of a term, shall be filled by the remaining members for the remainder of the term.".

32. Strike section 38.

33. Renumber section 39 as section 34.

34. Strike section 40.

35. Renumber sections 41 and 42 as sections 35 and 36 respectively.

36. In renumbered section 35, line 26 insert "*or if the high school is partially or wholly within the limits of an incorporated village, an election as otherwise provided in this act,*" after the comma, line 27 strike "*as*", strike line 28 and insert "*, the three receiving the highest number of votes shall be elected for a term of four years, the three receiving the next highest number of votes shall be elected for a term of two years. Thereafter members shall be elected as provided in section 32 of this act.*", reinstate the stricken matter in lines 33 to 42, and strike the new matter in lines 42 to 48.

37. In renumbered section 36, line 20 insert "*that the filing or the petition of a candidate may be by school board districts or wards and the election at large; and provided further,*" after the comma, line 40 strike "*with the two candidates re-*", strike lines 41 to 46 and show the old matter as stricken, and in line 46 insert after the stricken period the following: "*, or as provided in this act, (a) with the candidate receiving the greatest number of votes being elected for six years and the candidates receiving the second and third greatest number of votes being elected for a term of four years. Members elected prior to the effective date of*

this act whose terms expire on uneven numbered years, shall have the term of office extended one year. At the subsequent statewide primary election, or as provided in this act, four members shall be elected, the three receiving the highest number of votes shall be elected for a term of six yars, the one receiving the next highest number of votes shall be elected for a term of two years; or (b) with three candidates receiving the greatest number of votes being elected for a term of six years, and the candidates receiving the next greatest number of votes being elected for a term of four years. Thereafter members shall be elected as provided in section 32 of this act.".

38. Strike sections 43 to 45 and insert the following:

"Sec. 37. That section 19-612, Revised Statutes Supplement, 1967, be amended to read as follows:

19-612. The number of councilmen shall be determined by the class and population of the city as follows: In all cities having not more than forty thousand inhabitants, five; in cities having more than forty thousand inhabitants, seven; *Provided*, that in cities having between twenty-five thousand and forty thousand inhabitants, the city council may by ordinance provide for seven councilmen. Councilmen shall be elected from the city at large unless the city council by ordinance provides for the election of all or some of its councilmen by wards, the number and boundaries of which are provided for in section 16-104. Councilmen shall serve for a term of four years and until their successors are elected and have qualified, except at the first election hereunder or the first election under an ordinance changing the number of councilmen or their manner of election. Such first election shall take place at the next regular city election and shall be for all councilmen irrespective of their manner of election. The qualification of the candidates elected at such first election shall end the terms of those councilmen in office whose terms have not otherwise expired. If all councilmen shall be elected at large at the first election hereunder, the bare majority of councilmen receiving the highest number of votes shall serve for four years and the others for only two years. At the first election under an ordinance changing the number of councilmen or their manner of election, one half or the bare majority of councilmen elected at large, as the case may be, receiving the highest number of votes, shall serve for four years and the other or others for only two years. At such first election, one half or the bare majority of councilmen, as the case may be, elected by wards, shall serve for four years and the others for only two years, as provided in the ordinance. If only one councilman is to be elected at large at such first election he shall serve for four years. If a vacancy occurs in the office of ward councilman, a successor councilman shall be elected in the ward at the next regular city election to serve for the remainder of the term; *Provided*, a majority of the remaining members of the council shall appoint a resident and qualified elector of the ward to serve as councilman until the successor is so elected and has qualified. *Any city may, by ordinance, provide that the election of councilmen shall be in even-numbered years and any councilmen in office shall serve until their successors are elected at the next regular municipal election and have qualified for the office.*

Sec. 38. That section 19-621, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-621. Regular municipal elections in any city adopting this act shall be held ~~on the date fixed by law. When required, primary elections in cities having not more than forty thousand inhabitants shall be held on the third Tuesday, and in cities having more than forty thousand inhabitants on the fourth Tuesday, preceding the regular municipal election therein. A primary election is required when the number of candidates for the office of councilman is greater than the number to be nominated~~ *at the time of the statewide primary election or as provided by ordinance.*

Sec. 39. That section 19-3002, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-3002. The general municipal elections in all cities of the first class, cities of the second class, and villages shall be held on the first Tuesday of April ~~each~~ *on each even-numbered* year, *or as provided in this act.* The polls shall be opened at such place in each precinct as may be designated by the mayor and city council, or the chairman and board of trustees as the case may be, by resolution, and shall be kept open between the hours of eight a.m. and eight p.m., and no later. If the proper officers of any municipality shall fail to cause such annual municipal election to be held, they shall severally be guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine not to exceed one hundred dollars, or imprisoned in the county jail of the county not to exceed ninety days, or both such fine and imprisonment.".

39. Renumber section 46 as section 40.

40. In renumbered section 40, line 3 insert ", 19-612, 19-3002" after "19-432", line 3 strike "79-427,", line 4, strike "79-516.02,", line 6 insert ", 19-619," after "18-209", line 7 strike "14-201, 14-201.01, 14-204,", strike line 8 and insert "16-301, 16-303, 17-601,", strike line 9 and insert "19-405 to 19-410, 32-118, 79-427,", line 10 strike "79-601,", strike lines 12 and 13 and insert "of Nebraska, 1943,", and line 14 strike "to,".

41. Add a new section 41 to read as follows:

"Sec. 41. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Terry Carpenter, Chairman

SELECT FILE

LEGISLATIVE BILL 259. The Pedersen specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 7. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 390. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 397. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 288. E and R amendments found in the Leg-

islative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 337. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 475. E and R amendment found in the Legislative Journal for the Fifty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 522. Advanced to E and R for engrossment.

LEGISLATIVE BILL 550. E and R amendment found in the Legislative Journal for the Fifty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 600. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 617. E and R amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—General File Bills

Mr. Warner asked unanimous consent to consider only the underline bills on General File this morning, unless one member objects. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 482. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 486. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 575. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 702. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-third Day were adopted.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 703. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 4 nays and 16 not voting.

LEGISLATIVE BILL 152. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Mr. Clark offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 648. Reading waived. Explained.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 381. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 489. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Mr. Holmquist offered the following amendments, which were adopted:

1. Amend LB 489, new Section 7, line 2 by deleting *"half"* in line 2.
2. Add the emergency clause.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

Mr. Adamson Presiding

LEGISLATIVE BILL 714. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 469. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-sixth Day were adopted.

Advanced to E and R for review with 36 ayes, 2 nays and 11 not voting.

LEGISLATIVE BILL 748. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

Visitors

Mr. Stull introduced Walter A. Mischnick, mayor of Alliance, and Gene Neuswanger and Wade Ellis.

Mr. Kennedy introduced Mr. and Mrs. Vernon Lyons, Mr. and Mrs. Ralph Lyons, Mr. and Mrs. Kenneth Eng, Mr. and Mrs. Harold

Nelson, Mr. and Mrs. Junior Nelson, Mr. and Mrs. Clifford Hanson, and Mrs. Kennedy.

Mr. Swanson introduced his parents, Mr. and Mrs. Guy E. Swanson from Sutton, Nebraska.

Mr. Nore introduced Rev. and Mrs. Max McCamley, Columbus; and Rev. Swie G. Oei and Allan Atkins of Genoa, Nebraska.

Mr. Hasebroock introduced Rev. Bernard A. Nelson, West Point.

Mr. Holmquist introduced Rev. Dwight Ganzel.

Mr. Wenzlaff introduced Mr. and Mrs. Philip Steinhauer, Mr. and Mrs. E. T. Nuss, Mrs. Max Gemar, Mrs. Rudolph Griess and Rev. Walter Bailey, Sutton.

Mrs. Craft introduced Rev. Don Beal, Ed Daly, Mrs. Mabel Elliott and Mrs. Gladys Gillespie, North Platte.

Mr. Batchelder introduced his wife, Anne.

Mr. Schmit introduced the Methodist pastor from Wahoo.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 1305	April 15, 1969	2:00 p.m.
LB 1300	May 5, 1969	2:00 p.m.
LB 1301	May 5, 1969	2:00 p.m.
LB 1303	May 5, 1969	2:00 p.m.
LB 1304	May 5, 1969	2:00 p.m.
LB 1299	May 6, 1969	2:00 p.m.
LB 1312	May 6, 1969	2:00 p.m.
LB 1314	May 6, 1969	2:00 p.m.
LB 67	(cancelled) May 6, 1969	2:00 p.m.
LB 67	(reset) May 7, 1969	2:00 p.m.
LB 1068	(cancelled) May 6, 1969	2:00 p.m.
LB 1068	(reset) May 7, 1969	2:00 p.m.
LB 1289	(cancelled) May 6, 1969	2:00 p.m.
LB 1289	(reset) May 7, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

STANDING COMMITTEE REPORTS

Labor

LEGISLATIVE BILL 705. Placed on General File.

LEGISLATIVE BILL 876. Placed on General File.

LEGISLATIVE BILL 1049. Placed on General File as amended.

Standing Committee amendments to LB 1049:

1. In section 1, strike lines 32, 33, and 34, and show same as stricken matter, line 35 strike "(h)" and insert "~~(h)~~ *(g)*", line 37 strike "(i)" and insert "~~(i)~~ *(h)*", line 39 strike "(j)" and insert "~~(j)~~ *(i)*", line 44 strike "*(k)*" and insert "*(j)*", and line 46 strike "*(l)*" and insert "*(k)*".

2. In section 2, insert "*waiters,*" before "*hotel*" in line 7, and in line 9 insert "*, plus all gratuities given to them for services rendered*" before the period.

LEGISLATIVE BILL 1095. Placed on General File.

(Signed) Donald Elrod, Chairman

Judiciary

LEGISLATIVE BILL 683. Indefinitely postponed.

LEGISLATIVE BILL 845. Indefinitely postponed.

LEGISLATIVE BILL 926. Indefinitely postponed.

LEGISLATIVE BILL 927. Indefinitely postponed.

LEGISLATIVE BILL 746. Placed on General File.

LEGISLATIVE BILL 1014. Placed on General File.

(Signed) Fred W. Carstens, Chairman

Members Excused

Messrs. Burbach and Marvel asked unanimous consent to be excused tomorrow. No objections. So ordered.

Adjournment

At 11:53 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, March 28, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

FIFTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 28, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our loving Father, we are grateful for the privilege of responsibility. Often pressing decisions cause inward frustrations. We know thou hast put us here on earth not for a picnic, but for a pilgrimage. May we all endeavor to live up to our capacities. While asking for Thy guidance, may we not shun hard thought, deep resolves, and high integrity. While recognizing we have feet of clay and can be shattered by frustrations, never let us lose awareness of our supreme worth, for we have been created in Thy spiritual image, and destined to live as Thy children. Amen.

The roll was called and all members were present except Messrs. Burbach, Duis, Keyes, Klaver, Knight, Marvel and Whitney, who were excused and Mr. Bloom, excused until 9:30 a.m.

Corrections for the Journal

Page 1123, line 4, insert "LB 444" after "signed;".
Page 1180, line 7 of the amendment, insert "shall" after "State".

The Journal for the Fifty-eighth Day was approved as corrected.

Members Excused

Mr. Holmquist asked unanimous consent to be excused Monday morning, Tuesday and Wednesday, March 31, April 1 and 2. No objections. So ordered.

Mr. Robinson asked unanimous consent to be excused Monday, March 31. No objections. So ordered.

Mr. Stull asked unanimous consent to be excused Monday, Tuesday and Wednesday, March 31, April 1 and 2. No objections. So ordered.

Visitors

Mr. Batchelder introduced Michael Pierson of Lincoln.

Mr. Adamson introduced Mrs. Edna Fischer of Valentine.

Member's Birthday

Mr. Kennedy announced that today is Mr. Carpenter's birthday. The members presented him with a cake and sang Happy Birthday to him.

Mr. Carpenter thanked the members.

Message from the Governor

March 27, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 27, 1969 I approved LB 261, LB 284 and LB 483.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 264.

A BILL FOR AN ACT to amend section 14-539, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to delete an exception; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Bloom
Burbach
Duis
Hasebroock
Keyes
Klaver
Knight
Marvel
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 265. With emergency.

A BILL FOR AN ACT to amend sections 14-385, 14-386, 14-387, 14-392, and 14-3,100, Reissue Revised Statutes of Nebraska, 1943, and sections 14-391, 14-3,102, and 14-3,127, Revised Statutes Supplement, 1967, relating to cities of the metropolitan class; to provide the authority for paving, grading, curbing, guttering, surfacing, resurfacing, and improving streets, alleys, major traffic streets, connecting links, controlled access facilities, main thoroughfares, highways, boulevards, and construction of malls; to provide the manner, methods, and procedures for creating improvement districts and the requirements therefor; to provide for levying special assessments; to provide for grading and changing grades; to provide methods for assessing damages and paying awards; to provide for construction and repair of sidewalks and for vacating streets; to provide for notices and the publication thereof; to provide for protests; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist

Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Burbach
Duis
Keyes
Klaver
Knight
Marvel
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 310. Laid over until Monday, March 31, at the request of Mr. Adamson.

Visitors

Mr. Kokes introduced American Government and American History classes from Elba, their instructor, George C. Scott, and parents, Mrs. Clifford Pedersen, Mrs. Donald Thompson and Mr. Doyle Francis.

Mr. Robinson introduced John Geisler, Pleasanton, Nebraska and George Eisle, Kearney.

Member Excused

Mr. Kokes asked unanimous consent to be excused for a few minutes. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 311.

A BILL FOR AN ACT relating to cities of the primary class; to provide procedure for an appeal from certain orders or decisions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adamson
Batchelder
Budd
Carpenter
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kremer
Luedtke
Mahoney
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Bloom
Burbach
Carstens
Duis
Keyes
Klaver
Knight
Kokes
Marvel
Moulton
Moylan
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 511. With emergency.

A BILL FOR AN ACT to amend sections 18-1701, 24-341, 24-342.01, 25-1281, 25-12,112, 25-1923, 25-2211.01, 25-2211.02, and 27-1819, Reissue Revised Statutes of Nebraska, 1943, and section 24-337.02, Revised Statutes Supplement, 1967, relating to public records; to require approval of the State Records Board for the destruction of certain records; to repeal the original sections and also section 23-356, Reissue Revised Statutes of Nebraska, 1943, and section 23-357, Revised Statutes Supplement, 1967; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Burbach
Duis
Keyes
Klaver
Knight
Marvel
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 540. With emergency.

A BILL FOR AN ACT relating to public assistance; to provide for protective assistance payments on behalf of an individual receiving aid to families with dependent children where such payments are determined to be necessary in the best interests of the child for whom such assistance is paid; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Burbach
Duis
Keyes
Klaver
Knight
Marvel
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 598. With emergency.

A BILL FOR AN ACT relating to the State Board of Health; to provide that an acting Director of Health may be appointed by the State Board of Health as prescribed; to provide the qualifications for such acting director; to provide for powers and duties of such acting director; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Bloom
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Burbach
Duis
Keyes
Klaver
Knight
Marvel
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 602. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to define a new felony involving the use or possession of a weapon; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Budd
Carpenter
Carstens
Clark
Craft

Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Burbach
Duis
Keyes
Klaver
Knight
Marvel
Proud
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 655.

A BILL FOR AN ACT to amend section 79-1233, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to harmonize provisions; to provide for the employment of teacher aides as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Bloom
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Batchelder
Burbach
Duis
Keyes
Klaver
Knight
Marvel
Nore
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 685.

A BILL FOR AN ACT to amend sections 29-2215, 29-2216, 29-2237, 29-2623, 29-2624, and 29-2625, Reissue Revised Statutes of Nebraska, 1943, relating to criminal procedure; to change the authority of probation and parole officers and other peace officers to arrest individuals who are on probation or parole as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltsie
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Burbach
Duis
Keyes
Klaver
Knight
Marvel
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 871.

A BILL FOR AN ACT to repeal sections 14-368, 14-369, 14-370, and 14-371, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bloom
Budd
Carpenter
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Burbach
Carstens
Duis
Keyes
Klaver
Knight
Marvel
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to take up LB 190 on Final Reading at this time.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 190. With emergency.

A BILL FOR AN ACT to amend sections 18-2102.01, 18-2103, and 18-2107, Revised Statutes Supplement, 1967, relating to urban renewal; to define and redefine terms; to provide for limited urban renewal authorities as prescribed; to provide additional powers for urban renewal authorities; to provide procedures; to require the adoption of minimum standards housing ordinances as prescribed; to provide for severability; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Adamson
Bloom
Budd
Carpenter
Carstens
Clark
Craft
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Luedtke
Mahoney

Moulton
Moylan
Orme
Pedersen
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 3:

Batchelder
Proud
Schreurs

Not voting, 13:

Burbach
Danner
Duis
Keyes
Klaver
Knight
Kremer
Marvel
Nore
Reynolds
Waldo
Whitney
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Wylie introduced 35 Seniors from the Modern Problems Class of the West Holt High School, Atkinson, Nebraska and sponsors, Lonnie Rice and Ron Pinchern.

Mrs. Orme introduced David Pieper of Lincoln, son of Mr. and Mrs. Don Pieper.

Mr. Simpson introduced 23 Girl Scouts and 31 Boy Scouts from Lincoln and leaders, Mmes. Van Arsdall, Shappel, Wagner and Slagel.

Mr. Kokes introduced 4 students from the American Government Class of Spalding, Nebraska, Ed Cokwill, Joan Buettner, Jeanette Burda, Joyce Kraus and Sponsor Glen Stewart.

Mrs. Orme introduced Mr. and Mrs. I. B. Humphrey. Mr. Humphrey is a former member of the House of Representatives of Utah State Legislature.

Mr. Kennedy introduced a group of Young Democrats from Knox and Cedar counties.

Mr. Kremer introduced John Strong, a Senior from Stromsburg High School.

REFERENCE COMMITTEE REPORT

LB	Committee
1353	Agriculture and Recreation

1354	Public Health and Welfare
1355	Government and Military Affairs

(Signed) John E. Everroad
Lieutenant Governor

Report of Registered Lobbyists

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period March 21, 1969, through March 27, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

John C. Whitehead, Columbus, City of Columbus, Nebraska
David D. Tews, Lincoln, Nebraska Employment Agencies Assn., and Nebraska Committee for Better Farming
Verne Moore, Jr., Omaha, Nebraska State Pest Control Assn.

Speaker Warner Presiding

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 305. Replaced on Select File as amended.

E and R amendment to LB 305:

1. In Enrollment and Review amendment 4, numbered line 26, strike *"replacement license is"* and insert *"original license was"*.

LEGISLATIVE BILL 798. Placed on Select File as amended.

E and R amendments to LB 798:

1. In the last line of the Harsh amendment, strike the first period.

2. In section 1, line 7, strike "would" and insert "shall"; and in line 8, strike "was" and insert "is".

LEGISLATIVE BILL 178. Placed on Select File as amended.

E and R amendments to LB 178:

1. In section 1, line 19, insert an underscored comma after "shall"; and in line 76, strike "Armistice" and insert "*Armistice Veterans*".

2. In the title, strike lines 4 to 6 and insert "vide for textbooks; to provide the content of history courses as".

LEGISLATIVE BILL 391. Placed on Select File as amended.

E and R amendments to LB 391:

1. In lieu of the Carpenter amendments thereto, in section 1, lines 8 and 9, strike "an assessment sales" and insert "a sales assement"; in line 12 and 13, strike "sales values to assessed" and insert "assessed value to sales"; in line 15, strike "assessed value" and insert "sales assessment"; and after the period in line 15, insert "In addition to the authority to conduct and use an appraisal in any ratio determination, the Tax Commissioner shall have authority to employ transfers of comparable real estate in surrounding counties as indicators of value in the sales assessment ratio.".

2. In section 1, line 2, insert ", Reissue Revised Statutes of Nebraska, 1943," after "77-508".

3. In lieu of the Adamson amendment to section 1, line 15, strike "a current" and insert "an".

4. In new section 2, supply paragraphing and in line 1 thereof, insert "Sec. 2." before "Since".

5. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT relating to taxation; to provide for intercounty equalization as prescribed; and to declare an emergency.".

6. In the Adamson amendment, line 1, insert "numbered" before "line"; and in line 2, insert ", Revised Statutes Supplement, 1967" after "77-112".

LEGISLATIVE BILL 154. Placed on Select File as amended.

E and R amendments to LB 154:

1. In section 2, lines 10, 12, and 18, strike the period and insert an underscored semicolon; in line 28, strike *"effective"* and insert *"operative"*; and in line 28, strike the period and insert *"; and"*.

2. In section 7, strike beginning with *"the"* in line 4 through line 5.

3. In section 11, line 24, strike *"and"* and insert *"or"*; and strike line 37 and insert *"and only to"*.

4. In section 13, strike line 4 and insert *"9."*.

5. In section 20, lines 5 and 6, strike *"attorney's"* and insert *"attorneys' "*.

6. In section 26, line 4, insert *"on the operative date of this act"* after *"Board"*.

7. In section 27, line 1, and section 28, line 5, strike *"through"* and insert *"to"*.

8. In section 31, line 11, insert *"the"* before "secretary".

9. In the Luedtke amendment, line 2, strike "to the period" and insert "through 'purpose' "; in line 4, strike *"by appropriating an amount"* and insert *"from an appropriation"*; and in line 9, strike *".025"* and insert *"twenty-five-thousandths of one"*; and in the last line, strike the period and insert a period at the end of the line.

LEGISLATIVE BILL 155. Placed on Select File as amended.

E and R amendments to LB 155:

1. In section 2, line 11, insert *"any"* after *"and"*; in line 13, strike *"all"* and insert *"any"*; in line 14, strike *"units"* and insert *"unit"*; and in line 32, strike *"effective"* and insert *"operative"*.

2. In section 7, strike beginning with *"the"* in line 5, through *"and"* in line 7.

3. In section 9, line 3, strike the second *"or"* and insert *"of"*; and in line 25, strike *"and"* and insert *"or"*.

4. In section 10, line 11, strike "county" and insert "~~county~~ *political subdivision*".

5. In section 11, line 10, strike *"effective"* and insert *"operative"*.

6. In section 13, line 16, strike the second and third commas; and in line 18, insert *"except to the extent necessary to establish any such waiver"* after the first *"suit"*.

7. In section 16, line 39, strike *"limitation"* and insert *"limitations"*.

8. In section 18, line 2, strike *"a"*.

9. In section 24, line 24, strike *"at"* and insert *"in"*.

10. In section 25, insert *"and"* at the end of line 24.

11. In section 26, line 36, strike *"at"* and insert *"in"*.

12. In section 28, line 3, insert "section" after "and".

LEGISLATIVE BILL 62. Correctly engrossed.

LEGISLATIVE BILL 223. Correctly engrossed.

LEGISLATIVE BILL 258. Correctly engrossed.

LEGISLATIVE BILL 281. Correctly engrossed.

LEGISLATIVE BILL 291. Correctly engrossed.

LEGISLATIVE BILL 292. Correctly engrossed.

LEGISLATIVE BILL 373. Correctly engrossed.

LEGISLATIVE BILL 402. Correctly engrossed.

LEGISLATIVE BILL 487. Correctly engrossed.

LEGISLATIVE BILL 1223. Correctly engrossed.

LEGISLATIVE BILL 313. Correctly enrolled.

LEGISLATIVE BILL 349. Correctly enrolled.

LEGISLATIVE BILL 151. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 313 LB 349 LB 151.

Presented to the Governor

Presented to the Governor for approval on March 28, 1969 at 8:45 a.m.: LB 21 LB 297 LB 298 LB 304 LB 338 LB 430 LB 620 LB 681 LB 692

(Signed) Kathleen Diekman,
Assistant Enrolling Clerk

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 88. Placed on General File as amended.

Standing Committee amendments to LB 88:

1. In section 1, strike lines 43 to 47 and in lieu thereof insert "proceedings. No person *who has served a full five year term* shall be eligible for reappointment as a member of the commission until at least five years have elapsed between any previous term~~, or part of a term,~~ which he might have served, and the effective date of his new appointment."

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) M. A. Kremer, Chairman

President Everroad Presiding

Public Health and Welfare

LEGISLATIVE BILL 286. Placed on General File as amended.

Standing Committee amendments to LB 286:

1. In section 3, line 2, after "cost" insert "*, exclusive of the cost of education,*".

2. In section 5, line 1, after "relative" insert "*, except a spouse,*"; and in line 5 strike "last" and insert "*first*".

LEGISLATIVE BILL 442. Placed on General File as amended.

Standing Committee amendments to LB 442:

1. In section 1 strike lines 8 to 11 and insert: "Any code similar to the state code and approved by the department, adopted and enforced by any county, city or village, shall take preference over the provisions of this section."

2. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. No plumbing shall be installed in any building, except single family dwellings, by any person, partnership, corporation, or other legal entity without a valid permit therefor issued by the Department of Health. A state permit is not required where the plumbing is under the jurisdiction of an approved county, city or village plumbing code."

3. Strike section 2 and insert the following:

"Sec. 3. Any person, partnership, corporation or other legal entity applying for a plumbing permit as shall be required by the rules and regulations to be adopted by the Department of Health as provided in section 1 of this act shall remit twenty-five dollars with the application. Any person, partnership, corporation, or other legal entity which engages in the installation of a plumbing system in any building for which a plumbing permit is required without possessing a valid plumbing permit issued therefor by the department, or any person, partnership, corporation, or other legal entity which shall violate the rules and regulations adopted by the department as provided in section 1 of this act shall, upon conviction thereof, be fined not more than fifty dollars."

LEGISLATIVE BILL 724. Placed on General File as amended.

Standing Committee amendments to LB 724:

1. Insert a new section to be known as section 1 and to be read as follows:

"Section 1. That section 68-101, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-101. Every poor person, who shall be unable to earn a livelihood in consequence of an unavoidable cause, shall be supported by the father, ~~grandfather,~~ mother, ~~grandmother,~~ children, ~~grandchildren, brothers,~~ or ~~sisters~~ *spouse* of such poor person if they or either of. them be of sufficient ability. Every person who shall refuse to support his or her father, ~~grandfather,~~ mother, ~~grandmother,~~ child ~~or grandchild, sister,~~ or ~~brother~~ *spouse*, when directed to do so by the county board of the county where such poor person shall have a legal settlement, whether such relative shall reside in the same county or not, shall forfeit and pay to such county board, for the use of the poor of the county rendering care for such poor person, such sum as may be by such county board adjudged adequate and proper to be paid, not exceeding twenty-five dollars per week for each and every week for which such relatives or either of them shall fail or refuse to pay, to be recovered in the name of such county board, for the use of the poor as aforesaid, before a justice of the peace or any other court having jurisdiction; *Provided,* whenever any persons become poor persons from intemperance or any other bad conduct, they shall not be entitled to support from any relative, except parent or child. Any such poor person, entitled to support from any such relative, may bring an action against such relative for support in his or her own name and behalf.".

2. Renumber original sections 1 to 3 as sections 2 to 4, and in line 1 of renumbered section 2 strike "Section" and insert "Sec.", and in line 1 of renumbered section 4, after "sections" insert "68-101,".

LEGISLATIVE BILL 728. Placed on General File.

LEGISLATIVE BILL 764. Placed on General File.

(Signed) Elmer Wallwey, Chairman

UNANIMOUS CONSENT—Withdraw Bills

Mr. Carpenter renewed his pending request found in the Legislative Journal for the Fifty-eighth Day to withdraw LB 1204 and cancel the hearing date of April 28. No objections. So ordered.

Mr. Carpenter asked unanimous consent to withdraw LB 983.

Laid over.

MOTION—Introduce Bill

Mr. Carstens moved the introduction of a new bill by the Committee on Agriculture and Recreation, to be known as LB 1356.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1356. By Committee on Agriculture and Recreation, Maurice A. Kremer, 34th District, Chairman; Willard H. Waldo, 31st District; Thomas C. Kennedy, 21st District; Lester Harsh, 38th District and Herb Nore, 22nd District.

A BILL FOR AN ACT to amend sections 2-1523, 2-1530, and 2-1536, Reissue Revised Statutes of Nebraska, 1943, and sections 2-1503, 2-1518, and 2-1529, Revised Statutes Supplement, 1967, relating to soil and water conservation districts; to redefine terms; to authorize districts to engage in pollution prevention and control and to borrow money as prescribed; to reduce the number of votes needed to establish land-use regulations; to provide qualifications for district supervisor nominees; to provide for circulations of petitions; to authorize additional uses of state matching fund allocations; and to repeal the original sections.

SELECT FILE

LEGISLATIVE BILL 458. E and R amendment found in the Legislative Journal for the Fifty-Eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 30. E and R amendments found in the Legislative Journal for the Fifty-Eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 396. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 312. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 315. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 690. Advanced to E and R for engrossment.

LEGISLATIVE BILL 314. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Mr. Skarda offered the following amendment which was adopted by uanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 316. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 463. Laid over at the request of Mrs. Orme.

LEGISLATIVE BILL 91. Advanced to E and R for engrossment.

LEGISLATIVE BILL 280. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for engrossment.

Member Excused

Mr. Adamson asked unanimous consent to be excused Monday and Tuesday, March 31 and April 1. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1109. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

Mr. Budd asked unanimous consent to expedite LB 1109 across the board. No objections. So ordered.

LEGISLATIVE BILL 188. Reading waived. Explained.

Mr. Schmit moved to amend the Standing Committee amendments and adopt the following:

1. In section 3, lines 4 and 5, strike "*and Saunders*" and insert "*, Cass, and Otoe*"; in line 12 strike "*Cass,*"; in line 13 strike "*Otoe,*" and insert "*York, Polk, Saunders*"; and strike lines 15 to 27 and insert the following:

"(5) District No. 5. The counties of Fillmore, Thayer, Clay, Nuckolls, Adams, Webster, Buffalo, Kearney, Franklin, Phelps, Harlan, Gosper, Furnas, Frontier, Red Willow, Hayes, Hitchcock, Perkins, Chase, and Dundy;

(6) District No. 6. The counties of Platte, Antelope, Boone, Nance, Merrick, Hamilton, Boyd, Holt, Garfield, Wheeler, Valley, Greeley, Sherman, Howard, Hall, Keya Paha, Brown, Rock, Blaine, Loup, and Custer;

(7) District No. 7. The counties of Cherry, Grant, Hooker, Thomas, Arthur, McPherson, Logan, Dawson, Lincoln, Keith, Sheridan, Garden, Deuel, Dawes, Box Butte, Morrill, Cheyenne, Sioux, Scotts Bluff, Banner, and Kimball; and".

Amendment pending.

Mr. Pedersen moved to hold LB 188 until April 8.

Mr. Syas moved to amend the Pedersen motion to Monday, March 31.

The Syas amendment prevailed with 34 ayes, 0 nays and 15 not voting.

The Pedersen motion as amended prevailed.

LEGISLATIVE BILL 634. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 633. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-fourth Day were adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

Bracketed on E and R for one week at the request of Mr. Carpenter.

LEGISLATIVE BILL 447. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Mrs. Orme offered the following amendments, which were adopted:

1. In subsection (2) strike lines 27 through 34 and the

words "*the center line of the roadway being entered.*" in line 35 and add the following in lieu thereof:

> (2) "*The driver of a vehicle intending to turn left at any intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle, and, after entering the intersection, the left turn shall be made so as to leave the intersection in a lane lawfully available to traffic moving in such direction upon the roadway being entered.*"

2. In subsection (4), add after (4) in line (50) the following:

> "*The Department of Roads and*"

3. Add emergency clause.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 448. Reading waived. Explained.

Mrs. Orme offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 412. Placed on General File.

(Signed) Bill K. Bloom, Chairman

Education

LEGISLATIVE BILL 1280. Placed on General File as amended.

Standing Committee amendment to LB 1280:

1. In section 1, line 10, after "hour" insert "*of such quality that the credits earned would be acceptable at any university or state college of the State of Nebraska*".

LEGISLATIVE BILL 1277. Placed on General File as amended.

Standing Committee amendment to LB 1277:

1. In section 1, line 12, after "contract" insert "for teaching services".

LEGISLATIVE BILL 1282. Placed on General File as amended.

Standing Committee amendments to LB 1282:

1. In section 1, line 3, after "for" insert "the junior college district".

2. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. A junior college district shall have the power to borrow money to meet operating expenses in emergency situations, when an emergency is determined to exist by a majority of the members of the district board. The interest rate on any such money borrowed shall not exceed six per cent per annum. The district shall issue appropriate evidences of indebtedness, which shall be registered with the county treasurer. The total amount of warrants issued pursuant to section 1 of this act and money borrowed pursuant to this section shall not exceed eighty-five per cent of the budget of the district.".

LEGISLATIVE BILL 1052. Indefinitely postponed.

LEGISLATIVE BILL 1058. Indefinitely postponed.

LEGISLATIVE BILL 1203. Indefinitely postponed.

LEGISLATIVE BILL 1281. Indefinitely postponed.

(Signed) Lester Harsh, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 32. Re: Merger of Counties and Municipalities Study

Introduced by Donald Elrod, 35th District.

WHEREAS, it is the desire and intent of the Legislature to promote and develop governmental systems which provide economy of operation while meeting the needs of the people; and

WHEREAS, it has been suggested that the merger of counties and municipalities into single units of government could provide greater efficiency and economy; and

WHEREAS, the Constitution and the laws of the State of Nebraska do not now permit such mergers.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study all pertinent aspects of the merger of counties and municipalities.

2. That the committee report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

Adjournment

At 11:50 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Monday, March 31, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 31, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty Father, may the members of this assembly never be overly oppressed by some bill of theirs that may be defeated, or unduly optimistic because other legislation is going their way. Give them the ground of courage to take defeat and victory as part of their office and to have spiritual and mental resilience to overcome depression and be willing to launch forth into new and needed areas. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Budd, Danner, Holmquist, Keyes, Mahoney, Nore, Robinson, Schreurs, Skarda, Stull, Waldo and Ziebarth, who were excused and Mr. Bloom, excused until 9:30 a.m.

Corrections for the Journal

Page 1204, line 23, insert "Page 1123, line 4, insert "LB 444" after "signed:".

Page 1208, line 20, insert "A BILL FOR AN ACT to amend sections 18-1701, 24-341, 24-".

Page 1208, delete line 23.

Page 1212, line 21, correct spelling of "Clark".

The Journal for the Fifty-ninth Day was approved as corrected.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Proud asked unanimous consent to add his name to LB 987. No objections. So ordered.

UNANIMOUS CONSENT—Change of Hearing Time

Mr. Harsh asked unanimous consent to hold the Education Committee Hearings on April 9, 1969 at 1:00 p.m. No objections. So ordered.

Memorial Service

Dr. Palmer presented a memorial service in memory of our beloved leader, Dwight D. Eisenhower.

RESOLUTIONS

LEGISLATIVE RESOLUTION 33. In Re: Memory of Dwight D Eisenhower.

Introduced by Jerome Warner, 25th District.

WHEREAS, the people of the United States of America have lost an able former leader, Dwight D. Eisenhower; and

WHEREAS, the people of the entire western world have lost a man whose military leadership brought them freedom and light in one of history's darkest hours; and

WHEREAS, the people of the entire world have lost a leader whose principles and warmth of character have been an inspiration to each and all; and

WHEREAS, it is the desire of this body to pay tribute to the memory of our beloved leader, Dwight D. Eisenhower.

NOW, THEREFORE ,BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That we stand for a moment of silence in tribute to our former leader, Dwight D. Eisenhower.

2. That in keeping with the proclamation made by the President of the United States that this thirty-first day of March be declared a national day of mourning, this body will stand adjourned for the day.

3. That the Clerk of the Legislature be directed to spread at large on the Legislative Journal this resolution, and that a copy of said resolution, properly authenticated and suitably engrossed, be sent by the Clerk to the bereaved family of our departed leader, Dwight D. Eisenhower, as an expression of our respect for the deceased, and our sympathy for the bereaved.

Mr. Wylie moved to suspend the rules and consider LR 33 today and to add all members names to the Resolution. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

The members stood for a moment of silence in memory of General Eisenhower.

Adjournment

At 9:28 a.m., the Legislature adjourned until 9:00 a.m., Tuesday, April 1, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 1, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty God, as we begin to live this new day which Thou hast given us, grant that by all our thoughts, words, and deeds we may keep it bright and clean and wholesome. Help us to be true to our convictions without simply being obstinate; to be tolerant of other men's opinions without compromising our principles; to be men of our word and not just wordy men; to be leaders whose eyes are on the stars, but whose feet stand solidly on the ground; and to be determined that the affairs of our State may never become a sorry state of affairs. In short, O God, make us the kind of men and women who use our time finding solutions instead of creating problems, producing answers instead of just asking questions, providing action instead of merely making small talk. To this end guide us, sustain us, and strengthen us; in our Master's name we pray. Amen.

The roll was called and all members were present except Messrs. Budd, Pedersen and Stull, who were excused.

The Journal for the Sixtieth Day was approved.

Message from the Governor

March 28, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on March 28, 1969

I approved LB 21, LB 297, LB 298, LB 304, LB 338, LB 430, LB 620, LB 681, LB 692.

Sincerely,

(Signed) Norbert T. Tiemann
Governor

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Communications

Letter from U. S. Senator Curtis acknowledging his receipt of LR 29.

Letter from Congressman Denney acknowledging his receipt of LR 29.

Acknowledged receipt of Resolution from the American Association of University Women regarding Nebraska Educational Television Network.

Acknowledged receipt of Senate Joint Resolution #2 from the State of Delaware.

MOTION—Game Commission

Mr. Carpenter moved the Game Commission be moved to Terrytown, Nebraska.

Motion pending.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Carpenter asked unanimous consent to withdraw LB 1189, LB 1290 and LB 884.

Laid over.

Visitors

Mr. Proud introduced a group of 5th and 6th grade students from Oak Valley School, Omaha, and teachers.

Mr. Marvel introduced his daughter, Ann from the University of Kansas.

Announcement

Mr. Keyes thanked the members for the flowers, cards and candy sent to him while in the hospital.

UNANIMOUS CONSENT—Withdraw Motion

Mr. Keyes asked unanimous consent to withdraw his pending motion found in the Legislative Journal for the Fifty-third Day to reconsider action on LB 26.

No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Request

Mr. Carpenter asked unanimous consent to withdraw his pending request found in the Legislative Journal for the Fifty-ninth Day to withdraw LB 983. No objections. So ordered.

Visitors

Mr. Johnson introduced his son and his wife, Dr. and Mrs. Howard T. Johnson and Mrs. E. Thome Johnson.

UNANIMOUS CONSENT—Order of Business

Mr. Warner asked unanimous consent to take up the final readings only that were set for yesterday, except for LB 310; to consider the underlined bills on General File and to bracket LB 188 for April 9 and LB 606 for April 10. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on March 31, 1969 at 8:55 a.m.: LB 151 LB 313 LB 349

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 259. Replaced on Select File as amended.

E and R amendments to LB 259:

1. In section 4, strike line 19, and insert "*be printed in italics immediately preceding the ballot title on the official ballot. Such*".

2. Strike all previous amendments to the title, and in the title, line 2, insert "to amend section 32-707, Reissue Revised Statutes of Nebraska, 1943," after "Act"; and in line 7, insert "; to repeal the original section; and to declare an emergency" after "petition".

LEGISLATIVE BILL 482. Placed on Select File as amended.

E and R amendments to LB 482:

1. In section 1, line 27, strike "21-1991" and insert "~~21-1991~~ *21-1995*".

2. In section 5, lines 23 and 24, strike "*one of the following*" and insert "*either*".

3. In section 6, line 74, after the comma insert "*when*"; and in line 75 strike "became" and insert "~~became~~ *become*".

4. In section 9, line 7, strike "*20-20,144*" and insert "*21-20,144*".

5. In the title, line 13, strike "the name of".

LEGISLATIVE BILL 486. Placed on Select File.

LEGISLATIVE BILL 575. Placed on Select File as amended.

E and R amendments to LB 575:

1. In standing committee amendment 1, line 11, strike "*said*" and insert "*such*"; and in line 15, strike "*condemnees*" and insert "*comdemnee's*".

2. In the title, line 6, insert "or his representative as prescribed" after "condemnee"; and in line 6, after the semicolon, insert "to provide the effect of failure of transmission;".

LEGISLATIVE BILL 702. Placed on Select File as amended.

E and R amendments to LB 702:

1. In section 1, line 5, and section 2, line 6, strike "line up or show up" and insert "line-up or show-up".

2. In the title, strike lines 3 to 11 and insert "discovery of any statement made by a defendant and for the discovery of the name of every eyewitness who has identified a defendant at a line-up or show-up; to prescribe the procedure therefor; and to define terms.".

LEGISLATIVE BILL 703. Placed on Select File as amended.

E and R amendments to LB 703:

1. In section 2, line 9, strike "measure" and insert "measures".

2. In section 3, line 3, strike ", except that in" and insert ". In"; and in line 4, strike "is" and insert "shall be".

3. In section 5, strike line 5 and insert "with sections 1 to 4 of this act.".

4. In section 6, line 3, strike "warrant is" and insert "inspection warrant shall be"; in line 5, strike "be imprisoned" and insert "by imprisonment"; and in line 6, insert "by" after "or".

5. In the title, line 2, strike "criminal procedure" and insert "inspections".

LEGISLATIVE BILL 152. Placed on Select File as amended.

E and R amendments to LB 152:

1. In section 1, as amended, strike lines 3 to 28 and insert:

"~~18-2801. Cities of the first class, cities of the second class, and villages in Nebraska are hereby authorized and empowered to regulate, by ordinance, the construction, installation, operation, and maintenance within their corporate limits of all wired or cabled television and radio systems and services.~~ *The furnishing of community antenna television service is hereby declared to be a business affected with such a public interest that it must be regulated locally. All municipalities in Nebraska are hereby authorized and empowered, by ordinance, to regulate, to prohibit, and to consent to the construction, installation, operation, and maintenance within their corporate limits of all persons or entities furnishing community antenna television service. All municipalities, acting through the mayor and council or board of trustees, shall have power to require every individual or entity offering such service, subject to reasonable rules and regulations, to furnish any person applying therefor along the lines of its wires, cables or other conduits, with television and radio service. The mayor and council or board of trustees shall have power to prescribe reasonable quality standards for such service and to regulate and fix reasonable and compensatory rents or rates for such service including installation charges. Such person or entity furnishing community antenna television service shall be required to carry all broadcast signals as* *prescribed by franchise and permitted to be carried by Federal Communications Commission regulations during the full period of the broadcast day of its stations.*".

2. Amend section 2 to read as follows:

"Sec. 2. *In the event of violation of any franchise provision or the provisions of this act by any duly franchised person or entity furnishing community antenna television service, the municipality having granted such franchise shall immediately serve notice of such violation upon the franchise holder with directions to correct such violation within ninety days or show cause why such violation should not be corrected at a public hearing held in conjunction with the next regularly scheduled meeting of the franchising body. Continued violation of this act may be enjoined by the district court. Any person who willfully violates any provision of this act or of any local franchise ordinance shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not more than five hundred dollars.*".

3. Add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, strike lines 3 to 7 and insert "of Nebraska, 1943, relating to municipalities; to extend provisions to all municipalities; to provide for the regulation of community antenna television service as prescribed; to provide for violations; to provide penalties; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 648. Placed on Select File as amended.

E and R amendments to LB 648:

1. In section 1, line 25, insert an underscored comma after "*estate*".

2. In the title, lines 4 and 5, strike "adoption or amendment of a zoning ordinance" and insert "certain proposed actions affecting real estate".

LEGISLATIVE BILL 381. Placed on Select File.

LEGISLATIVE BILL 489. Placed on Select File as amended.

E and R amendments to LB 489:

1. In section 1, line 21, insert an underscored comma after "*act*"; and in line 23, strike "state and" and insert "state and".

2. In section 7, line 4, strike the second comma.

3. In standing committee amendment 6, line 4, insert a comma after "2-203.03".

4. Add a new section to read as follows:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5. In the title, line 2, insert "2-201," after "sections"; in line 2 strike "and"; at the end of line 2 insert "and 2-203.03,"; in line 6, strike "and" and insert "; to harmonize with previous legislation;" and in line 7, insert "; and to declare an emergency" after "tions".

LEGISLATIVE BILL 714. Placed on Select File as amended.

E and R amendments to LB 714:

1. In section 2, line 14, strike the comma and insert "*, or*".

2. In the title, line 5, insert a semicolon after "processor"; and strike beginning with "exempt" in line 6 through "1943" in line 9, and insert "provide an exception".

LEGISLATIVE BILL 469. Placed on Select File as amended.

E and R amendments to LB 469:

1. In section 1, line 4, strike "firearms" and insert "firearm".

2. In standing committee amendment 1, line 6, strike "sections" and insert "section".

3. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT relatng to firearms; to implement for this state the permissive sale and delivery provisions of federal legislation; and to declare an emergency.".

LEGISLATIVE BILL 748. Placed on Select File as amended.

E and R amendments to LB 748:

1. In section 1, lines 11 and 12, strike "*veterans*" and insert "*veterans'* ".

2. In lieu of the standing committee amendment, add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 2. Correctly engrossed.

LEGISLATIVE BILL 299. Correctly engrossed.

LEGISLATIVE BILL 333. Correctly engrossed.

LEGISLATIVE BILL 344. Correctly engrossed.

LEGISLATIVE BILL 407. Correctly engrossed.

LEGISLATIVE BILL 547. Correctly engrossed.

LEGISLATIVE BILL 190. Correctly enrolled.

LEGISLATIVE BILL 264. Correctly enrolled.

LEGISLATIVE BILL 265. Correctly enrolled.

LEGISLATIVE BILL 311. Correctly enrolled.

LEGISLATIVE BILL 511. Correctly enrolled.

LEGISLATIVE BILL 540. Correctly enrolled.

LEGISLATIVE BILL 598. Correctly enrolled.

LEGISLATIVE BILL 602. Correctly enrolled.

LEGISLATIVE BILL 655. Correctly enrolled.

LEGISLATIVE BILL 685. Correctly enrolled.

LEGISLATIVE BILL 871. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 902. Replaced on Select File as amended.

E and R amendments to LB 902:

1. In standing committee amendment 1, line 2, strike "*54-128*" and insert "*54-156*".

2. In standing committee amendment 1, line 18, insert an underscored comma after "*clearance*".

3. In lieu of standing committee amendment 10, in renumbered section 17, line 5, strike "*, and 54-415*".

4. In renumbered section 17, line 3, strike the comma and insert a period.

5. In line 4 of Enrollment and Review amendment 2, adopted 3/24/69, strike "line 33" and insert "lines 33 and 34".

6. In line 1 of Enrollment and Review amendment 11, adopted 3/24/69, insert "the first" after "strike".

LEGISLATIVE BILL 274. Replaced on Select File as amended.

E and R amendment to LB 274:

1. In line 3 of Enrollment and Review amendment 3, adopted 3/21/69, strike "of" and insert a comma.

LEGISLATIVE BILL 882. Replaced on Select File as amended.

E and R amendments to LB 882:

1. In line 2 of Enrollment and Review amendment 4, adopted 3/25/69, insert "first" after "the".

2. In section 1, following line 221, insert: "*Appropriate to Agency No. 13 for the accomplishment of the program in subsection (22) of this section the sum set opposite such program in Column (C) of this section.*".

LEGISLATIVE BILL 1109. Placed on Select File as amended.

E and R amendments to LB 1109:

1. In standing committee amendment 1, line 1, strike "*agents*" and insert "*agent's*".

2. In the title, line 4, strike "license" and insert "licenses"; in line 5, strike "agent" and insert

"agents"; in line 6, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 63. Placed on Select File as amended.

E and R amendments to LB 63:

1. In lieu of the Harsh amendment, in section 1, at the end of line 59, insert "*, but no tax funds shall be used for program promotion which may only be financed out of funds received from foundations or individual gifts*".

2. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 62, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in section 1, strike lines 62 to 64 and insert:

"(11) To coordinate the activities of all Nebraska agencies, supported in whole or in part by public funds, providing program material for the Nebraska educational television network and, in the event that two or more such agencies desire to provide program material that is substantially equivalent, to determine which agency shall provide specific material, taking into consideration the need to provide unified programming with the greatest economy and least duplication, with first priority being given in program development and scheduling to the instructional needs of the elementary and secondary schools of Nebraska;"; and strike the new and reinstate the stricken matter in lines 65, 67, and 72.

3. In the title, line 4, strike "authorize" and insert "restrict"; and in lines 5 and 6, strike "remove obsolete matter" and insert "provide an additional duty".

LEGISLATIVE BILL 634. Placed on Select File.

LEGISLATIVE BILL 447. Placed on Select File as amended.

E and R amendments to LB 447:

1. In section 1, line 2, strike "readaas" and insert "read as".

2. In the Orme amendment 1, line 4, strike "(2)'" and insert "'(2)".

3. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 448. Placed on Select File as amended.

E and R amendments to LB 448:

1. In section 1, line 12, insert a stricken period after "time".

2. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 174. Correctly engrossed.

LEGISLATIVE BILL 341. Correctly engrossed.

LEGISLATIVE BILL 354. Correctly engrossed.

LEGISLATIVE BILL 435. Correctly engrossed.

LEGISLATIVE BILL 490. Correctly engrossed.

LEGISLATIVE BILL 541. Correctly engrossed.

LEGISLATIVE BILL 565. Correctly engrossed.

LEGISLATIVE BILL 682. Correctly engrossed.

LEGISLATIVE BILL 811. Correctly engrossed.

LEGISLATIVE BILL 823. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 190 LB 264 LB 265 LB 311 LB 511 LB 540 LB 598 LB 602 LB 655 LB 685 LB 871 LR 33

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 704. Placed on General File as amended.

Standing Committee amendment to LB 704:

1. Amend section 1, lines 13 and 14 by striking *"such library, reading room, art gallery or"* and inserting *"a"*, and line 22 by striking *"reading room, art gallery,"*.

(Signed) Bill K. Bloom, Chairman

Judiciary

LEGISLATIVE BILL 476. Placed on General File as amended.

Standing Committee amendments to LB 476:

1. In section 1, line 12, strike "~~county courts,~~" and insert "county courts, *in and for each county, with one or more judges for each county, or with one judge for two or more counties, as the Legislature shall provide,*".

2. In section 1, line 13, strike "~~inferior to the supreme court~~" and insert "inferior to the ~~supreme court~~ Supreme Court".

3. In section 1, line 23, after the period, insert "*All court proceedings shall be open to the public unless closing is authorized by the Legislature.*"

4. In section 2, line 7, after the comma, insert "*requiring open court proceedings,*".

(Signed) Roland A. Luedtke, Vice-Chairman

LEGISLATIVE BILL 521. Placed on General File as amended.

Standing Committee amendments to LB 521:

Amend section 1, line 7 by striking "judge" and inserting "court", lines 9 and 10 by striking all of subdivision (d) and inserting "(d) any political subdivision or entity thereof,", line 10 strike "or", line 12 by inserting", or (f) any entity of the federal government" after "state", and line 13 by inserting "rule, regulation, order," after "action".

2. Amend section 2, line 6 by inserting "from nominations submitted by the Legislative Executive Council" after "pointment".

3. Amend section 3, line 3 by inserting "during his term of office" after "and".

4. Amend section 4, line 2, by striking "five" and inserting "six".

5. Amend section 5, line 2 by striking "without" and inserting "within".

6. Amend section 7, line 13 by inserting "or" after the semicolon, line 14 by striking "; or" and inserting a period, and by striking line 15.

7. Amend section 8 by striking lines 25 to 28.

8. Amend section 14, lines 2 to 6 by striking the sentence commencing with "No" in line 2.

9. Amend section 15, line 6 by inserting "No employee of the State of Nebraska, who files a complaint pursuant to this act, shall be subject to any penalties, sanctions, or restrictions in connection with his employment because of such complaint." after the period.

(Signed) Fred W. Carstens, Chairman

LEGISLATIVE BILL 555. Placed on General File.

(Signed) Roland A. Luedtke, Vice-Chairman

LEGISLATIVE BILL 908. Placed on General File as amended.

Standing Committee amendment to LB 908:

1. Add a new section to be known as section 7 and to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Fred W. Carstens, Chairman

LEGISLATIVE BILL 585. Indefinitely postponed.

LEGISLATIVE BILL 477. Placed on General File as amended.

Standing Committee amendment to LB 477:

1. Amend section 1, line 9, by inserting: "*The Nebraska State Patrol shall file with the Auditor of Public Accounts a monthly abstract of traffic citations issued by*

the patrolmen by area and justice of peace court." after the period.

(Signed) Roland A. Luedtke, Vice-Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 987. Placed on General File as amended.

Standing Committee amendment to LB 987:

1. Strike sections 1 to 14 and insert the following:

Section 1. In order to safeguard life and property from electrical hazards, any person performing the work of a master electrician, journeyman electrician, or apprentice electrician as defined in this act shall be examined or shall submit satisfactory evidence that he is qualified to undertake and perform such work to the end that any such work will be safely and properly installed in accordance with approved standards for such protection and shall be licensed as hereinafter provided; and it shall be unlawful for any person to engage in such business or such work unless the terms of this act shall have been complied with.

Sec. 2. As used in this act, unless the context otherwise requires:

(1) Master electrician shall mean any person who undertakes or offers to undertake for another the supervising, installing, or the making of additions, alterations, and repairs in the installations of wiring apparatus and equipment for electric light, heat, and power;

(2) Journeyman electrician shall mean a person having the necessary qualifications, training, experience, and technical knowledge to wire for, install, and repair electrical apparatus and equipment for light, heat, power, and other purposes in accordance with standard rules and regulations governing such work; and

(3) Apprentice electrician shall mean a person who is training to be an journeyman electrician.

Sec. 3. There is hereby established in the office of the Commissioner of Labor a State Electrical Board, which shall be under the direct control of the Governor. The board shall consist of five members, all residents of Nebraska, appointed by the Governor, with the consent of the Legislature. One member shall be a master electrician, one shall be a journeyman electrician, one shall be a member of the volunteer firemen's association, one shall be a representative of a public utility or the Nebraska Rural Electric Association, and one shall be an owner or employee of an architectural or consulting engineering firm. The original members of the board shall be appointed within thirty days after the effective date of this act for one, two, three, four, and five years, respectively, as determined by the Governor at the time of the original appointments, and all appointments thereafter shall be for a term of five years. Any vacancy occurring in the membership of the board shall be filled by the Governor by appointment for the unexpired term of such member. No member of the board shall hold any other elective or appointive state or federal office. Each member of the board shall receive the actual and necessary expenses incurred in the performance of his duties, all to be paid out of the Electrical Board Fund created under the provisions of this act.

Sec. 4. (1) Each member of the State Electrical Board before entering on the discharge of his duties, and within thirty days from the effective date of his appointment, shall subscribe to an oath for the faithful performance of duty before any officer authorized to administer oaths in this state and shall file the same with the Secretary of State.

(2) The board shall, within thirty days after the appointment of all members, and annually thereafter in the month of July, elect from the membership thereof a chairman, a vice-chairman, and a secretary-treasurer. The board shall meet at such other times as it shall deem necessary. Not less than three members of the board must be present at any official meeting, and the action of a majority of the members of the board, at an official meeting, shall be deemed the action of the board.

(3) The board is authorized and empowered to:

(a) Adopt, and from time to time revise, such rules and regulations not inconsistent with law as may be necessary to enable it to carry into effect the provisions of this act, and in adopting such rules and regulations, the board shall be governed by the minimum standards set forth in the National Electrical Code, issued and adopted by the National Board of Fire Underwriters, in 1968, Publication Number 70, and subsequent alterations and additions, which shall be filed in the office of the board as a public record;

(b) Adopt a seal, and the secretary-treasurer shall have the care and custody thereof;

(c) Examine, license, and renew the licenses of duly qualified applicants for master electricians, journeyman electricians, and apprentice electricians, as provided by this act;

(d) Cause the prosecution and enjoinder of all persons violating the provisions of this act and incur necessary expenses therefor; and

(e) Employ such technical, clerical, or other assistance as is necessary for the proper performance of its work.

Sec. 5. The State Electrical Board shall make an annual report to the Governor on or before the first day of July giving full account of its activities and expenditures during the year.

Sec. 6. (1) Applicants for license as a master electrician shall file an application on forms prepared and furnished by the State Electrical Board, together with the examination fee provided in this act. The applicant shall furnish written evidence that he has had at least five years' practical experience in supervising and installing of domestic, commercial, and industrial electrical installations. The board shall, not less than thirty days prior to a scheduled written examination, notify each applicant that the evidence submitted with his application is sufficient to qualify him to take such written examination as the board deems necessary, or that such evidence is insufficient and is rejected and in the event the application is rejected the board shall set forth the reasons therefor in the notice to the applicant, and shall forthwith return such applicant's examination fee. The place of examination shall be designated in advance by the board and examinations shall be held not less often than once a year and at such other times as, in the opinion of the board, the number of applicants warrants. The written examination shall consist of at least thirty questions designed to fairly test the applicant's knowledge in the electrical industry.

Each holder of a license shall keep and display it in his place of business. No license issued under the provisions of this act shall be transferable.

Any person, firm, or corporation engaged in electrical contracting shall have in his or its employ at least one master electrician.

(2) An applicant for a journeyman electrician's license shall furnish written evidence that he has had the necessary training and practical experience to qualify as a journeyman electrician. Applications for license and notice to the applicant shall be made and given as provided for in the case of the master electrician. The written examination shall consist of at least thirty questions designed to fairly test the applicant's knowledge and ability.

Any person engaged in the occupation of master electrician or journeyman electrician in this state on the effective date of this act and who shall submit evidence satisfactory to the board that he is a master electrician or journeyman electrician shall be granted a license without examination upon payment of the prescribed fees; *Provided,* that all such applications for licenses without examination shall be made to the board within three months after the effective date of this act.

No license shall be transferable.

(3) An applicant for an apprentice electrician's license shall be registered with the State Electrical Board for the purpose of qualifying to become a journeyman electrician.

(4) The passing grade for both the master's and journeyman's written examinations shall be seventy-five per cent of perfection. If it shall be determined that the applicant has passed the examination, the secretary-treasurer of the board, upon payment by the applicant of the fee provided in this act, shall issue to the applicant a license, which shall authorize him to engage in the business as a master electrician or journeyman electrician, whichever the case may be. Each such original license shall by its term expire on December 31 of each year.

(5) All licenses, unless such licenses have been suspended or revoked by the board, shall be renewed for

a period of one year upon application for such renewal being made to the State Electrical Board prior to December 31. If application for renewal is not made prior to December 31, an additional fee of five dollars shall be paid on account of such delinquency in renewal; but all such applications for renewal must be made prior to January 31 of the next year, otherwise the license shall be forfeited.

(6) All electrical inspectors shall be required to hold a journeyman electrician's license.

Sec. 7. No person, firm, partnership, or corporation shall assume or use the title or designation master electrician, journeyman electrician, or apprentice electrician unless qualified and licensed under the provisions of this act.

Sec. 8. The State Electrical Board may issue temporary permits to master electricians or journeyman electricians, who furnish evidence satisfactory to the board that they have the required experience to qualify for the examination provided for in this act and who pay the fee hereinafter provided for such permits. Temporary permits shall continue in effect only until such time as the next examination is given and may be revoked by the board at any time. If the applicant is granted a license, any fee paid for the temporary permit shall be applied to the fee required for the license.

Sec. 9. The State Electrical Board may issue a license as a master electrician or journeyman electrician to any applicant without examination upon satisfactory evidence that such applicant has the qualifications to apply for a license hereunder or is the holder of a valid license issued by any city or other political subdivision providing for the examination and licensing of master electricians and journeyman electricians.

Sec. 10. (1) Employees of municipal corporations, public power districts, public power and irrigation districts, electric membership or cooperative associations, public utility corporations, pipe line companies, telephone or telegraph systems or employees of affiliated companies performing manufacturing, installation and repair work for such corporations, street railway systems or railroad corporations shall not be required to hold licenses while acting within the scope of their employment.

(2) Nothing in this act shall be construed to require any master electrician or journeyman electrician to hold a license if he is the holder of a valid license issued by any city or other political subdivision, so long as he makes electrical installations in the jurisdictional limits of such city or political subdivision in which he is the holder of a valid license.

(3) Nothing in this act shall be construed to require any individual to hold a license before doing any maintenance, repair, or alteration of existing facilities in his own home.

(4) Nothing in this act shall be construed to cover the installation, maintenance, repair, or alteration of vertical transportation or passenger conveyors, elevators, escalators, moving walks, dumbwaiters, stage-lifts, manlifts or appurtenances thereto beyond the terminals of the controllers. The licensing of elevator contractors or constructors shall not be considered a part of the licensing requirements of this act.

(5) Any person may work as an apprentice to a licensed electrician, but shall not do any electrical wiring for or installation of electrical apparatus or equipment for light, heat, or power, except with and under the direct supervision of a licensed electrician, and must be licensed by the State Electrical Board.

(6) Any person who plugs in any electrical appliance where approved electrical outlets are already installed shall not be considered as an installer.

Sec. 11. The following fees shall be charged by the State Fire Marshal:

(1) Master electrician's license or permit, thirty-five dollars;

(2) Annual renewal of master electrician's license, thirty-five dollars;

(3) Journeyman electrician's license or permit, ten dollars;

(4) Annual renewal of journeyman electrician's license, ten dollars;

(5) Examination fee for master electrician's license, fifty dollars; and

(6) Examination fee for journeyman electrician's license, fifteen dollars; and

(7) Apprentice electrician's license, no fee.

Sec. 12. All money received under the provisions of this act shall be deposited with the state treasury and by the State Treasurer credited to the Electrical Board Fund, which is hereby created. No money shall be paid out of such fund, except upon a voucher drawn against such fund, signed and certified to by the State Fire Marshal. All funds so credited shall be availabl to the State Electrical Board for the payment of salaries and expenses incurred by it in the performance of its duties under the provisions of this act, when appropriated by the Legislature.

Sec. 13. Any person who engages in the trade, business, or calling of master electrician or journeyman electrician without a permit or license as provided for herein, shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than ten dollars nor more than one hundred dollars or be imprisoned in the county jail not exceeding thirty days, for each and every violation hereof. Violations of the provisions of this act shall be prosecuted by the county attorney of the county in which the offense was committed in the name of the people of the State of Nebraska at the request of the State Electrical Board.

Sec. 14. Any municipality which adopts or has already adopted electrical standards no less stringent than required by state statute or the State Electrical Board is exempt from state inspection to the extent local inspections are actually made. Municipalities which have acceptable local standards may request the State Electrical Board to assign state inspectors to enforce local standards. In this event the State Electrical Board shall bill the municipality for the inspections made by the state inspectors enforcing the local standards.

Sec. 15. If any clause, sentence, section, or subsection of this act is declared unconstitutional, such decision shall not affect the remaining portion of this act.

Sec. 16. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

LEGISLATIVE BILL 1013. Placed on General File as amended.

Standing Committee amendment to LB 1013:

Add Section 3:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 794. Indefinitely postponed.

LEGISLATIVE BILL 1079. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

BILLS IN FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 254.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 277, Eightieth Session, Nebraska State Legislature, 1969 relating to revenue and taxation; to exempt certain motor vehicles purchased by veterans from the sales or use tax as prescribed; to correct internal references; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, ”shall the bill pass?’ ”

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Budd
Orme
Pedersen
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 512. With emergency.

A BILL FOR AN ACT to amend sections 84-1202, 84-1203, 84-1204, 84-1206, 84-1207, 84-1209, 84-1210, 84-1211, 84-1212, 84-1214, 84-1215, 84-1217, and 84-1218, Reissue Revised Statutes of Nebraska, 1943, relating to public records; to increase the authority of the State Records Board over records of political subdivisions and the legislative and judicial branches of government; to change the membership of the board; to repeal the original sections and also section 84-1205, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Moulton
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Budd
Pedersen
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 760. With emergency.

A BILL FOR AN ACT to amend section 41-117, Reissue Revised

Statutes of Nebraska, 1943, relating to hotels and inns; to change provisions respecting bedding; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Bloom
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 4:

Carpenter
Johnson
Kremer
Schmit

Not voting, 9:

Batchelder
Budd
Hasebroock
Holmquist
Mahoney
Marvel
Nore
Pedersen
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Wiltse introduced 101 students from Brock High School, Mr. William Snyder, supervisor and teachers, Mr. Merlin Wright and Mr. Dean Marshall.

Mr. Burbach introduced 36 ladies from the Tuesday Club of Laurel, Nebraska, Mrs. Robert Munter, President and Ruth Ebmeier, Chairman of the group.

Mr. Kokes introduced 60 seniors from Loup City High School and teachers, Messrs. Wagner and Lindquist.

Miss Reynolds introduced 20 Junior High students from Miller Park school, Omaha.

Mr. Proud introduced a group of Camp Fire Girls from Omaha.

Explanation of Vote

Had I been present on March 28, 1969, I would have voted "aye" on LB 190.

(Signed) John E. Knight

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 1354	Tuesday, April 29, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

UNANIMOUS CONSENT—Return LB 329 to Select File

Mr. Swanson asked unanimous consent to return LB 329 to Select File for the following specific amendment:

Add the emergency clause.

No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 762

Mr. Duis asked unanimous consent to bracket LB 762 on General File for April 14. No objections. So ordered.

Members Excused

Messrs. Mahoney and Johnson asked unanimous consent to be excused tomorrow. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 34. Re: 50th Anniversary of American Legion

Introduced by Richard D. Marvel, 33rd District; William F. Swanson, 27th District; Donald Elrod, 35th District and Roland A. Luedtke, 28th District.

WHEREAS, The American Legion was founded in 1919, shortly after the cessation of World War I hostilities, as an organization of wartime veterans dedicated to continuing service to God and Country; and

WHEREAS, The American Legion this year is observing its fiftieth year as a fraternity of service with a membership encompassing four generations of war veterans; and

WHEREAS, its major contributions to American thought and deed and its endeavors to strengthen our freedom and to perpetuate our free institutions have identified The American Legion as one of the great bulwarks of the American way of life; and

WHEREAS, The American Legion has achieved its position of high esteem through its programs of service to community, state, and nation; and

WHEREAS, such programs have become an integral part of the State of Nebraska, and the local American Legion organizations a civic asset.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

Call upon all citizens, business houses, and organizations to join with us in commending the good works of this organization as an expression of our appreciation of both the wartime and peacetime services of our Legionnaires on this their Fiftieth Anniversary.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1357. By Maurice A. Kremer, 34th District; C. F. Moulton, 8th District; George Syas, 13th District and Herb Nore, 22nd District.

A BILL FOR AN ACT relating to natural resources; to provide for the creation of natural resources districts; to provide for the powers and duties of such districts; to declare policy; to define terms; to provide the natural resources districts shall assume the assets liabilities, and obligations of soil and water conservation districts, watershed conservancy districts, watershed districts, watershed advisory boards, watershed planning boards, and mosquito abatement districts; to provide duties for the Revisor of Statutes, the Secretary of State, county clerks and election commissioners, and the Nebraska Soil and Water Conservation Commission; to amend sections 2-1502, 2-1503, 2-1504, and 2-1507, Revised Statutes Supplement, 1967; to change the method of electing members of the Nebraska Soil and Water Conservation Commission; to remove obsolete matter; and to repeal the original sections and also section 2-1501, Reissue Revised Statutes of Nebraska, 1943.

MOTION—Introduce Bill

Mr. Kokes moved the introduction of a new bill by the Committee on Salaries and Claims.

Laid over at the request of Mr. Marvel.

SELECT FILE

LEGISLATIVE BILL 463. Laid over.

LEGISLATIVE BILL 305. E and R amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 798. E and R amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 178. E and R amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 391. E and R amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 154. E and R amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Laid over.

LEGISLATIVE BILL 155. E and R amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Laid over.

LEGISLATIVE BILL 329. The Swanson specific amendment found in this day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Bracket LB 534

Miss Reynolds asked unanimous consent to bracket LB 534 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 711. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 994. Reading waived. Explained.

Mrs. Orme offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 611. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 923. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

Speaker Warner Presiding

LEGISLATIVE BILL 1007. Reading waived. Explained.

Mr. Kremer offered the following amendment, which was adopted:

Section 5. Page 11, lines 8 through 10. Leave stricken
language in, and insert on Line 10 between the word foods
(note printing error) and the comma the following language:
"unless the Director has reason to believe that the vehicle
contains foods not in compliance with the provisions of
this act".

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 327. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-seventh Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 557. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-seventh Day was adopted.

Mr. Johnson offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

President Everroad Presiding

LEGISLATIVE BILL 721. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Laid over at the request of Mr. Kokes.

LEGISLATIVE BILL 480. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 506. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 548. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 470. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 558. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 209. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 883. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 759. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 789. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 717. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 170. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 742. Reading waived. Explained.

Mr. Clark offered the following amendment, which was adopted:

Amend Section 1, line 31 to read: "of such a
certificate or permit and the payment of ~~six~~ *eight*".

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT—Withdraw LB 808

Mr. Proud asked unanimous consent to withdraw LB 808 and cancel the hearing date of April 10. No objections. So ordered.

Visitors

Mr. Kennedy introduced Mr. Ernie Davis, Superintendent of Schools, David City.

Mrs. Craft introduced her daughter, Susan.

UNANIMOUS CONSENT—Change Hearing Time

Mr. Carpenter asked unanimous consent to hold the Government and Military Affairs Committee hearings at 1:00 p.m. on April 10 and 11. No objections. So ordered.

UNANIMOUS CONSENT—Cancel Hearing Date

Mr. Johnson asked unanimous consent to cancel the hearing date set for LB 919. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Bill

Mr. Johnson asked unanimous consent to withdraw LB 919.

Laid over.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 792. Indefinitely postponed.

LEGISLATIVE BILL 830. Indefinitely postponed.

LEGISLATIVE RESOLUTION 21. Placed on General File.

LEGISLATIVE BILL 763. Placed on General File.

LEGISLATIVE BILL 791. Placed on General File.

LEGISLATIVE BILL 1262. Placed on General File.

LEGISLATIVE BILL 1272. Placed on General File.

LEGISLATIVE BILL 1273. Placed on General File.

(Signed) Terry Carpenter, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 465. Indefinitely postponed.

LEGISLATIVE BILL 842. Indefinitely postponed.

LEGISLATIVE BILL 443. Placed on General File.

LEGISLATIVE BILL 576. Placed on General File.

LEGISLATIVE BILL 1210. Placed on General File as amended.

Standing Committee amendment to LB 1210:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Maurice A. Kremer, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 361. Placed on General File.

LEGISLATIVE BILL 597. Placed on General File as amended.

Standing Committee amendment to LB 597:

1. In section 1, line 44 strike "agency *listing*" and insert "agency *or an exclusive right to sell*".

LEGISLATIVE BILL 657. Placed on General File.

LEGISLATIVE BILL 660. Placed on General File as amended.

Standing Committee amendment to LB 660:

1. In section 1, line 5 insert "rights, privileges, and" after "his", line 6 insert ", including specifically, but not by way of limitation, any right to designate a beneficiary thereunder and any right to have an individual policy issued in accordance with subdivisions (8) and (9) of section 44-1607, Reissue Revised Statutes of Nebraska, 1943," after "policy", line 8 insert "rights, privileges, and" after the first "of", line 12 strike "including" and insert "included", line 13 insert "rights, privileges, and" after "such", and line 16 insert "subdivisions (8) and (9) of" after "with".

(Signed) Richard F. Proud, Chairman

Adjournment

Mr. Hasebroock moved to adjourn.

Mr. Carpenter moved to amend the motion to 8:30 a.m.

The Carpenter amendment prevailed.

The Hasebroock motion as amended, prevailed, and at 11:59 a.m. the Legislature adjourned until 8:30 a.m., Wednesday, April 2, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 2, 1969

Pursuant to adjournment, the Legislature met at 8:30 a.m., Mr. Wylie presiding.

Prayer was offered by the Chaplain.

Prayer

O God, our Father, as our Lord had courage to set his face to a destination which meant his death, may we have courage to face the difficult issues of our day. As he chose to do what was the compelling right with the terrible consequences, may we have something of his courage just now. As he received cheers and jeers and a cross, may we also act according to principle rather than prestige.

May this honorable body do its duty and have courage to face the present, aware of the past, and dedicated to a better future.

In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Holmquist, Johnson, Mahoney, Stull and Warner, who were excused, and Miss Reynolds excused until 9:00 a.m. and Mr. Bloom excused until 9:30 a.m.

Corrections for the Journal

Page 1260, line 17, delete "LB 111" and insert "LB 919".

The Journal for the Sixty-first Day was approved as cordected.

Members Excused

Mr. Wenzlaff asked unanimous consent to be excused Tuesday, April 8. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused Tuesday, April 8, and Friday, April 11. No objections. So ordered.

UNANIMOUS CONSENT—Final Reading

Mr. Carpenter asked unanimous consent to read only yesterday's Final Readings today. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 343.

A BILL FOR AN ACT to amend section 77-1259, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969, relating to taxation; to change the method of distribution of the tax on grain and seed as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adamson
Batchelder
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Bloom
Budd
Burbach
Holmquist
Johnson
Klaver
Mahoney
Marvel
Reynolds
Schmit
Skarda
Stull
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 405. With emergency.

A BILL FOR AN ACT to amend section 23-320.09, Revised Statutes Supplement, 1967, relating to flood control; to change the authority of the advisory watershed improvement board as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, "Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adamson
Batchelder
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pederson
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Bloom
Budd
Burbach
Carstens
Holmquist
Johnson
Mahoney
Reynolds
Stull
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 422.

A BILL FOR AN ACT to amend section 48-122, Reissue Revised Statutes of Nebraska, 1943, and section 48-121, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 203, Eightieth Session, Nebraska State Legislature, 1969, relating to workmen's compensation; to increase benefits as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, "Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight

Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Bloom
Carpenter
Holmquist
Johnson
Mahoney
Reynolds
Skarda
Stull
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 491. With emergency.

A BILL FOR AN ACT to amend section 23-362, Revised Statutes Supplement, 1967, relating to counties; to remove the limitation on the amount of state aid in any fiscal year for assistance to counties in law enforcement problems relating to Indians; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 8:

Bloom
Carpenter
Holmquist
Johnson
Kokes
Mahoney
Stull
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 507. With emergency.

A BILL FOR AN ACT relating to game and fish; to provide duties for the Game and Parks Commission; to authorize limited permits for farmers and ranchers for killing of deer or antelope; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the nagative, 1:

Skarda

Not voting, 8:

Bloom
Carpenter
Holmquist
Johnson
Mahoney
Stull
Syas
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 563.

A BILL FOR AN ACT to amend section 33-138, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase mileage rate for jurors; to restrict pay of grand and petit jurors as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner

Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldron
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Carpenter
Holmquist
Johnson
Mahoney
Schmit
Stull
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 604.

A BILL FOR AN ACT relating to mental health; to adopt the Interstate Compact on Mental Health.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Bloom
Carpenter
Holmquist
Johnson
Mahoney
Stull
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 608. With emergency.

A BILL FOR AN ACT to amend section 37-214.01, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide for resident hunting or fishing permits for persons enrolled in Civilian Conservation Centers or similar training facilities; to repeal the orginal section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 8:

Bloom
Carpenter
Holmquist
Johnson
Mahoney
Marvel
Stull
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Unbracket LB 310

Mr. Luedtke asked unanimous consent to unbracket LB 310 on Final Reading and return it to Select File for the following specific amendment:

1. In section 1, strike lines 14 and 15 and insert *"zoning jurisdiction"*.

No objections. So ordered.

Message from the Governor

April 1, 1969

The President, the Speaker
and Members of the Legislature

State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 1, 1969 I approved LB 151, LB 313 and LB 349.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 7. Correctly engrossed.

LEGISLATIVE BILL 20. Correctly engrossed.

LEGISLATIVE BILL 75. Correctly engrossed.

LEGISLATIVE BILL 91. Correctly engrossed.

LEGISLATIVE BILL 206. Correctly engrossed.

LEGISLATIVE BILL 215. Correctly engrossed.

LEGISLATIVE BILL 288. Correctly engrossed.

LEGISLATIVE BILL 305. Correctly engrossed.

LEGISLATIVE BILL 312. Correctly engrossed.

LEGISLATIVE BILL 314. Correctly engrossed.

LEGISLATIVE BILL 316. Correctly engrossed.

LEGISLATIVE BILL 390. Correctly engrossed.

LEGISLATIVE BILL 396. Correctly engrossed.

LEGISLATIVE BILL 397. Correctly engrossed.

LEGISLATIVE BILL 475. Correctly engrossed.

LEGISLATIVE BILL 526. Correctly engrossed.

LEGISLATIVE BILL 617. Correctly engrossed.

LEGISLATIVE BILL 680. Correctly engrossed.

LEGISLATIVE BILL 254. Correctly enrolled.

LEGISLATIVE BILL 512. Correctly enrolled.

LEGISLATIVE BILL 760. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Presented to the Governor

Presented to the Governor for approval on April 2, 1969 at 8:25 a.m.: LB 190 LB 264 LB 265 LB 311 LB 511 LB 540 LB 598 LB 602 LB 655 LB 685 LB 871

(Signed) Ruth Bossard, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	Committee
1356	Agriculture and Recreation
1357	Agriculture and Recreation

(Signed) Jerome Warner, Speaker

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 153. Placed on General File as amended.

Standing Committee amendment to LB 153:

1. In section 1, line 9, insert "*if a person works as a policeman after he is eligible for retirement and receives benefits from the retirement fund, he shall contribute to the retirement fund.*" after the period.

LEGISLATIVE BILL 370. Placed on General File as amended.

Standing Committee amendments to LB 370:

1. In section 5, line 71, insert a comma after "administrative"

2. In section 14, line 8, insert ", and such governing body may, in its discretion, submit said plan to the planning department, if any, of the city, village, or county, as the case may be, for that department's comments and recommendations".

3. In section 19, by inserting after line 59, the following:

60 "*(3) Nothing contained in this act shall be con-*
61 *strued as limiting the power of an authority of a city of*

the primary class to rent real property acquired from the federal government which is not, in the determination of such authority, by reason of its cost or the nature of its construction, suitable for low-income housing, to such tenants for such rentals as the authority shall determine reasonable, based upon the cost and the nature of the construction of the property, until such time as the property is adapted to low-income housing or disposed of by such authority."

4. In section 35, strike lines 1 to 5 and insert

"Sec. 35. *Each housing authority shall keep an accurate account of all its activities and of all its receipts and disbursements and make an annual report to the political subdivision which created it.*"

LEGISLATIVE BILL 696. Placed on General File as amended.

Standing Committee amendment to LB 696:
1. In section 1, line 1, strike "shall" and insert "may", and in line 16 insert "*Nothing in this act shall require the city to furnish labor, material, supervision, personnel or services in connection with the establishment, supervision or enforcement of such ordinance or the maintenance or upkeep of these parking areas.*" after the period.

LEGISLATIVE BILL 780. Indefinitely postponed.

LEGISLATIVE BILL 892. Indefinitely postponed.

(Signed) Bill K. Bloom, Chairman

Education

LEGISLATIVE BILL 172. Placed on General File as amended.

Standing Committee amendments to LB 172:

1. Strike sections 1 to 10 and in lieu thereof insert the following:

"Section 1. That section 43-612, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-612. A trainable mentally retarded child shall mean a child who is mentally retarded but who, is indicated by *a diagnostic evaluation, including an* individual psychological ~~examinations~~ *examination* administered by a person *holding valid Nebraska examiners creditionals for administering psychological examinations as issued* by the State Department of Education, is determined to have the potentialities for training or learning in the areas of self-care, social adjustment to his immediate surroundings, and ~~some activities~~ *vocationally-related activities* which will contribute to his economic usefulness in the home or in a specialized situation ~~designed for such groups as sheltered work shops or institutional settings~~ *providing for activities such as sheltered work experience and a supervised living environment.*

Sec. 2. That section 43-613, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-613. *The board of each school district or, upon the request of the school district, the educational service unit shall provide for education and training of all trainable mentally retarded children up to the age of twenty-one who are residents of such school district or unit as designated in section 79-2202. Such education and training shall provide for the development of self-realization, social awareness, economic usefulness, and civic responsibility. In order to carry out the provisions of this act, the governing boards of such school districts or educational service units shall provide as a part of the education and training of trainable mentally retarded children, and at no profit to the school district or educational service unit, vocationally-related activities; Provided, that such school districts or boards, where trainable mentally retarded children are enrolled and the services available are not completely adequate, may contract with existing schools or agencies for the provision of such services. Children who are residents of counties which have been excluded from an educational service unit shall attend the classes in the service unit of which they were a part prior to exclusion.*

Land and physical facilities necessary for the purposes of fulfilling the provisions of this act may be obtained through lease by the educational service unit; construction or purchase shall not be allowed for the purposes of this act except by an organized school district.

The county superintendent shall take a census of all children who are presumed to be trainable mentally retarded. The county superintendent shall, on or before July 1 of each year, certify to the county board the number of children thought to be trainable mentally retarded children who may be enrolled in a public school *or an educational service unit program* for tainable mentally retarded children in this state and who are resident in the county and it shall be the duty of the county board to provide, out of the county general fund, ~~for the contribution of four~~ *not less than four* hundred dollars per year for the training of each such child.

For each trainable mentally retarded child in such school district or educational service unit program the school district of residence and the educational service unit of residence shall each pay an amount equal to that of the county.

Sec. 3. That section 43-614, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-614. The amount to be contributed by the county for the trainable mentally retarded children in each district shall be paid directly to the school district *or educational service unit* in which such child is enrolled, if such school district *or educational service unit* has a special training program approved by the State Department of Education. *The amount to be contributed by the school district or educational service unit shall be paid directly to the school district or educational service unit if the administering district or unit has a special program approved by the State Department of Education. Per pupil cost shall be determined by dividing the operational and capital outlay costs of the program for the trainable mentally retarded children in the school district or educational service unit, plus three per cent depreciation on that portion of the school plant used exclusively for the mentally retarded program as fixed by the appropriate board, by the number of trainable mentally retarded children enrolled in the school district or educational service unit program. This amount shall be paid directly to the school district or educational service unit in which such child is enrolled if such district or service unit has a special training program approved by the State Department of Education. Payment shall be made in accordance with billings submitted by the district or unit and advance billing may be made.*

Sec. 4. That section 43-615, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-615. For each trainable mentally retarded child enrolled in such school district *or educational service unit program*, the State Department of Education shall authorize payment ~~directly to the school district in~~

~~which such child is enrolled~~ of an amount ~~equal to~~ *not to exceed* that paid by the county or such proportionate amount ~~of the sum~~ *as may be* appropriated by the Legislature directly to the school district *or educational service unit* in which such child is enrolled upon certification by the Commissioner of Education to the Director of Administrative Services who shall draw warrants on the state treasury in accordance with such certification, ~~but in no case shall the amount paid by the county and state be greater than the per pupil cost as determined by the district accepting the trainable mentally retarded children for instruction, and shall be exclusive of transportation. Per pupil cost shall be determined by dividing the operational costs of the program for trainable mentally retarded children in the district, plus three per cent depreciation on that portion of the school plant and equipment used exclusively for the mentally retarded program as fixed by the board of education, by the number of trainable mentally retarded children enrolled in the said district the last previous school year~~ *; Provided, that such funds may be augmented through the Division of Rehabilitation Services as a result of cooperative planning with the servicing school district or educational service unit.*

Sec. 5. *If the per pupil cost of the trainable mentally retarded child as determined by the school district or educational service unit is more than the combined contribution of the county, the educational service unit, the school district, the state and the federal government in any school year, then the school district, the educational service unit, and the county in which the trainable mentally retarded child resides shall share equally in the additional costs, except that if the trainable mentally retarded child resides in a county which is not a part of an educational service unit, the county shall pay an amount equal to two-thirds of such additional costs.*

If the per pupil costs of the trainable mentally retarded child as determined by the school district or educational service unit, whichever is operating the program, are more than the combined contribution of the county, the educational service unit, the school district, and the state and federal governments in any school year, then the school district and education service unit shall share equally in the costs above the amount contributed by the county, the state and the federal government.

A school district which is not a part of an educational service unit may contract with the educational service unit of which it would be a part if the county in which it is located had not been excluded pursuant to law for services for trainable mentally retarded children.

Sec. 6. That section 43-628, Reissue Revised Statutes of Nebraska, 1943, be amended to read as followas:

43-628. *In no case shall such Nebraska county, state, or local funds be expended for children attending these programs who are residents of states other than Nebraska, no shall such funds be expended for the purpose of providing wages for trainable mentally retarded individuals engaged in vocational evaluation and training in these programs.*

Each school district of this state having any trainable mentally or physically handicapped children residing in the district, and not providing any special education or training programs for such children, shall provide for special educational or training programs for such children. Any district having any such resident children and not actually furnishing the appropriate program shall contract with another district *or educational service unit* for the furnishing of such educational or *training program if requested by the parents or guardian* of such child or children.

Sec. 7. *The resident school district in which the child lives shall pay an amount not to exceed two hundred dollars to the parent or guardian for mileage expenses per year for those trainable mentally retarded children who are forced to leave the school district temporarily because of lack of educational and trainable services not available in the district of residence, with such payment to be made at the completion of the full school year; Provided, that any parent or guardian having more than one trainable mentally retarded child in his custody or control shall be limited to an aggregate amount of two hundred dollars for such transportation expenses per year.*

Sec. 8. *The State Department of Education shall adopt the necessary rules and regulations for administering the provisions of this act.*

The State Department of Education shall furnish the necessary consultative and other assistance and guidance for each program for the trainable mentally retarded set up under the provisions of this act; Pro-

vided, that the State Department of Education may employ an additional consultant in order to carry out the provisions of this act.

All funds appropriated by the Legislature to carry out thep rovisions of this act shall be administered in accordance with section 43-611.

Sec. 9. *The provisions of this act shall become operative at the beginning of the 1970 - 1971 school year.*

Sec. 10. That original sections 43-612, 43-613, 43-614, 43-615, and 43-628, Reissue Revised Statutes of Nebraska, 1943, and also section 79-492.01, Revised Statutes Supplement, 1967, are repealed.".

(Signed) Lester Harsh, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 523. Placed on General File as amended.

Standing Committee amendments to LB 523:

1. Amend section 1, line 6 by inserting after the period the following:

"*Any swine sold at a livestock market shall be placed under quarantine by the Department of Agriculture for a period of thirty days, except swine that are being moved out of Nebraska or to a place for immediate slaughter. Such swine placed under quarantine shall be confined on the premises of the purchaser unless the quarantine is removed by the department.*", lines 21 to 25 by striking the sentence commencing with "Where" in line 21 and show all old matter as stricken matter and inserting in lieu thereof "*Each veterinarian making market inspections shall be paid an average of twenty-five dollars for each regularly scheduled sale day in each calendar month as a guaranteed minimum salary for providing adequate inspection services. If the fees collected each calendar month by the market operator do not equal such amount, the market operator, shall make up the difference in his remittance to the state.*".

2. Amend section 2 by striking lines 11 and 12 and inserting "veterinarian ~~a minimum of fifteen dollars of each sale he may be required to attend~~ *a fee as established by the provisions of section 54-1180*, which amount shall be", lines 19, 20, and 21 by striking "*State Veterinarian*" and inserting "*designated veterinarian*".

(Signed) Willard H. Waldo, Vice-Chairman

LEGISLATIVE BILL 609. Indefinitely postponed.

(Signed) M. A. Kremer, Chairman

Government and Military Affairs

LEGISLATIVE BILL 1294. Placed on General File as amended.

Standing Committee amendments to LB 1294:

1. Strike section 2, and renumber original sections 3 to 39 as sections 2 to 38.

2. In renumbered section 4, line 45, strike *"eight"* and insert *"six"*; and in line 61, after the period insert *"In addition, on the last four Fridays preceding the primary and general elections, the county clerk in those counties not having an election commissioner shall prepare and post in his office a list of the voters registering the preceding week. Such list shall contain the name, address, party affiliation, and precinct of each registered voter."*.

3. In renumbered section 7, lines 5 and 6, strike "appoint" and insert "~~appoint~~ *give notice of appointment of*".

4. In renumbered section 8, lines 18 and 19, reinstate the stricken matter and strike the new matter.

5. In renumbered section 22, line 20, after the period insert *"It shall be the duty of the county clerk or election commissioner to prepare a list or several lists of the registered voters qualified to vote under the provisions of section 79-427 in any school election. Such list or lists shall be prepared after the close of registration of voters prior to election as provided by law, and shall only include the registered qualified voters of a school district which crosses county lines. The county clerk or election commissioner shall have the authority to certify the list or lists of voters to other county clerks or election commissioners, when the list or lists of registered, qualified voters are necessary for school election purposes. The county clerk or election commissioner shall have the authority to deputize appropriate school officials to aid in the determination of registered, qualified voters under the provisions of section 79-427."*.

6. In renumbered section 24, line 8, after "Saturday" insert *"the deadline for the act to be performed shall be Friday, and if the date shall fall upon a Sunday, the deadline for the act to be performed shall be Monday"*.

7. In renumbered section 29, line 13, after *"Governor"* insert *"or for President"*.

8. In renumbered section 37, line 7, after *"election"* insert *"commissioner or county"*.

9. In renumbered section 38, line 8, strike *"or nonpartisan"*; in line 16, strike *"created by an act of the Legislature"*; and in line 21, after *"section"* insert *"; Provided, a vacancy in the office of Governor shall be filled as provided in the Constitution"*.

10. Strike section 40, and renumber original sections 41 to 69 as sections 39 to 67.

11. In renumbered section 40, strike beginning with the period in line 11 through "seek" in line 21, and show the same as stricken.

12. In renumbered section 43, line 36, strike "caucus," and show the same as stricken; in line 43, after "each" insert *"election"*, and strike ", caucuses," and show the same as stricken; and strike beginning with the semicolon in line 46 through "municipalities" in line 54, and show the same as stricken.

13. In renumbered section 46, line 31, after *"Governor"* insert *"or President"*.

14. In renumbered section 47, line 11, after "Governor" insert *"or for President"*.

15. In renumbered section 48, strike lines 28, 29, 30, 40, and 41, and show the same as stricken.

16. In renumbered section 52, lines 7 and 11, strike "or election commissioner" and show the same as stricken; and in line 21 after the period insert *"In counties having an election commissioner, the deadlines established by this section shall be at least two clear days before election."*.

17. In renumbered section 53, line 43, strike *"in person,"*.

18. In renumbered section 56, lines 6 and 13, after "each" insert *"political"*, and after "party" insert *"receiving the highest and next highest vote for Governor or President at the last previous election"*.

19. In renumbered section 57, line 4, strike "caucus or" and show the same as stricken; in line 12, strike

"caucus," and show the same as stricken; in line 13, strike the first comma and show the same as stricken; in lines 28 and 48, strike "caucus," and the comma after "convention" and show the same as stricken.

20. In renumbered section 67, line 1, strike "23-149,"; and in line 5, strike "32-504,".

21. Add a new section to be known as section 68 and to read as follows:

"Sec. 68. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1313. Placed on General File as amended.

Standing Committee amendment to LB 1313:

1. In section 4, strike lines 5 to 9, and insert *"State of Nebraska of a building in the city of Lincoln. This authorization is for a Hall of Justice to provide adequate facilities for the Supreme Court, the Nebraska Workmen's Compensation Court, and the Court of Industrial Relations, and including space for related facilities such as the State Library provided for by the Constitution, a branch office of the Department of Justice, and adequate facilities for".*

(Signed) Terry Carpenter, Chairman

UNANIMOUS CONSENT—Withdraw Bills

Mr. Carpenter renewed his pending requests found in the Legislative Journal for the Sixty-first Day to withdraw LB 884, LB 1189, and LB 1290. No objections. So ordered.

Mr. Carpenter asked unanimous consent to withdraw LB 3, LB 98, LB 100 and LB 149 and cancel the hearing dates. No objections. So ordered.

Mr. Swanson asked unanimous consent to withdraw LB 301. No objections. So ordered.

Visitors

Mr. Swanson introduced Messrs. Delbert Grudy, David Harms, Bob Jenkins, Morgan West and Philip Greedy from Sidney, Iowa.

Members Excused

Mr. Duis asked unanimous consent to be excused April 14 and April 15. No objections. So ordered.

Mr. Simpson asked unanimous consent to be excused the week of May 12th. No objections. So ordered.

MOTION—Introduce Bill

Mr. Simpson moved the introduction of a new bill by the Committee on Government and Military Affairs.

Mr. Simpson requested a Call of the House. The Call showed 37 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 30 ayes 0 nays and 19 not voting.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1358. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William F. Swanson, 27th District; Robert L. Clark, 47th District; Wayne Ziebarth, 37th District; Eugene T. Mahoney, 5th District; J. James Waldron, 42nd District; William R. Skarda, Jr., 7th District and Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 9-108, Reissue Revised Statutes of Nebraska, 1943, relating to bingo; to reduce the age of persons permitted to participate in any bingo game conducted by a licensee as prescribed; to repeal the original section; and to declare an emergency.

UNANIMOUS CONSENT—Return LB 30 to Select File

Mr. Burbach asked unanimous consent to return LB 30 to Select File for the following specific amendment:

(1) Amend the title to read:

"FOR AN ACT to amend section 77-202.05, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the forms to apply to exempt status of real or *tangible* personal property, including motor vehicles, shall contain the information as prescribed; and to repeal the original section."

(2) That Subsection (2) of Section 1 be amended to read:

> "(2) Legal description of real property, specific description of motor vehicles and their use, and a general description as to class and use of all other tangible personal property."

and the title be amended to conform.

No objections. So ordered.

MOTION—Suspend Rules

Mr. Simpson moved to suspend the rules to have LB 1358 placed on General File without a public hearing.

Mr. Simpson requested a Call of the House. The Call showed 38 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 463. E and R amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Mrs. Orme offered the following unanimous consent amendment:

In line 3 of paragraph 1 of standing committee amendments, strike the words "full-time".

Mr. Batchelder objected.

Mrs. Orme moved to return LB 463 to General File for consideration of the specific amendment.

Motion pending.

UNANIMOUS CONSENT—Bracket LB 154 and LB 155

Mr. Duis asked unanimous consent to bracket LB 154 and LB 155 on Select File until April 10. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 259. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 482. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 486. Advanced to E and R for engrossment.

LEGISLATIVE BILL 575. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 702. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 703. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 152. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 648. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 381. Advanced to E and R for engrossment.

LEGISLATIVE BILL 489. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 714. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 469. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Bracketed at the request of Mr. Syas.

LEGISLATIVE BILL 748. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 902. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 274. E and R amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 882. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1109. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 63. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Mr. Harsh offered the following amendment, which was adopted by unanimous consent:

In line 60, strike "promote and replace with "advertise".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 634. Advanced to E and R for engrossment.

LEGISLATIVE BILL 447. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 448. E and R amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 593. Bracketed until April 12 at the request of Mr. Harsh.

LEGISLATIVE BILL 310. The Luedtke specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 30. The Burbach specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Return LB 7 to Select File

Mr. Pedersen asked unanimous consent to return LB 7 to Select File for consideration of the following specific amendment:

Strike from the Ziebarth Select File amendment adopted on March 24, 1969, in lines 12 and 13, "*A representative of the Nebraska Council of Educational Television shall serve as an ex officio member of the commission.*".

Mr. Nore objected.

Mr. Carpenter moved to pass over the bill at this time. The motion prevailed.

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 1222 Wednesday, May 7, 1969 2:00 p.m.

(Signed) J. W. Burbach, Chairman

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 874. Placed on General File as amended.

Standing Committee amendments to LB 874:

1. In section 1, sub-section (2) line 21, insert *"or from"* after "to".

2. In section 1, sub-section (6) line 55, insert *"or from"* after *"to"*.

LEGISLATIVE BILL 1174. Placed on General File.

LEGISLATIVE BILL 1178. Placed on General File as amended.

Standing Committee amendment to LB 1178:

1. In Section 1, lines 5 and 28, strike "Commerce", and show the same as stricken, and insert in lieu thereof *"Transportation"*.

LEGISLATIVE BILL 1201. Placed on General File as amended.

Standing Committee amendment to LB 1201:

1. In section 1, line 23, strike the material in italics beginning with *"When"* and ending in line 28 with *"tractor."*

LEGISLATIVE BILL 1285. Placed on General File.

LEGISLATIVE BILL 1062. Indefinitely postponed.

(Signed) Rick Budd, Chairman

Revenue

LEGISLATIVE BILL 537. Indefinitely postponed.

LEGISLATIVE BILL 738. Indefinitely postponed.

LEGISLATIVE BILL 779. Indefinitely postponed.

LEGISLATIVE BILL 796. Indefinitely postponed.

LEGISLATIVE BILL 859. Indefinitely postponed.

LEGISLATIVE BILL 986. Indefinitely postponed.

LEGISLATIVE BILL 1048. Indefinitely postponed.

LEGISLATIVE BILL 732. Placed on General File.

LEGISLATIVE BILL 768. Placed on General File.

(Signed) J. W. Burbach, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 362. Placed on General File as amended.

Standing Committee amendment to LB 362:

1. In section 2, lines 18 and 19, strike "*by or on behalf of the debtor*".

LEGISLATIVE BILL 661. Placed on General File.

LEGISLATIVE BILL 664. Placed on General File.

LEGISLATIVE BILL 799. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

Revenue

LEGISLATIVE BILL 36. Indefinitely postponed

LEGISLATIVE BILL 340. Indefinitely postponed.

LEGISLATIVE BILL 360. Indefinitely postponed.

LEGISLATIVE BILL 424. Indefinitely postponed.

LEGISLATIVE BILL 346. Placed on General File.

LEGISLATIVE BILL 873. Placed on General File as amended.

Standing Committee amendment to LB 873:

1. In section 2, lines 5 and 6 strike "the English language, including".

LEGISLATIVE BILL 1063. Placed on General File as amended.

Standing Committee amendment to LB 1063:

1. In section 1, line 24 insert "*county wherein the schoolhouse of such school district is located*", after the stricken period, line 24 by reinstating "It shall", by re-

instating the stricken matter in lines 25 to 29, by reinstating "tion 77-1601." in line 30, by striking the new matter in line 30 and the new matter in line 31 to the period.

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 274. Correctly engrossed.

LEGISLATIVE BILL 882. Correctly engrossed.

LEGISLATIVE BILL 902. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Visitors

Mr. Schreurs introduced 16 Fourth Grade students and sponsors from Bradshaw.

GENERAL FILE

LEGISLATIVE BILL 276. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 497. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 559. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 560. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 599. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 774. Reading waived. Explained.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 801. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 1 nay and 17 not voting.

LEGISLATIVE BILL 831. Reading waived. Explained.

Mr. Proud Presiding

Standing Committee amendment found in the Legislative Journal for the Fiftieth Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 564. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

Mr. Wylie Presiding

LEGISLATIVE BILL 374. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fiftieth Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1073. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 995. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 997. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 403. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-first Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 837. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 893. Reading waived. Explained.

Laid over.

LEGISLATIVE BILL 721. Considered.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 921. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 517. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

Adjournment

At 12 o'clock noon, on a motion by Mr. Adamson, the Legislature adjourned until 9:00 a.m., Tuesday, April 8, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 8, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O God of us all, may the members of this legislative body ever keep before them the high responsibility which is theirs. They have an unprecedented challenge; may they make appropriate responses and continually to develop into statesmen. May their debates ever be upon issues, rather than upon human personalities. Give this body the vision to have courage for greatness. May they respond to their challenges, living neither in their vacuum of futility or the gold fish bowl of exhibitionism. Guide them to live as responsible, elected officials, with courage, integrity, vision, cool minds and compassionate hearts. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Adamson, Bloom, Carstens, Holmquist, Pedersen and Wenzlaff, who were excused.

Corrections for the Journal

Page 1265, line 23, correct spelling of "two-thirds".

Page 1265, line 38, correct spelling of "Clark".

Page 1266, line 40, correct spelling of "two-thirds".

Page 1268, line 3, correct spelling of 'Waldo"; line 24, delete "Pedersen" and insert "Nore".

Page 1273, line 10, correct spelling of *"environment"*.

Page 1277, line 12, correct spelling of "Revised".

Page 1282, line 25, delete "Mr." and insert "Mrs."; line 29, correct spelling of "bracket".

The Journal for the Sixty-second Day was approved as corrected.

Communications

Letter from U. S. Senator Hruska regarding LR 23.

Message from the Governor

April 2, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 2, 1969 I approved LB 190, LB 264, LB 265, LB 311, LB 511, LB 540, LB 598, LB 602, LB 655, LB 685 and LB 871.

Respectfully,
(Signed) Norbert T. Tiemann
Governor

NTT:sjs

NOTICE OF COMMITTEE HEARINGS

Public Health and Welfare

LB 1081	Tuesday, April 29, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to consider the Final Readings today that are set for April 9.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 62.

A BILL FOR AN ACT to amend section 79-2103, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Educational Television Commission; to provide additional powers and duties for such commission; to remove obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Batchelder

Not voting, 9:

Adamson
Bloom
Carstens
Holmquist
Klaver
Kokes
Pedersen
Stull
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 223.

A BILL FOR AN ACT to amend sections 14-115, 16-611, and 17-558, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages; to provide that when a street or alley, or part thereof, is vacated, the vacated street or alley, or part thereof, shall be a part of the abutting property except as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore

Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Bloom
Carstens
Holmquist
Pedersen
Waldron
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 258.

A BILL FOR AN ACT relating to civil practice; to provide conditions for the use of a written statement against the person making the statement.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 40:

Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltsie
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Batchelder
Bloom
Carstens
Holmquist
Moylan
Pedersen
Robinson
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 281. With emergency.

A BILL FOR AN ACT relating to state administrative departments; to authorize the Department of Public Institutions to sell certain land in Buffalo County, Nebraska, as prescribed; to provide for the disbursement of the proceeds of the sale of such land; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Bloom
Carstens
Holmquist
Pedersen
Warner
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 291. With emergency.

A BILL FOR AN ACT to amend section 16-6,100, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to change the powers of the mayor and council of cities of the first class with respect to the construction of public buildings as prescribed; to change the percentage of voters required for issuing bonds; to provide when no vote shall be required; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Batchelder
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Adamson
Bloom
Budd
Carstens
Holmquist
Pedersen
Warner
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 292.

A BILL FOR AN ACT to amend section 53-122, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to harmonize with previous legislation; to limit the frequency of elections; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Waldron

Not voting, 7:

Adamson
Bloom
Carstens
Holmquist
Mahoney
Pedersen
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 373.

A BILL FOR AN ACT to amend section 48-706, Reissue Revised Statutes of Nebraska, 1943, relating to boilers; to exempt certain type boilers from the boiler inspection law as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Bloom
Carstens
Holmquist
Kokes
Mahoney
Pedersen
Simpson
Wenzlaff
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 402. With emergency.

A BILL FOR AN ACT to amend sections 77-1248 and 77-1249, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide that the Tax Commissioner shall levy the tax on air transportation carriers; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Adamson
Bloom
Carstens
Holmquist
Orme
Pedersen
Wenzlaff
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 487.

A BILL FOR AN ACT to amend section 48-134, Reissue Revised Statutes of Nebraska, 1943, relating to workmen's compensation; to provide for medical examination of an injured employee by practitioners licensed in states other than Nebraska; to provide that an unreasonable refusal to submit to examination shall deprive an employee of benefits; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda

Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Adamson
Bloom
Carstens
Holmquist
Pedersen
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1223. With emergency.

A BILL FOR AN ACT to amend sections 71-1,137, 71-1,138, 71-1,139.01, 71-1,140, and 71-1,141, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide for licenses to practice osteopathic medicine, and osteopathic medicine and surgery as prescribed; to repeal the original sections and also sections 71-1,140.01, 71-1,140.02, and 71-1,140.03, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Bloom
Carstens
Holmquist
Knight
Pedersen
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 2. With emergency.

A BILL FOR AN ACT relating to drugs; to define terms; to provide penalties; to amend sections 28-451, 28-452, and 28-472.01, Reissue Revised Statutes of Nebraska, 1943; to provide an exception; to provide for disposition of certain property; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Burbach
Carpenter
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Batchelder
Bloom
Budd
Carstens
Duis
Holmquist
Pedersen
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 299.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful to leave children in motor vehicles as prescribed; and to provide a penalty.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Burbach
Carpenter
Craft
Danner
Elrod
Harsh
Hasebroock
Klaver

Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Whitney
Wiltse
Ziebarth

Voting in the negative, 11:

Batchelder
Budd
Clark
Kennedy
Knight
Kokes
Nore
Schmit
Wallwey
Warner
Wylie

Not voting, 10:

Adamson
Bloom
Carstens
Duis
Holmquist
Johnson
Keyes
Pedersen
Stull
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 333. With emergency.

A BILL FOR AN ACT to amend sections 71-1,102, 71-1,103, 71-1,104, 71-1,104.01, 71-1,104.02, 71-1,104.03, 71-1,104.05, 71-1,105, and 71-1,107, Reissue Revised Statutes of Nebraska, 1943, relating to medicine and surgery; to redefine terms; to provide who is practicing medicine and surgery; to provide for qualifications; to provide additional grounds for suspension or revocation of licenses; to change the conditions for waiver of examination as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Bloom
Carstens
Holmquist
Mahoney
Pedersen
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 344.

A BILL FOR AN ACT to amend section 77-1254, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to change provisions for keeping of records by a dealer in seed and grain; to eliminate provision for a bond; to eliminate reports; to eliminate provisions for audits; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Adamson
Bloom
Carstens
Danner
Holmquist
Klaver
Mahoney
Pedersen
Skarda
Stull
Syas
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 407.

A BILL FOR AN ACT to amend section 81-805, Revised Statutes Supplement, 1967, relating to the Game and Parks Commission; to redefine the powers of the Game and Parks Commission as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Budd
Burbach
Carpenter
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 4:

Batchelder
Clark
Marvel
Wylie

Not voting, 8:

Adamson
Bloom
Carstens
Holmquist
Nore
Pedersen
Reynolds
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 547. With emergency.

A BILL FOR AN ACT to repeal Chapter 83, article 5, Reissue Revised Statutes of Nebraska, 1943, relating to sterilization of inmates of the Beatrice State Home; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 32:

Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hasebroock
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldron
Wallwey
Wiltse
Wylie
Ziebarth

Voting in the negative, 7:

Batchelder
Budd
Kennedy
Stull
Waldo
Warner
Whitney

Not voting, 10:

Adamson
Bloom
Carstens
Harsh
Holmquist
Kremer
Pedersen
Robinson
Syas
Wenzlaff

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 32:

Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldron
Wallwey
Wylie
Ziebarth

Voting in the negative, 9:

Batchelder
Budd
Kennedy
Robinson
Stull
Waldo
Warner
Whitney
Wiltse

Not voting, 8:

Adamson
Bloom
Carstens
Holmquist
Kremer
Pedersen
Syas
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 174.

A BILL FOR AN ACT to amend section 23-151, Revised Statutes Supplement, 1967, relating to counties; to provide that commissioners in counties having a population in excess of three hundred thousand, or more, shall be nominated and elected by the qualified electors of the entire county; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Budd
Carpenter
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Schmit
Simpson
Skarda
Swanson
Syas
Waldo
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 10:

Batchelder
Danner
Kennedy
Keyes
Kokes
Schreurs
Stull
Waldron
Wallwey
Wylie

Not voting, 11:

Adamson
Bloom
Burbach
Carstens
Clark
Holmquist
Moylan
Pedersen
Reynolds
Robinson
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 341.

A BILL FOR AN ACT to amend section 44-1605, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to reduce the minimum required number of persons required to be covered for certain group insurance; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Bloom
Carstens
Holmquist
Keyes
Kokes
Pedersen
Robinson
Skarda
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 354.

A BILL FOR AN ACT to amend sections 44-703, 44-705, and 44-706, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to reduce the age minors may contract for insurance and to release or discharge insurance contracts; to provide competency of minors to contract with relation to payments payable under the provisions of a life insurance or annuity contract as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Harsh
Waldo

Not voting, 8:

Adamson
Bloom
Carstens
Holmquist
Keyes
Mahoney
Pedersen
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 435. Laid over at the request of Mr. Kennedy.

LEGISLATIVE BILL 490.

A BILL FOR AN ACT to designate an official state tree.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 22:

Carpenter
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Klaver
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Schmit
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 17:

Budd
Burbach
Clark
Kennedy
Keyes
Knight
Kokes
Luedtke
Orme
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron

Not voting, 10:

Adamson
Batchelder
Bloom
Carstens
Holmquist
Johnson
Pedersen
Robinson
Wallwey
Wenzlaff

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 541. With emergency.

A BILL FOR AN ACT to amend section 77-202.01, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to include tangible personal property, including motor vehicles, in the class of property for which exempt status may be applied for; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Schreurs

Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Bloom
Carstens
Holmquist
Mahoney
Orme
Pedersen
Skarda
Wallwey
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 565. With emergency.

A BILL FOR AN ACT relating to the Nebraska Penal and Correctional Complex; to prohibit the leasing of agricultural land; to provide that certain leases shall be void; to provide for termination of existing leases; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldron
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Nore
Syas
Waldo

Not voting, 11:

Adamson
Batchelder
Bloom
Carstens
Holmquist
Mahoney
Orme
Pedersen
Stull
Wallwey
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 682. With emergency.

A BILL FOR AN ACT to amend section 68-1016, Reissue Revised Statutes of Nebraska, 1943, relating to public assistance; to expand appeal procedures so as to include commodities and food stamp programs; to repeal the original section; and to declare an emergency.

Whereupon the President stated: “All provisions of law relative to procedure having been complied with, the question is, ‘Shall the bill pass with the emergency clause attached?’ ”

Voting in the affirmative, 32:

Burbach
Carpenter
Craft
Danner
Duis
Elrod
Hasebroock
Johnson
Keyes
Klaver
Knight
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 6:

Batchelder
Budd
Clark
Kennedy
Robinson
Wylie

Not voting, 11:

Adamson
Bloom
Carstens
Harsh
Holmquist
Kokes
Mahoney
Marvel
Pedersen
Waldo
Wenzlaff

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, “Shall the bill pass with the emergency clause stricken?’ ”

Voting in the affirmative, 34:

Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Ziebarth

Voting in the negative, 5:

Batchelder
Budd
Kennedy
Robinson
Wylie

Not voting, 10:

Adamson
Bloom
Carstens
Danner
Holmquist
Mahoney
Pedersen
Waldo
Wenzlaff
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 811.

A BILL FOR AN ACT to repeal section 77-334, Reissue Revised Statutes of Nebraska, 1943, relating to taxation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Bloom
Carstens
Danner
Holmquist
Mahoney
Pedersen
Waldo
Warner
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 823.

A BILL FOR AN ACT relating to revenue and taxation; to create a Department of Revenue; and to provide an operative date.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Adamson
Bloom
Budd
Carstens
Danner
Holmquist
Johnson
Mahoney
Pedersen
Waldo
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Warner introduced 22 Tenth grade students from Adams Public School and Mr. Warren Washburn, teacher.

Speaker Warner Presiding

Mr. Hasebroock introduced Mr. Donald L. Dover of Madison, representing the Stanton County Farm Bureau.

Mr. Swanson introduced Mr. Bob Olson of Lincoln.

Mr. Nore introduced his daughter Betsy and her friend, Terry Fischer.

Mr. Harsh introduced Rev. and Mrs. Fred Baker of Elwood.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 633. Placed on Select File as amended.

E and R amendment to LB 633:

1. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend sections 79-1338 and 79-1341, Revised Statutes Supplement, 1967, relating to schools; to change provisions for calculation of state aid; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 30. Replaced on Select File as amended.

E and R amendments to LB 30:

1. In lieu of the Burbach amendment 1, in the title, line 5, insert "tangible" after "or".

2. In lieu of the Burbach amendment 2, in section 1, line 13, strike "*or*" and insert an underscored comma; and strike lines 14 and 15 and amendments thereto and insert "*specific description of motor vehicles and their use, and a general description as to class and use of all other tangible personal property;*".

LEGISLATIVE BILL 600. Replaced on Select File as amended.

E and R amendment to LB 600:

1. In the title, line 10, immediately before the first "to" insert "to provide bidding requirements for public power districts;".

LEGISLATIVE BILL 63. Replaced on Select File as amended.

E and R amendment to LB 63:

1. In lieu of the Harsh amendment adopted 4/2/69, in line 3 of Enrollment and Review amendment 1, adopted 4/2/69, strike "*promotion*" and insert "*advertising*".

LEGISLATIVE BILL 711. Placed on Select File as amended.

E and R amendment to LB 711:

1. In section 1, line 61, strike "trailers" and insert "~~trailers~~ *trailer*".

LEGISLATIVE BILL 994. Placed on Select File as amended.

E and R amendments to LB 994:

1. In section 1, line 8, strike the period and insert an underscored semicolon; in lines 13, 16, and 26, strike the period and insert "*;*"; and in line 34, strike the period and insert "*; and*".

2. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 4, strike "and"; and in line 4, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 611. Placed on Select File.

LEGISLATIVE BILL 923. Placed on Select File as amended.

E and R amendment to LB 923:

1. In the title, line 5, insert "; and to repeal the original section" after "prescribed".

LEGISLATIVE BILL 1007. Placed on Select File as amended.

E and R amendments to LB 1007:

1. In section 1, line 49, insert an underscored comma after "and".

2. In section 3, lines 38 and 41, insert "*the*" before "claimant".

3. In lieu of the Kremer amendment, in section 5, reinstate the stricken matter in lines 8 to 10; and in line 10, after the reinstated "foods" insert "*unless the director or his duly authorized representative has reason to believe that the vehicle contains foods not in compliance with sections 81-217.11 to 81-217.27*".

4. In the title, strike beginning with "to" in line 6 through "act" in line 8 and insert "to restrict an exemption".

LEGISLATIVE BILL 327. Placed on Select File as amended.

E and R amendment to LB 327:

1. In standing committee amendment 1, line 7 and lines 9 and 10, strike "*merger or consolidation*" and insert "*consolidation or merger*"; and in line 10, strike

the period and insert a period at the end of the line.

LEGISLATIVE BILL 557. Placed on Select File as amended.

E and R amendments to LB 557:

1. In section 1, line 6, insert *"real estate"* after "Such"; and in line 14, strike the comma and show the same as stricken.

2. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 6, strike the second "and" and insert "to extend provisions to stock;" and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 480. Placed on Select File as amended.

E and R amendment to LB 480:

1. In the title, line 2, strike the comma and insert a semicolon; and in line 3, strike "a penalty" and insert "penalties".

LEGISLATIVE BILL 506. Placed on Select File.

LEGISLATIVE BILL 548. Placed on Select File.

LEGISLATIVE BILL 470. Placed on Select File as amended.

E and R amendment to LB 470:

1. In the title, line 4, insert "the" after the first "to".

LEGISLATIVE BILL 558. Placed on Select File as amended.

E and R amendments to LB 558:

1. In section 1, line 3, strike "After May 16, 1967, any" and show the same as stricken and insert *"Any"*.

2. In the title, line 6, insert "to delete obsolete matter;" after the semicolon.

LEGISLATIVE BILL 209. Placed on Select File.

LEGISLATIVE BILL 883. Placed on Select File.

LEGISLATIVE BILL 759. Placed on Select File as amended.

E and R amendment to LB 759:

1. In section 2, line 15 and line 23, strike "then and in that case," and show the same as stricken; in line 19 and lines 27 and 28, strike "both such a fine and imprisonment" and show the same as stricken and insert "*be both so fined and imprisoned*"; and in line 31, insert "*, but such presumption may be rebutted*" after "*defraud*".

LEGISLATIVE BILL 789. Placed on Select File as amended.

E and R amendment to LB 789:

1. In the title, line 8, insert ", and amendments thereto" after "1943".

LEGISLATIVE BILL 717. Placed on Select File as amended.

E and R amendment to LB 717:

1. In the title, strike line 4 and insert "to authorize certain purchases for all insti-".

LEGISLATIVE BILL 170. Placed on Select File as amended.

E and R amendments to LB 170:

1. In section 1, line 30, reinstate the stricken "and".

2. In standing committee amendment 1, lines 2 and 3, insert an underscored comma before "*and*".

3. Renumber original section 3 as section 2.

4. In the title, line 4, strike "to define terms;".

LEGISLATIVE BILL 742. Placed on Select File as amended.

E and R amendments to LB 742:

1. In section 1, line 34, strike "*above*" and insert "*of this section*".

2. In lieu of the Clark amendment, in section 1, line 31, strike "*six*" and insert "*eight*".

LEGISLATIVE BILL 178. Correctly engrossed.

LEGISLATIVE BILL 280. Correctly engrossed.

LEGISLATIVE BILL 315. Correctly engrossed.

LEGISLATIVE BILL 329. Correctly re-engrossed.

LEGISLATIVE BILL 337. Correctly engrossed.

LEGISLATIVE BILL 391. Correctly engrossed.

LEGISLATIVE BILL 458. Correctly engrossed.

LEGISLATIVE BILL 486. Correctly engrossed.

LEGISLATIVE BILL 522. Correctly engrossed.

LEGISLATIVE BILL 550. Correctly engrossed.

LEGISLATIVE BILL 575. Correctly engrossed.

LEGISLATIVE BILL 690. Correctly engrossed.

LEGISLATIVE BILL 702. Correctly engrossed.

LEGISLATIVE BILL 798. Correctly engrossed.

LEGISLATIVE BILL 1109. Correctly engrossed.

LEGISLATIVE BILL 343. Correctly enrolled.

LEGISLATIVE BILL 405. Correctly enrolled.

LEGISLATIVE BILL 422. Correctly enrolled.

LEGISLATIVE BILL 491. Correctly enrolled.

LEGISLATIVE BILL 507. Correctly enrolled.

LEGISLATIVE BILL 563. Correctly enrolled.

LEGISLATIVE BILL 604. Correctly enrolled.

LEGISLATIVE BILL 608. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 254 LB 512 LB 760 LB 343 LB 405 LB 422 LB 491 LB 507 LB 563 LB 604 LB 608

NOTICE OF COMMITTEE HEARINGS

Education

LB 1214	Tuesday, April 15, 1969	2:00 p.m.
LB 958	Tuesday, April 22, 1969	2:00 p.m.
LB 1113	Monday, April 28, 1969	2:00 p.m.
LB 1114	Monday, April 28, 1969	2:00 p.m.
LB 1115	Monday, April 28, 1969	2:00 p.m.
LB 1116	Monday, April 28, 1969	2:00 p.m.
LB 1057	Tuesday, April 29, 1969	2:00 p.m.
LB 1097	Tuesday, April 29, 1969	2:00 p.m.
LB 1098	Tuesday, April 29, 1969	2:00 p.m.
LB 1195	Wednesday, April 30, 1969	2:00 p.m.
LB 1237	Wednesday, April 30, 1969	2:00 p.m.
LB 1271	Wednesday, April 30, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

Agriculture and Recreation

LB 806	Thursday, April 17, 1969	2:00 p.m.

(Signed) M. A. Kremer, Chairman

MOTION—Suspend Rules

Mr. Kremer moved to suspend the rules to withdraw LB 891 and to cancel the hearing date.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT—Withdraw LB 919

Mr. Johnson renewed his pending request found in the Legislative Journal for the Sixty-first Day to withdraw LB 919. No objections. So ordered.

MOTION—Suspend Rules

Mr. Burbach moved to suspend the rules to allow the introduction of six new bills by the Committee on Revenue.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1359. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; William

F. Swanson, 27th District; William R Skarda, Jr., 7th District; Harold D. Simpson, 46th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 77-2712, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide that the sales and use taxes constitute a trust fund in the hands of the retailer, and shall be owned by the State of Nebraska as of the time they are owing to the retailer; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1360. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; William F. Swanson, 27th District; William R. Skarda, Jr., 7th District; Harold D. Simpson, 46th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT relating to mechanical amusement devices; to define terms; to provide for license; to provide for fees; to provide duties for the Tax Commissioner and the Attorney General; to provide for a tax as prescribed; to provide duties for operators; to provide for violations and penalties; and to provide how this act may be cited.

LEGISLATIVE BILL 1361. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; William F. Swanson, 27th District; William R. Skarda, Jr., 7th District; Harold D. Simpson, 46th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 77-27,104, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide for liens and their priority on persons owing a tax as prescribed; to provide for notices; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1362. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; William F. Swanson, 27th District; William R.

Skarda, Jr., 7th District; Harold D. Simpson, 46th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 77-27,132, Revised Statutes Supplement, 1967, relating to revenue and taxation; to allow the Tax Commissioner to deposit amounts collected in a designated bank; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1363. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; William F. Swanson, 27th District; William R. Skarda, Jr., 7th District; Harold D. Simpson, 46th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 77-2757, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide that the withholding of taxes deducted and withheld by the employer shall constitute a trust fund in the hands of the employer and shall be owned by the state; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1364. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; William F. Swanson, 27th District; William R. Skarda, Jr., 7th District; Harold D. Simpson, 46th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District and Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT to amend section 77-27,119, Revised Statutes Supplement, 1967, relating to taxation; to provide for hearings; to provide authority for the Tax Commissioner; to repeal the original section; and to declare an emergency.

NOTICE OF COMMITTEE HEARINGS

Budget and Appropriations

LB 1279 Monday, April 14, 1969 2:00 p.m.

(Signed) Richard D. Marvel, Chairman

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 615. Placed on General File as amended.

Standing Committee amendments to LB 615:

1. In section 1, line 19, strike "twenty-five" and insert "~~*twenty-five*~~ *fifty*"; in line 26, strike the new matter, and strike line 27 and in lieu thereof insert "*No permit shall be issued until after a reasonable period for making application, as established by the commission, has expired. When more valid applications*"; in line 34, after the period, insert "*If an applicant is unable to receive a permit because of the limitation of permits available, then the applicant shall be issued a permit, if application is made, in the following year without having to participate in the public drawing.*"; in line 43 strike "twenty-five" and insert "~~*twenty-five*~~ *fifty*"; and in line 45 strike "*by public drawing*".

2. In section 2, line 26, strike "*by public drawing*".

(Signed) Maurice A. Kremer, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 740. Indefinitely postponed.

LEGISLATIVE BILL 741. Indefinitely postponed.

LEGISLATIVE BILL 807. Indefinitely postponed.

LEGISLATIVE BILL 803. Placed on General File.

LEGISLATIVE BILL 813. Placed on General File.

LEGISLATIVE BILL 1238. Placed on General File.

(Signed) Richard F. Proud, Chairman

Adjournment

At 11:53 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Wednesday, April 9, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 9, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, we are grateful for the changing seasons; that out of the storms and clouds come calmness and sunlight; out of the seemingly dead soil, spring flowers and shrubs, giving beauty and glow to our land. As we sow, so shall we reap. May we plant certain spiritual seeds in our lives and cultivate these through all seasons; faith, which buds forth in confidence; trust, steadfastness, hope, whose seeds burst forth with optimism, vision and stability; love, the eternal bulb, flowering forth into creative goodwill, harmony and endurance. May we cultivate our inner gardens as carefully as we can, that our lives may bring forth good fruit. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Holmquist, who was excused and Bloom, excused until 9:30 a.m.

Corrections for the Journal

Pages 1302, 1304 and 1305, correct spelling of "Wiltse".

Page 1305, line 12, insert "32:" after "affirmative,".

The Journal for the Sixty-third Day was approved as corrected.

Members Excused

Mr. Hasebroock asked unanimous consent to be excused at 11:00 a.m. for the remainder of the day. No objections. So ordered.

Mr. Knight asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused Friday, April 11. No objections. So ordered.

Visitors

Mr. Carpenter introduced a group of students and sponsors from the Lyons Public School.

Mr. Kremer introduced 28 students and sponsors from Stromsburg.

UNANIMOUS CONSENT—Bracket LB 798

Mr. Harsh asked unanimous consent to bracket LB 798 on Final Reading. No objections. So ordered.

UNANIMOUS CONSENT—Change of Hearing Rooms

Mr. Harsh asked unanimous consent to hold the Education Committee Hearings this afternoon at 1:00 p.m. in the West Chamber. No objections. So ordered.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and take up the Final Readings set for tomorrow.

The motion prevailed with 40 ayes, 1 nay and 8 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 276. Placed on Select File as amended.

E and R amendments to LB 276:

1. In new section 1, strike the new matter in lines 21 to 24 and insert "*The three members receiving the highest number of votes shall serve for a term of four years, and the other two members for a term of two years. As the terms of these members expire, their successors*"; in lines 24 and 25 strike "members of the board of directors" and show the same as stricken; in line 28 strike "may" and insert "~~shall~~ *may*"; and in line 41 strike "*and*" and insert "*or*".

2. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend section 35-506, Reissue Revised Statutes of Nebraska, 1943, relating to rural and suburban fire protection districts; to provide staggered terms for directors; to provide that each township may be represented on the board as prescribed; to provide for filling vacancies; to provide for compensation; and to repeal the original section.".

LEGISLATIVE BILL 497. Placed on Select File as amended.

E and R amendments to LB 497:

1. In section 1, line 1, strike "Definitions:", and insert a comma after "act"; in lines 3, 5, 10, 16, and 24, strike "means" and insert "shall mean"; in line 7, strike the semicolon and insert a comma; in line 15, strike "normally used" and insert "normally-used"; in line 23, strike "and"; and in line 26, strike the period and insert a semicolon.

2. In section 2, line 5, strike "try-out" and insert "try out".

3. Amend section 4 to read:

"Sec. 4. Nothing in this act shall be construed to make it unlawful (1) for the owner of two or more vehicles to possess a change key that can be used on two or more vehicles that he owns, (2) for such owner to change the locks on such vehicles so that they are keyed alike, or (3) for any person to make or duplicate the original change keys for such an owner.".

4. In section 5, line 5, strike "will" and insert "shall".

5. In section 7, line 1, strike "company,"; and in line 3 after "thereof" insert a comma.

6. In standing committee amendment 1, numbered line 27, strike "means" and insert "shall mean"; in numbered line 29, strike ". Whose" and insert ", whose"; in numbered line 31 strike the semicolon; in numbered line 36, strike "is" and insert "are"; in numbered line 37, strike the period and insert "; and"; and in numbered line 38, strike "means" and insert "shall mean".

7. In standing committee amendment 2, line 3, after the first coma insert "Reissue Revised Statutes of Nebraska, 1943,".

8. In standing committee amendment 3, line 3,

after the comma insert "Reissue Revised Statutes of Nebraska, 1943,".

9. In the title, lines 3 and 4, strike "to provide for the unlawful manufacture, having possession of," and insert "to make unlawful the manufacture, possession,".

LEGISLATIVE BILL 559. Placed on Select File as amended.

E and R amendment to LB 559:

1. In section 1, line 24, strike *"master's"* and insert *"masters"*.

LEGISLATIVE BILL 560. Placed on Select File as amended.

E and R amendments to LB 560:

1. In section 1, line 3, strike "Beginning July 1, 1943, each" and show the same as stricken, and insert *"Each"*; in line 7, after "Agent" insert an underscored comma; in line 9 after "Services" insert an underscored comma; in line 11 strike *"months"* and insert *"months'"*; in lines 12 and 13 strike "commencing August 1, 1943," and show the same as stricken; and in lines 13 and 14, 19 and 20, and 22 and 23, strike "under the direction of the director" and show the same as stricken.

2. In the title, line 6, after the semicolon insert "to remove obsolete matter;".

LEGISLATIVE BILL 564. Placed on Select File as amended.

E and R amendments to LB 564:

1. In section 1, line 23, insert *"that before the exclusion shall be complete,"*; and strike the new matter in line 26 and insert *"or incorporated"*.

2. In the title, line 4, insert "protection" after "fire"; and strike lines 5 and 6 and insert "area incorporated into a municipality to be paid before the exclusion of such area from".

LEGISLATIVE BILL 599. Placed on Select File as amended.

E and R amendments to LB 599:

1. In section 1, line 41, strike "~~as~~" and

insert "~~at~~" as in the statutes; in line 61, strike the second *"so"*; in line 74, strike *"person,"* and insert *"individual, or the members of the"*; at the end of line 85, insert an underscored comma; in line 91, after the blank, insert an underscored comma; in line 100, strike *"Post Office"* and insert *"Post-office"*; in line 119, strike *"signatures"* and insert *"signature"*; in line 147, strike *"this act"* and insert *"section 32-526"*; in line 162, strike *"petition"* and insert *"petitions"* in both places; in line 164, strike *"is deemed"* and insert *"are determined"*; in line 168, strike *"parties"* and insert *"party"*; in line 169, strike *"existence"* and insert *"establishment"*; in line 187, strike *"with"* and insert *"as members of"*; in line 188, strike *"a candidate"* and insert *"candidates"*; and after line 190 insert:

"(8) Any person signing any name other than his own to any petition or knowingly signing his name more than once, or who is not, at the time of signing or circulating the same, a legal voter and qualified to sign or circulate the same, or any person who shall falsely swear to any signature upon any such petition, or any officer or person willfully violating any provision of this section, shall be guilty of a felony and shall, upon conviction thereof, be punished by a fine not exceeding five hundred dollars, or by imprisonment in the Nebraska Penal and Correctional Complex not exceeding two years, or by both such fine and imprisonment.".

2. In section 2, line 13, after *"State"*, insert *"by section 1 of this act"*.

3. In standing committee amendment 1, line 3, strike "address" and insert *"Address"*; and strike ", line 140" in line 3 through *"Warning"* in line 5, and in lieu thereof in section 1, line 136, strike *"Every"* and insert *"For the purpose of preventing fraud, deception, and misrepresentation, every"*.

4. In the title, line 5, after the semicolon, insert "to provide penalties;".

LEGISLATIVE BILL 774. Placed on Select File as amended.

E and R amendments to LB 774:

1. In section 3, line 5, strike "~~and~~," and insert "and"; in line 6, strike "his" and insert "~~his~~ *the*"; in line 17, strike "patrolman" and insert "~~patrolman~~ *patrol-*

man's"; and strike the commas in lines 24 and 26 and show the same as stricken.

2. In section 4, line 29, strike "acts" and insert "~~acts~~ *act*".

3. In the title, line 4, insert "the" after the first "to".

LEGISLATIVE BILL 801. Placed on Select File as amended.

E and R amendments to LB 801:

1. For correlation purposes, in section 2, line 2, insert ", as amended by section 2, Legislative Bill 163, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike the stricken matter beginning with ";" in line 14; and in line 17, after "*towns*" insert "; to divide the county into convenient voting precincts and as occasion may require, erect new ones, subdivide precincts already established, and alter voting precinct lines; ~~and to change the name of any town upon the petition of a majority of the voters of said town.~~ When a voting precinct has less than seventy-five registered electors, the board of supervisors shall annex such voting precinct to another voting precinct except when the county is divided into more than two legislative districts; *Provided*, that any precinct having two hundred or more square miles and having more than twenty-five electors, shall be excluded from the provisions of being annexed to another voting precinct".

2. For correlation purposes, in section 3, line 1, and the title, line 2, strike "sections 23-209 and 23-276" and insert "section 23-209"; and in section 2, line 2 and the title, line 3, insert ", and section 23-276, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 163, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

LEGISLATIVE BILL 831. Placed on Select File as amended.

E and R amendments to LB 831:

1. In section 1, lines 10, 18, 24, 32, 44, and 52, strike the period and insert ". ;"; in line 31, strike "service" and insert "services" as in the statutes; renumber subdivisions *(8)* and *(9)* as subdivisions *(7)* and *(8)* and insert them following line 52; in line 64, strike the

period and insert "*; and*"; in line 70, strike "*would*" and insert "*shall*"; in line 53, strike "(7)" and insert "*(7)*"; and in line 57, insert "*or for services as provided in subdivision (8) of this section*" after "section".

2. In section 4, line 3, insert ", are repealed" after "1967".

3. In the title, line 9, insert "and" after the semicolon; and strike lines 10 to 12 and insert "tions."

LEGISLATIVE BILL 381. Correctly engrossed.

LEGISLATIVE BILL 447. Correctly engrossed.

LEGISLATIVE BILL 448. Correctly engrossed.

LEGISLATIVE BILL 634. Correctly engrossed.

LEGISLATIVE BILL 648. Correctly engrossed.

LEGISLATIVE BILL 703. Correctly engrossed.

LEGISLATIVE BILL 714. Correctly engrossed.

LEGISLATIVE BILL 748. Correctly engrossed.

LEGISLATIVE BILL 2. Correctly enrolled.

LEGISLATIVE BILL 62. Correctly enrolled.

LEGISLATIVE BILL 174. Correctly enrolled.

LEGISLATIVE BILL 223. Correctly enrolled.

LEGISLATIVE BILL 258. Correctly enrolled.

LEGISLATIVE BILL 281. Correctly enrolled.

LEGISLATIVE BILL 291. Correctly enrolled.

LEGISLATIVE BILL 292. Correctly enrolled.

LEGISLATIVE BILL 299. Correctly enrolled.

LEGISLATIVE BILL 333. Correctly enrolled.

LEGISLATIVE BILL 341. Correctly enrolled.

LEGISLATIVE BILL 344. Correctly enrolled.

LEGISLATIVE BILL 354. Correctly enrolled.

LEGISLATIVE BILL 373. Correctly enrolled.

LEGISLATIVE BILL 402. Correctly enrolled.

LEGISLATIVE BILL 407. Correctly enrolled.

LEGISLATIVE BILL 487. Correctly enrolled.

LEGISLATIVE BILL 541. Correctly enrolled.

LEGISLATIVE BILL 547. Correctly enrolled.

LEGISLATIVE BILL 565. Correctly enrolled.

LEGISLATIVE BILL 682. Correctly enrolled.

LEGISLATIVE BILL 811. Correctly enrolled.

LEGISLATIVE BILL 823. Correctly enrolled.

LEGISLATIVE BILL 1223. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 2 LB 62 LB 174 LB 223 LB 258 LB 281 LB 291 LB 292 LB 299 LB 333 LB 341 LB 344 LB 354 LB 373 LB 402 LB 407 LB 487 LB 541 LB 547 LB 565 LB 682 LB 811 LB 823 LB 1223

Announcement

The Clerk announced that the entire Capitol Building would be without power or lights from 8:00 a.m. until 1:00 p.m. Saturday, April 12, 1969. A new power line is being cut from the University.

MOTION—Return LB 435 to Select File

Mr. Kennedy moved to return LB 435 to Select File for consideration of the following specific amendment:

1. Insert two new sections to be known as sections 1 and 2 to read as follows:

"Section 1. That section 16-812, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-812. Section 16-812 to 16-837~~ *This act* may be cited as the Off-Street Parking District Act.

Sec. 2. That section 16-813, Revised Statutes Supplement, 1967, be amended to read as follows: ~~16-813.~~ As used in ~~sections 16-812 to 16-837~~ *this act*, unless the context otherwise requires: Off-street parking facilities includes parking lots, garages, buildings and multifloor buildings for the parking of motor vehicles."

2. Renumber original section 1 as section 3, and in line 1 thereof strike "Section" and insert "Sec."; in line 3 strike "16-814" and insert ~~16-814~~"; in lines 4, 33, 56, 59, 60, and 61 and 62, strike "sections 16-812 to 16-837" and show the same as stricken and insert *"this act"*.

3. Insert a new section to be known as section 4 and to read as follows:

"Sec. 4. That section 16-815, Revised Statutes Supplement, 1967, be amended to read as follows: ~~16-815.~~ Whenever any notice is to be given or posted pursuant to the provisions of ~~sections 16-812 to 16-837~~ *this act* and the officer to give or post notice is not designated, the notice shall be given or posted by the city engineer. Any notice or posting shall not be invalidated because given or done by an officer other than those whose duty it is to give the notice or perform the posting."

4. Renumber original section 2 as section 5, and in line 3 strike "16-816" and insert "16-816"; and in lines 4 and line 6, strike "sections 16-812 to 16-837" and show the same as stricken, and insert *"this act"*.

5. Insert a new section to be known as section 6 and to read as follows:

"Sec. 6. That section 16-817, Revised Statutes Supplement, 1967, be amended to read as follows: ~~16-817.~~ Any procedure not expressly set forth in ~~sections 16-812 to 16-837~~ *this act* but deemed necessary or convenient to carry out any of its purposes is authorized."

6. Renumber original section 3 as section 7, and in line 3 strike "16-818" and insert "~~16-818~~"; and in lines 3 and 4, and 5 and 6, strike "sections 16-812 to 16-837" and show the same as stricken, and insert *"this act"*.

7. Insert 9 new section to be known as sections 8 to 16 and to read as follows:

"Sec. 8. That section 16-819, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-819.~~ The curative clauses of ~~sections 16-812 to 16-827~~ *this act* are cumulative and each is to be given full effect.

Sec. 9. That section 16-820, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-820. Sections 16-812 to 16-827~~ *This act* does not affect any other law relating to the same or any similar subject but provides an alternative authority and procedure for the subject to which it relates. When proceeding under ~~sections 16-812 to 16-827~~ *this act* its provisions only need be followed.

Sec. 10. That section 16-821, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-821. Sections 16-812 to 16-827~~ *This act* shall be liberally construed.

Sec. 11. That section 16-822, Revised Statutes Supplement, 1967, be amended to read as follows:

16-822. In addition to the powers set out in sections 16-801 to 16-811, any city of the first class *or second* in Nebraska is hereby authorized to own, purchase, construct, equip, lease, either as lessee or lessor, or operate within such city, off-street parking facilities for the use of the general public. The grant of power herein does not include power to engage, directly or indirectly, in the sale of gasoline, oil, or other merchandise or in furnishing of any service other than of parking motor vehicles as provided in ~~sections 16-812 to 16-827~~ *this act.* Any such city shall have the authority to acquire by grant, contract, purchase or through condemnation, any property, as provided by law for such acquisition, all real or personal property, including a site or sites on which to construct such off-street parking facility necessary or convenient in carrying out of this grant of power; *Provided,* that property now used or hereafter acquired for public off-street motor vehicle parking by a private operator shall not be subject to condemnation. Before any such city may commence a program to construct, purchase, or acquire by other means a proposed off-street parking facility or facilities, notice shall be given, by publication once each week for not less than thirty days, inviting application for private ownership and operation of off-street parking facilities. If no application or applications have been received or, if received, the same have been disapproved by the governing body of such city within ninety days from the first date of publication, then such city may proceed in the exercise of the powers herein granted. The procedure to condemn property shall be exercised in the manner set forth in section 76-701 to 76-724, except as to properties specifically excluded by section 76-703, and as to which sections 19-701 to 19-707, are applicable.

Sec. 12. That section 16-823, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-823.~~ The mayor and city council may fix and establish by resolution pursuant to the provisions of ~~sections 16-812 to 16-837~~ *this act* the boundaries of a proposed district, which boundaries shall include all the land in the district which in the opinion of the mayor and city council will be specially benefited thereby. Notice of the time and place of a hearing before the city council on the creation of such district and of protests and objections to the creation of the district as set forth in the notice shall be given by publication one time each week for not less than three weeks in a daily or weekly newspaper of general circulation published in the city. The notice shall set forth in addition the proposed boundaries of the district and the sum of money to be expended in the acquisition of property and the construction of the off-street parking facility. Not later than the hour set for the hearing any owner or any person interested in any land within the proposed district may severally or with other owners file with the city clerk written objections to the thing proposed to be done, the extent of the proposed district, or both, and every person so interested shall have a right to protest on any grounds and to object to his land being included in the district, and at such hearing all objections and protests shall be heard and passed upon by the mayor and city council.

Sec. 13. That section 16-824, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-824.~~ If the owners of the record title, representing more than fifty per cent of the total land area included in such proposed district or districts, and who were such owners at the time the notice of hearing on objections to the creation of the district was first published, shall file with the city clerk within twenty days of the first publication of the notice written objections to the formation of the district, such district shall not be formed. If objections are not filed as above set forth by owners of such fifty per cent of the total land area and if the mayor and city council shall find, after considering any other protests and objections that may be filed and after considering the evidence presented at the hearing, that the public health, welfare, convenience or necessity requires the formation of such an off-street parking district and facilities, then such district shall be formed by ordinance. If the mayor and city council find that the boundaries as set forth in the resolution and notice include land which should not be included then the ordinance shall fix the boundaries of the district so as to exclude such land. Each district, formed pursuant to this section, shall be numbered and the designation of the district shall be called, using appropriate numbers, Vehicle Off-Street Parking District No. .... of the City of ...., Nebraska. The ordinance creating the district need not designate the exact location of the proposed off-street parking facility but shall designate the sum of money to be expended in the acquisition of property and construction of such off-street parking facility. The total cost and expenses shall include:

(1) The amounts awarded or paid for the property to be acquired;

(2) All costs and expenses in construction of the off-street parking facility;

(3) All engineering expense; and

(4) The estimated expense of issuing and selling bonds and all other expenses which the city would not have except for the creation of such off-street parking district.

Sec. 14. That section 16-825, Revised Statutes Supplement, 1967, be amended to read as follows:

16-825. In the ordinance creating the district, the mayor and city council may provide that all of the cost shall be paid for by special assessment against the real estate located in such district in proportion to the special benefit of each parcel of real estate or that a portion of the cost shall be paid for by the city out of the fund created by a levy upon all property located within the district, or by the collection of fees and charges for the use of such facility, or both. The amounts of money specified in such ordinance not to be paid for by the record landowners in such off-street parking district may be financed by the issuance of bonds of such city, which are obligated to be paid by the general levy in such district on such property but shall not be a general obligation bond of the city. The portion of such cost to be paid for by the district or all of such cost if the ordinance creating such district provides that all of the cost shall be paid for by the landowners, shall be assessed upon the lots and lands in such district specifically benefited thereby in proportion to such benefits. The amounts thereof shall be determined by the mayor and city council sitting as a quasi-judicial body. An appeal by writ of error or direct appeal to the district court of the county in which such first-class *or second-class* city is located may be taken from the decision of the city council in the same manner and under like terms and conditions as appeals may be taken from the amount of special assessments levied in street improvement districts as now provided by law.

Sec. 15. That section 16-826, Revised Statutes Supplement, 1967, be amended to read as follows:

16-826. The amount of assessment against each parcel of land in such off-street parking district shall be established by ordinance of the city council and notice of such special assessments as above provided shall be given to the landowners in such district by publication of the description of the land, the amount assessed and the amount of benefit, one time each week for three weeks in a daily or weekly newspaper of general circulation published in the city. The notice shall provide the date, time and place of hearing for the determination of any objection or protest by landowners in the district as to the amount of assessment made against their land.

Sec. 16. That section 16-827, Revised Statutes Supplement, 1967, be amended to read as follows:

16-827. The assessment of the special tax for the cost of such off-street parking facility shall be levied at one time and shall become delinquent as follows:

One-tenth of the total cost shall become delinquent in fifty days after such levy; one-tenth in one year; one-tenth in two years; one-tenth in three years; one-tenth in four years; one-tenth in five years; one-tenth in six years; one-tenth in seven years; one-tenth in eight years; and one-tenth in nine years; *Provided,* that the mayor and city council may at the time of formation of the district determine that an alternative method of assessment shall be adopted providing for the levying of the assessments over a period of twenty years, payable one-twentieth in fifty days from the date of levy and one-twentieth each year thereafter through the nineteenth year. As to assessments for this alternative method, one-twentieth of the total amount assessed against each lot or parcel of land shall become delinquent in fifty days after the date of levy of the same, one-twentieth in one year, one-twentieth in two years, one-twentieth in three years, one-twentieth in four years, one-twentieth in five years, one-twentieth in six years, one-twentieth in seven years, one-twentieth in eight years, one-twentieth in nine years, one-twentieth in ten years, one-twentieth in eleven years, one-twentieth in twelve years, one-twentieth in thirteen years, one-twentieth in fourteen years, one-twentieth in fifteen years, one-twentieth in sixteen years, one-twentieth in seventeen years, one-twentieth in eighteen years and one-twentieth in nineteen years. Each of such installments, except the first, shall draw interest at a rate not exceeding six per cent per annum from the time of the levy until the same shall become delinquent. After the same shall become delinquent, interest at a rate not exceeding nine per cent shall be paid threon. Should there by three or more of such installments delinquent and unpaid on the same property, the mayor and city council may by resolution declare all future installments on such delinquent property to be due on a future fixed date. The resolution shall set forth the description of the property and the name of its record title owner and shall provide that all future installments shall become delinquent upon such fixed date. A copy of such resolution shall be published one time each week for not less than twenty days in a legal newspaper of general circulation published in the city and after the fixed date such future installments shall be deemed to be delinquent and the city may proceed to enforce and collect the total amount due and all future installments. The special tax shall be a lien upon the property on which levied payable as provided in section 16-646."

8. Renumber original section 4 as section 17, and in line 3 strike "16-828" and insert "16-829".

9. Renumber original section 5 as section 18, and in line 3 strike "16-829" and insert "16-830"; and in line 12 strike "sections 16-812 to 16-837" and show the same as stricken, and insert *"this act"*.

10. Renumber original section 6 as section 19, and in line 3 strike "16-830" and insert "~~16-830~~"; and in lines 5 and 6 strike "sections 16-823 and 16-824" and show the same as stricken, and insert "*sections 12 and 13 of this act.*

11. Insert a new section to be known as section 20 and to read as follows:

"Sec. 20. That section 16-831, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-831.~~ Whether the ordinance creating the off-street parking district is passed on the initiative of the council or on the petition of landowners, the council shall not change the boundaries, except after notice of intention to do so given by the clerk by one insertion in the newspaper in which the ordinance and notice were published. The notice shall describe the proposed change and specify the time for hearing objections, which shall be at least fifteen days after publication of the notice."

12. Renumber original section 7 as section 21, and in line 3 strike "16-832" and insert "~~16-832~~".

13. Insert 4 new sections to be known as sections 22 to 25 and to read as follows:

"Sec. 22. That section 16-833, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-833.~~ Any land which in the judgment of the mayor and city council will not be benefited shall not be included in the district.

Sec. 23. That section 16-834, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-834.~~ If the proceedings for the creation of an original off-street parking district or for an off-street parking district under which the boundaries have been changed, are terminated by a protest to the council, a proceeding under the provisions of ~~sections 16-812 to 16-837~~ *this act* for the same or substantially the same acquisition and improvement shall not be commenced within one year thereafter, except on petitions signed by owners of the record title representing a majority of the total land area in the district.

Sec. 24. That section 16-835, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-835.~~ Any protest or objection made pursuant to the provisions of ~~sections 16-812 to 16-837~~ *this act* or any signature to such objection or protest may be withdrawn by a written withdrawal signed by the person or persons who signed the protest or objection or who affixed the signature to be withdrawn and filed with the clerk at any time prior to the determination of the mayor and city council as to whether or not a protest exists. Any protest, objection or signature withdrawn shall not be counted in computing the protest.

Sec. 25. That section 16-836, Revised Statutes Supplement, 1967, be amended to read as follows:

~~16-836.~~ Proceedings under ~~sections 16-812 to 16-837~~ *this act* shall not be attacked after the hearing upon any grounds not stated in an objection or protest filed pursuant to the provisions of ~~sections 16-812 to 16-837~~ *this act*. Any landowner or person interested in any land within the district is estopped to attack the proceedings upon any ground not stated in the protest filed by him pursuant to the provisions of ~~sections 16-812 to 16-837~~ *this act*."

14. Renumber original section 8 as section 26, and in line 3 strike "16-837" and insert "~~16-837~~"; in line 6 before "city" insert *"or second-class"*; and in line 16 after "class" insert *"or second-class"*.

15. Strike original section 9, and in lieu thereof insert:

"Sec. 27. That original sections 16-812, 16-813, 16-814, 16-815, 16-816, 16-817, 16-818, 16-819, 16-820, 16-821, 16-822, 16-823, 16-824, 16-825, 16-826, 16-827, 16-828, 16-829, 16-830, 16-831, 16-832, 16-833, 16-834, 16-835, 16-836, and 16-837, Revised Statutes Supplement, 1967, are repealed.

16. Renumber original section 10 as section 28.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

MOTION—Return LB 7 to Select File

Mr. Pedersen moved to return LB 7 to Select File for consideration of the specific amendment found in the Legislative Journal for the Sixty-second Day.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 20. With emergency.

A BILL FOR AN ACT relating to revenue and taxation; to provide a procedure for assessment of property as prescribed; to provide powers and duties of the Tax Commissioner; to provide qualifications, duties and powers of county assessors; to provide for rules and regulations; to provide a special fund; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 5:

Adamson
Klaver
Schmit
Wallwey
Wylie

Not voting, 3:

Holmquist
Kokes
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 75. With emergency.

A BILL FOR AN ACT relating to state government; to provide for the regulation of conflicts of interest in the legislative and executive branches and public power; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 1:

Holmquist

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 91.

A BILL FOR AN ACT to amend sections 79-1437 and 79-1445.02, Reissue Revised Statutes of Nebraska, 1943, relating to vocational technical schools; to provide additional objects and purposes; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Adamson
Burbach
Carpenter
Clark
Craft
Danner
Duis
Hasebroock
Keyes
Klaver
Knight
Kremer
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 12:

Batchelder
Bloom
Budd
Carstens

Elrod
Harsh
Kennedy
Kokes
Luedtke
Simpson
Wallwey
Wenzlaff

Not voting, 4:

Holmquist
Johnson
Moylan
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 206. Witn emergency.

A BILL FOR AN ACT to amend sections 16-670, 16-671, and 16-672.05, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to remove the limitation on issuing of water and sewer district bonds and warrants as prescribed; to change the maximum interest rate; to provide that the engineers' estimate in notice of storm sewer districts may be shown at the option of the mayor and city council; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Adamson
Wylie

Not voting, 2:

Holmquist
Kremer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 215. With emergency.

A BILL FOR AN ACT to amend section 79-2202, Reissue Revised Statutes of Nebraska, 1943, and section 79-2203, Revised Statutes Supplement, 1967, relating to schools; to provide for readmission of a Class IV or V school district to an educational service unit; to change election procedures as prescribed; to provide a qualification; to provide duties; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 5:

Carpenter
Holmquist
Kremer
Skarda
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 288.

A BILL FOR AN ACT to amend sections 19-405, 19-406, 19-408, 19-409, and 19-410, Reissue Revised Statutes of Nebraska, 1943, and section 19-415, Revised Statutes Supplement, 1967, relating to the commissioner form of government; to provide for election of councilmen for specific positions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law rela-

tive to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Danner

Not voting, 4:

Holmquist
Kokes
Mahoney
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 305. With emergency.

A BILL FOR AN ACT to amend sections 60-411 and 60-415, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle operators' licenses; to change time for renewal of licenses; to provide for renewal without examination; to provide for replacement of licenses; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs

Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Budd
Holmquist
Mahoney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 312.

A BILL FOR AN ACT to amend section 29-1804, Revised Statutes Supplement, 1967, relating to criminal procedure; to change duties for the public defender; to provide penalties; to restrict the public defender and assistant public defenders in certain counties from private practice as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Danner
Holmquist
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 314. With emergency.

A BILL FOR AN ACT relating to revenue and taxation; to provide for appointment of referees by the county board of equalization in certain counties as prescribed; to provide for hearings; to provide for duties of the referees; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Danner
Holmquist
Mahoney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 316.

A BILL FOR AN ACT to amend section 77-1615.01, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to change the type of equipment and records for electronic data processing equipment in the assessment of property and the levy and collection of taxes and special assessments; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Danner
Holmquist
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 390. With emergency.

A BILL FOR AN ACT to amend sections 77-505, 77-508, and 77-510, Reissue Revised Statutes of Nebraska, 1943, and section 77-509, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 35, Eightieth Session, Nebraska State Legislature, 1969, relating to taxation; to transfer certain duties of the State Board of Equalization and Assessment to the Tax Commissioner as prescribed; to change appeal procedure; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Budd
Holmquist
Kokes
Mahoney
Nore
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 396. With emergency.

A BILL FOR AN ACT to amend sections 77-629, 77-630, and 77-631, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to transfer duties from the State Board of Equalization and Assessment to the Tax Commissioner; to provide duties; to harmonize with previous legislation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Holmquist
Mahoney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Final Reading

Mr. Warner asked unanimous consent to discontinue final reading for the remainder of the morning. No objections. So ordered.

Visitors

Mr. Skarda introduced 40 students from Indian Hill School, Omaha and teachers, Mrs. Ralph Lewis and Miss Linda Spaulding.

Mr. Swanson introduced Mr. Dennis Klimes of Lincoln.

Message from the Governor

April 8, 1969

Mr. Speaker, Mr. President
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

Please be informed that I have appointed Edwin A. Langley, Lincoln, Director of the Department of Banking effective April 15, 1969.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

UNANIMOUS CONSENT—Withdraw LB 851

Mr. Batchelder asked unanimous consent to withdraw LB 851. Laid over.

Presented to the Governor

Presented to the Governor for approval on April 9, 1969 at 8:45 a.m.: LB 254 LB 343 LB 405 LB 422 LB 491 LB 507 LB 512 LB 563 LB 604 LB 608 LB 760

(Signed) Ruth Bossard, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	Committee
1359	Revenue
1360	Revenue
1361	Revenue
1362	Revenue

1363..................Revenue
1364..................Revenue

(Signed) John E. Everroad,
Lieutenant Governor

UNANIMOUS CONSENT—Return LB 152 to Select File

Mr. Clark asked unanimous consent to return LB 152 to Select File for consideration of the following specific amendment:

1. Insert 4 new sections to be known as sections 2 to 5 and to read as follows:

"Sec. 2. That section 19-2802, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-2802. It shall be unlawful for any person, firm, or corporation to construct, install, operate, or maintain in or along the streets, alleys, and public ways, or elsewhere within the corporate limits of any ~~city of the first class, city of the second class, or village in Nebraska~~ *municipality*, a wired or cabled television or radio system without first obtaining, from such ~~city or village~~ *municipality* involved, a franchise authorizing the same; and the governing bodies of such ~~cities or villages~~ *municipalities* are hereby authorized to grant such a franchise for a term of not to exceed twenty-five years upon such reasonable conditions as the circumstances may require.

Sec. 3. That section 19-2803, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-2803. ~~Cities of the first class, cities of the second class, and villages~~ *Municipalities* may by ordinance require the filing with the city or village clerk by the the person, firm, or corporation constructing, installing, operating, or maintaining such wired or cabled television or radio system of a proper map showing the exact location of all underground cables and equipment, together with a statement showing the exact nature of the same.

Sec. 4. That section 19-2804, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-2804. ~~Cities of the first class, cities of the second class, and villages~~ *Municipalities* may, by appropriate ordinance, levy an annual occupation tax against any person, firm, or corporation now maintaining and operating any wired or cabled television or radio system within its boundaries; and may levy an annual occupation tax against any persons, firms, or corporations hereafter constructing, installing, operating, or maintaining such wired or cabled television or radio systems. Any such occupation tax so levied shall be due and payable on May 1 of each year to the treasurer of such city or village.

Sec. 5. That original sections 19-2801 to 19-2804, Reissue Revised of Nebraska, 1943, are repealed.".

2. Strike original section 2.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 435. Laid over at the request of Mr. Kennedy.

LEGISLATIVE BILL 7. The Pedersen specific amendment found in the Legislative Journal for the Sixty-second Day was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 152. The Clark specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 463.

Mrs. Orme withdrew her pending motion found in the Legislative Journal for the Sixty-second Day.

The Orme specific amendment found in the Legislative Journal for the Sixty-second Day was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 633. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 30. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 600. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 63. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 711. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 994. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 611. Advanced to E and R for engrossment.

LEGISLATIVE BILL 923. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1007. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 327. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 557. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 480. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 506. Advanced to E and R for engrossment.

LEGISLATIVE BILL 548. Advanced to E and R for engrossment.

LEGISLATIVE BILL 470. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 558. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 209. Advanced to E and R for engrossment.

LEGISLATIVE BILL 883. Advanced to E and R for engrossment.

LEGISLATIVE BILL 759. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 789. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 717. E and R amendment found in the Legislative Journal for the Sixty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 170. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 742. E and R amendments found in the Legislative Journal for the Sixty-third Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 15

Mr. Simpson asked unanimous consent to unbracket LB 15 on Select File. No objections. So ordered.

Speaker Warner Presiding

SELECT FILE

LEGISLATIVE BILL 15. The Simpson pending amendment found in the Legislative Journal for the Forty-second Day was adopted with 26 ayes, 0 nays and 23 not voting.

The Marvel pending amendment found in the Legislative Journal for the Forty-second Day was adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to E and R for re-engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 34.

LR 34 was adopted with 29 ayes, 0 nays and 20 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Wenzlaff asked unanimous consent to consider LB 428 on General File after LB 188 this morning.

Mr. Klaver objected.

GENERAL FILE

LEGISLATIVE BILL 188. Considered.

Mr. Schmit renewed his pending amendment found in the Legislative Journal for the Fifty-ninth Day.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 17:

Adamson
Budd
Carpenter
Carstens
Clark
Danner
Klaver
Luedtke

Moylan
Robinson
Schmit
Schreurs
Simpson
Stull
Warner
Wylie
Ziebarth

Voting in the negative, 11:

Craft
Harsh
Kennedy
Keyes
Nore
Pedersen
Reynolds
Swanson
Wenzlaff
Whitney
Wiltse

Not voting, 21:

Batchelder
Bloom
Burbach
Duis
Elrod
Hasebroock
Holmquist
Johnson
Knight
Kokes
Kremer
Mahoney
Marvel
Moulton
Orme
Proud
Skarda
Syas
Waldo
Waldron
Wallwey

The amendment was adopted.

Bracketed on General File at the request of Mr. Carpenter.

UNANIMOUS CONSENT—Change of Order

Mr. Pedersen asked unanimous consent to consider LB 71 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 71. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 654. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Wenzlaff asked unanimous consent to take up LB 428 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 428. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for review with 25 ayes, 1 nay and 23 not voting.

Mr. Wenzlaff asked unanimous consent to have LB 428 expedited across the board. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 6

Mr. Carpenter asked unanimous consent to bracket LB 6 on General File for April 18. No objections. So ordered.

Adjournment

At 12:02 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Thursday, April 10, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 10, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O God, our loving Father, we pray Thou wouldst give the motivation to each member of this assembly that they be not frustrated or anxious because of issues facing them, but that each to his ability may live up to his God-given capacity. Preserve them from faithless fears and foolish anxieties. May they be sensitive to that inner spark of celestial fire called conscience. May no clouds of rationalization or moral evil hide the light of Thy will from their lives. In our Masters name we pray. Amen.

The roll was called and all members were present except Mr. Knight, who was excused.

Corrections for the Journal

Page 1328, line 3, show the last (7) as stricken.

The Journal for the Sixty-fourth Day was approved as corrected.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to revert to General File and consider only underlined bills until 10:30 a.m., and if any member objects to pass over the bill.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Member Excused

Mr. Batchelder asked unanimous consent to be excused Friday and Monday, April 11 and 14. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 374. Placed on Select File as amended.

E and R amendments to LB 374:

1. In section 1, line 5, strike "effecting" and insert "affecting".

2. In section 2, strike lines 1 and 2 and insert "Sec. 2. In any city or village,"; in line 3, strike "lages"; in line 4, insert "the issuance of" after "for"; in line 5, strike the comma; in line 6, strike "consisting of no" and insert ". Such board shall consist of not"; strike lines 8 and 9, and insert "the mayor, the chairman of the board of trustees, or the city manager with the approval of the city council."; in line 10, strike "of trustees."; and in line 10, strike "in" and insert "on".

3. In section 6, strike lines 1 to 4 and insert "Sec. 6. The air conditioning air distribution board, subject to the approval of the city council or board of trustees, may adopt rules and"; insert a comma after "regulations" in line 5 and after "village" in line 6; in line 9, strike "and every"; insert a period after "done" in line 14 and strike the rest of the sentence; in line 17, insert "any" after "for"; insert a period at the end of line 20; and strike line 21.

4. In section 8, lines 5 and 6, strike ". However," and insert ", but"; and in line 6, strike "with" and insert "to".

5. In section 9, line 10, insert a comma after "class"; in line 11, insert "air" after "conditioning"; in line 13, strike the comma and insert "and"; and strike line 14 and insert "thereto.".

6. In section 10, line 12, strike "hereinbefore required" and insert "required by section 7 of this act".

7. In section 7, line 2, strike "provided" and insert "but"; in line 3, strike "upon" and insert "after"; and strike the semicolon in lines 6 and 8 and insert a comma.

8. In section 12, line 12, strike "for" and insert "by".

9. In standing committee amendment 3, line 1, strike "7" and insert "five".

10. In section 14, line 3, strike "an" and insert "any"; in line 4, strike the comma and insert "or"; strike lines 8 and 9 and insert "city or village. Any such system"; in line 13, strike "caused to be"; in line 14, strike "from any building"; and in line 17, insert "with such rules and regulations or ordinances" after "compliance".

11. In section 15, lines 2 and 3, strike "or rules and regulations authorized hereby"; in line 4, insert a comma after "shall"; and strike lines 5 to 7 and insert "fined not more than five hundred dollars, or be imprisoned not more than six months, or be both so fined and imprisoned, and as".

12. In the title, line 2, insert a comma after "villages"; in line 3, strike "the"; and in line 4, strike "and".

LEGISLATIVE BILL 1073. Placed on Select File.

LEGISLATIVE BILL 995. Placed on Select File as amended.

E and R amendments to LB 995:

1. In section 4, lines 4 and 5, strike "as provided in this section"; in line 7, strike "revenues" and insert "revenue"; in line 8, strike "a" and insert "the"; and in line 15, strike "said".

2. In the title, line 6, strike "cost of assessment" and insert "benefit received"; and in line 10, strike "payment" and insert "cost".

LEGISLATIVE BILL 997. Placed on Select File as amended.

E and R amendments to LB 997:

1. In section 1, line 12, strike "foot frontage" and insert "~~foot frontage~~ *front footage*".

2. In the title, line 7, strike "area" and insert "areas".

LEGISLATIVE BILL 403. Placed on Select File as amended.

E and R amendments to LB 403:

1. In section 1, line 12, insert "*for*" after "*and*".

2. In section 2, line 27, insert *"gas and for"* after the third "for"; and strike the new matter in line 28.

3. In section 3, line 16, insert *"gas or"* before "electric".

4. For correlation purposes, in section 4, in line 2, insert ", as amended by section 1, Legislative Bill 194, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 24, after "list" insert "; *Provided,* nothing contained in this section shall authorize any district which has been annexed by a city or village to levy any taxes within or upon the annexed area after the effective date of the annexation, if the effective date of the annexation is prior to such levy certification date of the district for the year in which such annexation occurs".

5. In section 5, lines 7, 24, 33, 40, and 43, insert *"gas or"* before "electric"; and in line 53, insert *"gas or"* before "electricity".

6. In section 6, line 6, insert *"gas or"* before "electric".

7. For correlation purposes, in section 7, line 2, strike "31-739,"; and in line 3, insert ", and section 31-739, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 194, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

8. In the title, strike lines 2 to 7 and insert: "FOR AN ACT to amend sections 31-727, 31-728, 31-729, 31-744, and 31-749, Reissue Revised Statutes of Nebraska, 1943, and section 31-739, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 194, Eightieth Session, Nebraska State Legislature, 1969, relating to sanitary and improvement districts; to provide additional purposes for such districts; and to repeal the original section.".

LEGISLATIVE BILL 837. Placed on Select File as amended.

E and R amendments to LB 837:

1. In section 1, line 18, reinstate the stricken comma; in line 33, insert an underscored comma after *"hearing"*; and in lines 33 and 34 and line 37, strike *"certificate or permit"* and insert *"permit or certificate"*.

2. In the title, line 5, strike "as" and insert "or certificate".

LEGISLATIVE BILL 721. Placed on Select File as amended.

E and R amendments to LB 721:

1. In section 1, line 13, strike *"days"* and insert *"days'"*.

2. In section 2, line 8, strike "days" and insert "~~days~~ *days'*".

3. In the title, insert "the" before "vice-chairman" in line 6 and "chairman" in line 7; and in line 7, insert "to change provisions for meetings;" after the first semicolon.

LEGISLATIVE BILL 921. Placed on Select File as amended.

E and R amendments to LB 921:

1. In section 1, line 46, strike "such" and insert "~~such~~ *the*"; in line 70, strike *"said"* and insert *"such"*; in line 72, insert *"fleet"* after *"In-state"*; in line 73, insert *"(a)"* before *"in"*; in line 73, strike *"state"* and insert *"State"*; in lines 75 and 76, strike *"; and also, in-state miles shall mean mileage operated"* and insert *", and (b)"*; and in line 77, strike *"reciprocity"* and insert *"nonreciprocity"*.

2. In section 2, line 23, strike *"reciprocity"* and insert *"nonreciprocity"*; in line 23, strike *"will"* and insert *"shall"*; in line 25, insert *"fleet"* after *"in-state"*; strike lines 100 to 105 and show the same as stricken; and in line 106, strike "(7)" and insert "~~(7)~~ *(6)*".

3. In the title, line 6, strike "reciprocity" and insert "nonreciprocity"; and in line 7, insert "to delete obsolete matter;" after the semicolon.

LEGISLATIVE BILL 517. Placed on Select File.

LEGISLATIVE BILL 259. Correctly re-engrossed.

LEGISLATIVE BILL 310. Correctly re-engrossed.

LEGISLATIVE BILL 482. Correctly engrossed.

LEGISLATIVE BILL 489. Correctly engrossed.

LEGISLATIVE BILL 600. Correctly engrossed.

LEGISLATIVE BILL 20. Correctly enrolled.

LEGISLATIVE BILL 75. Correctly enrolled.

LEGISLATIVE BILL 91. Correctly enrolled.

LEGISLATIVE BILL 206. Correctly enrolled.

LEGISLATIVE BILL 215. Correctly enrolled.

LEGISLATIVE BILL 288. Correctly enrolled.

LEGISLATIVE BILL 305. Correctly enrolled.

LEGISLATIVE BILL 312. Correctly enrolled.

LEGISLATIVE BILL 314. Correctly enrolled.

LEGISLATIVE BILL 316. Correctly enrolled.

LEGISLATIVE BILL 390. Correctly enrolled.

LEGISLATIVE BILL 396. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 345. Placed on General File as amended.

Standing Committee amendments to LB 345:

1. In section 2, strike beginning with the period in line 25 through "seed" in line 29; strike lines 100 and 101 and insert "variety; or (c) two selected clones, seed lines, varieties, or species. The"; in line 107 after "the" insert "current"; in lines 108 and 109, strike "effective July 1, 1965,".

2. In section 3, line 42, place quotation marks around the words "variety not stated"; in lines 80, 81, and 85, insert "the" before "percentage"; in line 86 insert "percentage" after "seed"; in lines 87 and 88 insert "the" before "per-"; in line 89 insert "the" before "percentage"; in line 97, after "the" insert "result of a"; in line 98 strike "employed as the official test" and insert "shown

in lieu of the percentage of germination"; in line 126 place quotation marks around the words "variety not stated"; in lines 165 and 166 place quotation marks around the words "Below Standard"; in line 185, after "seed" insert "percentage".

3. In section 4, after line 63, insert a new subdivision to read as follows:

"(e) To sell, offer for sale, or give away screenings if they contain any seed of prohibited or restricted noxious weeds unless they have been processed to destroy the viability of such seed;".

4. In section 4, lines 64, 66, and 68, strike "(e)", "(f)", and "(g)", and insert "(f)", "(g)", and "(h)" respectively.

5. In section 6, line 22, strike "type,".

(Signed) Willard H. Waldo, Vice-Chairman

Revenue

LEGISLATIVE BILL 686. Placed on General File.

LEGISLATIVE BILL 985. Placed on General File.

LEGISLATIVE BILL 1035. Placed on General File.

LEGISLATIVE BILL 549. Indefinitely postponed.

LEGISLATIVE BILL 687. Indefinitely postponed.

LEGISLATIVE BILL 749. Indefinitely postponed.

LEGISLATIVE BILL 797. Indefinitely postponed.

LEGISLATIVE BILL 856. Indefinitely postponed.

LEGISLATIVE BILL 975. Indefinitely postponed.

LEGISLATIVE BILL 1032. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Explanation of Vote

Had I been present Friday, March 28, I would have voted "aye" on LB 190.

(Signed) J. W. Burbach, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 20 LB 75 LB 91 LB 206 LB 215 LB 288 LB 305 LB 312 LB 314 LB 316 LB 390 LB 396

GENERAL FILE

LEGISLATIVE BILL 1040. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Mr. Carpenter offered the following amendments, which were adopted:

Section 1, (6) Delete Line 19. Insert:
of a pure tone audiometer or by other means approved by the Board solely for the

Section 3, (3) Delete Lines 21 through 27.

Section 6—Insert a new subsection 2 as follows:
Those licensed by experience shall be required to pass a regular Board examination within eighteen months following the enactment of this bill into law.

The old subsection (2) should be renumbered Subsection (3)

Section 12—Subsection (2)c—Delete v through xv and substitute the following:

(v) representing that the services or advice of a person licensed to practice medicine or one certified as an Audiologist by the American Speech and Hearing Association will be used or made available in the selection, fitting, adjustment, maintenance or repair of hearing aids when that is not true, or using the words "doctor," "clinic," "clinical audiologist," "audiologist," "state licensed clinic," "state registered," "state certified," "state approved," or any other term, abbreviation, costume or symbol when it would falsely give the impression that one is being treated medically or professionally or that the registrant's service has been recommended by the state; (vi) fitting and selling a hearing aid to a child under the age of 16 who has not been examined and cleared for hearing aid use within a 6 month period by a Board Eligible Otolaryngologist. (Exception:) Such cases as require a replacement aid of the identical model within a year's time.

(vii) Selling a hearing aid to any individual who has a significant air bone gap or a unilateral sensori-neural hearing loss unless that individual has been examined by an Otolaryngologist within a 6-

month period or has signed a statement in duplicate, also signed by the retailer, that he has been informed that he may have a medically or surgically remediable hearing loss and should seek the advice of an otolaryngologist. One copy of said statement shall be filed with the Department. (Exception:) Such cases as require a replacement aid of the identical model within a year's time.

(viii) Habitual intemperance;

(ix) Gross immorality;

(x) Permitting another to use his license;

(xi) Selling a hearing aid to an individual who has not been given the appropriate tests utilizing the procedures and instruments specified by the Board;

(xii) Any other condition or acts which violate the *Trade Practice Rules* for the Hearing Aid Industry of the Federal Trade Commission.

(xiii) Advertising a manufacturer's product or using a manufacturer's name or trademark which implies a relationship with the manufacturer that does not exist.

(xiv) Directly or indirectly giving or offering to give, or permitting or causing to be given money or anything of value to any person who advises another in a professional capacity as an inducement to influence him or have him influence others to purchase or contract to purchase products sold or offered for sale by a Hearing Aid Dealer or Fitter, or influencing persons to refrain from dealing in the products of competitors.

(xv) Conducting business while suffering from a contagious or infectious disease.

(xvi) Engaging in the fitting and sale of hearing aids under a false name or alias with fraudulent intent.

(xvii) Gross incompetence or negligence in fitting and selling hearing aids.

(xviii) Violating any provisions of this Act.

Section 15(2)—Line 5: Delete the word "five" and substitute the word "three".

Section 16(1)—Line 3 Add:
and shall by a vote of four-fifths recommend licensure, ...

Section 19—Line 5 Add:
Conviction will automatically result in revocation of hearing aid licensure.

"except in the case of the same licensee selling a replacement hearing aid within three (3) years" be added to Section 12(2) c xi.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 726. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for review with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 754. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 931. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Advanced to E and R for review with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 988. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 411. Reading waived. Explained.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 501. Reading waived. Explained.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

Mr. Holmquist Presiding

LEGISLATIVE BILL 869. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Mr. Syas offered the following amendment, which was adopted:

> 1. Amend section 1, line 11 by inserting *"It shall not be necessary to record rollcall votes, if any, taken in executive session."* after the period, line 13 by inserting *"official"* after *"formal"*, line 15 by inserting *"of the governing body in open session convened"* after "vote", line 16 by striking *"but it shall not"* and insert a new period, and by striking the new matter in lines 17 and 18.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 817. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 959. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 673. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 675. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 678. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 691. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 716. Laid over at the request of Mr. Wallwey.

LEGISLATIVE BILL 251. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for review with 29 ayes, 1 nay and 19 not voting.

Speaker Warner Presiding

LEGISLATIVE BILL 954. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 955. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 971. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 972. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1227. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 775. Reading waived. Explained.

Mr. Luedtke offered the following amendment, which was adopted:

1. In section 1, line 5, after "building" insert "or any other property".

2. In section 2, line 4, strike "the building" and insert "any building or in any other property".

3. Add a new section to be known as section 5, and to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 833. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

Visitors

Mr. Simpson introduced 75 Fourth Grade students from Hartley School, Lincoln; Mrs. Swanson and Miss Esch, teachers and Room Mothers, Mrs. Thomas and Mrs. Story.

Mr. Luedtke introduced 28 students from Dawes Junior High, Lincoln and sponsors.

Mr. Holmquist introduced his wife and his brother, Herman Holmquist.

Mr. Kremer introduced former Senator T. C. Reeves from Central City and Rev. Martinez.

Mr. Kremer introduced former Senator Hans Jensen from Aurora.

Committee to Escort Visitors

The Speaker appointed Messrs. Luedtke and Wiltse to escort the 1969 Nebraska State Mother of the Year, Mrs. Cassius Kennedy of Brownville, Nebraska and the Chairman of the Nebraska Mother's Committee, Mrs. Ralph Hill to the rostrum.

Mrs. Kennedy and Mrs. Hill spoke to the members briefly.

The guests were escorted from the Chamber.

GENERAL FILE

LEGISLATIVE BILL 606. Reading waived. Explained.

Mr. Syas moved to indefinitely postpone.

Mr. Harsh moved to hold the bill over.

Mr. Nore objected.

The Syas motion lost with 3 ayes, 33 nays and 13 not voting.

Advanced to E and R for review with 27 ayes, 1 nay and 21 not voting.

Member Excused

Mr. Schreurs asked unanimous consent to be excused tomorrow. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 851

Mr. Batchelder renewed his pending request found in the Legislative Journal for the Sixty-fourth Day to withdraw LB 851. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 558

Mr. Marvel asked unanimous consent that LB 558 be bracketed on E and R. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

The Government and Military Affairs Committee hearing on Thursday, April 17, 1969 will be held at *1:00 p.m.*

(Signed) Terry Carpenter, Chairman

Banking, Commerce and Insurance

LB 1345 (cancelled) Tuesday, April 15, 1969 2:00 p.m.

(Signed) Richard F. Proud, Chairman

MOTION—Place LB 975 on General File

Mr. Harsh moved to have LB 975 placed on General File notwithstanding the Committee action.

Motion pending.

MOTIONS—Suspend Rules

Mr. Marvel moved to suspend the rules to introduce a new bill by the Committee on Budget and place it on General File without a hearing.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Carpenter moved to suspend the rules to introduce a new bill, and refer it to a Committee for hearing.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1365. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; Fern Hubbard Orme, 29th District; Leslie Robinson, 36th District; Florence B. Reynolds, 14th District and Clifton B. Batchelder, 10th District.

A BILL FOR AN ACT to amend Laws 1967, Chapter 376, sections 25 and 30, relating to appropriations; to increase the appropriation to Program 513 of the Department of Health and Program 341 of the Department of Public Welfare of funds not otherwise appropriated; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1366. By Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 14, of the Constitution of Nebraska, and for repeal of Article VII, sections 15, 16, and 17, of the Constitution of Nebraska, relating to education; to provide that the members of the State Board of Education shall be elected or appointed as the Legislature may provide; to provide for the submission of the proposed amendment to the electors at the general election in Novmber, 1971; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

RESOLUTIONS

LEGISLATIVE RESOLUTION 35. Re: Study of Office of County Superintendency

Introduced by Lester Harsh, 38th District; Elvin Adamson, 43rd District; Thomas C. Kennedy, 21st District; Orval Keyes, 3rd District; Robert L. Clark, 47th District; Wayne W. Ziebarth, 37th District; Theodore C. Wenzlaff, 32nd District; Herb Nore, 22nd District and Henry F. Pedersen, Jr., 4th District.

WHEREAS, the number of school districts in the State of Nebraska has decreased in number from 6,734 in 1949 to 1,992 in 1968; and

WHEREAS, this reduction in the number of school districts, has, in many counties of the state, significantly reduced the volume of work required of the county superintendent; and

WHEREAS, the legal responsibilities applicable to the office of the county superintendent may, under prevailing circumstances, well be assigned to other entities; and

WHEREAS, the Nebraska Association of County Superintendents in its annual convention on December 3, 4, and 5, 1968, in Lincoln, Nebraska, approved the following resolution: The Nebraska Association of County Superintendents request of the Nebraska State Legislature, the establishment of an interim study committee in order to provide a gradual and orderly phasing out of the office of county superintendent.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to make a complete study of the existing laws relating to the office of county superintendency.

2. That such committee conduct public hearings at which interested parties may have an opportunity to present their opinions and ideas.

3. That the committee report to the next session of the Legislature the results of its study, together with any recommendations as to whether the office of county superintendent should be phased out, and any recommendations for changes in existing law and assignment of duties to other officers or agencies.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 36. Re: State Board of Education

Introduced by Donald Elrod, 35th District; Wayne W. Ziebarth, 37th District; Terry Carpenter, 48th District; C. F. Moulton, 8th District; Wayne L. Schreurs, 24th District; George Syas, 13th District; Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District; Ellen Craft, 45th District; Thomas C. Kennedy, 21st District; Theodore C. Wenzlaff, 32nd District; Florence B. Reynolds, 14th District; Orval Keyes, 3rd District and Edward R. Danner, 11th District.

WHEREAS, the State Board of Education has the general responsibility for the supervision and administration of the school system of the state; and

WHEREAS, the present actions of the majority of the State Board of Education have resulted in a serious erosion of progress in education in the State of Nebraska through its interference of the administration of the Department of Education, and have openly harassed the Commissioner of Education and members of the department staff, which has led to a deterioration and impairment of morale and leadership in educational pursuits, and engaged in political maneuvering at the expense of boys and girls in Nebraska's schools, and have circumvented the public's right to know through planned sub-rosa meetings of only selected board members, and have generally abdicated the leadership role and positive outlook for educational progress expected of a state education body; and

WHEREAS, the majority of the State Board of Education, through their actions, have violated state law by refusing to seek or accept the professional advice and counsel of the Commissioner of Education and most professional and lay organizations interested in educational quality, and thus have hampered the ability of the Commissioner of Education to provide the necessary supervisory and consultative services necessary for quality education to the schools of the State of Nebraska; and

WHEREAS, the State Board of Education has totally rejected research studies which could have advanced the cause of quality education in Nebraska; and

WHEREAS, the State Board of Education has by these actions developed a statewide feeling of no confidence in their deliberations and their ability to function in any effective manner for positive education in the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature of the State of Nebraska censures the members of the State Board of Education who have perpetuated the conditions which presently exist by adding its no confidence vote to the existing feeling of the people of Nebraska.

2. That the Legislature affirms its full support of Dr. Floyd Miller, the Commissioner of Education, and his staff for their courageous stand for positive education under the most difficult and adverse circumstances created purposely by the negative majority of the present State Board of Education.

Mr. Elrod moved to suspend the rules and take up LR 36 today.

Mr. Elrod requested a Call of the House.

The Call showed 40 members present.

Mr. Klaver moved the Call be raised.

The motion prevailed.

The Elrod motion lost with 19 ayes, 10 nays and 20 not voting.

Presented to the Governor

Presented to the Governor for approval on April 10, 1969 at at 9:00 a.m.: LB 2 LB 62 LB 174 LB 223 LB 258 LB 281 LB 291 LB 292 LB 299 LB 333 LB 341 LB 344 LB 354 LB 373 LB 402 LB 407 LB 487 LB 541 LB 547 LB 565 LB 682 LB 811 LB 823 LB 1223

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 1015. Placed on General File.

LEGISLATIVE BILL 46. Indefinitely postponed.

LEGISLATIVE BILL 1231. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

Education

LEGISLATIVE BILL 992. Placed on General File.

LEGISLATIVE BILL 1309. Placed on General File.

LEGISLATIVE BILL 841. Indefinitely postponed.

LEGISLATIVE BILL 990. Indefinitely postponed.

LEGISLATIVE BILL 1055. Indefinitely postponed.

LEGISLATIVE BILL 1056. Indefinitely postponed.

(Signed) Lester Harsh, Chairman

SELECT FILE

LEGISLATIVE BILL 435. Bracketed at the request of Mr. Kennedy.

LEGISLATIVE BILL 276. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 497. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 559. E and R amendment found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 560. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 564. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 599. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 774. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 801. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Bracketed at the request of Mr. Waldron.

LEGISLATIVE BILL 831. E and R amendments found in the Legislative Journal for the Sixty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 154. Advanced to E and R for engrossment.

LEGISLATIVE BILL 155. Mr. Luedtke offered the following amendment, which was adopted:

1. In section 26, lines 5 and 24, after "return" insert *"and to and from other school sponsored activities"*.

Advanced to E and R for engrossment.

Adjournment

At 11:58 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, April 11, 1969.

Hugo F. Srb

Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 11, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, while working with bills and procedures of an objective nature, may we try to be objectively honest with ourselves and others. We pray for strength to harness our unruly tongues; to carry out responsibilities; to have the same criteria for judging ourselves that we apply to others. Forgive us for often wearing a friendly mask which hides a sullen heart, and using fine words which conceal shabby thoughts. May we strive to develop an identity between our outward and our inner person, that we may see ourselves as persons of integrity. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Batchelder, Carstens, Klaver, Schreurs and Skarda, who were excused; and Mr. Bloom excused until 10:15 a.m.

Corrections for the Journal

Page 1373, line 22, correct spelling of "LEGISLATIVE".

The Journal for the Sixty-fifth Day was approved as corrected.

Communications

Letter from Department of Transportation acknowledging their receipt of LR 18.

Visitors

Mr. Wenzlaff introduced his son, Bill, and his wife, Sondra.

Mr. Clark introduced the following 12 members of the Future Business Leaders of America: Chris Brush, Cecilia Contratto, Carol Edmonds, Cyndy Elsen, Fay Etta Humphrey, Connie Krueger, Linda Kay Lindsey, Yvonne Minshall, Vicky Runyan, Carol Welton, Mary Ellen White and Connie Wilson; their sponsors, A. W. Lewis and Mrs. Blanch Humphrey; and H. D. Gugelman, bus driver.

UNANIMOUS CONSENT—Bracket LB 337

Mr. Swanson asked unanimous consent to bracket LB 337 on Final Reading until Wednesday, April 16. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 397. With emergency.

A BILL FOR AN ACT to amend sections 77-1001, 77-1002, 77-1003, 77-1004, 77-1005, and 77-1006, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to transfer certain duties of the State Board of Equalization and Assessment to the Tax Commissioner for taxation of nonresident motor carriers as prescribed; to harmonize with previous legislation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Bloom
Carstens
Harsh
Klaver
Schreurs
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 475.

A BILL FOR AN ACT to amend sections 23-214, 23-221, 23-252, 23-255, and 23-261, Reissue Revised Statutes of Nebraska, 1943, relating to township officers; to change the names of the officess as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Bloom
Carstens
Johnson
Klaver
Kokes
Reynolds
Schreurs
Skarda
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 526. With emergency.

A BILL FOR AN ACT to amend sections 44-386, 44-386.03, and 44-386.04, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for limitation on members and amount of fund; to clarify the use of funds; to clarify examination of books and records; to provide for hearings, fines, orders, appeals and rules and regulations; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergncy claus attached?' "

Voting in the affirmative, 43:

Adamson
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Batchelder
Bloom
Carstens
Klaver
Schreurs
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 617.

A BILL FOR AN ACT to amend section 60-328, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for a permit for trucks lawfully licensed in another state to engage in hauling grain from the field where it is harvested to storage or market as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Bloom
Carstens
Klaver
Knight
Schreurs
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 680.

A BILL FOR AN ACT to amend section 2-1557, Reissue Revised Statutes of Nebraska, 1943, and sections 2-1549.04, 2-1550, 2-1558, 2-1559, 2-1563, and 2-1564, Revised Statutes Supplement, 1967, relating to watershed conservancy districts; to change methods of dissolving and distributing the assets of such districts; to provide for filling vacancies on the boards of such districts as prescribed; to authorize such districts to engage in pollution prevention and control and to adopt and modify work plans; to provide an additional method of attaching land to such districts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Bloom
Carstens
Klaver
Mahoney
Schreurs
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 274.

A BILL FOR AN ACT to amend section 48-120, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 203, Eightieth Session, Nebraska State Legislature, 1969, relating to labor; to provide for the selection of doctors as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass.' "

Voting in the affirmative, 40:

Adamson
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Bloom
Carstens
Danner
Klaver
Kremer
Proud
Schreurs
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 882. With emergency.

A BILL FOR AN ACT to amend Laws 1967, Chapter 376, sections 7, 15, and 28, relating to appropriations; to provide for the appropriation of funds not otherwise appropriated; to change appropriations; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis

Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Bloom
Carstens
Klaver
Kremer
Schreurs
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 902. With emergency.

A BILL FOR AN ACT to amend sections 54-101, 54-103, 54-104, 54-108, 54-110, 54-116, 54-118, 54-119, 54-121, 54-129, 54-134, 54-137, 54-138, 54-141, 54-142, 54-143, 54-143.01, and 54-144, Reissue Revised Statutes of Nebraska, 1943, relating to brands and marks; to define terms; to provide additional powers for the Nebraska Brand Committee as prescribed; to provide additional requirements and procedures for the registration and renewal of brands as prescribed; to provide for notice as prescribed; to provide for evidence as prescribed; to provide for bonds as prescribed; to make certain acts unlawful; to provide penalties; to repeal the original sections, and also sections 54-139 and 54-154, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson

Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Carstens
Klaver
Kremer
Mahoney
Schreurs
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Messages from the Governor

April 10, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 10, 1969 I approved LB 62, LB 223, LB 258, LB 281, LB 291, LB 292, LB 299, LB 333, LB 341, LB 344, LB 354, LB 373, LB 402, LB 407, LB 487, LB 541, LB 565, LB 682, LB 811 and LB 823.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

April 10, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 10, 1969 I approved LB 254, LB 343, LB 405, LB 422, LB 491, LB 507, LB 512, LB 563, LB 608 and LB 760.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

Explanation of Vote

Had I been present I would have voted "aye" on LB 274.

(Signed) Bill K. Bloom

REFERENCE COMMITTEE REPORT

LB	Committee
1366	Education
1026	Re-referred from Judiciary to Urban Affairs
1027	Re-referred from Judiciary to Labor
1051	Re-referred from Judiciary to Urban Affairs
1085	Re-referred from Judiciary to Labor
1089	Re-referred from Judiciary to Urban Affairs
1175	Re-referred from Judiciary to Labor
1179	Re-referred from Judiciary to Urban Affairs
1188	Re-referred from Judiciary to Urban Affairs
1197	Re-referred from Judiciary to Labor
1207	Re-referred from Judiciary to Urban Affairs
1220	Re-referred from Judiciary to Labor
1248	Re-referred from Judiciary to Urban Affairs
1263	Re-referred from Judiciary to Urban Affairs
1264	Re-referred from Judiciary to Labor
1270	Re-referred from Judiciary to Labor
1283	Re-referred from Judiciary to Labor

(Signed) Jerome Warner, Speaker

NOTICE OF COMMITTEE HEARINGS

Labor

LB 1027	Wednesday, April 16, 1969	2:00 p.m.
LB 1175	Wednesday, April 16, 1969	2:00 p.m.
LB 1220	Wednesday, April 16, 1969	2:00 p.m.
LB 1264	Wednesday, April 16, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 7. Replaced on Select File as amended.

E and R amendment to LB 7:

1. In Enrollment and Review amendment 2, adopted 3/24/69, strike "line 14, strike" in line 1, and strike line 2.

LEGISLATIVE BILL 152. Replaced on Select File as amended.

E and R amendments to LB 152:

1. In the Clark amendment 1, adopted 4/9/69, strike section 5.

2. Renumber section 2, added by standing committee amendment 1 as section 5.

3. In section 2, line 3, strike "19-2802." and show the same as stricken; and strike line 8 and insert *"municipality,* a ~~wired or cabled television or radio system~~ *community antena television service".*

4. In section 3, line 3, strike "19-2803." and show the same as stricken; and in lines 7 and 8, strike "wired or cabled television or radio system" and show the same as stricken and insert *"community antenna television service".*

5. In section 4, line 3, strike "19-2804." and show the same as stricken; strike line 7 and insert "ating any ~~wired or cabled television or radio system~~ *community antenna television service"*; and strike line 11 and insert "~~wired or cabled television or radio systems~~ *community antenna television service.* Any such".

6. Amend the repeal section to read as follows:

"Sec. 6. That original sections 19-2801, 19-2802, 19-2803, and 19-2804, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

7. Renumber original section 4 as section 7.

8. In the title, line 2, strike "section 19-2801" and insert "sections 19-2801, 19-2802, 19-2803, and 19-2804".

9. In line 6 of E & R amendment 4, adopted 4/2/69, strike "section" and insert "sections".

10. Strike the Clark amendment 2, adopted 4/9/69.

LEGISLATIVE BILL 15. Replaced on Select File as amended.

E and R amendments to LB 15:

1. In the Simpson select file amendment adopted 4/9/69, in line 3, strike *"is recognized as"*, strike line 4, and in line 5, strike *"sentation"*, and insert *"with respect*

to representation is recognized as such"; in line 9, strike *"they"* and insert *"the court"*; in line 22, strike the comma; in line 24, strike *"determination of, and administration"* and insert *"settlement"*; in line 25, strike the comma; and in line 26, strike *"empowered"*.

2. Insert the Marvel select file amendment adopted 4/9/69 in new section 7, line 9, after *"thereunder"*.

LEGISLATIVE BILL 428. Placed on Select File as amended.

E and R amendment to LB 428:

1. In the title, line 6, strike "and"; and before the period insert "; and to declare an emergency".

LEGISLATIVE BILL 71. Placed on Select File as amended.

E and R amendment to LB 71:

1. In the title, line 6, strike "and"; and in line 7, before the period insert "; and to declare an emergency".

LEGISLATIVE BILL 654. Placed on Select File as amended.

E and R amendments to LB 654:

1. In section 1, line 31, strike "a" and insert "~~a~~ *the*", and after "state" insert "or" as in the statutes and after "or" insert *"a"*; in line 45 and in line 46 strike "a" and insert "~~a~~ *the*"; in line 54 strike "cities" and insert "cited" as in the statutes; in line 56 strike "acts" and insert "act" as in the statutes; in line 57 strike *"hereof"* and insert *"of this act"*; and in line 59 and in line 64 strike "means" and insert "~~means~~ *shall mean*".

2. In section 3, line 12, strike *"exisiting"* and insert *"existing"*.

LEGISLATIVE BILL 63. Correctly engrossed.

LEGISLATIVE BILL 327. Correctly engrossed.

LEGISLATIVE BILL 557. Correctly engrossed.

LEGISLATIVE BILL 611. Correctly engrossed.

LEGISLATIVE BILL 711. Correctly engrossed.

LEGISLATIVE BILL 923. Correctly engrossed.

LEGISLATIVE BILL 994. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Public Health and Welfare

LEGISLATIVE BILL 757. Placed on General File as amended.

Standing Committee amendment to LB 757:

1. In section 1 line 39 insert after the semicolon the following: *"Provided, that effective January 1, 1970, in addition to the label requirements, on containers of five gallon size or larger, the skull and crossbones with the height dimensions of at least twenty per cent of the height of the container shall be applied to the side of the container with a durable paint which distinctly contrasts with the color of the container background;"*, line 69 reinstate "or", line 77 strike "*; or*" and insert an old period, and strike lines 78 to 87.

LEGISLATIVE BILL 855. Placed on General File.

LEGISLATIVE BILL 886. Placed on General File.

LEGISLATIVE BILL 887. Placed on General File as amended.

Standing Committee amendment to LB 887:

1. Add a new section to be known as section 3 and to read as follows:

Sec. 3. Since an emergency exists, this act shall be in full force and take effect from and after its passage and approval according to law.

LEGISLATIVE BILL 897. Placed on General File as amended.

Standing Committee amendment to LB 897:

1. Add a new section to be known as section 3 and to read as follows:

Sec. 3. Since an emergency exists, this act shall be in full force and take effect from and after its passage and approval according to law.

(Signed) Elmer Wallwey, Chairman

Presented to the Governor

Presented to the Governor for his approval on April 11, 1969 at 9:05 a.m.: LB 20 LB 75 LB 91 LB 206 LB 215 LB 288 LB 305 LB 312 LB 314 LB 316 LB 390 LB 396

(Signed) Ruth Bossard, Enrolling Clerk

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period March 28, 1969, through April 10, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

William A. Wieland, Lincoln, Lincoln Heating & Air Cond.
William H. Norton, Osceola, Farmers Union of Nebraska
Marc M. Fellman, Omaha, Creighton Univ. Young Democrats
David D. Tews, Lincoln, Nebr. Investment Bankers Assn.
Jerry Koch, Ralston, Omaha Suburban Assn.-Council of Schools
Theodore L. Kessner, Lincoln, United Automobile Assn. and Police Officers Assn. of Nebraska
Robert C. Guenzel, Lincoln, Police Officers Assn. of Nebr. and Lincoln Police Dept.
Davis, Thone, Bailey, Polsky & Hansen, Lincoln, Oxford Chamber of Commerce
C. Arlen Beam, Lincoln, Shalco Land & Cattle Company

Visitors

Mr. Robinson introduced his wife.

Mr. Proud introduced 55 students from the Sandoz Elementary School, Millard, teachers Mrs. Rezac and Miss Christenson.

Mr. Budd introduced 45 Sixth grade students and sponsors from Sidney, Iowa.

Members Excused

Messrs. Robinson, Holmquist, Nore and Danner asked unanimous consent to be excused Monday, April 14. No objections. So ordered.

Messrs. Swanson and Adamson asked unanimous consent to be excused Monday and Tuesday, April 14 and 15. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 36.

Mr. Elrod moved that LR 36 be referred to a Committee for public hearing.

The motion prevailed.

SELECT FILE

LEGISLATIVE BILL 374. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1073. Advanced to E and R for engrossment.

LEGISLATIVE BILL 995. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Mr. Duis offered the following unanimous consent amendment:
1. In section 1, line 11, strike "and one mile beyond the same".

Mr. Elrod objected.

Mr. Duis moved to return LB 995 to General File for consideration of the specific amendment.

Motion pending.

LEGISLATIVE BILL 997. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 403. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 837. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 721. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 921. E and R amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 517. Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Return LB 558 to Select File

Mr. Adamson asked unanimous consent to return LB 558 to Select File for consideration of the following specific amendment:

1. In section 1, strike beginning with "*Any*" in line 22 through the period in line 24, and insert "*Any application for federal funds, aids, or grants which will require state matching or replacement, at the time of application or at any time in the future, must be approved by the Governor prior to its filing with the appropriate federal agency.*"; and in line 25, after "*each*" insert "*such*".

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 558. The Adamson specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

MOTION—Suspend Rules

Mr. Kremer moved to suspend the rules to allow the introduction of a new bill without a statement of intent.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1367. By Committee on Agriculture and Recreation, Maurice A. Kremer, 34th District, Chairman; Henry Pedersen, Jr., 4th District; Orval Keyes, 3rd District; Thomas C. Kennedy, 21st District; Herb Nore, 22nd District; Willard H. Waldo, 31st District and Lester Harsh, 38th District.

A BILL FOR AN ACT relating to agriculture; to provide for the licensing, regulation, and inspection of establishments engaged in the slaughter of livestock and poultry, in rendering, and in pet feed manufacturing as prescribed; to define terms; to provide duties for the Director of Agriculture; to make certain acts unlawful; to provide penalties; to provide for severability; and to repeal sections 54-736 to 54-741 and sections 54-767 to 54-784, Reissue Revised Statutes of Nebraska, 1943.

GENERAL FILE

LEGISLATIVE BILL 716. Considered.

Standing Committee amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Mr. Pedersen offered the following amendment, which was adopted:

Amend LB 716 by inserting after the word "election" in line 46 of Section 1 the following:

"intended to portray the candidates present appearance", and by inserting in line 49 of Section 1 by adding a new sentence after the period as follows: *"The picture used shall not be retouched, tinted or changed in any way after it was taken."*

Mr. Pedersen moved to advance LB 716 to E and R for Review.

Mr. Pedersen requested a Call of the House. The Call showed 36 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 27 ayes, 1 nay and 21 not voting.

The Pedersen motion to advance LB 716 lost with 15 ayes, 13 nays and 21 not voting.

Mr. Harsh moved to indefinitely postpone LB 716.

The motion prevailed with 20 ayes, 15 nays and 14 not voting.

LEGISLATIVE BILL 539. Bracketed until Wednesday, April 16 at the request of Mr. Carpenter.

LEGISLATIVE BILL 257. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-third Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 535. Reading waived. Explained.

Miss Reynolds offered the following amendment to the Standing Committee amendments; which was adopted:

1. Amend section 1, to read as follows:

"Section 1. The school board or board of education of any school district shall provide courses of elementary or secondary instruction in any hospital, maternity home, home for unwed mothers, or other appropriate facility. Such courses shall be available to all pregnant girls and mothers of elementary or secondary school age residing in such hospital, home or facility for prenatal or maternity care. For school purposes only, all students eligible for such courses shall be deemed residents of the school district.".

The Standing Committee amendments found in the Legislative Journal for the Forty-third Day were adopted as amended.

Miss Reynolds moved to amend her amendment in Section 1, line 5 by inserting the words "including a home" after the word "facility".

Amendment pending.

UNANIMOUS CONSENT—Bracket LB 244

Mr. Adamson asked unanimous consent to bracket LB 244 on General File for Thursday, April 17. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 178

Mr. Danner asked unanimous consent to bracket LB 178 on Final Reading for Tuesday, April 15. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following proposed amendment to LB 84 printed in the Journal. No objections. So ordered.

Proposed Amendments to LB 84 that would allow discretionary reappraisals on the part of the counties and maintenance of reappraisals approved by Tax Commissioner but would repeal the 1963 mandatory reappraisal law allowing 17 counties exemption from the mandatory law.

Section 1. as is

Section 2. as is

Section 3., line 24

Upon completion and final approval of any general reappraisal ~~conducted pursuant to the provisions of sections 77-1301.05 to 77-1301.08,~~ the valuations established by such reappraisal shall be used for purposes of property taxation of all property so appraised subject to review by the county assessor and the county board of equalization for individual errors.

The county assessor and the county board of equalization shall annually maintain and update the appraisal. ~~conducted and completed pursuant to section 77-1301.07. After completing and using the appraisal scheduled to be completed pursuant to section 77-1301.07.~~ Each county shall make an annual review of the appraised values for the purpose of maintaining and updating the appraisal. Said review and the supporting data thereto shall be submitted to the Tax Commissioner in the form of a written report on or before February 1 of the year following the year in which the review is made. The report to be submitted shall be as prescribed by the Tax Commissioner. If any county fails to furnish the required report, or satisfactorily meet the requirements prescribed in the rules and regulations for maintaining and updating the appraisal, the Tax Commissioner shall enter into a contract for the review and updating of the appraisal. Such contract shall be only for the year in which the county has failed to act. Payment for any contract executed under the provisions of this section by the Tax Commissioner shall be pursuant to section 77-1301.08.

Any county may at any time after completion of ~~the~~ a general appraisal ~~scheduled to be completed pursuant to section 77-1301.07~~, contract for maintenance or updating to maintain an appraisal and contract for another reappraisal of the county. Such reappraisal or annual review and the contracting therefore, and the methods and procedures to be used, shall be in conformance with the provisions of sections ~~77-1301.05 to 77-1301.08~~ 77-1301.01 and any rules and regulations of the Tax

Commissioner passed pursuant to such sections.

Section 4. That original sections 77-1301.01, 77-1301.04, and 77-1301.06, Reissue Revised Statutes of Nebraska, 1943, and also sections 77-1301.05 *and 77-1301.07,* Reissue Revised Statutes of Nebraska, 1943, are repealed.

Section 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

REFERENCE COMMITTEE REPORT

LR 36........................Education Committee

(Signed) Jerome Warner, Speaker

NOTICE OF COMMITTEE HEARINGS

Education

LR 36........................Wednesday, April 16, 1969 2:00 p.m.

(Signed) Lester Harsh, Chairman

Agriculture and Recreation

LB 359	(Cancel)	Thursday, April 24, 1969	2:00 PM
LB 359	(Re-set)	Friday, April 25, 1969	2:00 PM
LB 777	(Cancel)	Thursday, April 24, 1969	2:00 PM
LB 777	(Re-set)	Friday, April 25,1969	2:00 PM
LB 1047	(Cancel)	Thursday, April 24, 1969	2:00 PM
LB 1047	(Re-set)	Friday, April 25, 1969	2:00 PM
LB 1151	(Cancel)	Thursday, April 24, 1969	2:00 PM
LB 1151	(Re-set)	Friday, April 25, 1969	2:00 PM
LB 715	(Cancel)	Friday, April 25, 1969	2:00 PM
LB 715	(Re-set)	Thursday, April 24, 1969	2:00 PM
LB 889	(Cancel)	Friday, April 25, 1969	2:00 PM
LB 889	(Re-set)	Thursday, April 24, 1969	2:00 PM
LB 890	(Cancel)	Friday, April 25, 1969	2:00 PM
LB 890	(Re-set)	Thursday, April 24, 1969	2:00 PM
LB 964	(Cancel)	Friday, April 25, 1969	2:00 PM
LB 964	(Re-set)	Thursday, April 24, 1969	2:00 PM
LB 1183	(Cancel)	Friday, April 25, 1969	2:00 PM
LB 1183	(Re-set)	Thursday, April 24, 1969	2:00 PM
LB 1357		Thursday, May 1, 1969	2:00 PM
LB 1213	(Cancel)	Thursday, May 8, 1969	2:00 PM
LB 1213	(Re-set)	Friday, May 2, 1969	2:00 PM

(Signed) Maurice A. Kremer, Chairman

Adjournment

At 12 o'clock noon, on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Monday, April 14, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 14, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O God, our loving Father, in these moments of quiet before the feverish activity of this day, give to this Legislature a quiet center from which to make decisions. Help our turbulent and tossed minds to be in contact with Thee, the author of our being and the source of all truth. Thou hast given us the key to life, but so often we merely try to break down the walls. Without Thy truth our words are empty, and without Thy goals our travels are often aimless. Ultimately our words and deeds are empty without Thy direction. Fill us with mercy, therefore, and may Thy joy be the wellspring from which our decisions are made. We pray in our Lord's name. Amen.

The roll was called and all members were present except Messrs. Adamson, Batchelder, Danner, Holmquist, Robinson and Swanson, who were excused and Mr. Waldron, excused until 9:30 a.m.

Corrections for the Journal

Page 1384, delete "trade" and insert "radio".
Page 1385, line 23, show the letter "a" as stricken.
Page 1387, line 22, insert "C. Arlen Beam, Lincoln, Shalco Land and Cattle Company".

The Journal for the Sixty-sixth Day was approved as corrected.

Messages from the Governor

April 11, 1969

The President, the Speaker

and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 10, 1969 I approved LB 174 and on April 11 I approved LB 2, LB 20, LB 75, LB 91, LB 206, LB 215, LB 288, LB 305, LB 312, LB 314 and LB 390.

Respectfully,
(Signed) Norbert T. Tiemann
Governor

NTT:sjs

April 11, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 11, 1969 I approved LB 396, LB 547, LB 604, and LB 1223.

Respectfully,
(Signed) Norbert T. Tiemann
Governor

NTT:sjs

Communications

Letter from Mrs. Gilbert Geerdes, Bennington, Nebraska regarding LB 1033.

Visitors

Mr. Harsh introduced Mr. and Mrs. Loyd Burton; Mr. and Mrs. Jack Moore; Mr. and Mrs. Noel Premer and Mr. and Mrs. Albert Troester of Bartley, Nebraska.

NOTICE OF COMITTEE HEARINGS

Public Health and Welfare

LB 462	Tuesday, May 6, 1969	2:00 p.m.
LB 1036	Tuesday, May 6, 1969	2:00 p.m.
LB 1065	Tuesday, May 6, 1969	2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Urban Affairs

LB 1026	Wednesday, April 23, 1969	1:00 p.m.
LB 1051	Wednesday, April 23, 1969	1:00 p.m.
LB 1089	Wednesday, April 23, 1969	1:00 p.m.
LB 1179	Wednesday, April 23, 1969	1:00 p.m.
LB 1188	Wednesday, April 23, 1969	1:00 p.m.
LB 1207	Wednesday, April 23, 1969	1:00 p.m.
LB 1248	Wednesday, April 23, 1969	1:00 p.m.
LB 1263	Wednesday, April 23, 1969	1:00 p.m.

(Signed) Bill K. Bloom, Chairman

UNANIMOUS CONSENT—Change of Order

Mr. Burbach asked unanimous consent to place LB 1063 at the top of General File. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 280.

A BILL FOR AN ACT to amend sections 79-2204 and 79-2207, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that the board of an educational service unit shall employ a treasurer and fix his compensation; to provide the duties and bond for the treasurer; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Batchelder
Danner
Holmquist
Robinson
Swanson
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 315.

A BILL FOR AN ACT to amend section 83-424, Reissue Revised Statutes of Nebraska, 1943, relating to penal and correctional institutions; to increase the fees of each assistant or guard transporting convicts to the Nebraska Penal and Correctional Complex as prescribed; to change mileage provisions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Batchelder
Danner
Holmquist
Robinson
Swanson
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 329. With emergency.

A BILL FOR AN ACT relating to building and loan associations; to provide that state associations shall have all the rights, powers, privileges, benefits, and immunities of a federal savings and loan association doing business in this state except as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Batchelder
Danner
Duis
Holmquist
Robinson
Stull
Swanson
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 391. With emergency.

A BILL FOR AN ACT relating to taxation; to provide for inter-county equalization as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit

Schreurs
Simpson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Batchelder
Danner
Duis
Holmquist
Robinson
Skarda
Stull
Swanson
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 458.

A BILL FOR AN ACT to amend sections 48-630 and 48-665, Reissue Revised Statutes of Nebraska, 1943, relating to employment security; to provide when unemployment benefits may be paid while an appeal is pending; to change provisions for repayment of benefits; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 10:

Adamson
Batchelder
Clark
Danner
Holmquist
Robinson
Skarda
Swanson
Waldron
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 486.

A BILL FOR AN ACT to amend sections 25-511 and 27-205, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to provide that a summons against a corporation may be served upon the vice president; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Adamson
Batchelder
Danner
Holmquist
Robinson
Skarda
Swanson
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 522.

A BILL FOR AN ACT to amend sections 54-715 and 54-747, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to provide that laws regarding a specific disease shall take precedence over a general disease law; to prohibit retesting of animals reacting to the tuberculin test; to provide a new method of determining the indemnity payment to owners having animals destroyed for tuberculosis; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Bloom
Budd
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Batchelder
Burbach
Danner
Holmquist
Mahoney
Robinson
Skarda
Swanson
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 550.

A BILL FOR AN ACT to amend sections 54-1331, 54-1337, and 54-1339, Reissue Revised Statutes of Nebraska, 1943, relating to livestock; to provide when retesting of animals reacting to an official brucellosis test may be made; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Batchelder
Burbach
Danner
Holmquist
Robinson
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 575.

A BILL FOR AN ACT to amend section 76-710, Reissue Revised Statutes of Nebraska, 1943, relating to real property; to require that a copy of the appraisers' report in eminent domain proceedings be transmitted to the condemnee or his representative as prescribed; to provide the effect of failure of transmission; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Batchelder
Budd
Danner
Holmquist
Robinson
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 690.

A BILL FOR AN ACT to amend sections 84-913 and 84-917, Reissue Revised Statutes of Nebraska, 1943, relating to state agencies; to provide conditions for furnishing of transcripts of agency hearings;

to provide that appeals from agency decisions shall be on the record before the agency; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Adamson
Batchelder
Danner
Holmquist
Robinson
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 702.

A BILL FOR AN ACT relating to criminal procedure; to provide for the discovery of any statement made by a defendant and for the discovery of the name of every eyewitness who has identified a defendant at a line-up or show-up; to prescribe the procedure therefor; and to define terms.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen

Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Clark
Kokes
Wylie

Not voting, 8:

Adamson
Batchelder
Danner
Holmquist
Robinson
Swanson
Wallwey
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1109. Bracketed until April 21, at the request of Mr. Duis.

LEGISLATIVE BILL 381.

A BILL FOR AN ACT to amend section 32-1120, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to increase the amount individuals may contribute to a political committee before such contribution must be reported; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 5:

Kokes
Orme
Pedersen
Waldo
Whitney

Not voting, 9:

Adamson
Batchelder
Danner
Duis
Holmquist
Keyes
Robinson
Skarda
Swanson

A constitutional majority having voted in the affirmative, the the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 447. With emergency.

A BILL FOR AN ACT to amend section 39-750, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to redefine the rules of the road pertaining to turns at intersections; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Keyes
Pedersen
Whitney

Not voting, 7:

Adamson
Batchelder
Carpenter
Danner
Holmquist
Robinson
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 448. With emergency.

A BILL FOR AN ACT to amend section 39-728, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to redefine the rules of the road pertaining to right-of-way; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Luedtke
Pedersen
Waldron

Not voting, 9:

Adamson
Batchelder
Carpenter
Danner
Holmquist
Kokes
Robinson
Simpson
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 634.

A BILL FOR AN ACT to repeal Chapter 72, article 6, Reissue Revised Statutes of Nebraska, 1943, relating to the cession of jurisdiction over land purchased by the United States.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron

Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Adamson
Batchelder
Bloom
Budd
Danner
Holmquist
Kokes
Mahoney
Robinson
Swanson
Wallwey

A constitutional majority having voted in the affirmative the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 648.

A BILL FOR AN ACT to amend section 79-4,151, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for notice of certain proposed actions affecting real estate as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Batchelder
Carstens
Danner
Holmquist
Mahoney
Robinson
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 703.

A BILL FOR AN ACT relating to inspections; to provide for inspection warrants; to define terms; to provide when inspection warrants may be issued; to provide for violation; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Batchelder
Danner
Holmquist
Mahoney
Robinson
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 714.

A BILL FOR AN ACT to amend sections 81-2,134.01 and 81-2,134.03, Reissue Revised Statutes of Nebraska, 1943, relating to frozen food locker plants; to define processor; to harmonize the provisions thereof with previous legislation; to provide an exception; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton

Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Adamson
Batchelder
Budd
Danner
Holmquist
Mahoney
Robinson
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 748. With emergency.

A BILL FOR AN ACT to amend section 23-1309, Reissue Revised Statutes of Nebraska, 1943, relating to the county clerk; to make the Discharge Record of veterans confidential; to provide exceptions; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Batchelder
Budd
Danner
Holmquist
Mahoney
Robinson
Swanson
Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 411. Placed on Select File.

LEGISLATIVE BILL 726. Placed on Select File as amended.

E and R amendments to LB 726:

1. In standing committee amendment 1, line 2, insert "*(2)*" before "*A*".

2. In section 3, line 18, insert "*or who continues work at any location where work has been ordered discontinued,*" after the comma.

LEGISLATIVE BILL 754. Placed on Select File as amended.

E and R amendments to LB 754:

1. In section 2, line 2, insert a comma after "same".

2. In section 3, line 8, strike the second comma.

LEGISLATIVE BILL 931. Placed on Select File as amended.

E and R amendment to LB 931:

1. In the title, line 5, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 988. Placed on Select File as amended.

E and R amendment to LB 988:

1. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 30. Correctly engrossed.

LEGISLATIVE BILL 170. Correctly engrossed.

LEGISLATIVE BILL 209. Correctly engrossed.

LEGISLATIVE BILL 276. Correctly engrossed.

LEGISLATIVE BILL 463. Correctly engrossed.

LEGISLATIVE BILL 470. Correctly engrossed.

LEGISLATIVE BILL 480. Correctly engrossed.

LEGISLATIVE BILL 506. Correctly engrossed.

LEGISLATIVE BILL 548. Correctly engrossed.

LEGISLATIVE BILL 559. Correctly engrossed.

LEGISLATIVE BILL 717. Correctly engrossed.

LEGISLATIVE BILL 759. Correctly engrossed.

LEGISLATIVE BILL 789. Correctly engrossed.

LEGISLATIVE BILL 883. Correctly engrossed.

LEGISLATIVE BILL 274. Correctly enrolled.

LEGISLATIVE BILL 397. Correctly enrolled.

LEGISLATIVE BILL 475. Correctly enrolled.

LEGISLATIVE BILL 526. Correctly enrolled.

LEGISLATIVE BILL 617. Correctly enrolled.

LEGISLATIVE BILL 680. Correctly enrolled.

LEGISLATIVE BILL 882. Correctly enrolled.

LEGISLATIVE BILL 902. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 274 LB 397 LB 475 LB 526 LB 617 LB 680 LB 882 LB 902

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 900. Indefinitely postponed.

LEGISLATIVE BILL 454. Placed on General File as amended.

Standing Committee amendments to LB 454:

1. Amend section 1 by striking lines 25 to 34 and inserting the following:

"(5) Rabies control authority shall mean county and township and city and village health and law enforcement officials who shall enforce the provisions of this act relating to vaccination and impoundment of dogs. Such public officials shall not be responsible for any accident or disease of a dog resulting from the enforcement of the provisions of this act.".

2. Amend section 6, line 19 by striking "during which period of time" and inserting "at which time".

3. Amend section 8, line 26 by striking "ordinance" and inserting "act".

4. Amend section 9 by striking lines 1 to 10 and inserting the following:

"The rabies control authority as defined in subdivision (5) of section 1 of this act shall enforce the provisions of this act.

In the event that the health and law enforcement officials of a county, township, city, village or other political subdivision fail to act with sufficient promptness in enforcing this act the Department of Health may take all actions necessary for the proper administration and enforcement of the provisions of this act relating to vaccination and impoundment of dogs. In such a case no authorized representatives of the department or any law enforcement officials enforcing the provisions of this act shall be responsible for any accident or disease of a dog resulting from the enforcement of the provisions of this act.".

5. Amend section 10, lines 5 and 6 by striking the last sentence.

6. Amend section 12 by striking lines 1 to 14 and inserting the following:

"Sec. 12. Effective October 1, 1969, in the State of Nebraska, all laws, ordinances, codes, or rules and regulations concerning the control of rabies or the vaccination of dogs against rabies shall be enforced by the county and township and city and village health and law enforcement officials, or those other officers with regulatory authority as specified by the governing political subdivisions.

Whenever a county, township, city, or village requires the licensure of dogs it may require that before such a license is issued for the possession or maintenance of any dog in any such county, township, city, or village, the owner or keeper of the dog shall furnish to the clerk of such political subdivision a certification that the dog has been vaccinated against rabies in accordance with the provisions of this act.".

7. Amend the bill by adding one new section to be known as section 13 and to read as follows:

"Sec. 13. That section 54-612, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

8. Renumber original section 13 as section 14.

LEGISLATIVE BILL 756. Placed on General File.

(Signed) Elmer Wallwey, Chairman

Explanation of Vote

Had I been present, I would have voted "aye" on LB 381.

(Signed) Terry Carpenter

Mr. Wylie Presiding

MOTION—Reconsider Action

Mr. Carpenter moved to reconsider action on indefinitely postponing LB 716 on April 11, 1969.

Mr. Carpenter requested a Call of the House. The Call showed 41 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Mr. Stull requested a record vote on the Carpenter motion.

Voting in the affirmative, 20:

Bloom
Carpenter
Clark
Craft
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Moulton
Pedersen
Reynolds
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Wenzlaff

Voting in the negative, 15:

Burbach
Carstens
Harsh
Hasebroock
Johnson
Klaver
Kremer
Moylan

Orme
Skarda
Wallwey
Warner
Whitney
Wiltse
Wylie

Not voting, 14:

Adamson
Batchelder
Budd
Danner
Duis
Elrod
Holmquist
Marvel
Nore
Proud
Robinson
Swanson
Waldron
Ziebarth

The motion lost.

Visitors

Mr. Budd introduced students and sponsors from Sidney, Iowa.

UNANIMOUS CONSENT—Withdraw LB 1064

Mr. Stull asked unanimous consent to withdraw LB 1064 and cancel the hearing date.

Laid over.

REFERENCE COMMITTEE REPORT

LB	Committee
1367	Agriculture and Recreation

(Signed) Jerome Warner, Speaker

UNANIMOUS CONSENT—Return LB 994 to Select File

Mrs. Orme asked unanimous consent to return LB 994 to Select File for consideration of the following specific amendment:

> In section 1, strike lines 14 to 16 and show the old matter as stricken; and renumber subdivisions (4) to (6) as subdivisions (3) to (5) respectively.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 593. Bracketed until April 21 at the request of Mr. Harsh.

LEGISLATIVE BILL 633. Bracketed until April 16 at the request of Mr. Carpenter.

LEGISLATIVE BILL 428. E and R amendment found in the Legislative Journal for the Sixty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 7. E and R amendment found in the Legislative Journal for the Sixty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 995. Bracketed until April 21 at the request of Mr. Duis.

LEGISLATIVE BILL 152. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 15. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 71. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 654. E and R amendments found in the Legislative Journal for the Sixty-sixth Day were adopted.

Advanced to E and R for engrosssment.

LEGISLATIVE BILL 994. The Orme specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

Member Excused

Mr. Keyes asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1346	Monday, April 28, 1969	2:00 p.m.
LB 1348	Monday, April 28, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 1038. Indefinitely postponed.

LEGISLATIVE BILL 222. Placed on General File as amended.

Standing Committee amendments to LB 222:

1. Amend the bill by adding two new sections to be know as sections 4 and 5 and to read as follows:

"Sec. 4. Every person selling or offering for sale at retail of such substances as defined in section 1 of this act, shall maintain a register in which are recorded the date of each sale, the quantity sold, and the name and address of the purchaser. The record of each sale shall be available for inspection by any peace officer for at least one year.

Sec. 5. No person shall induce or entice any person to violate the provisions of sections 1, 2 or 4 of this act."

2. Renumber original section 4 as section 6.

3. Amend renumbered section 6, line 2 by striking "sections 1 or 2" and inserting "section 1, 2, 4, or 5".

LEGISLATIVE BILL 623. Placed on General File.

LEGISLATIVE BILL 785. Placed on General File as amended.

Standing Committee amendment to LB 785:

1. In section 1, line 8, strike "five" and show the same as stricken, and insert "*ten*".

LEGISLATIVE BILL 787. Placed on General File as amended.

Standing Committee amendment to LB 787:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 788. Placed on General File as amended.

Standing Committee amendment to LB 788:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 916. Placed on General File.

LEGISLATIVE BILL 925. Placed on General File as amended.

Standing Committee amendment to LB 925:

1. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 956. Placed on General File as amended.

Standing Committee amendment to LB 956:

1. In section 1, line 4, strike "county" and insert "state".

LEGISLATIVE BILL 957. Placed on General File as amended.

Standing Committee amendment to LB 957:

1. In section 1, line 4, strike "county" and insert "state".

LEGISLATIVE BILL 970. Placed on General File as amended.

Standing Committee amendments to LB 970:

1. In section 1, line 2, strike the comma and insert "or"; and in line 3, strike ", or contempt of court,".

2. In section 3, line 7, insert after the period:

"Except when the prisoner returns to the employment he held at the time of his arrest, such said employment shall not result in the displacement of employed workers, or be applied in skills, crafts, or trades in which there is a surplus of available gainful labor in the locality, or impair existing contracts for services, and the rates of pay and other conditions of employment shall not be less than paid or provided for work of similar nature in the locality in which the work is to be performed."

LEGISLATIVE BILL 1000. Placed on General File as amended.

Standing Committe amendment to LB 1000:

1. In section 1, lines 6 and 7, strike the new matter and reinstate the stricken matter.

LEGISLATIVE BILL 1004. Placed on General File.

LEGISLATIVE BILL 1293. Placed on General File as amended.

Standing Committee amendments to LB 1293:

1. In section 1, line 5, strike "classes" and insert "~~classes~~ *class cities having more than ten thousand population*".

2. In section 2, line 13, insert "*having more than ten thousand population*" after "*class*".

3. In section 3, lines 4, 7, and 11, insert "*having more than ten thousand population*" after "class".

4. In section 4, lines 4, insert "*having more than ten thousand population*" after "class".

5. In section 5, line 5, insert "*having more than ten thousand population*" after "class".

(Signed) Fred W. Carstens, Chairman

UNANIMOUS CONSENT—Withdraw LB 969

Mr. Harsh asked unanimous consent to withdraw LB 969.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 762. Reading waived. Explained.

Bracketed until April 21 at the request of Mr. Simpson.

LEGISLATIVE BILL 1063. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 84. Reading waived. Explained.

The Carpenter pending amendment found in the Legislative Journal for the Sixty-sixth Day was adopted in lieu of the Standing Committee amendments.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 535. Bracketed at the request of Miss Reynolds.

LEGISLATIVE BILL 729. Reading waived. Explained.

Mr. Syas moved to indefinitely postpone.

The motion lost with 7 ayes, 17 nays and 25 not voting.

Advanced to E and R for review with 18 ayes, 5 nays and 26 not voting.

LEGISLATIVE BILL 826. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for review with 19 ayes, 2 nays and 28 not voting.

LEGISLATIVE BILL 666. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-fourth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

MOTION—Suspend Rules

Mr. Moylan moved to suspend the rules to set LB 750 and LB 751 for hearing on Thursday, April 17, 1969 at 2:00 p.m.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 750	Thursday, April 17, 1969	2:00 p.m.
LB 751	Thursday, April 17, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

GENERAL FILE

LEGISLATIVE BILL 613. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-sixth Day was adopted.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 601. Bracketed until May 1 at the request of Mr. Carstens.

LEGISLATIVE BILL 603. Bracketed until May 1 at the request of Mr. Carstens.

LEGISLATIVE BILL 699. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-eighth Day were adopted.

Mr. Carstens offered the following amendment, which was adopted:

1. Amend section 1 of the bill, lines 22 and 23, by striking ", if transportation is provided" and inserting ", ~~if transportation is provided~~ ; *Provided, that any parent or guardian shall be limited to an aggregate amount of two hundred dollars for such transportation expenses per year*".

Laid over at the request of Mr. Carstens.

LEGISLATIVE BILL 406. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-eighth Day were adopted.

Mr. Carpenter offered the following amendments, which were adopted:

Section 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

In line 4, after "shall", insert "direct the State Tax Commissioner".

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

Speaker Warner Presiding

Member Excused

Mr. Clark asked unanimous consent to be excused Friday, April 18. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 500	Friday, April 25, 1969	2:00 p.m.
LB 207	Thursday, May 1, 1969	2:00 p.m.
LB 672	Thursday, May 1, 1969	2:00 p.m.
LB 1333	Thursday, May 1, 1969	2:00 p.m.
LB 1334	Thursday, May 1, 1969	2:00 p.m.
LB 1335	Thursday, May 1, 1969	2:00 p.m.
LB 1336	Thursday, May 1, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 384. Placed on General File as amended.

Standing Committee amendments to LB 384:

1. Strike section 1, and in lieu thereof insert the following:

"Section 1. The Nebraska soil and water conservation commission is hereby authorized to establish, maintain, and administer a data bank in the field of soil and water resources in the State of Nebraska. The collection of basic data and necessary interpretations of these data in the area of soil and water resources by agencies, departments and political subdivisions of the State of Nebraska shall not be affected by this act. Such data and necessary interpretations of them shall be made available to the commission for inclusion in the data bank when published or earlier if deemed by the originator to be suitable for inclusion. The source of data shall be identified in the data bank and when appropriate shall be associated with subsequent publication or other use. Processing and interpretation of the basic data shall be carried out by the commission except that this act shall not preclude the independent processing and interpretation of such data by the collecting agency or other agencies. The resources of the data bank shall be made available to all interested agencies and persons.".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. To assist in the coordination and dissemination of the resources of the data bank, there is hereby established a technical advisory committee to the data bank. Such committee shall be appointed by the Governor, and shall consist of ten representatives of state and federal agencies concerned with the collection, interpretation, and use of basic data.".

LEGISLATIVE BILL 395. Placed on General File as amended.

Standing Committee amendments to LB 395:

1. In section 1, line 29, before the period, insert "*, and such funds and payments shall be credited to the Nebraska Soil and Water Conservation Fund as provided in section 2-1547*".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) M. A. Kremer, Chairman

UNANIMOUS CONSENT—Committee Meeting

Mr. Marvel asked unanimous consent for the Budget Committee to meet at 1:30 p.m. in the Tax Commissioner's Office. No objections. So ordered.

Adjournment

At 11:55 a.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Tuesday, April 15, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 15, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, we confess we so often use our agility to avoid responsibility. Help us with the rush of constant pressures not to follow the lower levels and the easy escapes. Guide us lest we hurt those deeply upon whom we are most dependent. Through chance, or providence, we are here to do strategic work, and are challenged by issues far beyond our limited knowledge. Give to this Legislature humility of spirit, yet tenacity of intellect, that they may rise to new heights because of the mountainous issues before them. May each have a serenity of spirit which keeps them from frustrations, and enables the making of vital decisions in a calm and sane manner. In the name of our Master. Amen.

The roll was called and all members were present except Messrs. Adamson, Swanson and Wylie, who were excused and Mr. Waldron, excused until 9:45 a.m.

Corrections for the Journal

Page 1399, lines 6 and 32, insert "with the emergency clause attached" after "pass".

Page 1402, line 9, correct spelling of "Wiltse".

Page 1410, line 20, correct spelling of "attached".

The Journal for the Sixty-seventh Day was approved as corrected.

Member Excused

Mr. Moylan asked unanimous consent to be excused tomorrow. No objections. So ordered.

Communications

Letter of appreciation from Mrs. Mamie Doud Eisenhower regarding the Resolution passed in honor of General Eisenhower.

Letter from Sp/4 David R. Oxford acknowledging receipt of the State Flag.

Letter from U. S. Department of Agriculture acknowledging receipt of LR 29.

Message from the Governor

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 14, 1969 I approved LB 316.

Respectfully,
(Signed) Norbert T. Tiemann
Governor

NTT:sjs

Visitors

Mr. Wallwey introduced a group of students and sponsors from the Eighth Grade Class in the 40th District.

Mr. Schreurs introduced 50 Eighth Grade students from the Henderson Public School and sponsors; also, 23 students from McCool High School and their teacher, Mr. Smith.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 178.

A BILL FOR AN ACT to amend section 79-213, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for textbooks; to provide the content of history courses as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Batchelder
Bloom
Proud

Not voting, 10:

Adamson
Budd
Johnson
Luedtke
Schreurs
Simpson
Skarda
Swanson
Waldron
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 259. With emergency.

A BILL FOR AN ACT to amend section 32-707, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide for printing on the ballot a statement of the effect of a vote for and a vote against any proposal on the ballot whether submitted by the Legislature or as the result of an initiative or referendum petition; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Syas

Not voting, 6:

Adamson
Mahoney
Skarda
Swanson
Waldron
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 310.

A BILL FOR AN ACT to amend section 19-1201, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to extend power and authority over nuisances to all cities and villages; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 6:

Adamson
Holmquist
Mahoney
Swanson
Waldron
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 482.

A BILL FOR AN ACT to amend section 21-1929, Reissue Revised Statutes of Nebraska, 1943, and sections 21-1908, 21-1948, 21-1949, 21-1981, 21-2012, 21-2091, 21-20,107, 21-20,117, 21-20,118, and 21-20,122, Revised Statutes Supplement, 1967, relating to corporations; to revise provisions for changing registered agents, for filing articles of incorporation and annual reports, and for dissolution of non-profit corporations; to change the date for dissolution of a business corporation for nonpayment of taxes; to require filing of a report before dissolving a business corporation; to provide that a foreign corporation shall not be issued a certificate of authority if its name is the same as a trade name used in this state; to require the filing of a report before withdrawal of a foreign corporation; to change the notice required for revocation of the certificate of authority of a foreign corporation; to revise provisions for domestication of foreign corporations; to correct internal references; and to repeal the original sections, and also sections 21-1990 and 21-1992, Revised Statutes Supplement, 1967.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Carpenter
Swanson
Waldron
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 489. With emergency.

A BILL FOR AN ACT to amend sections 2-201, 2-203, 2-203.01, 2-203.02, and 2-203.03, Reissue Revised Statutes of Nebraska, 1943, relating to county agricultural societies; to increase the amount that may be raised by taxation as prescribed; to harmonize with previous legislation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Bloom
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Schreurs
Simpson
Stull
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Klaver
Kokes
Orme

Not voting, 11:

Adamson
Batchelder
Budd
Carpenter
Keyes
Robinson
Schmit
Skarda
Swanson
Syas
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 600. With emergency.

A BILL FOR AN ACT to amend sections 16-321 and 17-568.01, Revised Statutes Supplement, 1967, relating to cities and villages; to provide that any city of the first or second class or village which contracts with a public power district for operation and maintenance of an electric distribution, transmission, or generating system shall not be required to advertise for bids as prescribed; to increase the amount of contracts which cities of the second class and villages may enter into without advertising for bids; to provide bidding requirements for public power districts; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law rela-

tive to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Adamson
Burbach
Carpenter
Schreurs
Swanson
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 558. Replaced on Select File as amended.

E and R amendment to LB 558:

1. In the title, insert ", aids, or grants" at the end of line 5.

LEGISLATIVE BILL 1040. Placed on Select File as amended.

E and R amendments to LB 1040:

1. In section 2, lines 18 and 19, strike "provided that" and insert "if".

2. In section 3, line 7, strike "full terms of sale clearly stated" and insert "and clearly stating the full terms of sale".

3. In section 4, line 4, strike "provided" and insert "if".

4. In section 5, line 2, insert "any" after the comma; and in line 3, strike "provided" and insert "if such".

5. In section 6, strike the first sentence and insert "Application for a license under this act shall be made to the department on forms prescribed by the department and shall be accompanied by a fee of twenty-five dollars. The department shall, without discrimination, issue a license to any person who meets the experience requirement of section 5 of this act or who passes an examination provided for in section 7 of this act."; in lines 15 and 16, strike "dispense and fit" and insert "fit and sell"; in line 22, strike "other than the payment of fees," and insert "but shall be required to pay fees"; and in line 27, insert a comma after "renewal".

6. In lieu of the Carpenter amendment thereto, in section 6, after line 9, insert:

"(2) Any person licensed without examination shall be required to pass a regular examination within eighteen months after the effective date of this act."; and renumber original subsection (2) as subsection (3).

7. In section 7, line 4, strike "provided" and insert "if"; in line 10, strike "Applicant" and insert "Each applicant"; in line 11, strike the comma and insert "and"; strike beginning with "administered" in line 15 through "ing" in line 17; and in line 18, strike "the examination".

8. In section 8, line 5, strike the comma; in line 14, insert "shall" after the second "and"; and in line 15, insert "with him" after "contact".

9. In section 9, line 8, strike the period and insert "; and".

10. In section 10, line 1, insert "under this act" after "license".

11. In section 11, line 4, strike the comma; in line 5, strike "certificate" and insert "license"; in lines 7 and 13, strike "certificates" and insert "licenses"; in line 13, strike "of" and insert "an additional fee of"; and in line 17, strike "provided" and insert "if".

12. In section 12, line 3, strike "this complaint to" and insert "his complaint with"; in line 6, insert "that" after "mines"; in lines 11 and 12, strike "annexed" and insert "attached"; in line 15, strike

"registered" and insert "certified"; insert "the" after "to" in line 15 and after "of" in line 16; in line 23, strike "under its seal"; in line 31, strike "registered" and insert "licensed"; in line 38, strike the comma; in line 38, strike the period and insert a semicolon; in line 39, insert "his" after "of"; in line 40, strike the period and insert "; or"; and in line 45, strike "unregistered" and insert "unlicensed".

13. In lieu of the Carpenter amendments thereto, in section 12, strike lines 59 to 92 and insert:

"(v) Representing that the services or advice of a person licensed to practice medicine or one certified as an audiologist by the American Speech and Hearing Association will be used or made available in the selection, fitting, adjustment, maintenance or repair of hearing aids when that is not true, or using the words doctor, clinic, clinical audiologist, audiologist, state licensed clinic, state registered, state certified, state approved, or any other term, abbreviation, or symbol, or wearing any costume when it would falsely give the impression that one is being treated medically or professionally or that the licensee's service has been recommended by the state;

"(vi) Fitting and selling a hearing aid to a child under the age of sixteen who has not been examined and cleared for hearing aid use within a six-month period by an otolaryngologist. The provisions of this subdivision shall not apply to the replacement with an identical model of any hearing aid within one year of its purchase;

"(vii) Selling a hearing aid to any individual who has a significant air bone gap or a unilateral sensorineural hearing loss unless that individual has been examined by a otolaryngologist within a six-month period or has signed a statement in duplicate, also signed by the retailer, that he has been informed that he may have a medically or surgically remediable hearing loss and should seek the advice of an otolaryngologist. One copy of such statement shall be filed with the department. The provisions of this subdivision shall not apply to the replacement with an identical model of any hearing aid within one year of its purchase;

"(viii) Habitual intemperance;

"(ix) Gross immorality;

"(x) Permitting another to use his license;

"(xi) Selling a hearing aid to an individual who has not been given the appropriate tests utilizing the procedures and instruments specified by the board except in the case of the same licensee selling a replacement hearing aid within three years;

"(xii) Any other condition or acts which violate the Trade Practice Rules for the Hearing Aid Industry of the Federal Trade Commission;

"(xiii) Advertising a manufacturer's product or using a manufacturer's name or trademark which implies a relationship with the manufacturer that does not exist;

"(xiv) Directly or indirectly giving or offering to give, or permitting or causing to be given money or anything of value to any person who advises another in a professional capacity as an inducement to influence him or have him influence others to purchase or contract to purchase products sold or offered for sale by a hearing aid dealer or fitter, or influencing persons to refrain from dealing in the products of competitors;

"(xv) Conducting business while suffering from a contagious or infectious disease;

"(xvi) Engaging in the fitting and sale of hearing aids under a false name or alias with fraudulent intent;

"(xvii) Gross incompetence or negligence in fitting and selling hearing aids; or

"(xviii) Violating any provision of this act.".

14. In section 13, line 6, strike "sale" and insert "selling".

15. In section 14, line 5, strike "by" and insert "based on"; in line 7, insert "seeking to be" after "applicants"; in line 11, strike "sale" and insert "selling"; and in lines 17 and 18, strike "in the manner provided".

16. In section 15, line 1, strike "shall be" and insert "is hereby"; in lines 8 and 12, strike "no" and insert "not"; in line 10, strike ". Exception shall be" and insert ", except that"; in line 12, strike ", who"; in line 23, strike "assume his duties" and insert "take office"; in line 24, strike "predecessor's"; and in line 37, strike "said" and insert "such".

17. Insert the Carpenter amendment to section 16 at the end of line 3 thereof.

18. In section 18, line 3, insert "under this act" after "department"; in line 4, strike "state treasury" and insert "State Treasurer"; in line 5, strike "account"; and strike the last sentence and insert "Such fund shall be expended solely for administering and enforcing the provisions of this act.".

19. Amend section 19 to read:

"Sec. 19. Any person violating the provisions of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not more than five hundred dollars, or be imprisoned not more than ninety days, or be both so fined and imprisoned, and the license of any person so convicted shall be automatically revoked.".

20. In the title, strike lines 2 to 11 and insert:

"FOR AN ACT relating to hearing aids; to provide for the
detailed regulation of the retail business of
fitting and selling hearing aids as prescribed;
and to provide penalties.".

LEGISLATIVE BILL 501. Placed on Select File as amended.

E and R amendments to LB 501:

1. In section 2, line 17, strike "commissioner" and insert "commission".

2. In section 5, line 4, insert commas after "and" and after "violation"; in line 5, strike the comma; and in line 35, strike "2" and insert "3".

3. In section 9, line 8, after "shall" insert ", be guilty of a misdemeanor, and shall"; in line 19, strike "such"; and strike line 21 and insert "spect, shall be guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine of".

LEGISLATIVE BILL 869. Placed on Select File as amended.

E and R amendments to LB 869:

1. In section 1 line 7, strike "rollcall" and insert "rollcall *roll call*"; in line 15, strike *"rollcall"* and insert *"roll call"*; and in line 16, strike the comma.

2. In the Syas amendment, adopted 4/10/69, line 2, strike *"rollcall"* and insert *"roll call"*; and in line 6, strike "and insert a new period".

3. In the title, line 4, strike "rollcall" and insert "roll call"; and in line 5, strike "and"; and in line 5, after "section" and insert "; and to declare an emergency".

LEGISLATIVE BILL 817. Placed on Select File as amended.

E and R amendment to LB 817:

1. In the title, line 3, strike "Nebraska".

LEGISLATIVE BILL 959. Placed on Select File as amended.

E and R amendments to LB 959:

1. In section 1, line 146, strike "deem" and insert "deems" as in the statutes, and strike "to" and insert "to".

2. In the title, strike lines 4 and 5 and "schools" in line 6, and insert "additional duties for the State Board of Education".

LEGISLATIVE BILL 673. Placed on Select File as amended.

E and R amendment to LB 673:

1. In the title, line 5, strike "and"; and in line 6, after "section" insert "; and to declare an emergency".

LEGISLATIVE BILL 675. Placed on Select File as amended.

E and R amendments to LB 675:

1. In section 1, line 9, strike "same" and insert "cost".

2. In the title, strike lines 4 and 5 and insert "scribed, and to levy the cost as a special assessment; and to declare an emergency.".

LEGISLATIVE BILL 678. Placed on Select File as amended.

E and R amendment to LB 678:

1. In the title, strike lines 3 to 7 and insert

"of Nebraska, 1943, relating to taxation; to change an exception; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 691. Placed on Select File as amended.

E and R amendments to LB 691:

1. Add a new section to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 8, strike "and"; and in line 10, insert "; and to declare an emergency" after "1943".

LEGISLATIVE BILL 251. Placed on Select File as amended.

E and R amendment to LB 251:

1. In the title, line 4, insert "of a school district of the second class" after "meeting".

LEGISLATIVE BILL 954. Placed on Select File as amended.

E and R amendments to LB 954:

1. Divide section 1 into new sections as follows: section 2, commencing with line 12, section 3, commencing with line 39, section 4, commencing with line 65, and section 5, commencing with line 87.

(In amendments 2 to 5, references to line numbers are to line numbers in original section 1.)

2. In section 2, line 19, strike "share" and insert "shares"; in line 23, strike "; and upon such approval" and insert ". Upon such approval, the board of directors"; and strike beginning with the comma in line 33 through the comma in line 34.

3. In section 3, line 59, strike "by this act".

4. In section 4, line 71, strike the colon.

5. In section 5, line 97, strike "their" and insert "its"; in line 99, strike "They" and insert "It"; in line 103, strike "article" and insert "articles"; and in line 105, strike "then".

6. In the title, line 3, strike "and" and insert "or"; and in line 5, strike the second "and" and insert "or".

LEGISLATIVE BILL 955. Placed on Select File as amended.

E and R amendment to LB 955:

1. In section 1, strike line 28 and insert *"Union Act, the articles of association, and the by-laws,"*.

LEGISLATIVE BILL 971. Placed on Select File as amended.

E and R amendments to LB 971:

1. In section 1, line 38, strike *"sections"* and insert *"section"*.

2. In section 2, line 41, strike *"statutes"* and insert *"statute"*.

3. In the title, line 3, strike the comma and insert a semicolon.

LEGISLATIVE BILL 972. Placed on Select File as amended.

E and R amendment to LB 972:

1. In section 1, line 71, strike "turst" and insert "trust" as in the statutes.

LEGISLATIVE BILL 1227. Placed on Select File as amended.

E and R amendments to LB 1227:

1. Add a new section to read as follows:

"Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 9, strike "and"; and in line 9, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 775. Placed on Select File as amended.

E and R amendments to LB 775:

1. In section 4, line 1, strike "provisions" and insert "provision".

2. In the title, line 3, strike "and"; and in line 4, insert "; and to declare an emergency" after "penalties".

LEGISLATIVE BILL 833. Placed on Select File as amended.

E and R amendments to LB 833:

1. In section 1, line 8, strike "~~structure~~" and insert ", structure"; and in line 41, insert "*, structure*" after "*building*".

2. In the title, line 4, insert "or other disposition" after "sale".

LEGISLATIVE BILL 606. Placed on Select File as amended.

E and R amendments to LB 606:

1. In section 1, line 9, strike "as follows:" and insert a semicolon; at the end of line 170, insert "and"; in line 173, strike the semicolon and insert a period; strike lines 180 and insert "to the provisions of subdivision (6) of this section, on the following condition: That"; in line 198, strike "difference" and insert "different"; in line 199, strike the second "such" and insert "each"; in line 217, insert "of," after "all"; in line 217, strike the second "of"; in line 226, strike "that"; and in line 231, insert "the" after "determine".

2. In the title, line 3, strike "and"; and in line 4, strike "reserve" and insert "provide for the reservation of".

LEGISLATIVE BILL 257. Placed on Select File as amended.

E and R amendments to LB 257:

1. In line 1 of sections 1 and 2, strike "of" and insert a comma; and in line 2 of sections 1 and 2, insert "Nebraska State Legislature," before "1967".

2. In section 1, lines 23 and 24, strike "program in subsection (5)" and insert "~~program~~ *the programs* in ~~subsection~~ *subsections* (5) *and (6)*"; in line 27, strike "sum" and insert "~~sum~~ *sums*"; and in line 28, strike "program" and insert "~~program~~ *programs*".

3. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend section 2, Legislative Bill 922, Seventy-seventh Session, Nebraska State Legislature, 1967, relating to appropriations; to transfer funds from one program to another; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 497. Correctly engrossed.

LEGISLATIVE BILL 560. Correctly engrossed.

LEGISLATIVE BILL 564. Correctly engrossed.

LEGISLATIVE BILL 599. Correctly engrossed.

LEGISLATIVE BILL 742. Correctly engrossed.

LEGISLATIVE BILL 1007. Correctly engrossed.

LEGISLATIVE BILL 280. Correctly enrolled.

LEGISLATIVE BILL 315. Correctly enrolled.

LEGISLATIVE BILL 329. Correctly enrolled.

LEGISLATIVE BILL 381. Correctly enrolled.

LEGISLATIVE BILL 391. Correctly enrolled.

LEGISLATIVE BILL 458. Correctly enrolled.

LEGISLATIVE BILL 447. Correctly enrolled.

LEGISLATIVE BILL 448. Correctly enrolled.

LEGISLATIVE BILL 486. Correctly enrolled.

LEGISLATIVE BILL 522. Correctly enrolled.

LEGISLATIVE BILL 550. Correctly enrolled.

LEGISLATIVE BILL 575. Correctly enrolled.

LEGISLATIVE BILL 634. Correctly enrolled.

LEGISLATIVE BILL 648. Correctly enrolled.

LEGISLATIVE BILL 690. Correctly enrolled.

LEGISLATIVE BILL 702. Correctly enrolled.

LEGISLATIVE BILL 703. Correctly enrolled.

LEGISLATIVE BILL 714. Correctly enrolled.

LEGISLATIVE BILL 748. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 280 LB 315 LB 329 LB 381 LB 391 LB 458 LB 447 LB 448 LB 486 LB 522 LB 550 LB 575 LB 634 LB 648 LB 690 LB 702 LB 703 LB 714 LB 748

UNANIMOUS CONSENT—Withdraw Bills

Mr. Harsh renewed his pending request found in the Legislative Journal for the Sixty-eighth Day to withdraw LB 969. No objections. So ordered.

Mr. Stull renewed his pending request found in the Legislative Journal for the Sixty-eighth Day to withdraw LB 1064 and cancel the hearing date. No objections. So ordered.

Visitors

Mr. Pedersen introduced 20 Eighth Grade students from the Duchesne Academy, Omaha and sponsor, Mrs. David Burnett.

Miss Reynolds introduced 71 students from the Thomas Jefferson High, Council Bluffs, Iowa and sponsors.

Mr. Budd introduced 10 high school students from Douglas High, Douglas, and sponsors.

Mr. Wiltse introduced 80 students from Auburn and sponsors.

UNANIMOUS CONSENT—Bracket LB 576

Mr. Kokes asked unanimous consent to bracket LB 576 on General File until April 21. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Names

Messrs. Kennedy, Robinson, Duis, Ziebarth, Wiltse, Wenzlaff, Harsh, Knight, Pedersen, Keyes, Schmit and Johnson asked unanimous consent to withdraw their names from LR 21. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Education

LB 1061	Monday, May 5, 1969	2:00 p.m.

LB 1088	Monday, May 5, 1969	2:00 p.m.
LB 1229	Monday, May 5, 1969	2:00 p.m.
LB 1366	Monday, May 5, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 66. Placed on General File as amended.

Standing Committee amendments to LB 66:

1. In section 1, line 47, after *"Chancellor"* insert *"or the acting Chancellor"*.

2. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 79-2103, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-2103. The powers and duties of the commission shall be:

(1) To promote and sponsor a noncommercial educational television network, consisting of no fewer than two general originating broadcast production and transmission interconnecting facilities, one of which shall be located in Omaha, to serve a series of interconnecting units, throughout the State of Nebraska;

(2) To apply for and to receive and hold such authorizations and licenses and assignments of channels from the Federal Communications Commission as may be necessary to conduct such educational television programs by standard broadcast or by closed circuits, and to prepare, file and prosecute before the Federal Communications Commission all applications, reports or other documents or requests for authorization of any kind necessary or appropriate to achieve the purposes set forth in sections 79-2101 to 79-2106;

(3) To receive gifts and contributions from public and private sources to be expended in providing educational television facilities and programs;

(4) To acquire real estate and other property as an agency of the State of Nebraska, and to hold and use the same for educational television purposes;

(5) To contract for the construction, repair, maintenance and operation of television facilities;

(6) To contract with common carriers, qualified

under the laws of the State of Nebraska, to provide interconnecting channels between broadcasting towers unless it is first determined by the Nebraska Educational Television Commission that state-owned interconnecting channels can be constructed and operated that would furnish a comparable quality of service at a cost to the state that would be less than if such channels were provided by qualified common carriers;

(7) To arrange for the operation of statewide educational television network, as directed by the Nebraska Educational Television Commission, consistent with the provisions of the Communications Act of 1934, as amended, and applicable rules, regulations and policies of the Federal Communications Commission, and, insofar as elementary and secondary education programs are concerned, consistent with policies of the State Board of Education;

(8) After taking into consideration the needs of the entire state, to establish general policies relating to the nature and character of educational television broadcasts;

(9) To review, or cause to be reviewed by a person designated by the commission, all programs presented on the network, prior to broadcast, to insure that the programs are suitable for viewing. Such suitability shall be determined by evaluating the content of the programs as to their educational value and whether they enhance the cultural appreciation of the viewer and not appeal to his prurient interest.

~~(9)~~ *(10)* To cooperate with the Secretary of Health, Education and Welfare, and other federal agencies, for the purpose of obtaining matching federal funds and providing educational television facilities of all types throughout the state and to make such reports as may be required of recipients of matching funds;

~~(10)~~ *(11)* To arrange for and provide standard broadcast and closed circuit noncommercial educational television programs to Nebraska citizens and institutions;

~~(11)~~ *(12)* To cooperate with the State Centennial Commission in its plans for recognizing the state's Centennial;

~~(12)~~ *(13)* To adopt by-laws for the conduct of its affairs;

~~(13)~~ *(14)* To make certain that said facilities are not used for any purpose which is contrary to the Constitution of the United States or the State of Nebraska, or for broadcasting propaganda, or attempting to influence legislation; and

~~(14)~~ *(15)* To publish such informational material as it deems necessary and it may, at its discretion, charge appropriate fees therefor. The proceeds of all such fees shall be deposited in the State Educational Television Fund, and shall be used, by the commission, solely for publishing such informational material.".

3. Renumber original section 2 as section 3, and in line 1, strike "section 79-2102" and insert "sections 79-2102 and 79-2103"; and in in line 2, strike "is" and insert "are".

LEGISLATIVE BILL 438. Placed on General File as amended.

Standing Committee amendments to LB 438:

1. In section 1, strike line 12 and insert "vote on or before April 1 to ~~amend~~ *consider amendments* or ~~to terminate~~ *termination of* the"; in line 14 after the period insert "*Consideration of termination of a contract shall be based on good or just cause.*"; in line 16 after "or" insert "*any consideration of*"; strike beginning with "*Such*" in line 17 through "terminated" in line 21 and show the old matter as stricken, and insert "*A teacher whose contract is under consideration for termination shall be notified in person or by registered or certified mail, and such notice shall specify cause for consideration of termination of the contract. Any teacher so notified*"; and in line 38 strike "*solely*".

2. In section 2, line 9, strike "solely"; and in line 10 after "*notice*" insert "*or new evidence which may appear at the hearing*".

3. Strike Section 3.

LEGISLATIVE BILL 1008. Placed on General File as amended.

Standing Committee amendment to LB 1008:

1. In section 1, line 2, strike "six" and insert "two"; in lines 8 and 12, after "state" insert ", city,"; and in line 15, after "resident" insert "when requested by the school district".

(Signed) Lester Harsh, Chairman

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules to allow the introduction of a new bill by the Committee on Budget, to be known as LB 1368, and to place the same on General File.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

MOTIONS—Introduce Bills

Mr. Marvel moved the introduction of a new bill by the Committee on Budget, to be known as LB 1369.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1370.

The motion prevailed with 31 ayes, 3 nays and 15 not voting.

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1371.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Marvel moved the introduction of a new bill by the Committee on Budget, to be known as LB 1372.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT—Unbracket LB 1109

Mr. Duis asked unanimous consent to unbracket LB 1109 on Final Reading and have the same read tomorrow. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1368. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; Fern Hubbard Orme, 29th District; Clifton B. Batchelder, 10th District; Leslie Robinson, 36th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend Laws 1967, Chapter 376, sections 2 and 4, relating to appropriations; to change appropriations to the programs as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1369. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; Fern Hubbard Orme, 29th District; Elvin Adamson, 43rd District; W. H. Hasebroock, 18th District and Leslie Robinson, 36th District.

A BILL FOR AN ACT to amend section 60-444, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska State Patrolmen's Retirement System; to change the amount of a patrolman's contribution to the retirement fund; and to repeal the original section.

LEGISLATIVE BILL 1370. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William F. Swanson, 27th District; Donald Elrod, 35th District; J. James Waldron, 42nd District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT to amend sections 17-953 and 17-954, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to authorize the construction of public buildings as prescribed; to reduce the percentage of votes required to approve the purchase or construction of a building or issuance of bonds as prescribed; to provide when a vote is not required; and to repeal the original sections.

LEGISLATIVE BILL 1371. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William F. Swanson, 27th District; Donald Elrod, 35th District; J. James Waldron, 42nd District and William R. Skarda, Jr., 7th District.

A BILL FOR AN ACT relating to the American flag; to provide for permanent display of the American flag in the State of Nebraska until termination of the Vietnam conflict as prescribed; and to declare an emergency.

LEGISLATIVE BILL 1372. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; Fern Hubbard Orme, 29th District; Clifton B. Batchelder, 10th District; Leslie Robinson, 36th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to the State Railway Commission; to provide for the assessment of expenses of investigations and appraisals against regulated common carriers, public warehouses and public grain warehouses as prescribed; and to create the State Railway Commission Cash Fund and provide for its use.

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 1367 Friday, May 2, 1969 2:00 p.m.

(Signed) M. A. Kremer, Chairman

Presented to the Governor

Presented to the Governor for approval on April 15, 1969 at 9:05 a.m.: LB 902 LB 274 LB 397 LB 475 LB 526 LB 617 LB 680 LB 882

(Signed) Neila Pierce,
Assistant Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 411. Advanced to E and R for engrossment.

LEGISLATIVE BILL 726. E and R amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 754. E and R amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 931. E and R amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 988. E and R amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 633. Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 699. Considered.

Advanced to E and R for review with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE BILL 885. Bracketed at the request of Mr. Carpenter.

Visitors

Mr. Waldron presented Miss Martha Vasconcellos, the 1969 Miss Universe from Brazil. Miss Vasconcellos spoke to the members briefly.

GENERAL FILE

LEGISLATIVE BILL 899. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for review with 28 ayes, 2 nays and 19 not voting.

LEGISLATIVE BILL 348. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-ninth Day was adopted.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 436. Reading waived. Explained.

Mr. Luedtke offered the following amendment, which was adopted:

1. In standing committee amendment 1, line 8, insert "This section shall not apply to any action governed by the provisions of Chapter 48, article 1, Reissue Revised Statutes of Nebraska, 1943." after the first period.

Standing Committee amendments found in the Legislative Journal for the Forty-ninth Day were adopted as amended.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

Mr. Luedtke Presiding

LEGISLATIVE BILL 706. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 554. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

Amend Standing Committee amendment in numbered line 19, by striking "*ten*" and inserting "*five*".

The Standing Committee amendments found in the Legislative Journal for the Fiftieth Day were adopted as amended.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 590. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 568. Reading waived. Explained.

Mr. Whitney offered the following amendment, which was adopted:

In Section 1, after the word "district." insert

"*The State shall be reimbursed for the cost of such equipment from the district.*".

Advanced to E and R for review with 27 ayes, 2 nays and 20 not voting.

Members Excused

Messrs. Duis and Ziebarth asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Pedersen asked unanimous consent to be excused tomorrow morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 893. Bracketed at the request of Mrs. Orme.

LEGISLATIVE BILL 895. Reading waived. Explained.

Laid over at the request of Mrs. Orme.

LEGISLATIVE BILL 248. Reading waived. Explained.

Mr. Hasebroock offered the following amendment to the Standing Committee amendment:

1. Delete the Committee amendment in its entirety and substitute the following instead:

> Section 1, line 4, strike "*eleven*" and insert "*twelve*". Line 10 after "*association*" insert "*one member shall at all times be a member of the Nebraska Association of Podiatry*", "*one member shall at all times be a member of the Nebraska Optometric Association*".

Amendment pending.

Laid over at the request of Mr. Carpenter.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 783. Placed on General File as amended.

Standing Committee amendments to LB 783:

1. Amend section 8 to read as follows:

"Sec. 8. For the purposes of this act, the classified services shall consist of all full-time county employees except the following which are specifically excluded therefrom:

(1) All elected officers and their chief deputies;

(2) All attorneys in the offices of the county attorney and the public defender;

(3) All employees of the district court, separate juvenile court, and conciliation court, and all employees in the offices of the clerk of the district court and the clerk of the county court;

(4) All deputy sheriffs;

(5) The purchasing agent;

(6) The election commissioner and deputy election commissioner; and

(7) Appraisers and supervisors of appraisers

in the office of the county assessor.".

2. In section 10, line 1, lines 6 and 7, and line 11, strike "appointive oficers and employees" and insert "persons in the classified service".

LEGISLATIVE BILL 784. Placed on General File.

LEGISLATIVE BILL 850. Placed on General File as amended.

Standing Committee amendments to LB 850:

1. In section 1 strike lines 3 to 34 and insert:

"32-1129. It shall be ~~unlawful~~ *lawful* for any corporation ~~whatsoever~~, whether organized under the laws of this state, or any other state or government and doing business in this state, to give or contribute any money, property, transportation, help, or assistance in any manner or form to any political party, candidate for any civil office, political organization, or committee, or individual, to be used or expended for any political purposes, and it shall be ~~unlawful~~ *lawful* for any officer, agent, or servant of any such corporation to participate in any of such ~~prohibited acts~~ *contributions; Provided,* ~~nothing in this section shall be construed to prohibit any such officer, agent, or servant from making such a contribution in his individual capacity~~ *that such corporation, officer, agent, or servant of any such officer shall file with the Secretary of State within five days from the date of such contribution showing the amount of contribution and to whom given. No contributions may be made six days prior to or after the election.* Any corporation violating any of the provisions of this section and any officer, agent, or servant participating in such violation shall, upon conviction thereof, be fined not less than one hundred dollars nor more than one thousand dollars for the first offense. Upon conviction of a second or subsequent offense, such corporation, and any officer, agent, or servant participating in such violation, shall be fined not less than five hundred dollars nor more than two thousand dollars. Upon conviction of a second or subsequent offense, (1) if the offending corporation be organized under the laws of this state, the court shall decree that its charter be canceled and set aside, and (2) if the offending corporation be organized or chartered in another state, territory, or government, and doing business within this state, it shall forfeit its right to do further business in this state. It is hereby made the duty of the Attorney General to prosecute violations of the provisions of this section.".

LEGISLATIVE BILL 907. Placed on General File.

LEGISLATIVE BILL 935. Placed on General File as amended.

Standing Committee amendments to LB 935:

1. In section 1, line 4, after "proposal" insert "by the circulator".

2. Add two new sections to be known as sections 2 and 3 and to read as follows:

"Sec. 2. The Secretary of State shall not accept for filing initiative or referendum petitions which interfere with the Legislative prerogative contained in the Constitution that the necessary revenue of the state and its governmental subdivisions shall be raised by taxation in such manner as the Legislature may direct.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 961. Placed on General File as amended.

Standing Committee amendments to LB 961:

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That section 2-1506.04, Revised Statutes Supplement, 1967, be amended to read as follows:

2-1506.04. Any artificial obstruction *or land use* in any commission floodway enforced under subsection *(2) or* (3) of section 2-1506.03 and not exempt under section 2-1506.05 is hereby declared to be a public nuisance unless a permit has been obtained for such artificial obstruction *or land use* from the commission *or responsible political subdivision.*".

2. Renumber original sections 1 to 4 as sections 2 to 5 respectively.

3. Amend renumbered section 2, line 5 by striking "permit" and insert "~~permit~~ *allow*", lines 6 and 10 by inserting "*or land use*" after "obstruction".

4. Amend renumbered section 3, line 5 by inserting "*or land uses pursuant to the commission's or a political subdivision's land use regulation standards or*" after "obstructions", line 7 by striking "*minimum*", line 10 by inserting "*, resolution, or ordinance*" after "rule", line 11

by inserting "*, land use,*" after "obstruction", line 15 by striking "*, or both*", lines 25 and 26 by striking "*and economic or other gain or loss factors*", and by inserting after the period in line 49 the following:

"*If the political subdivision issues the permit, the applicable permit fee charged by the political subdivision shall be paid to the political subdivision for the benefit of the fund designated by resolution or ordinance to receive such permit fee.*".

5. Amend renumbered section 4, line 41 by inserting "*and criterion for deviation therefrom pursuant to subsections (1) and (2) of section 2-1506.06*" after "*commission*", and line 43 by inserting "*and land use*" after "*obstructions*".

6. Amend renumbered section 5, line 1 by inserting "2-1506.04," after "sections".

LEGISLATIVE BILL 1020. Placed on General File.

(Signed) Terry Carpenter, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 595. Indefinitely postponed.

LEGISLATIVE BILL 626. Indefinitely postponed.

LEGISLATIVE BILL 662. Placed on General File as amended.

Standing Committee amendment to LB 662:

1. In section 1, line 9 insert "*even though*" after "estate".

LEGISLATIVE BILL 663. Placed on General File as amended.

Standing Committee amendment to LB 663:

1. In section 1, line 20 insert "*unless the appointment of such beneficiary be irrevocable*" after "beneficiary".

LEGISLATIVE BILL 1258. Placed on General File as amended.

Standing Committee amendment to LB 1258:

1. In Section 3, line 10 strike "ten" and insert "~~ten~~ *fifty*", line 22 reinstate "(6)" and insert "*for annual statements shall be made available upon request, at the cost to the*

person, persons, or corporations requesting such statement;", line 23 reinstate "(7)", strike "*(6)*", line 25 strike "*(7)*" and insert "*(8)*", line 27 strike "(8)" and insert "~~(8)~~ *(9)*", line 29 strike "(9)" and insert "~~(9)~~ *(10)*" and line 31 strike "(10)" and insert "~~(10)~~ *(11)*".

(Signed) Richard F. Proud, Chairman

Adjournment

At 11:57 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Wednesday, April 16, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SIXTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 16, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal Father, we ask Thy divine guidance, strength, and sense of purpose be given to the members of this Legislature. Although they have great diversity within themselves and the people they represent, may they not strive to be individualistic comets flashing across the sky, but stars which are united into a constellation which gives a pattern and unity in the midst of diversity. While amplifying their individual convictions, may they ever remember they are part of the team working together to win the game for the benefit of the people of this State. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Duis, Moylan, Pedersen, Reynolds and Ziebarth, who were excused.

Visitors

Mr. Kennedy introduced students and sponsors from the 21st District.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 337. Laid over at the request of Mr. Swanson.

LEGISLATIVE BILL 63.

A BILL FOR AN ACT to amend section 79-2103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 62, Eightieth Session, Nebraska State Legislature, 1969, relating to the Nebraska Educational Television Commission; to restrict the expenditure of funds as prescribed; to provide an additional duty; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Orme
Proud
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 3:

Batchelder
Nore
Wylie

Not voting, 11:

Adamson
Bloom
Burbach
Duis
Mahoney
Moylan
Pedersen
Reynolds
Robinson
Schreurs
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 327.

A BILL FOR AN ACT to amend section 8-349, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to change procedures for consolidation of such associations; to provide for mergers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme

Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 8:

Adamson
Bloom
Duis
Mahoney
Moylan
Pedersen
Reynolds
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 557. With emergency.

A BILL FOR AN ACT to amend section 8-325, Reissue Revised Statutes of Nebraska, 1943, relating to building and loan associations; to change the conditions for purchasing, holding, and selling of real estate of a building and loan association as prescribed; to extend provisions to stock; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 6:

Carpenter
Duis
Moylan
Pedersen
Reynolds
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 611. With emergency.

A BILL FOR AN ACT relating to industrial loan and investment companies; to authorize the issuance of capital notes and debentures as prescribed; to amend section 8-411, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 5:

Duis
Moylan
Pedersen
Reynolds
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 711.

A BILL FOR AN ACT to amend sections 60-106 and 60-315, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide fifteen days for obtaining title and registration as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 5:

Duis
Moylan
Pedersen
Reynolds
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 923.

A BILL FOR AN ACT to amend section 21-1773, Revised Statutes Supplement, 1967, relating to credit unions; to provide additional powers for credit unions as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 5:

Duis
Moylan
Pedersen
Reynolds
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1109. With emergency.

A BILL FOR AN ACT to amend section 44-330, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change the date of expiration of licenses of soliciting agents for any insurance company as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 6:

Duis
Marvel
Moylan
Pedersen
Reynolds
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Hasebroock introduced 55 Seniors from West Point Central Catholic School, West Point; Mr. Wally Rose and Mr. Mannen, instructors and 9 parents.

Mr. Kennedy introduced 7th and 8th Grade students from St. Leonard's School, Madison and sponsors.

Members Excused

Mr. Mahoney asked unanimous consent to be excused Friday, April 18. No objections. So ordered.

Mr. Budd asked unanimous consent to be excused tomorrow morning. No objections. So ordered.

Message from the Governor

April 15, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 15, 1969 I approved LB 274, LB 397, LB 475, LB 526, LB 617, LB 680, LB 882 and LB 902.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

UNANIMOUS CONSENT—Withdraw Names

Messrs. Swanson, Mahoney and Skarda asked unanimous consent to withdraw their names from LR 21. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1063. Placed on Select File as amended.

E and R amendments to LB 1063:

1. In standing committee amendment 1, line 2, insert an underscored period after *"located"*; and in line 6, strike "to" and insert "through".

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 729. Placed on Select File.

LEGISLATIVE BILL 826. Placed on Select File as amended.

E and R amendment to LB 826:

1. In standing committee amendment 1, line 2, insert "(1)" after "presumption".

LEGISLATIVE BILL 666. Placed on Select File as amended.

E and R amendment to LB 666:

1. In section 2, lines 42 and 43, strike *"between the ages of under one year old"*.

LEGISLATIVE BILL 613. Placed on Select File as amended.

E and R amendment to LB 613:

1. In standing committee amendment 1, strike line 1 and insert "1. In section 1, strike the new matter in lines 17 to 22 and insert *'The department may authorize'* ".

LEGISLATIVE BILL 406. Placed on Select File as amended.

E and R amendments to LB 406:

1. In lieu of the Carpenter amendment thereto, in section 1, line 4, insert *"direct the Tax Commissioner to"* after "shall".

2. In section 3, line 1, strike "Section" and insert "Sec.".

3. In the title, strike lines 4 and 5 and insert "to make it mandatory that there be annual review and equalization of"; in line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 154. Correctly engrossed.

LEGISLATIVE BILL 155. Correctly engrossed.

LEGISLATIVE BILL 428. Correctly engrossed.

LEGISLATIVE BILL 517. Correctly engrossed.

LEGISLATIVE BILL 721. Correctly engrossed.

LEGISLATIVE BILL 774. Correctly engrossed.

LEGISLATIVE BILL 831. Correctly engrossed.

LEGISLATIVE BILL 837. Correctly engrossed.

LEGISLATIVE BILL 178. Correctly enrolled.

LEGISLATIVE BILL 259. Correctly enrolled.

LEGISLATIVE BILL 310. Correctly enrolled.

LEGISLATIVE BILL 482. Correctly enrolled.

LEGISLATIVE BILL 489. Correctly enrolled.

LEGISLATIVE BILL 600. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 178 LB 259 LB 310 LB 482 LB 489 LB 600

REFERENCE COMMITTEE REPORT

LB	Committee
1369	Budget
1370	Government and Military Affairs
1371	Government and Military Affairs
1372	Budget

(Signed) Jerome Warner, Speaker

NOTICE OF COMMITTEE HEARINGS

Labor

LB 1085	Wednesday, April 23, 1969	2:00 p.m.
LB 1197	Wednesday, April 23, 1969	2:00 p.m.
LB 1270	Wednesday, April 23, 1969	2:00 p.m.
LB 1283	Wednesday, April 23, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 695. Placed on General File.

LEGISLATIVE BILL 99. Indefinitely postponed.

LEGISLATIVE BILL 279. Indefinitely postponed.

LEGISLATIVE BILL 730. Indefinitely postponed.

LEGISLATIVE BILL 1173. Indefinitely postponed.

LEGISLATIVE BILL 1176. Indefinitely postponed.

LEGISLATIVE BILL 1194. Indefinitely postponed.

LEGISLATIVE BILL 1253. Indefinitely postponed.

(Signed) Rick Budd, Chairman

SELECT FILE

LEGISLATIVE BILL 558. E and R amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1040. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 501. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 869. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 817. E and R amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 959. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 673. E and R amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 675. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 678. E and R amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 691. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 251. E and R amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 954. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 955. E and R amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 971. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 972. E and R amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1227. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 775. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 833. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 606. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 257. E and R amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 995. Mr. Duis asked unanimous consent to withdraw his pending amendment found in the Legislative Journal for the Sixty-sixth Day. No objections. So ordered.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—General File Bills

Mr. Carpenter asked unanimous consent to take up only the underlined bills on General File this morning. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 248

Mr. Hasebroock asked unanimous consent to bracket LB 248 on General File. No objections. So ordered.

UNANIMOUS CONSENT—Return LB 84 to General File

Mr. Burbach asked unanimous consent to return LB 84 to General File for consideration of the following specific amendments:

1. Strike the Carpenter amendments adopted 4/14/69.
2. Adopt the Standing Committee amendments found in the Legislative Journal for the thirty-sixth day.

No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 84. The Burbach specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

MOTION—Reconsider Action

Mr. Harsh renewed his pending motion found in the Legislative Journal for the Sixty-fifth Day to place LB 975 on General File notwithstanding the Committee action.

Mr. Harsh requested a record vote.

Voting in the affirmative, 17:

Carstens
Craft
Danner
Harsh
Johnson
Kennedy
Klaver
Knight
Moulton
Orme
Schmit
Schreurs
Stull
Syas
Waldo
Whitney
Wiltse

Voting in the negative, 23:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Hasebroock
Holmquist
Kokes
Luedtke
Mahoney
Marvel
Proud
Robinson
Simpson
Skarda
Swanson
Waldron
Wallwey
Warner
Wenzlaff
Wylie

Not voting, 9:

Duis
Elrod
Keyes
Kremer

Moylan Pedersen Reynolds Ziebarth
Nore

The motion lost.

Visitors

Mr. Swanson introduced Mrs. Jess Hayes and members of the Lincoln City Recreation Department.

Mr. Harsh introduced Mr. Floyd Hecht and Mrs. Jorgenson from Curtis.

Mrs. Orme introduced 45 members of the International Women's Group and Mrs. Robert Stoddard, Chairman.

Members Excused

Messrs. Knight, Nore and Hasebroock asked unanimous consent to be excused at 11:00 a.m. for the remainder of the morning. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 576

Mr. Kokes asked unanimous consent to bracket LB 576 on General File for Tuesday, April 22, 1969. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 37. Re: Law Enforcement in Indian Areas.

Introduced by C. W. Holmquist, 16th District, Chairman of the Legislative Council.

WHEREAS, the State of Nebraska was given civil and criminal jurisdiction over Indians and Indian territory in this state by the Act of Congress of August 15, 1953, generally known as Public Law 280; and

WHEREAS, the assumption of such jurisdiction has led to steadily increasing costs for law enforcement in certain counties of Nebraska, and particularly in Thurston County; and

WHEREAS, because of restrictions in original grants of land in Thurston County to Indians and Indian tribes, Thurston County has not had a sufficient tax base to meet the increasing costs of law enforcement; and

WHEREAS, since 1957, state assistance has been provided for law enforcement purposes in Thurston County, and the cost of this assistance has increased each biennium; and

WHEREAS, Public Law 90-284 adopted as an Act of Congress on April 11, 1968, contains a number of provisions dealing with civil rights and jurisdiction of Indians; and

WHEREAS, Section 403(a) of Public Law 90-284 provides that the United States is authorized to accept a retrocession of all or any measure of the jurisdiction acquired by a state pursuant to Public Law 280 of 1953; and

WHEREAS, a committee of members of the Legislature appointed by the Executive Board of the Legislative Council following adoption of Public Law 90-284 has studied the problems of law enforcement in Indian areas of this state and the question of a retrocession of jurisdiction, and has met with leaders of the Omaha and Winnebago tribes, county officials, and officials of the Bureau of Indian Affairs.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the State of Nebraska hereby retrocedes to the United States all jurisdiction over offenses committed by or against Indians in the areas of Indian country located in Thurston County, Nebraska, acquired by the State of Nebraska pursuant to Public Law 280 of 1953, except as provided in paragraph 2 of this resolution.

2. That the retrocession of jurisdiction contained in paragraph 1 of this resolution shall not apply to any offenses involving the operation of motor vehicles on public roads or highways.

3. That the Executive Board of the Legislative Council is hereby authorized and directed to take all necessary action to put this resolution into effect, such action to include arrangements with the Department of the Interior and the department's Bureau of Indian Affairs concerning the assumption of law enforcement responsibilities in the areas of Indian country covered by this resolution.

Mr. Holmquist moved to suspend the rules to consider LR 37 today. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

LR 37 was adopted with 34 ayes, 0 nays and 15 not voting.

GENERAL FILE

LEGISLATIVE BILL 834. Reading waived. Explained.

Advanced to E and R for review with 18 ayes, 7 nays and 24 not voting.

LEGISLATIVE BILL 835. Reading waived. Explained.

Mr. Holmquist Presiding

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 809. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-seventh Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

Visitors

Mr. Keyes introduced 8 members of the Sarpy County Extension Club and Mrs. Keyes.

GENERAL FILE

LEGISLATIVE BILL 1010. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1011. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 571. Laid over at the request of Mr. Swanson.

LEGISLATIVE BILL 876. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 746. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1014. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 88. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Advanced to E and R for review with 19 ayes, 0 nays and 30 not voting.

LEGISLATIVE BILL 286. Laid over at the request of Mr. Wallwey.

LEGISLATIVE BILL 724. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 728. Reading waived.

Laid over.

LEGISLATIVE BILL 764. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1277. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-ninth Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1280. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-ninth Day was adopted.

Advanced to E and R for review with 20 ayes, 3 nays and 26 not voting.

LEGISLATIVE BILL 1282. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Advanced to E and R for review with 19 ayes, 0 nays and 30 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to withdraw his pending amendment to LB 539, found in the Legislative Journal for the Fifty-sixth Day, and print the following proposed amendment in the Journal. No objections. So ordered.

1. Strike sections 1 to 2 and insert eleven new sections to read as follows:

"Section 1. That section 48-504, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-504. The Commissioner of Labor shall require with each application for a license a surety bond in the penal sum of two thousand dollars to be approved by the commissioner and conditioned that the obligor will not violate any of the duties, terms, conditions, provisions or requirements of sections 48-501 to 48-514, *sections 2 to 9 of this act, or the rules and regulations promulgated thereunder.* The commissioner is authorized to cause an action or actions to be brought on such bond in the name of the state for any violation of its conditions, and he may revoke upon a full hearing any license whenever in his judgment the party licensed shall have violated any of the provisions of said sections. In the prosecution of any inquiry, the commissioner is hereby empowered to administer oaths, subpoena witnesses, take depositions, compel the attendance of witnesses, and the production of books, accounts, papers, records, documents and testimony.

"Sec. 2. That section 48-509, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-509. A registration fee not to exceed ~~two dollars~~ *one per cent of the annual salary sought by the applicant* may be charged by such licensed agency when such agency shall be of actual expense in advertising such individual applicant, or in looking up the reference of such applicant. *Such registration fee shall be credited against the service charge if the agency obtains employment for the applicant.* In all such cases a complete record of such references shall be kept on file, which record shall, during all business hours, be open for the inspection of the Commissioner of Labor, the chief deputy commissioner of labor or any other inspector appointed by the commissioner to make such inspection, and upon demand shall be subject to the inspection and examination by the applicant. For such registration fee a receipt shall be given to the applicant for help or employment, giving the name of such applicant, the date of payment, and the character of position or help applied for. Such registration fee shall be returned to applicant on demand, after thirty days and within sixty days from date of receipt, less the amount that has been actually expended by such licensed agency for the applicant, and an itemized account of such expenditures shall be presented to the applicant on request at the time of returning the unused portion of such registration fee, provided no position has been furnished by the licensed agency to and accepted by the applicant. No licensed person or persons shall, as a condition to registering or obtaining employment for such applicant, require such applicant to subscribe to any publication or exact other fees, compensation or reward, other than the registration fee, aforesaid, and a further ~~fee~~ *service charge*, based on a schedule of ~~fees~~ *service charges* which shall be prominently posted in the agency's place of business and filed with the Commissioner of Labor, to be payable at such time as may be agreed upon in writing *and which shall not exceed the maximum service charges permitted under section 3 of this act*: ~~Provided, that if through no fault of the applicant or employee, he fails to remain in service with the employer and other positions or places of employment are furnished to the applicant by such licensed agency, then such licensed agency shall not accept, collect or charge more than one fee every three months, but the further fee aforesaid shall not be received by such licensed person before the applicant has been tendered a position by such licensed person. In the event that the position so tendered is not accepted by or given such applicant, such licensed person shall refund all fees requested by the applicant, other than the registration fees aforesaid within three days after demand is made therefor.~~ Each licensed agency shall display at all times in a prominent place a printed card with a minimum height of twenty inches, and a width of fourteen inches with each letter to be a minimum of one-fourth inch in height, which shall state the maximum *service* charge ~~of the first month's salary~~. No such licensed person shall send out any applicant for employment without having obtained a bona fide order therefor, and if it shall appear that no employment of the kind applied for existed at the place where such applicant was directed, such licensed person shall refund to such applicant within five days after demand, any sum paid by such applicant for transportation in going to and returning from such place and all fees paid by the applicant. In addition to the receipt provided to be given for registration fee it shall be the duty of such licensed person to give, to every applicant for employment from whom another or other fee or fees shall be received, an additional receipt, in which shall be stated the name of such applicant, and the date and amount of such other fees; and to every applicant for help from whom other fee or fees shall be received, an additional receipt, stating the name and address of the applicant, the date and amount of such other fee or fees, and the kind of help to be provided. All receipts shall have printed on the back thereof, in the English language, the name and address of the Commissioner of Labor and the chief deputy commissioner of labor. Every such licensed person shall give to every applicant for employment a card or printed paper containing the name of the applicant, the name and address of such employment agency, and the written name and address of the person to whom the applicant is sent for employment. If an employee furnished fails to remain one week in a situation, through no fault of the employer then all fees paid or pledged, in excess of the registration fee aforesaid, shall be refunded to the employer upon demand. If the employment furnished the applicant does not continue more than one week, through no fault of the employee, then all fees paid or pledged, in excess of the registration fee aforesaid, shall be refunded to the employee upon demand.

"Sec. 3. *A licensed agency may make a maximum service charge of each applicant for whom it obtains employment as provided in the following table:*

Gross Annual Earnings	*Maximum Service Charge as Per Cent of Gross Annual Earnings*
Not more than - $ 3,120.00	*5%*
$ 3,121.00 - 4,799.00	*6%*
4,800.00 - 5,999.00	*7%*
6,000.00 - 7,199.00	*8%*
7,200.00 - 8,399.00	*9%*
8,400.00 - 9,599.00	*10%*
9,600.00 - 11,999.00	*12%*
12,000.00 - 14,999.00	*15%*
15,000.00 - Or more	*20%*

The Director of Labor may, after public hearing, adopt regulations authorizing an increase in such maximum service charges if he finds that, because of changed economic conditions, such action is necessary to assure the continued financial soundness of licensed agencies, but no decrease in such maximum service charges may be so made.

The Director of Labor shall, by regulation, provide for adjustments in the service charge actually made when employment is terminated, through no fault of the applicant, in ninety days or less.

"Sec. 4. *Except as provided in section 6 of this act, after January 1, 1970, no person shall serve as managing officer of or counsellor in any private employment agency who has not been currently licensed for such position by the Commissioner of Labor. Application for such license shall be made to the department upon forms to be prescribed and furnished by the department and shall contain such information as the department shall prescribe. Such application shall be accompanied by a fee of fifty dollars for a managing officer's license and ten dollars for a counsellor's license.*

"Sec. 5. *Before any license required by section 4 of this act shall be issued, the applicant therefor shall first submit to and satisfactorily pass a written examination to determine his qualifications therefor. Such examination shall be prepared, administered, and graded by the Commissioner of Labor, after consulting with licensed members of the industry, and shall test the applicant's knowledge of the principles and practice of private employment agency management and operation, the economics of the labor market, and the laws of this state relating to private employment agencies and the rules and regulations promulgated thereunder. A license shall be issued to each applicant satisfactorily passing such test. Such tests shall be given at such times as the Commissioner of Labor finds necessary but in no event less than once every three months.*

"Sec. 6. *Any person who has served as managing officer of or counsellor in a private employment agency one year or longer, as of the effective date of this act, shall be entitled to a license to act as such without examination upon application therefor, the submission of satisfactory evidence of such service, and the payment of a fee of ten dollars for a managing officer's license and five dollars for a counsellor's license.*

"Sec. 7. *Each license issued under sections 5 or 6 of this act shall expire on April 30 of each year and shall be renewable upon application therefor and the payment on or before May 1 of each year of a renewal fee of ten dollars submitted to the Commissioner of Labor not later than ten days prior to the expiration date thereof. Any license not so renewed may be reinstated within one month of its expiration upon the payment of an additional fee of ten dollars for a managing officer's license and five dollars for a counsellor's license.*

"Sec. 8. *Any license issued or renewed under sections 5 to 7 of this act may be suspended or revoked by the Commissioner of Labor for the willful violation of any provision of sections 48-501 to 48-514 or the rules and regulations promulgated thereunder. Such suspension or revocation shall be ordered only after a hearing* *subject to the provisions of Chapter 84, article 9.*

"Sec. 9. That section 48-514, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-514. All money paid to the Commissioner of Labor or license fees under section 48-503, *or section 4, 6, or 7 of this act,* shall be paid over by him to the State Treasurer.

"Sec. 10. *The Commissioner of Labor shall adopt reasonable rules and regulations for the administration of the provisions of sections 48-501 to 48-514 and sections 2 to 9 of this act.*

"Sec. 11. That original sections 48-504, 48-509, and 48-514, Reissue Revised Statutes of Nebraska, 1943, are repealed."

Presented to the Governor

Presented to the Governor for approval on April 16, 1969 at 8:50 a.m.: LB 748 LB 714 LB 703 LB 690 LB 702 LB 648 LB 634 LB 575 LB 550 LB 522 LB 486 LB 448 LB 447 LB 458 LB 391 LB 381 LB 329 LB 315 LB 280

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 1355	Friday, April 25, 1969	1:00 p.m.
LB 1370	Friday, April 25, 1969	1:00 p.m.
LB 1371	Friday, April 25, 1969	1:00 p.m.

(Signed) Terry Carpenter, Chairman

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 1307. Placed on General File as amended.

Standing Committee amendments to LB 1307:

1. In section 1, line 7, after "*Division*" insert "*, other than a person adjudged delinquent or in need of special supervision by a juvenile court*"; in line 20 strike "*and*"; in lines 23 and 24 strike "*, or five years, whichever is shorter.*" and insert "*; and*"; and after line 24 insert the following:

"*(8) Person committed to the division shall* *mean any person sentenced or committed to a facility within the division.".*

2. In section 2, lines 9, 12, 16, and 17, strike "*committed offenders*" and insert "*persons committed to the division*".

3. In section 4, line 3, strike "*Correction*" and insert "*Corrections*"; in line 11, strike "*committed offenders*" and insert "*persons committed to the division*"; in lines 12 and 15 strike "*for cause*"; in lines 19 and 20, 22 and 23, and line 26 strike "*committed offenders*" and insert "*persons committed to the division*".

4. In section 6, line 2, strike "*committed offender*" and insert "*person committed to the division*"; in line 4 strike "*offender*" and insert "*person*"; and in lines 6 and 7, strike "*An offender*" and insert "*A person*".

5. In section 7, line 3, strike "*division*" and insert "*Division of Corrections*"; in line 7 strike "*committed offender*" and insert "*person committed to the division*"; in line 10 strike "*an offender*" and insert "*such person*"; and in lines 24 and 25 strike "*offenders*" and insert "*persons*".

6. In section 8, line 7, strike "*committed offenders*" and insert "*persons committed to the division*".

7. In section 9, line 3, after "*Corrections*" insert an underscored comma; in line 4 and lines 24 and 25, strike "*committed offender*" and insert "*person committed to the division*"; strike beginning with "*The*" in line 18 through the period in line 21 and insert "*Any decision concerning the classification, reclassification, transfer to another facility, pre-parole preparation, or parole release of a person committed to the division shall be made only after his file has been reviewed.*"; in line 26 strike "*offender*" and insert "*person committed to the division*"; in line 29 strike "*the offender's*" and insert "*such person's*"; in line 36 strike "*offender*" and insert "*person committed to the division who is in his custody*"; and in line 38 strike "*an offender*" and insert "*a person committed to the division*".

8. In section 10, line 2, strike "*committed offender*" and insert "*person committed to the division*"; in line 4 strike "*offenders*" and insert "*persons committed to the division*"; in line 6 strike "*the offender's*" and insert "*such person's*"; in lines 8 and 9 strike "*offender*" and insert "*such person*"; and in line 12 strike "*the offender*" and insert "*such person*".

9. In section 11, line 2 and lines 21 and 22, strike "*committed offender*" and insert "*person committed to the division*"; in line 5 strike "*an offender*" and insert "*a person committed to the division*"; in line 7, line 9, line 30, and line 32 strike "*offender*" and insert "*person*"; in line 7 strike "*offenders*" and insert "*persons*"; in line 14 strike "*An offender*" and insert "*A person*"; and in line 38 strike "*an offender*" and insert "*a person*".

10. In section 12, line 1, strike "*committed offender*" and insert "*person committed to the Division of Corrections*"; and in line 2 strike "*offender*" and insert "*person*".

11. In section 13, lines 3 and 4, strike "*committed offender*" and insert "*person committed to the division*"; and in line 6 and in line 10 strike "*offender*" and insert "*person*".

12. In section 14, lines 2 and 3, strike "*for the vocational training of committed offenders*" and insert "*to foster vocational training,*"; in line 4 strike "*offenders*" and insert "*persons committed to the Division of Corrections*"; in line 12 strike "*offenders*" and insert "*persons committed to the division*"; in line 16 strike "*committed offenders*" and insert "*persons committed to the division*"; in line 19 strike "*an offender*" and insert "*such person*"; in line 24 strike "*The wage payments of an offender*" and insert "*Wage payments to a person committed to the division*"; in line 32 strike "*an offender's earnings*" and insert "*the earnings of a person committed to the division*"; in line 34 strike "*offender's*" and insert "*person's*"; in line 36 strike "*the offender's*" and insert "*a person's*"; in lines 39 and 40 and line 42, strike "*the offender*" and insert "*such person*"; in line 44 strike "*committed offender*" and insert "*person committed to the division*"; in line 45 strike "*offender*" and insert "*such person*".

13. In section 15, line 3, strike "*committed offender*" and insert "*person committed to the division*"; lines 4 and 5, strike "*the offender*" and insert "*him*"; line 25 strike "*an offender*" and insert "*a person*"; in line 27 strike "*set aside*" and insert "*credited*"; in line 28 strike "*in the offender's*" and insert "*to such person's*"; in line 30 strike "*An offender*" and insert "*A person*"; in line 34 strike "*offender's*" and insert "*person's*"; in line 38 strike "*an offender*" and insert "*a person*"; in line 43 strike "*offender*" and insert "*person*".

14. In section 16, line 2, strike the last "*the*";

strike line 3 and insert *"those persons committed to the Division of Corrections who reside therein. No person shall be punished except"*; in line 11 strike *"an offender's"* and insert *"a person's"*; in line 13 strike *"offender"* and insert *"person"*; in line 15, strike *"an offender"* and insert *"such person"*; in lines 16 and 17 strike *"a monotonous but"* and insert *"an"*; in line 17 strike *"An offender"* and insert *"A person"*; in line 19 strike *"twenty-four"* and insert *"eight"*; in line 20 strike *"offender"* and insert *"person"*; in line 24 strike *"by an offender"*; in line 25 strike *"his"* and insert *"the person's"*; and in line 28 strike *"an offender"* and insert *"a person"*.

15. In section 18, line 1, strike *"committed offender"* and insert *"person committed to the Division of Corrections"*; in lines 10 and 11 strike *"the offender"* and insert *"he"*; in lines 15 and 16 strike *"the committed offender"* and insert *"he"*; in line 20 strike *"offender"* and insert *"person"*; and in line 23 strike *"offender's"* and insert *"person's"*.

16. In section 21, strike line 14 and insert *"the Board of Pardons after a hearing. The Board of Pardons shall promptly"*.

17. In section 22, line 14, strike *"other"*; and in line 15 after *"department"* insert *", other than the Division of Corrections"*.

18. In section 23, line 34, strike *"for cause"*.

19. In section 29, line 1, strike *"commits"* and insert *"shall be guilty of"*; strike beginning with *"upon"* in line 10 through the period in line 13, and insert *"shall, upon conviction thereof, be punished by a fine of not more than five hundred dollars, or by commitment to the Division of Corrections for not more than two years, or by both such fine and commitment."*.

20. In section 33, strike beginning with *"and"* in line 24 through the comma in line 26.

21. In section 36, line 10, after the semicolon insert *"or"*; strike lines 11 to 16; in line 17 strike *"(3)"* and insert *"(2)"*; in line 21 strike *"the court may"*.

22. In section 38, line 17, strike *"on parole"* and insert *"under supervision"*.

23. In section 42, lines 3, 9, 16, 21, and 26, strike *"Board of Corrections"* and insert *"board"*; in line 27 strike *"on parole"* and insert *"under supervision"*; and

in line 32 strike "*parole*" and insert "*release under supervision*".

24. In section 44, line 4, strike "*facilities provided for*" and insert "*means provided*".

25. In section 49, strike beginning with the comma in line 14 through "*earlier*" in line 15; in line 18 strike the second comma.

26. In section 51, strike beginning with "*The*" in line 5 through the period in line 13.

27. Strike section 52, and in lieu thereof insert:

"Sec. 52. *A committed offender while on parole shall remain in the legal custody and control of the Board of Parole. The board may at any time revoke the parole of an offender or recommit him to the custody of the Division of Corrections, with or without cause.*".

28. In section 55, strike lines 1 to 6, and insert the following:

"Sec. 55. *(1) A person shall be guilty of a felony if, while on parole under the provisions of this act, he violates his parole by leaving the State of Nebraska without the authority of the Board of Parole, and shall, upon conviction thereof, be punished by commitment to the Division of Corrections for not more than five years.*".

29. In section 58, line 7, strike "*for cause*".

30. In section 61, line 2, after "*investigations*" insert "*as*"; and strike lines 6 to 9 and insert the following:

"*(2) The Board of Pardons may, in appropriate cases where a person has been convicted of a felony, and has heretofor been granted a pardon by the appropriate authority of this state, or is hereafter granted a pardon for a conviction occurring prior or subsequent to the effective date of this act, empower the Governor to expressly authorize such person to receive, possess, or transport in commerce a firearm.*".

31. In section 64, line 1, strike "*commits*" and insert "*shall be guilty of*"; and strike lines 11 to 14 and insert "*and shall, upon conviction thereof, be punished by a fine of not more than five hundred dollars, or by commit-*

ment to the Division of Corrections for not more than two years, or by both such fine and commitment.".

32. In section 83, line 6, strike "*retention*" and insert "*detention*".

(Signed) Terry Carpenter, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 1003. Indefinitely postponed.

LEGISLATIVE BILL 1239. Indefinitely postponed.

LEGISLATIVE BILL 1241. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

Adjournment

At 11:58 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Thursday, April 17, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SEVENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 17, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty God, as in desperate times we are willing to reach for straws, give us sufficient perspective in life that our decisions may be based upon reality. Give us enough humility to use, but not worship, our mind; enough wisdom to be sensitive to Thy will; enough obedience to act on the great Commandment to love Thee and our fellow man. Guide the Legislature in the momentous decisions upon which they vote, that they may never drift into space, but keep their feet firmly planted upon the ground, and their minds firmly fixed upon the tasks before them. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Budd and Skarda, who were excused.

Corrections for the Journal

Page 1349, delete line 29 and insert "Laid over.".
Sixty-eighth Day

Page 1428, line 5, insert a comma after "21-20,118"; line 10, correct spelling of "business".

Page 1434, line 18, correct spelling of "insert".

Page 1441, numbered line 5, correct spelling of "noncommercial".

Page 1441, numbered line 9, correct spelling of "interconnecting".

Page 1442, numbered line 36, correct spelling of "channels".

Page 1443, line 16, insert "1" after "April" and show "to" as stricken.

Page 1445, line 22, correct spelling of "buildings".

Page 1446, last four paragraphs, strike "Sixty-eighth" and insert "Sixty-seventh".

Page 1450, line 19, show "prohibited acts" as stricken.

Page 1451, line 26, insert "of" before "section".

Page 1452, line 7, correct spelling of *"permit"*.

The Journals for the Sixty-eighth and Sixty-ninth Days were approved as corrected.

Message from the Governor

April 16, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 16, 1969 I approved LB 280, LB 315, LB 329, LB 381, LB 391, LB 447, LB 448, LB 458, LB 486, LB 522, LB 550, LB 575, LB 634, LB 648, LB 690, LB 702, LB 703, LB 714 and LB 748.

Respectfully,
(Signed) Norbert T. Tiemann
Governor

NTT:sjs

Communications

Acknowledged receipt of Resolutions #1451 and #1452 passed by the City of Omaha regarding LB 1306 and LB 719.

Invitation

Invitation from the Nebraska Youth Association for Retarded Children to the members to attend the Annual Conference in Scottsbluff, Nebraska on April 26 and 27.

Visitors

Mr. Kennedy introduced a group of teachers, superintendents and students from Pierce County.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Holmquist asked unanimous consent to add the name of Mr. Hasebroock to LR 37. No objections. So ordered.

Visitors

Mrs. Orme introduced Mrs. Joy Berlemann, 1969 Mrs. Savings Bond, from University Park, New Mexico. Messrs. Wylie and Waldron escorted Mrs. Berlemann to the rostrum, where she spoke to the members briefly.

Mr. Waldo introduced the Junior and Senior Government Class from Odell High School; Jerry Rupprecht, principal and Lester Miller, teacher.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 337.

A BILL FOR AN ACT to amend section 84-104.01, Reissue Revised Statutes of Nebraska, 1943, and sections 25-2221 and 62-301, Revised Statutes Supplement, 1967, relating to holidays; to change the time for observing certain holidays as prescribed; to provide an operative date; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Adamson
Bloom
Carpenter
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Robinson
Simpson
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wylie

Voting in the negative, 15:

Batchelder
Carstens
Clark
Kennedy
Kremer
Marvel
Nore
Pedersen
Reynolds
Schmit
Stull
Waldo
Whitney
Wiltse
Ziebarth

Not voting, 4:

Budd
Burbach
Schreurs
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 30. With emergency.

A BILL FOR AN ACT to amend section 77-202.05, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to provide that the forms to apply for exempt status of real or tangible personal property, including motor vehicles, shall be prescribed by the Tax Commissioner and contain the information as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Budd
Burbach
Klaver
Kokes
Orme
Schreurs
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 170.

A BILL FOR AN ACT to amend section 85-106, Revised Statutes Supplement, 1967, relating to colleges and universities; to increase the powers of the Board of Regents as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Batchelder

Not voting, 6:

Budd
Orme
Proud
Schreurs
Skarda
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 209. Bracketed until April 24 at the request of Mr. Elrod.

LEGISLATIVE BILL 276.

A BILL FOR AN ACT to amend section 35-506, Reissue Revised Statutes of Nebraska, 1943, relating to rural and suburban fire protection districts; to provide staggered terms for directors; to provide that each township may be represented on the board as prescribed; to provide for filling vacancies; to provide for compensation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Wallwey

Not voting, 3:

Budd
Carpenter
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 463.

A BILL FOR AN ACT to amend section 81-116, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to extend leave to employees as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 9:

Adamson
Batchelder
Hasebroock
Holmquist

Kokes
Kremer
Stull
Wallwey
Wylie

Not voting, 7:

Budd
Klaver
Marvel
Nore
Schmit
Skarda
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 470.

A BILL FOR AN ACT to amend sections 35-601, 35-602, and 35-603, Reissue Revised Statutes of Nebraska, 1943, relating to the Emergency Fire Fighting Fund; to change the supervision and control of the Emergency Fire Fighting Fund from the Governor to the State Fire Marshal as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Pedersen

Not voting, 3:

Budd
Skarda
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 480.

A BILL FOR AN ACT relating to conveyances; to define terms; to make certain acts unlawful; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Budd
Carpenter
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 506. With emergency.

A BILL FOR AN ACT relating to weed eradication and control; to quiet title to real estate held by noxious weed eradication districts which have been dissolved; to provide for disposition of the proceeds of the sale of any such real estate; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen

Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Budd
Carpenter
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 548.

A BILL FOR AN ACT to repeal sections 76-220, 76-221, 76-222, 76-223, 76-224, and 76-225, Reissue Revised Statutes of Nebraska, 1943, relating to deeds.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Bloom
Budd
Carpenter
Moylan
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 559.

A BILL FOR AN ACT to amend section 81-1104, Reissue Re-

vised Statutes of Nebraska, 1943, relating to state administrative departments; to change the qualifications for the Director of Administrative Services as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Kokes
Proud

Not voting, 4:

Bloom
Budd
Orme
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 717.

A BILL FOR AN ACT to amend section 83-142, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions; to authorize certain purchases for all institutions under the control of the Department of Public Institutions as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 25:

Bloom
Carstens
Craft
Duis
Elrod
Hasebroock
Holmquist
Klaver
Knight
Luedtke
Mahoney
Marvel

Moulton
Moylan
Proud
Schreurs
Simpson
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 18:

Adamson
Burbach
Carpenter
Clark
Harsh
Johnson
Kennedy
Keyes
Kokes
Kremer
Nore
Pedersen
Robinson
Schmit
Stull
Waldo
Wylie
Ziebarth

Not voting, 6:

Batchelder
Budd
Danner
Orme
Reynolds
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and title agreed to.

Mr. Wylie Presiding

Mr. Warner asked unanimous consent to be excused for a short time. No objections. So ordered.

LEGISLATIVE BILL 759.

A BILL FOR AN ACT to amend sections 28-1212 and 28-1213, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide a presumption; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Budd
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 789. With emergency.

A BILL FOR AN ACT to amend section 21-1990, Revised Statutes Supplement, 1967, relating to nonprofit corporations; to clarify such section and carry out the intention of prior legislation that nonprofit corporations organized under repealed statutes are subject to Chapter 21, article 19, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Budd
Carpenter
Mahoney
Skarda
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 883. With emergency.

A BILL FOR AN ACT to amend section 68-1019, Revised Statutes Supplement, 1967, relating to medical assistance; to clarify the definition of medical assistance; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Budd
Keyes
Nore
Orme
Skarda
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 374. Replaced on Select File as amended.

E and R amendments to LB 374:

1. In line 1 of E & R amendment 7, adopted 4/11/69, strike "7" and insert "11".

2. In line 3 of E & R amendment 10, adopted 4/11/69, strike "8 and 9" and insert "7 and 8".

LEGISLATIVE BILL 699. Placed on Select File as amended.

E and R amendment to LB 699:

1. In the title, strike lines 3 to 7 and insert "of Nebraska, 1943, relating to children; to extend provisions to additional children as prescribed; and to repeal".

LEGISLATIVE BILL 899. Placed on Select File as amended.

E and R amendments to LB 899:

1. In section 1, line 10, strike *"Master's"* and insert *"masters"*.

2. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 348. Placed on Select File as amended.

E and R amendments to LB 348:

1. In section 1, lines 4 and 13, insert ", and amendments thereto" after "1943".

2. In the title, strike lines 2 to 4 and insert "FOR AN ACT relating to real property; to provide additional damages when an easement is acquired by eminent domain.".

LEGISLATIVE BILL 436. Placed on Select File as amended.

E and R amendments to LB 436:

1. In standing committee amendment 1, line 7, strike "attorney" and insert "attorney's"; and in line 8, strike "cost" and insert "costs".

2. In the title, lines 2 and 3, strike "attorney" and insert "attorney's"; in line 5, insert "or award" after "judgment"; and in line 6, insert "; and to provide an exception" after "state".

LEGISLATIVE BILL 706. Placed on Select File as amended.

E and R amendments to LB 706:

1. In section 3, line 7, strike the first "can" and insert "may"; in line 15, insert "the" after "by"; strike lines 19 to 23; renumber subdivisions (4) to (6) as subdivisions (3) to (5); and strike lines 30 and 31 and insert "Health.".

2. In section 4, line 3, strike "from" and in-

sert "after"; in lines 5 and 6, strike "in accordance with" and insert "to"; and strike line 13, and insert "department.".

3. In section 5, line 1, strike "section 5" and insert "section 6"; in line 4, strike "following" and insert "after"; and in line 8, strike "by" and insert "under".

4. In section 6, line 3, strike "by" and insert "under"; in line 4, strike "Department of Health" and insert "department"; and in line 9, strike the second "a" and insert "the".

5. In section 7, strike line 6 and insert "provided for in this act".

6. In section 8, line 2, strike the first comma and insert "be guilty of a misdemeanor, and shall,".

7. Amend section 9 to read:

"Sec. 9. The department shall adopt necessary rules and regulations for administering the provisions of this act.".

8. In the title, strike lines 2 to 12 and insert: "FOR AN ACT relating to public health and welfare; to provide for regulation of plumbing, heating and electrical systems in mobile homes and travel trailers as prescribed; to make certain acts unlawful; and to provide penalties.".

LEGISLATIVE BILL 554. Placed on Select File as amended.

E and R amendments to LB 554:

1. In section 1, line 8, strike "*of such materials*" and insert "*materials to be used for such purposes*"; in line 18, strike ", *culverts or*" and insert ", *or culverts, or for the purchase of*"; in line 19, insert an underscored comma after "*roads*"; and in line 27, strike "*or*" and insert ", *or for the purchase of*".

2. In the title strike lines 2 to 4 and insert:

"FOR AN ACT to amend section 39-810, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide additional authority; and to repeal the original section.".

LEGISLATIVE BILL 590. Placed on Select File as amended.

E and R amendment to LB 590:

1. In section 1, line 22, insert *"and not in excess of two hundred fifty thousand inhabitants"* after "inhabitants"; in line 24, insert *"and not in excess of one hundred fifty thousand inhabitants"* after "inhabitants"; and in lines 61 and 62, strike *"and provided further"* and insert *"Provided"*.

LEGISLATIVE BILL 568. Placed on Select File as amended.

E and R amendments to LB 568:

1. In section 1, insert "any" at the end of line 2; and in line 3, strike "districts" and insert "protection district".

2. In lieu of the Whitney amendment, in section 1, insert "The district shall reimburse the state for the cost of any equipment so purchased for it." at the end of line 4.

3. In the title, lines 2 and 5, insert "protection" after "fire"; and in line 5, insert "; and to provide for reimbursement" after "districts".

LEGISLATIVE BILL 7. Correctly re-engrossed.

LEGISLATIVE BILL 71. Correctly engrossed.

LEGISLATIVE BILL 411. Correctly engrossed.

LEGISLATIVE BILL 921. Correctly engrossed.

LEGISLATIVE BILL 994. Correctly engrossed.

LEGISLATIVE BILL 997. Correctly engrossed.

LEGISLATIVE BILL 1073. Correctly engrossed.

LEGISLATIVE BILL 63. Correctly enrolled.

LEGISLATIVE BILL 327. Correctly enrolled.

LEGISLATIVE BILL 557. Correctly enrolled.

LEGISLATIVE BILL 611. Correctly enrolled.

LEGISLATIVE BILL 711. Correctly enrolled.

LEGISLATIVE BILL 923. Correctly enrolled.

LEGISLATIVE BILL 1109. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

MOTION—Introduce Bill

Mr. Bloom moved the introduction of a new bill by the Committee on Urban Affairs, to be known as LB 1373.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1373. By Committee on Urban Affairs, Bill K. Bloom, 20th District, Chairman; Terry Carpenter, 48th District; Roland A. Luedtke, 28th District; Loran Schmit, 23rd District; Willard H. Waldo, 31st District and Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 15-834, Revised Statutes Supplement, 1967, relating to cities of the primary class; to provide that general obligation bonds shall not draw interest at a greater rate than six per cent per annum; to repeal the original section; and to declare an emergency.

SELECT FILE

LEGISLATIVE BILL 1063. E and R amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 729. Advanced to E and R for engrossment.

LEGISLATIVE BILL 826. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Mr. Bloom offered the following amendment, which was adopted by unanimous consent:

1. Strike all previous amendments, and in section 1, strike line 7 and insert "disease, there shall be a rebuttable presumption that such death or"; strike beginning with the comma in line 17 through "1943" in line 21; and in line 21, insert "rebuttable" after "Such".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 666. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 613. E and R amendment found in the Legislative Journal for the Sixty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 406. E and R amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Mr. Burbach offered the following amendment, which was adopted by unanimous consent:

1. Strike the Carpenter and Enrollment and Review amendments to section 1, line 4.
2. In Section 1, line 11, after the period, insert "*The Board may direct the Tax Commissioner to hold such hearings as are necessary to enable him to advise and assist the Board in performance of its duties under the provisions of this section.*"

Mr. Waldo moved to suspend the rules to add his name to LB 406.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Advanced to E and R for engrossment.

Presented to the Governor

Presented to the Governor for approval on April 17, 1969 at 9:20 a.m.: LB 600 LB 489 LB 482 LB 310 LB 259 LB 178

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 861. Placed on General File as amended.

Standing Committee amendments to LB 861:

1. In section 1, strike beginning with "federal" in line 9 through "amended" in line 12, and insert "building and loan association or federal savings and loan association authorized to issue such certificates"; and in line 13 after the period insert "Deposits may be made in excess of the amounts so secured by such federal insurance corporations, and the amount of the excess deposits shall be secured by a bond or a pledge of assets in the same manner as is provided for cities of the first class in sections 16-714 and 16-715.".

2. Add 6 new sections to be known as sections 2 to 7 and to read as follows:

"Sec. 2. That section 16-691.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-691.01. Any surplus funds remaining in the hands of the city treasurer, to the credit of said various funds, may be invested by the board of public works, with the approval of the mayor and council, *in accordance with the provisions of sections 16-712 and 16-713,* in interest-bearing securities of the State of Nebraska or any political subdivision thereof, or in interest-bearing securities of the United States upon an order for that purpose drawn by the board of public works upon the city treasurer. Such securities may be purchased, sold or hypothecated by the board of public works with the approval of the mayor and city council, at their fair market value, and the interest earned by such securities shall be credited to the account of the utility from which the funds paid for the securities were originally drawn; *Provided,* in cities which have not conferred upon any board of public works the active direction and supervision of such system of waterworks, power plant, sewerage, and heating or lighting plant, the powers and duties hereby conferred upon the board of public works as to the purchase, sale, and hypothecation of said securities shall be exercised by the city treasurer of such city. Securities so purchased shall be held by the city treasurer, who shall provide adequate bond for their safekeeping. When sold, the treasurer shall deliver the same to the purchaser and collect the sale price.

Sec. 3. That section 16-712, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-712. The city treasurer shall deposit, and at all times keep on deposit, for safekeeping, in the state or national banks or *state or federal savings and loan associations* ~~in some of them doing business in the county in which said city is situated~~, of approved and responsible standing, all money collected, received or held by him as such city treasurer. ~~Any such bank located in the county may apply for the privilege of keeping such money, or any part thereof, upon the following conditions:~~ All such deposits shall be subject to payment when demanded by the city treasurer ~~on his check~~, and such deposits shall be subject to all regulations imposed by law or adopted by the city council for the receiving and holding thereof. The fact that a stockholder, director, or other officer of such ~~banking~~ institution shall also be serving as mayor, member of the city council, member of a board of public works, or as any other officer of such municipality, shall not disqualify such ~~bank~~ *institution* from acting as a depository for such municipal funds.

Sec. 4. That section 16-713, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-713. ~~The interest to be paid by any and all banks for the privilege of keeping city funds on deposit shall be computed on the average daily balance of the city money kept on deposit therewith, and shall be paid and credited to the city on the first day of January, April, July and October of each year. The treasurer shall require every such depository bank to keep accounts of all city money that may be deposited therein, showing the amount deposited and when deposited, and sums paid to the city for the privilege of keeping the same on deposit as aforesaid. All interest on such money shall be credited by the city treasurer direct to the general fund of the city, except that interest received on any sinking fund shall be credited directly to such fund.~~ *The city treasurer may upon resolution of the mayor and council authorizing the same, purchase certificates of deposit from and make time deposits in institutions selected as depositories of city funds under the provisions of sections 16-712, 16-714, and 16-715. The certificates of deposit purchased and time deposits shall bear interest, and shall be secured as set forth in sections 16-714 and 16-715; Provided, that the penal sum of such bond or the sum of such pledge of assets shall be reduced in the amount of the time deposit or certificate of deposit insured by the Federal Deposit Insurance Corporation or Federal Savings and Loan*

Insurance Corporation.

Sec. 5. That section 16-714, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-714. For the security of the fund so deposited, the city treasurer shall require each depository ~~bank~~ *institution* to give bond for the safekeeping and payment of such deposits and the accretions thereof, which bond shall run to the city and be approved by the mayor. Such bond shall be conditioned that such a depository shall, at the end of every quarter, render to the treasurer a statement in duplicate, showing the several daily balances, the amount of money of the city held by it during the quarter, the amount of the accretion thereto, and how credited. The bond shall also be conditioned that the depository shall pay said deposit and the accretion when demanded by the city treasurer ~~on his check~~ at any time and generally do and perform whatever may be required by the provisions of sections 16-712 to 16-715, and faithfully discharge the trust reposed in such depository. Such bond shall be as nearly as practicable in the form provided in section 77-2304; *Provided,* no person in any way connected with any depository ~~bank~~ *institution,* as officer or stockholder, shall be accepted as a surety on any bond given by the ~~bank~~ *institution* of which he is an officer or stockholder. Such bond shall be deposited with the city clerk.

Sec. 6. That section 16-715, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-715. In lieu of the bond required by section 16-714, any ~~bank making application to become a~~ depository may deposit with the city clerk, United States government bonds, bonds of the State of Nebraska or of any state whose bonds are purchased by the Board of Educational Lands and Funds of this state for investment of the Permanent School Fund, warrants of the State of Nebraska, county bonds, municipal bonds or school district bonds of any county, city, village or school district in the State of Nebraska issued under the direction of and with the approval of the Auditor of Public Accounts, bonds and debentures issued either singly or collectively by any of the twelve federal land banks, the twelve intermediate credit banks, or the thirteen banks for cooperatives under the supervision of the Farm Credit Administration, or warrants of the county or any city, village or school district in the county; *Provided,* that the penal and sum of said bond or the sum of said pledge of assets *shall be double the amount of the deposit, but* may be reduced in the amount of said deposit insured by the Federal Deposit Insurance Corporation *or the Federal Savings and Loan Insurance Corporation.* The depository bank furnishing securities above described shall have the right to substitute other approved securities herein provided for in lieu of securities already pledged if it so desires at any time.

Sec. 7. That original sections 16-691.01, 16-712, 16-713, 16-714, and 16-715, Reissue Revised Statutes of Nebraska, 1943, repealed.".

(Signed) Terry Carpenter, Chairman

Visitors

Mr. Danner introduced 76 students, teachers and sponsors from Omaha.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Pedersen asked unanimous consent to add his name to LB 699. No objections. So ordered.

UNANIMOUS CONSENT—General File Bills

Mr. Carpenter asked unanimous consent to consider LB 1258 and LB 1293 as the first order on General File this morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1258. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

Mr. Carpenter asked unanimous consent to have LB 1258 expedited across the board. No objections. So ordered.

LEGISLATIVE BILL 1293. Reading waived. Explained.

Mr. Stull offered the following amendment, which was adopted:

Amend Standing Committee amendment by striking *"ten thousand* *population*" and inserting "*thirteen thousand population*" in all places.

Standing Committee amendments found in the Legislative Journal for the Sixty-seventh Day were adopted as amended.

Mr. Carpenter offered the following amendments, which were adopted:

1. Insert 2 new sections to be known as sections 1 and 2 and to read as follows:

"Section 1. That section 16-302, Revised Statutes Supplement, 1967, be amended to read as follows:

16-302. At the general election, a mayor, ~~police magistrate,~~ and water commissioner in cities not owning their own lighting plant, shall be elected by a plurality of votes for the term of two years; *Provided,* that by a two-thirds vote of the members elected to the council an ordinance may be passed providing that the treasurer and clerk shall be elected as in case of the other officers mentioned in this section. *In cities of the first class having more than thirteen thousand population, a police magistrate also shall be elected at the general election.*

Sec. 2. That section 18-209, Revised Statutes Supplement, 1967, be amended to read as follows:

18-209. The election of police magistrates in all incorporated cities, except metropolitan and primary cities *and cities of the first class having more than thirteen thousand population,* shall take place as follows:

(1) In cities of the first class *of thirteen thousand population or less,* the police magistrate shall be elected at the general city election held in such city in every odd-numbered year; *Provided,* a city of the first class may, by ordinance, provide that such general city election may be held in every even-numbered year.

(2) In cities of the second class and villages, the police magistrates shall be elected at the general city election held in such city in every even-numbered year. The term of office of the police magistrate in all incorporated cities shall begin at the same time as the term of other officers elected at the same general city election; and he shall continue in office until a successor shall be elected and qualified.".

2. Renumber original sections 1 to 6 as sections 3 to 8, and in renumbered section 1, line 1, strike "Section" and insert "Sec.".

3. In renumbered section 8, line 2, after "sections" insert "16-302, 18-209,"; and in line 4 after "1967" insert ", and also Chapter 26, article 2, Reissue Revised Statutes of Nebraska, 1943".

4. Amend section 6, line 4 by inserting ", and also Chapter 26, article 2, Reissue Revised Statutes of Nebraska, 1943" after "1967".

5. Amend the bill by adding a new section to be known as section 6 and to read as follows:

"Sec. 6. *Any city attorney of a city having a municipal court may sign and prosecute complaints in the municipal court for misdemeanors, which are violations of state law, and which were committed within the jurisdiction of such court.*".

2. Renumber original section 6 as section 7.

6. Add the emergency clause.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

Visitors

Mr. Kennedy introduced his Mother from Newman Grove.

GENERAL FILE

LEGISLATIVE BILL 539. Considered.

Mr. Carpenter renewed his pending amendments found in the Legislative Journal for the Sixty-ninth Day.

Mr. Pedersen moved to hold the bill until April 24.

The motion lost with 7 ayes, 27 nays and 15 not voting.

The Carpenter amendment was adopted with 22 ayes, 2 nays and 25 not voting.

Advanced to E and R for review with 20 ayes, 12 nays and 17 not voting.

Visitors

Mr. Holmquist introduced Mr. and Mrs. Roy Finch from Herman.

Mr. Schmit introduced 13 Seniors and sponsors from Prague High School, Prague.

Members Excused

Mr. Marvel asked unanimous consent to be excused Friday and Monday, April 18 and 21. No objections. So ordered.

Mr. Harsh asked unanimous consent to be excused Friday, April 25. No objections. So ordered.

MOTION—Reconsider Action

Mr. Swanson moved to place LB 595 on General File notwithstanding the action of the Committee.

Laid over.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 614 (cancel)	Thursday, April 24, 1969	2:00 p.m.
LB 614 (reset)	Friday, April 25, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Budget

LB 453	Friday, April 25, 1969	2:00 p.m.

(Signed) Richard D. Marvel, Chairman

Speaker Warner Presiding

Member Excused

Mr. Klaver asked unanimous consent to be excused tomorrow. No objections. So ordered.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 216. Placed on General File.

LEGISLATIVE RESOLUTION 31. Indefinitely postponed.

LEGISLATIVE BILL 591. Indefinitely postponed.

LEGISLATIVE BILL 677. Indefinitely postponed.

LEGISLATIVE BILL 1338. Indefinitely postponed.

LEGISLATIVE BILL 1339. Indefinitely postponed.

(Signed) Lester Harsh, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 612. Placed on General File as amended.

Standing Committee amendment to LB 612:

1. In section 1, line 34 strike "*officers*" and insert "*offices*".

LEGISLATIVE BILL 838. Placed on General File.

LEGISLATIVE BILL 984. Placed on General File.

LEGISLATIVE BILL 946. Indefinitely postponed.

LEGISLATIVE BILL 981. Indefinitely postponed.

LEGISLATIVE BILL 1225. Indefinitely postponed.

LEGISLATIVE BILL 1226. Indefinitely postponed.

LEGISLATIVE BILL 1240. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

UNANIMOUS CONSENT—Change of Hearing Rooms

Mr. Kremer asked unanimous consent to hold the hearing of the Agriculture and Recreation Committee in the West Chamber this afternoon. No objections. So ordered.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 63 LB 327 LB 557 LB 611 LB 711 LB 923 LB 1109

Adjournment

At 11:57 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Friday, April 18, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SEVENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 18, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty God, Thou who art the ground of our being and the hope of our desiring, we pray for deeper understanding in trying to draw together conflicting emotions, prejudices, and unknown problems into a pattern for living. We recognize that most of our ills stem from our human nature where fears, aggressiveness, and pride reside. We are aware that no clever arrangement of rotten eggs will ever make a good omelet. And so we pray for the desire through Thy help to change our natures. May we possess concern, goodwill, and a basic love for all people so at least we do our part in striving in this troubled world to live as a family under the guidance of an everlasting Father. Amen.

The roll was called and all members were present except Messrs. Clark, Elrod, Klaver, Mahoney, Marvel and Skarda, who were excused.

Corrections for the Journal

Page 1500, in numbered line 13, show the word "city" as not stricken and the word "on" as stricken.

Page 1503, put numbered lines 4 and 5 in proper sequence.

Page 1504, reverse lines 16 and 17.

The Journal for the Seventieth Day was approved as corrected.

Visitors

Mr. Harsh introduced former Senator H. C. Crandall.

Mr. Whitney introduced 12 students and sponsors from the Sidney Public Schools, Sidney.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 497.

A BILL FOR AN ACT relating to crimes and punishments; to define terms; to make unlawful the manufacture, possession, or use of certain keys as prescribed; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Bloom
Clark
Duis
Elrod
Klaver
Kremer
Mahoney
Marvel
Skarda
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 560.

A BILL FOR AN ACT to amend section 81-167, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to restrict the amount of postage deposited with the State Purchasing Agent as prescribed; to remove obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative

to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Clark
Duis
Elrod
Klaver
Kremer
Mahoney
Marvel
Skarda
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 564.

A BILL FOR AN ACT to amend section 35-513.04, Reissue Revised Statutes of Nebraska, 1943, relating to rural or suburban fire protection districts; to require the obligation of the area incorporated into a municipality to be paid before the exclusion of such area from such a district shall be completed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo

Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Clark
Duis
Elrod
Klaver
Kokes
Kremer
Mahoney
Marvel
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 599.

A BILL FOR AN ACT to amend section 32-526, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to change requirements for formation of a new political party; to provide penalties; and to repeal the original section and also section 32-527, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Pedersen

Not voting, 7:

Clark
Duis
Elrod
Klaver
Mahoney
Marvel
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 742.

A BILL FOR AN ACT to amend section 79-1247.07, Revised Statutes Supplement, 1967, relating to schools; to provide for a nonpublic school certificate as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Batchelder
Clark
Duis
Elrod
Klaver
Mahoney
Marvel
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1007.

A BILL FOR AN ACT to amend sections 81-217.12, 81-217.15, 81-217.16, 81-217.21, and 81-217.26, Reissue Revised Statutes of Nebraska, 1943, relating to food; to clarify the language thereof; to harmonize the provisions thereof with previous legislation; to restrict an exemption; to provide for labeling of imitation food products; and to repeal the original sections and also section 81-218.10, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Clark
Elrod
Klaver
Mahoney
Marvel
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Presented to the Governor

Presented to the Governor for approval on April 18, 1969 at 8:55 a.m.: LB 63 LB 327 LB 557 LB 611 LB 711 LB 923 LB 1109

(Signed) Ruth Bossard, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	Committee
1373	Urban Affairs

(Signed) Jerome Warner, Speaker

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1258. Placed on Select File as amended.

E and R amendments to LB 1258:

1. In section 2, line 27, strike "and" and insert "and".

2. In standing committee amendment 1, strike lines 2 to 3 and insert "in line 22, reinstate '(6)' and

immediately thereafter insert '*for copies of annual statements, which shall be made available to any person, persons, or corporation making request therefor, the fee shall be the actual cost;*',".

3. In section 6, line 4, insert a comma after "suit" as in the statutes.

4. In section 10, line 4, insert an underscored comma after "44-224.10"; and in lines 4 and 5, strike "clearly indicates to the contrary" showing the same as stricken and insert "*requires*".

5. In section 13, line 17, strike "subsections" and insert "~~subsections~~ *subdivisions*".

6. In section 15, line 16, strike "those" and insert "~~those~~ *the licenses*".

7. In section 18, line 8, strike "*witnesses actual*" and insert "*witnesses' actual and*".

8. In section 21, line 9, strike "of the Department" and insert "~~of the Department~~".

9. In section 22, line 6, strike "days" and insert "~~days~~ *days'* ".

10. In the title, line 17, strike "provide for" and insert "change"; and in line 19 strike "; to repeal" and insert "; and also".

LEGISLATIVE BILL 84. Placed on Select File as amended.

E and R amendments to LB 84:

1. In standing committee amendment 1, line 31, strike "*therefore*" and insert "*therefor*"; and in line 34, strike "*passed*" and insert "*adopted*".

2. In the title, line 8, insert "and the updating thereof" after "reappraisals".

LEGISLATIVE BILL 834. Placed on Select File as amended.

E and R amendments to LB 834:

1. In section 1, line 5, strike "vulnerable" and insert "conducive"; and at the end of line 7, insert "No person shall start any bonfire or open burning while any such ban is in effect.".

2. In section 2, line 9, strike "does".

LEGISLATIVE BILL 835. Placed on Select File as amended.

E and R amendments to LB 835:

1. In section 1, lines 2, 13, 16, and 17, strike "firemen" and insert "fireman"; in line 13, strike "are" and insert "is"; and in lines 23 and 24, strike "from assisting" and insert "not to assist".

LEGISLATIVE BILL 809. Placed on Select File as amended.

E and R amendments to LB 809:

1. In section 1, line 18, strike "*plate*" and insert "*plates*"; and in line 34, strike "number" and insert "~~number~~".

2. In standing committee amendment 1, line 2, strike "*plate*" and insert "*plates*"; and in line 3, strike "*plate is*" and insert "*plates are*".

3. In the title, line 5, insert "to delete obsolete matter;" after the semicolon.

LEGISLATIVE BILL 1010. Placed on Select File.

LEGISLATIVE BILL 1011. Placed on Select File as amended.

E and R amendments to LB 1011:

1. In section 1, lines 9, 11, 17, 22, and 26, strike the period and insert ".;".

2. In lieu of standing committee amendment 1, in section 1, strike lines 27 to 30 and insert "(6) Special fuel dealer shall mean any person ~~in the business of handling special fuel~~ who delivers ~~any part thereof~~ *special fuel* into the fuel tank or tanks of a motor vehicle.*; and*".

3. In section 13, line 3, insert "*tax*" after "fuel".

4. In section 23, line 12, strike "states furnish" and insert "~~states furnish~~ *jurisdiction furnishes*"

LEGISLATIVE BILL 152. Correctly engrossed.

LEGISLATIVE BILL 403. Correctly engrossed.

LEGISLATIVE BILL 654. Correctly engrossed.

LEGISLATIVE BILL 726. Correctly engrossed.

LEGISLATIVE BILL 754. Correctly engrossed.

LEGISLATIVE BILL 931. Correctly engrossed.

LEGISLATIVE BILL 988. Correctly engrossed.

LEGISLATIVE BILL 337. Correctly enrolled.

LEGISLATIVE BILL 30. Correctly enrolled.

LEGISLATIVE BILL 170. Correctly enrolled.

LEGISLATIVE BILL 276. Correctly enrolled.

LEGISLATIVE BILL 463. Correctly enrolled.

LEGISLATIVE BILL 470. Correctly enrolled.

LEGISLATIVE BILL 480. Correctly enrolled.

LEGISLATIVE BILL 506. Correctly enrolled.

LEGISLATIVE BILL 548. Correctly enrolled.

LEGISLATIVE BILL 559. Correctly enrolled.

LEGISLATIVE BILL 717. Correctly enrolled.

LEGISLATIVE BILL 759. Correctly enrolled.

LEGISLATIVE BILL 789. Correctly enrolled.

LEGISLATIVE BILL 883. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 337 LB 30 LB 170 LB 276 LB 463 LB 470 LB 480 LB 506 LB 548 LB 559 LB 717 LB 759 LB 789 LB 883 LR 37

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 637. Indefinitely postponed.

LEGISLATIVE BILL 638. Indefinitely postponed.

LEGISLATIVE BILL 640. Indefinitely postponed.

LEGISLATIVE BILL 645. Indefinitely postponed.

LEGISLATIVE BILL 375. Placed on General File.

LEGISLATIVE BILL 376. Placed on General File.

LEGISLATIVE BILL 377. Placed on General File.

LEGISLATIVE BILL 642. Placed on General File as amended.

Standing Committee amendments to LB 642:

1. In section 4, line 3, after "deposit" and line 11, after "sum" insert "in excess of fifty dollars".

2. In section 11, lines 11 and 19, strike "three" and insert "twenty-five".

3. In section 16, line 8, after "Treasurer", insert "; *Provided,* that holders shall not be required to report or to pay or to deliver abandoned property or unclaimed funds as to which the statute of limitations applicable to the enforcement of any claim to such property shall have expired prior to the effective date of this act".

4. In section 27, line 1, after "to" insert "(1)"; in line 3, strike "day" and insert "date"; in line 4, strike the period and insert ", or (2) any property that has or may hereafter be presumed abandoned or escheated under the laws of this state.".

LEGISLATIVE BILL 643. Placed on General File.

LEGISLATIVE BILL 644. Placed on General File.

LEGISLATIVE BILL 647. Placed on General File as amended.

Standing Committee amendments to LB 647:

1. In section 1, line 6 and line 73, strike "twenty-one" and insert "~~twenty-one~~ *twenty*".

2. In section 4, line 27, strike "twenty-one" and insert "~~twenty-one~~ *twenty*"; and in line 38 after the period insert "*Without limiting the generality of the foregoing powers with respect to investments, the custodian may*

invest the income or principal of the custodial property in life insurance policies or annuity contracts upon the life of the minor whose property he holds as custodian or on the life of a member of such minor's family.".

LEGISLATIVE BILL 676. Placed on General File.

LEGISLATIVE BILL 698. Placed on General File.

LEGISLATIVE BILL 991. Placed on General File as amended.

Standing Committee amendment to LB 991:

1. In section 1, line 5, after "corporation" insert "in farming or ranching operations or".

LEGISLATIVE BILL 1039. Placed on General File as amended.

Standing Committee amendment to LB 1039:

1. In section 1, lines 28 and 29, strike the new matter and reinstate the stricken matter.

(Signed) Fred W. Carstens, Chairman

LEGISLATIVE BILL 1087. Indefinitely postponed.

LEGISLATIVE BILL 1216. Placed on General File.

LEGISLATIVE BILL 1217. Placed on General File.

LEGISLATIVE BILL 1265. Indefinitely postponed.

(Signed) Roland A. Luedtke, Vice-chairman

Public Works

LEGISLATIVE BILL 948. Placed on General File as amended.

Standing Committee amendments to LB 948:

1. Strike sections 1 to 25 and insert twenty-four new sections to read as follows:

"Section 1. As used in this act, unless the context otherwise requires:

(1) Bonds shall mean the bonds authorized to be issued under the provisions of this act;

(2) Commission shall mean the Nebraska Highway Bond Commission;

(3) Construction shall mean and include acquisi-

tion, construction, and reconstruction necessary to plan, build, improve, replace, or extend a highway and to construct shall mean and include to acquire, to construct, and to reconstruct as necessary to plan, build, improve, replace, or extend a highway;

(4) Cost of construction shall mean and include obligations to contractors and builders for construction and for the restoration of property damaged or destroyed in connection with such construction, the cost of acquiring land, property rights, rights-of-way, franchises, easements, and other interests deemed necessary or convenient for construction, the cost of acquiring any property, real or personal, tangible or intangible, or any interest therein, deemed necessary or convenient for construction, the interest requirements upon any bonds prior to, during, and for a period of 18 months after completion of construction, fees and expenses of paying agents for such bonds during any such period, the costs and expenses of preliminary investigations to determine the feasibility or practicability of such construction, the fees and expenses of engineers for making preliminary studies, surveys, reports, estimates of costs and of revenue and other estimates and for preparing plans and specifications and supervising construction as well as for the performance of all other duties of engineers in relation to such construction or the issuance of bonds therefor, expenses of administration during construction, legal expenses and fees, financing charges, costs of audits, and of preparing and issuing such bonds, and all other items of expense incident to such construction, the financing thereof, and the acquisition of land and property therefor;

(5) Fund shall mean the Highway Trust Fund which is created by this act; and

(6) Highway shall mean and include any public road now or at any time hereafter classified by the Legislature as the responsibility of the state to construct and any related facility, the cost of which is financed in whole or in part by the issuance of bonds under the provisions of this act.

The Legislature hereby reserves the right to vary and change by law the definitions of construction, cost of construction, and highway contained in this section.

Sec. 2. There is hereby created the Nebraska Highway Bond Commission, the membership of which shall be the Governor, the State Engineer and the chairman of the State Highway Commission. The Governor shall be the chairman and the State Engineer shall be the secretary of the commission. For each day or part thereof that he renders service as a member of the commission, the chairman of the State Highway Commission shall be compensated at the rate provided by law for the performance of duties as a member of the State Highway Commission. The other members of the commission shall be entitled to no compensation for their services as members. All members of the commission shall be entitled to reimbursement for all necessary expenses incurred in connection with the performance of their duties as members. Such compensation and expenses shall be paid out of the appropriation for the State Highway Commission. The commission may appoint such employees as may be required for the performance of its duties and retain private consultants on a contract basis or otherwise to render professional or technical services.

Sec. 3. The commission acting for and on behalf of the state may issue from time to time bonds in such principal amounts as shall be necessary to provide sufficient funds to defray any or all of the cost of construction of highways. The principal amount of the bonds so authorized to be issued shall not exceed, in the aggregate, the total amount authorized by the Legislature from time to time for such purpose. The proceeds from the sale of any bonds issued under the provisions of this act shall be deposited in the state treasury to the credit of the Highway Cash Fund and shall be used only for the construction of highways in this state as authorized by law. The commission is hereby granted all powers necessary or convenient to carry out the purposes and exercise the powers granted by this act.

Sec. 4. (1) The Attorney General shall serve as legal advisor to the commission and, to assist him in the performance of his duties as such, may authorize the commission to employ special bond counsel.

(2) The Auditor of Public Accounts shall audit the books of the commission annually and at such other times as may be necessary.

Sec. 5. Bonds may be issued under this act only to the extent that the principal and interest requirement, in the year in which such bonds are issued and any year thereafter, on such bonds and on all other bonds theretofore issued and to be outstanding and unpaid upon the issuance of such bonds, shall not exceed the amount which is equal to fifty per cent of the money deposited in the fund during the year preceding the issuance of the bonds proposed to be issued. The provisions of this section shall not apply to the first issuance of bonds authorized by the Legislature.

Sec. 6. Whether or not the bonds are of such form and character as to be negotiable instruments under Article 8 of the Uniform Commercial Code, the bonds shall be and hereby are made negotiable instruments within the meaning and for all purposes of Article 8 of the Uniform Commercial Code with the exception of any provisions thereof pertaining to registration.

Sec. 7. The bonds shall be authorized by resolution or resolutions of the commission, bear such date or dates, mature at such time or times, bear interest at such rate or rates, be in such denominations, be in such form, either coupon or registered, carry such registration and conversion privileges, be executed in such manner, be payable in such medium of payment, at such place or places within or without the state, and be subject to such terms of redemption and such redemption price or prices as such resolution or resolutions may provide. The bonds may be sold by the commission, at public or private sale, at such price or prices as the commission shall determine. The bonds shall be registered in the office of the Auditor of Public Accounts.

Sec. 8. Prior to the preparation of definitive bonds, the commission may issue interim receipts or temporary bonds, with or without coupons, exchangeable for definitive bonds when such bonds shall have been executed and are available for delivery. The commission may also provide for the replacement of any bonds which shall become mutilated or shall be destroyed, stolen or lost. In so replacing any bonds, the commission shall take adequate security to protect against any loss which might be incurred as a result thereof.

Sec. 9. Any resolution or resolutions of the commission authorizing any bonds or any issue thereof may contain provisions, consistent with the provisions of this act and not in derogation or limitation of such provisions, which shall be a part of the contract with the holders thereof, as to:

(1) Pledging all or any part of the money in the fund to secure the payment of the bonds, subject to such agreements with the bondholders as may then prevail;

(2) The use and disposition of money in the fund;

(3) The setting aside of reserves or sinking funds and the regulation and disposition thereof;

(4) Limitations on the purpose to which the proceeds from the sale of bonds may be applied;

(5) Limitations on the issuance of additional bonds and on the retirement of outstanding or other bonds pursuant to this act;

(6) The procedure by which the terms of any agreement with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given;

(7) Vesting in a bank or trust company as paying agent such rights, powers, and duties as the commission may determine and vesting in a trustee appointed by the bondholders pursuant to this act such rights, powers, and duties as the commission may determine, and limiting or abrogating the right of the bondholders to appoint a trustee under this act or limiting the rights, powers, and duties of such trustee; and

(8) Any other matters, of like or different character, which in any way affect the security or protection of the bonds.

Sec. 10. The commission, subject to such agreements with bondholders as may then prevail, shall have the power out of any money available therefor to purchase the bonds for retirement.

Sec. 11. In addition to the powers herein conferred upon the commission to secure the bonds, the commission shall have power in connection with the issuance of bonds to enter into such agreements, consistent with the provisions of this act and not in derogation or limitation of such provisions, as it may deem necessary, convenient or desirable concerning the use or disposition of the money in the fund including the pledging or creation of any security interest in such money and the doing of or refraining from doing any act which the commission would have the right to do to secure the bonds in the absence of such agreements. The commission shall have the power to enter into amendments of any such agreements, consistent with the provisions of this act and not in derogation or limitation of such provisions, within the powers granted to the commission by this act and to perform such agreements. The provisions of any such agreements may be made a part of the contract with the holders of the bonds.

Sec. 12. Any pledge or security instrument made by the commission shall be valid and binding from the time when the pledge or security instrument is made. The money in the fund so pledged and entrusted shall immediately be subject to the lien of such pledge or security instrument upon the deposit thereof in the fund without any physical delivery thereof or further act. The lien of any such pledge or security instrument shall be valid and binding as against all parties having subsequently arising claims of any kind in tort, contract, or otherwise, irrespective of whether such parties have notice thereof. Neither the resolution nor any security instrument or other instrument by which a pledge or other security is created need be recorded or filed and the commission shall not be required to comply with any of the provisons of the Uniform Commercial Code.

Sec. 13. The bonds shall be special obligations of the state payable solely and only from the fund, and neither the members of the commission nor any person executing the bonds shall be liable thereon. Such bonds shall not be a general obligation debt of this state and they shall contain on the face thereof a statement to such effect.

Sec. 14. The state pledges and agrees with the holders of any bonds issued under this act that it will not limit or alter or in any way impair the rights and remedies of such holders until such bonds, together with the interest thereon, with interest on any unpaid installments of interest, and all costs and expenses for which the commission is liable in connection with any action or proceeding by or on behalf of such holders, are fully met and discharged.

Sec. 15. There is hereby created in the state treasury a special fund to be known as the Highway Trust Fund. All motor fuel taxes and special fuel taxes related to highway use retained by the state, all motor vehicle registration fees retained by the state, and such other highway user taxes which may be imposed by state law and allocated to the fund are hereby irrevocably pledged for the terms of the bonds to the payment of the principal, interest, and redemption premium, if any, of such bonds as they mature and become due at maturity or prior redemption, and for any reserves therefor and shall, as received by the State Treasurer, be deposited in the fund for such purpose. The money in the fund not required for such use may be used for the purchase for retirement of the bonds in the open market or for any other lawful purpose and the balance shall be transferred monthly to the Highway Allocation Fund, established by Legislative Bill 1303, Eightieth Session, Nebraska State Legislature, 1969, for such use as may be provided by law. The State Treasurer shall disburse the money in the Highway Trust Fund as directed by resolution of the commission. The money deposited in the Highway Trust Fund shall be invested in the manner provided by law. The earnings therefrom, if any, shall be credited to the fund. All disbursements for the fund shall be made upon warrants drawn by the Director of Administrative Services.

Sec. 16. The Legislature hereby irrevocably pledges and agrees with the holders of the bonds issued under the provisions of this act that so long as such bonds remain outstanding and unpaid it shall not repeal, diminish, or apply to any other purposes the motor fuel taxes and special fuel taxes related to highway use, motor vehicle registration fees, and such other highway user taxes which may be imposed by state law and allocated to the fund, if to do so would result in fifty per cent of the amount deposited in the fund in each year being less than the amount equal to the maximum annual principal and interest requirement of such bonds.

Sec. 17. Any holder of bonds issued under the provisions of this act or any of the coupons appertaining thereto, except to the extent the rights given by this act may be restricted by resolution of the commission, may, either at law or in equity, by suit, action, mandamus, or other proceeding, protect and enforce any and all rights under the laws of the state or as granted under the provisions of this act or under the resolution authorizing the issuance of the bonds and may enforce and compel the performance of all duties required by such laws or by this act or by such resolution to be performed by the commission or by any employee thereof.

Sec. 18. The bonds are hereby made securities in which all public officers, boards, agencies, and bodies of the state, its counties, political subdivisions, public corporations, and municipalities and the officers, boards, agencies or bodies of any of them, all insurance companies and associations and other persons carrying on an insurance business, all banks, trust companies, savings associations, including savings and loan associations, building and loan associations, investment companies and other persons carrying on a banking business, all administrators, guardians, executors, trustees, and other fiduciaries, and all other persons who are now or who may hereafter be authorized to invest in notes, bonds, or other obligations of the state, may properly and legally invest funds including capital in their control or belonging to them. Notwithstanding any other provision of law, the bonds are also hereby made securities which may be deposited with and shall be received by all public officers, boards, agencies, and bodies of this state, its counties, political subdivisions, public corporations and municipalities, and the officers, boards, agencies or bodies of any of them for any purpose for which the deposit of notes, bonds, or other obligations of the state is now or may be hereafter authorized.

Sec. 19. It is hereby found, determined, and declared that there exists a need for the construction of highways in this state requiring the issuance of bonds by the commission acting for and on behalf of the state, all as more fully provided in this act, that the creation of the commission and the carrying out of its purpose are in all respects for the benefit of the people of this state and for the improvement of their health, welfare, and prosperity and constitute a public purpose, and that such bonds, the interest thereon and the income therefrom shall at all times be exempt from taxation by this state or any political subdivision of this state.

Sec. 20. The commission shall continue in existence so long as it shall have bonds outstanding and until its existence shall be terminated by law.

Sec. 21. This act is supplemental to existing statutes and shall not be construed as repealing or amending existing statutes but shall be construed harmoniously and implemented compatibly with them.

Sec. 22. This act may be cited as the Nebraska Highway Bond Act.

Sec. 23. If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not effect the validity of the remaining portions thereof.

Sec. 24. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

2. In the title, strike lines 2 to 13 and insert:

"FOR AN ACT to adopt the Nebraska Highway Bond Act; to provide severability; and to declare an emergency.".

LEGISLATIVE BILL 1122. Placed on General File as amended.

Standing Committee amendment to LB 1122:

1. Section 1, lines 20, 21 and 22, strike all italics and insert in lieu thereof as follows:

"; Provided, that for each application, complaint or petition filed with the Nebraska State Railway Commission, except those filed under the provisions of sections 75-301 to 75-347, there shall be charged a filing fee to be determined by the commission, but in an amount not to exceed the sum of fifty dollars payable at the time of such filing."

(Signed) Rick Budd, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 38. Re: Federal Appropriations for for Soil and Water Conservation

Introduced by Terry Carpenter, 48th District.

WHEREAS, President Nixon's 1970 fiscal year budget proposes severe reductions in many programs administered by the U. S. Department of Agriculture including the complete elimination of funds for the Agricultural Conservation Program and a sizeable cutback in funding for the small watershed program; and

WHEREAS, the Nebraska Legislature, through their appropriation and legislative processes, have recognized the extreme importance that conservation programs have upon the economic growth and development of our great state; and

WHEREAS, recent floods in the Midwest document the investment value of an accelerated watershed and flood control program; and

WHEREAS, the ACP conservation cost-sharing program recognizes the responsibility of government in conserving the soil and water resources on the farms and ranches of this Nation since the economic returns from such practices accrue more generally to the community than to the landowner; and

WHEREAS, the economic situation of rural America requires an even greater assistance from government in the conservation and development of our land and water resources; and

WHEREAS, there were several programs passed by the Congress that were held for Presidential approval by the Senate and did not become law;

WHEREAS, some of these programs directly affect certain areas of Nebraska and have been proposed and planned for several years and should be implemented at once;

WHEREAS, the citizens of Nebraska responded to President Nixon's campaign promises to strengthen rural America and carry out a vigorous conservation program; and

NOW, THEREFORE, BE IT RESOLVED by the Members of the Nebraska Legislature in the eightieth session assembled

1. That Agricultural Conservation Program funds be reinstated at the 1969 fiscal year level.
2. That funds for other conservation programs be reinstated at a realistic level and a national goal be established which would enable the completion of all upstream watershed projects by the year 2000.
3. That copies of this resolution be sent to the President of the United States, the Secretary of Agriculture, and members of the Nebraska Congressional Delegation as a means of transmitting to these distinguished gentlemen the very high priority that the members of the Nebraska Legislature establishes for these programs in our state.

Mr. Carpenter moved to suspend the rules to consider LR 38 today.

The motion prevailed with 35 ayes, 2 nays and 12 not voting.

Mr. Carpenter asked unanimous consent to add the names of all members wishing to do so, to the Resolution. No objections. So ordered.

Mr. Carpenter requested a record vote on the adoption of LR 38.

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan

Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Batchelder
Whitney

Not voting, 7:

Adamson
Clark
Elrod
Klaver
Mahoney
Marvel
Skarda

Mr. Carpenter asked unanimous consent to have the Resolution mailed to the parties mentioned in the Resolution by registered, airmail. No objections. So ordered.

Visitors

Mrs. Orme introduced Mr. and Mrs. Richard T. Smith and daughter Darcy from Primghar, Iowa.

Mr. Budd introduced students and sponsors from the Nehawka Public Schools.

Mr. Danner introduced 62 students from Omaha, teachers, sponsors and his granddaughter Melonie.

Explanation of Vote

Had I been present, I would have voted "nay" on LB 337.

(Signed) J. W. Burbach

UNANIMOUS CONSENT—Withdraw LB 230

Mr. Waldron asked unanimous consent to withdraw LB 230.

Laid over.

MOTION—Introduce Bill

Mr. Waldron moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1374.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1374. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William R. Skarda, Jr., 7th District; J. James Waldron, 42nd District; Eugene T. Mahoney, 5th District; William F. Swanson, 27th District; Donald Elrod, 35th District and Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 39-771, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that pneumatic tires with metal or metal-type studs may be used only between October 1 and April 15; to repeal the original section; and to declare an emergency.

SELECT FILE

LEGISLATIVE BILL 374. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 699. E and R amendment found in the Legislative Journal for the Seventieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 899. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Mr. Wallwey offered the following amendment, which was adopted by unanimous consent:

In section 1, line 10, delete "and a Master's degree in social work".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 348. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 436. E and R amendments found in the Leg-

islative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 706. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 554. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 590. E and R amendment found in the Legislative Journal for the Seventieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 568. E and R amendments found in the Legislative Journal for the Seventieth Day were adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 606 to Select File

Mr. Carstens moved to return LB 606 to Select File for consideration of the following specific amendments:

1. Amend section 1 by striking lines 178 to 186, 197 to 220, 232 to 240 and 250 to 258, renumber subdivisions (3), (7), (8), (10), and (11) as subdivisions (2) to (6) respectively.

2. Amend the bill by adding two new sections to read as follows:

"Sec. 2. All of such tracts described in section 1 of this act shall be sold at public auction to the highest bidder. Notice of the sale shall be given by publication of the same in a legal newspaper in circulation in Gage and Pawnee Counties for at least thirty days prior to the date of sale.

Sec. 3. Prior to offering any of the tracts described in section 1 of this act, the Game and Parks

Commission may arrange for the exchange of any of the tracts described in section 1 of this act with qualified landowners for acceptable approved tracts. The commission is authorized to execute deeds transferring title to such tracts in exchange for deeds transferring title to it to complete such exchange of real estate.".

Mr. Syas asked unanimous consent to have the amendment printed in the Journal and lay the bill over. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 1373	Wednesday, April 23, 1969	1:00 p.m.

(Signed) Bill K. Bloom, Chairman

GENERAL FILE

LEGISLATIVE BILL 6. Bracketed at the request of Mr. Carpenter.

LEGISLATIVE BILL 244. Reading waived. Explained.

Mr. Adamson offered the following amendment to the Standing Committee amendments:

1. Amend the bill by striking Standing Committee amendments 1 and 2.

2. Amend section 1 by striking lines 3 to 7 and inserting "not less than twelve nor more than eighteen members. The Legislature shall name six members of the commission, only three of whom shall be acting legislators, with one legislator and one nonlegislator residing in the present Congressional districts. The Governor shall name three members of the commission, with one of".

3. Amend section 2, line 7 by striking "twelve" and inserting "six".

4. Add a new section to be known as section 7 and to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

Mr. Carpenter asked unanimous consent to print the amendment in the Journal and hold the bill over until Monday, April 21. No objections. So ordered.

LEGISLATIVE BILL 712. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 895. Considered.

Mr. Kokes offered the following amendment, which was adopted:

Amend LB 895 by adding the words *"two wheel"* in Section 1, line 11, after the word "any".

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 514. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 515. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Advanced to E and R for review with 27 ayes, 2 nays and 20 not voting.

LEGISLATIVE BILL 516. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Burbach asked unanimous consent to consider LB 1013 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1013. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Mr. Harsh offered the following amendment, which was adopted:

That the sale of liquor or beer is prohibited at the State Fair.

Advanced to E and R for review with 26 ayes, 2 nays and 21 not voting.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 38

Visitors

Mr. Wallwey introduced 42 students from Emerson-Hubbard Community School; teachers, Mrs. Mayberry, Mrs. Knight and Miss Weiner, 3 parents and bus driver.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 1305. Placed on General File as amended.

Standing Committee amendment to LB 1305:

1. In section 1, line 3, strike "revenue", and after the comma in line 7, insert the following: "with first priority on the use of such proceeds to be for completion of the Nebraska portion of the National System of Defense and Interstate Highways,".

(Signed) J. W. Burbach, Chairman

Urban Affairs

LEGISLATIVE BILL 76. Indefinitely postponed.

LEGISLATIVE BILL 846. Indefinitely postponed.

LEGISLATIVE BILL 872. Placed on General File as amended.

Standing Committee amendments to LB 872:

1. In the bill insert a new section 2 as follows:

"Sec. 2. That section 3-507, Revised Statutes Supplement, 1967, be amended to read as follows:

3-507. (1) An authority shall have the power and is hereby authorized from time to time to issue its negotiable bonds for any corporate purpose in such amounts as may be required to carry out and fully perform the purposes for which such authority is established. Such authorities shall have power from time to time and whenever refunding is deemed expedient, to issue bonds in amounts sufficient to refund any bonds, including any premiums payable upon the redemption of the bonds to be refunded, by the issuance of new bonds, whether the bonds to be refunded have or have not matured. It may issue bonds partly to refund bonds then outstanding and partly for any other corporate purpose. The refunding bonds may be exchanged for the bonds to be refunded with such cash adjustments as may be agreed, or may be sold and the proceeds applied to the purchase, redemption, or payment of the bonds to be refunded. All bonds shall be general obligations of the authority issuing the same and shall be payable out of any revenue, income, receipts, profits, or other money of the authority, unless the authority shall expressly provide otherwise in the resolution authorizing their issuance in which event the bonds shall be limited obligations of the authority issuing the same and shall be payable only out of that part of the revenue, income, receipts, profits or other money of the authority as shall be specified by the authority in such resolution. All bonds issued pursuant to the provisions of this act shall be and are hereby made negotiable instruments within the meaning of and for all the purposes of the Uniform Commercial Code, subject only to any provisions contained in such bonds for the registration of the principal thereof.

(2) All such bonds shall be authorized by a resolution or resolutions of the board and shall bear such date or dates, mature at such time or times, bear interest at such rate or rates, not exceeding ~~six~~ *seven* per cent per annum, be in such denominations, be in such form either coupon or registered, carry such registration privileges, be executed in such manner, be payable in such medium of payment, at such place or places within or without the State of Nebraska, and be subject to such terms of redemption and at such redemption premiums as such resolution or resolutions may provide. The bonds may be sold at public or private sale for such price or prices as the authority shall determine; *Provided,* that the net interest cost shall not exceed ~~six~~ *seven* per cent per annum to maturity; *and provided further,* no redemption premium shall be considered in determining such net interest cost. No proceedings for the issuance of bonds of an authority shall be required other than those required by the provisions of this act, and the provisions of all other laws and city charters, if any, relative to the terms and conditions for the issuance, payment, redemption, registration, sale or delivery of bonds of public bodies, corporations or political subdivisions of this state shall not be applicable to bonds issued by authorities pursuant to this act.

(3) Any resolution or resolutions authorizing any bonds or any issue of bonds of an authority may contain covenants and agreements on the part of the authority to protect and safeguard the security and payment of such bonds, which shall be a part of the contract with the holders of the bonds thereby authorized, as to:

(a) Pledging all or any part of the revenue, income, receipts, profits, and other money derived by the authority issuing such bonds from the operation, management, or sale of property of any or all such projects of the authority to secure the payment of the bonds or of any issue of the bonds;

(b) The rates, rentals, tolls, charges, license fees, and other fees to be charged by the authority and the amounts to be raised in each year for the services and commodities sold, furnished, or supplied by the authority, and the use and disposition of the revenue of the authority received therefrom;

(c) The setting aside of reserves or sinking funds and the regulation, investment, and disposition thereof;

(d) Limitations on the purpose to which the proceeds of sale of any issue of bonds then or thereafter issued may be applied, and pledging such proceeds to secure the payment of bonds, or of any issue of bonds;

(e) Limitations on the issuance of additional bonds of the authority; the terms and conditions upon which such additional bonds may be issued and secured; the refunding of outstanding or other bonds;

(f) The procedure if any by which the terms of any contract with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given;

(g) Limitations on the amount of money derived from any project to be expended for operating, administrative, or other expenses of the authority; and

(h) Any other matters, of like or different character which in any way affect the security or protection of bonds of the authority.

(4) An authority shall have power from time to time to issue bond anticipation notes, referred to as notes herein, and from time to time to issue renewal notes, such notes in any case to mature not later than thirty months from the date of incurring the indebtedness represented thereby in an amount not exceeding in the aggregate at any time outstanding the amount of bonds

then or theretofore authorized. Payment of such notes shall be made from any money or revenue which the authority may have available for such purpose or from the proceeds of the sale of bonds of the authority, or such notes may be exchanged for a like amount of such bonds. The authority may pledge such money or revenue of the authority, subject to prior pledges thereof, if any, for the payment of such notes, and may in addition secure the notes in the same manner as herein provided for bonds. All notes shall be issued and sold in the same manner as bonds, and any authority shall have power to make contracts for the future sale from time to time of notes on terms and conditions stated in such contracts, and the authority shall have power to pay such consideration as it shall deem proper for any commitments to purchase notes in the future. Such notes shall also be collaterally secured by pledges and deposits with a bank or trust company, in trust for the payment of said notes, of bonds in an aggregate amount at least equal to the amount of such notes and, in any event, in an amount deemed by the issuing authority sufficient to provide for the payment of the notes in full at the maturity thereof. The authority issuing such notes may provide in the collateral agreement that the notes may be exchanged for bonds held as collateral security for the notes, or that the trustee may sell the bonds if the notes are not otherwise paid at maturity, and apply the proceeds of such sale to the payment of the notes. Such notes shall bear interest at a rate not exceeding ~~six~~ *seven* per cent per annum, and shall be sold at such price as shall cause an interest cost thereon of not to exceed ~~six~~ *seven* per cent per annum.

(5) It is the intention hereof that any pledge of revenue, income, receipts, profits, charges, fees, or other money made by an authority for the payment of bonds shall be valid and binding from the time such pledge is made; that the revenue, income, receipts, profits, charges, fees, and other money so pledged and thereafter received by the authority shall immediately be subject to the lien of such pledge without the physical delivery thereof or further act, and that the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the authority irrespective of whether such parties have notice thereof. Neither the resolution nor any other instrument by which a pledge is created need be recorded.

(6) Neither the members of a board nor any person executing bonds or notes shall be liable personally thereon or be subject to any personal liability or ac-

countability by reason of the issuance thereof.

(7) An authority shall have power out of any funds available therefor to purchase bonds or notes of such authority. Any bonds so purchased may be held, canceled or resold by the authority subject to and in accordance with any agreements with bondholders.".

2. Renumber original section 2 as section 3.

3. In renumbered section 3, line 1, strike section "3-502" and insert "sections 3-502 and 3-507".

LEGISLATIVE BILL 1185. Placed on General File as amended.

Standing Committee amendment to LB 1185:

1. In section 1, line 11, strike "six" and insert "~~six~~ *seven*", line 12, strike "annually" and insert "~~annually~~ *semiannually*", and line 24, strike "seven" and insert "*eight*".

(Signed) Bill K. Bloom, Chairman

Government and Military Affairs

LEGISLATIVE BILL 1215. Placed on General File.

LEGISLATIVE BILL 1230. Placed on General File.

(Signed) Terry Carpenter, Chairman

Education

LEGISLATIVE BILL 967. Placed on General File as amended.

Standing Committee amendments to LB 967:

1. In section 1, line 21, after "*unit*" insert "*if health services are provided*", and after "*shall*" insert "*first seek to*"; and in line 23, after the period insert "*If an educational service unit on the effective date of this act has a health service facility, nothing shall prevent the continued use by the unit of such facility.*".

2. Add a new section 3 to read as follows: "Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 1071. Placed on General File as amended.

Standing Committee amendments to LB 1071:

1. Insert two new sections to be known as sections 3 and 4 and to read as follows:

"Sec. 3. That section 80-401.05, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

80-401.05. In connection with approving and certifying educational or training institutions, the Commissioner of Education shall have authority to issue a certificate of *high school* equivalency in cases where the applicant *is a veteran as defined in section 80-401.01, has attained his eighteenth birthday, and* is unable to secure a ~~high school diploma in the usual manner~~ *certificate of equivalency under the provisions of section 79-4,147.* This certificate shall be issued on the basis of examination of verified records of education, training, and experience, and upon results of approved educational tests. Such certificate shall be issued only when it has been determined that the applicant has attained the general educational development and ability of the standard high school graduate. This certificate carries with it the significance and privilege of a regular high school diploma. ~~The commissioner shall charge a fee of three dollars to cover the costs of these examinations and issuance of such certificate, which fee shall be paid into the state treasury as provided by law.~~

Sec. 4. *Certificates of high school equivalency issued pursuant to section 79-4,147.01 or section 80-401.05 shall be accepted by the University of Nebraska and the state colleges for enrollment purposes.*".

2. Renumber original section 3 as section 5, and in line 1 thereof strike "and" and insert a comma; and in line 2 after the first comma insert "and 80-401.05,".

3. Add a new section 6 to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Lester Harsh, Chairman

Urban Affairs

LEGISLATIVE BILL 1218. Placed on General File.

(Signed) Bill K. Bloom, Chairman

Adjournment

At 12 o'clock (noon) on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, April 21, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SEVENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 21, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

The Chaplain announced that Mrs. Hugo Srb had been taken to the hospital. Prayer was offered by the Chaplain.

Prayer

Forbid it, Lord, that we should walk through thy beautiful world with unseeing eyes. Forgive us, Our Father, for taking our good things for granted, so that we are in danger of losing the fine art of appreciation. With such great need in every other part of the world, make us so grateful for the bounties we enjoy that we shall try, by Thy help, to deserve them more. Where we are wrong, make us willing to change; and where we are right, make us easy to live with. For Jesus' sake. Amen.

The roll was called and all members were present except Messrs. Marvel and Skarda, who were excused and Mr. Nore, excused until 10:10 a.m.

Corrections for the Journal

Page 1507, line 16, correct spelling of "omelet".
Page 1522, numbered line 16, correct spelling of "provisions".
Page 1525, line 20, delete "for".
Page 1536, line 13, show the last word "six" as stricken.

The Journal for the Seventy-second Day was approved as corrected.

Visitors

Mr. Hasebroock introduced Mr. E. B. "Tex" Mayer, president of National Institute of Locker and Freezer Provisioner of La Grange, Texas.

Mr. Wylie introduced Mrs. A. M. Beelaert of Orchard, and Mrs. William Lofquest of Ewing.

UNANIMOUS CONSENT—Print in Journal

Mr. Harsh asked unanimous consent to print the following statement in the Journal. No objections. So ordered:

"That Sheryl Becker of Beaver City has won the Nebraska Spelling Championship and will represent her state in Washington, D.C."

UNANIMOUS CONSENT—Committee Meeting

Mr. Holmquist asked unanimous consent to have an executive board meeting of the Legislative Council this afternoon at 1:00 p.m.

No objections. So ordered.

Members Excused

Mr. Hasebroock asked unanimous consent to be excused at 9:45 a.m. for a short time.

No objections. So ordered.

Mr. Kremer asked unanimous consent to be excused Friday, April 25.

No objections. So ordered.

Messages from the Governor

April 18, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 17, 1969 I approved LB 178, LB 259, LB 310, LB 482, LB 489 and LB 600.

Respectfully,

(Signed) Nobert T. Tiemann
Governor

NTT:sjs

April 18, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 18, 1969 I approved LB 63, LB 327, LB 557, LB 611, LB 711, LB 923 and LB 1109.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

NOTICE OF COMMITTEE HEARINGS

Revenue

LB 983	Monday, April 28, 1969	2:00 p.m.
LB 1360	Tuesday, April 29, 1969	2:00 p.m.
LB 1359	Wednesday, April 30, 1969	2:00 p.m.
LB 1361	Wednesday, April 30, 1969	2:00 p.m.
LB 1362	Wednesday, April 30, 1969	2:00 p.m.
LB 1363	Wednesday, April 30, 1969	2:00 p.m.
LB 1364	Wednesday, April 30, 1969	2:00 p.m.

(Signed) J. W. Burbach, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 154.

A BILL FOR AN ACT relating to tort claims against the state; to declare the immunity of the state for the torts of its officers, agents, and employees except as specified; to define terms; to establish a State Claims Board and provide for its duties and authority; to prescribe procedures for suits against the state; to establish a Claims Division; to provide duties for the Attorney General and the Director of Administrative Services; to establish a Tort Claims Fund; to amend sections 60-1008, 60-1009, 60-1703, 81-857, and 81-860, Reissue Revised Statutes of Nebraska, 1943, and sections 81-858, 81-859, and 81-861, Revised Statutes Supplement, 1967; to provide an operative date; and to repeal the original sections, and also section 60-1007, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 5:

Burbach
Clark
Duis
Waldo
Wylie

Not voting, 4:

Marvel
Nore
Skarda
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 155.

A BILL FOR AN ACT relating to tort claims against political subdivisions; to declare the immunity of political subdivisions for the torts of their officers, agents, and employees except as specified; to provide a uniform method for bringing claims and suits; to define terms; to authorize the purchase of liability insurance; to provide for state loans to political subdivisions; to amend sections 16-727, 16-728, 23-175, 39-809, 39-834, and 79-489, Reissue Revised Statutes of Nebraska, 1943, and section 15-842, Revised Statutes Supplement, 1967; to establish an operative date; and to repeal the original sections and also sections 3-207, 3-512, 14-801, 14-802, 14-803, 15-843, 23-176, 31-451, and Chapter 23, article 10, Reissue Revised Statutes of Nebraska, 1943, and section 19-3201, Revised Statutes Supplement, 1967.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Batchelder
Bloom
Budd
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 6:

Burbach
Clark
Duis
Schmit
Waldo
Wylie

Not voting, 4:

Marvel
Nore
Skarda
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 428. With emergency.

A BILL FOR AN ACT to amend section 71-2698, Reissue Revised Statutes of Nebraska, 1943, relating to the State Board of Health; to provide that the State Board of Health shall fix the compensation of the Director of Health; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Adamson
Budd
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 10:

Batchelder
Bloom
Burbach
Clark
Klaver
Kokes
Kremer
Pedersen
Stull
Waldo

Not voting, 6:

Danner
Hasebroock
Marvel
Nore
Skarda
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 517. With emergency.

A BILL FOR AN ACT relating to public assistance; to provide for payment to an individual receiving aid to dependent children for necessary repairs to a home owned by such individual in an amount not to exceed five hundred dollars; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 26:

Burbach
Carpenter
Craft
Danner
Duis
Elrod
Johnson
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Moylan
Pedersen
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner

Voting in the negative, 19:

Adamson
Batchelder
Bloom
Budd
Carstens
Clark
Harsh
Holmquist
Kennedy
Kokes
Kremer
Orme
Proud
Reynolds
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 4:

Hasebroock
Marvel
Nore
Skarda

Having failed to receive a constitutional two-thirds majority voting in the affirmative, with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 26:

Burbach
Carpenter
Craft
Danner
Duis
Elrod
Johnson
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Moylan
Pedersen
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner

Voting in the negative, 18:

Adamson
Batchelder
Bloom
Budd
Carstens
Clark
Harsh
Holmquist
Kennedy
Kokes
Kremer
Orme
Proud
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 5:

Hasebroock
Marvel
Nore
Reynolds
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 721.

A BILL FOR AN ACT to amend sections 71-2606 and 71-2607, Reissue Revised Statutes of Nebraska, 1943, relating to the State Board of Health; to provide for a vice-chairman of the State Board of Health; to provide duties of the vice-chairman; to provide for election of the chairman of the board; to change provisions for meetings; to provide for a quorum; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds

Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Hasebroock
Mahoney
Marvel
Nore
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 774. Laid over until April 24 at the request of Mr. Luedtke.

LEGISLATIVE BILL 831. Laid over until April 24 at the request of Mr. Holmquist.

LEGISLATIVE BILL 837.

A BILL FOR AN ACT to amend section 75-315, Reissue Revised Statutes of Nebraska, 1943, relating to motor carriers; to make the power of the Nebraska State Railway Commission to revoke a permit or certificate permissive; to change penalties for violating orders, rules or regulations of the commission or of violating the provisions of sections 75-101 to 75-801, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Hasebroock	Marvel	Nore	Skarda
Mahoney			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 88. Placed on Select File as amended.

E and R amendments to LB 88:

1. In section 1, line 40, insert *"the"* after the first "of".

2. In the title, line 3, insert "the" after "to"; in line 5, strike "remove" and insert "change"; in line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 501. Replaced on Select File as amended.

E and R amendment to LB 501:

1. In line 2 of Enrollment and Review amendment 3, adopted 4/16/69, strike the first comma.

LEGISLATIVE BILL 746. Placed on Select File as amended.

E and R amendments to LB 746:

1. In section 1, line 6, strike *"a"*; and in lines 8 and 13, strike *"forms"* and insert *"form"*.

2. In the title, line 3, strike the semicolon and insert a comma; and strike lines 4 and 5 and insert "punishments; to include additional weapons forbidden to be possessed by certain persons; and to".

LEGISLATIVE BILL 876. Placed on Select File as amended.

E and R amendments to LB 876:

1. In section 1, line 20, insert an underscored comma after the first *"and"*.

2. In the title, line 5, insert "the" after "for".

LEGISLATIVE BILL 1014. Placed on Select File.

LEGISLATIVE BILL 724. Placed on Select File as amended.

E and R amendments to LB 724:

1. In renumbered section 3, line 18, strike ";" and insert ";".

2. In renumbered section 4, line 1, insert a comma after "68-102".

3. In the title, line 2, strike "68-102" and insert "68-101, 68-102,".

LEGISLATIVE BILL 764. Placed on Select File as amended.

E and R amendment to LB 764:

1. In the title, lines 4 and 5, strike "hospitals for mentally ill" and insert "institutions".

LEGISLATIVE BILL 1277. Placed on Select File as amended.

E and R amendment to LB 1277:

1. In section 1, lines 9 and 10, strike "negligence" and insert "~~negligence~~ *neglect*".

LEGISLATIVE BILL 1280. Placed on Select File.

LEGISLATIVE BILL 1282. Placed on Select File as amended.

E and R amendments to LB 1282:

1. In section 1, line 5, strike "of any county".

2. In the title, line 3, insert "to provide emergency borrowing power;" after the semicolon.

LEGISLATIVE BILL 1293. Placed on Select File as amended.

E and R amendments to LB 1293:

1. In section 1, line 11, strike *"more than"*; and in line 11 insert *"or less"* after *"population"*.

2. In standing committee amendment 5, line 2, strike "class" and insert "city".

3. Renumber section 6, added by the Carpenter General File amendments adopted 4/17/69 as section 8.

4. Renumber original section 6 as section 9.

5. Add a new section to read as follows:

"Sec. 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

6. Strike the Carpenter amendment 4 adopted 4/17/69.

7. For correlation purposes, in line 2 of renumbered section 5, insert ", as amended by section 1, Legislative Bill 71, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in line 8, strike "seven" and insert "ten".

8. For correlation purposes, in renumbered section 9, line 2, and in the title, line 3, strike "and"; in renumbered section 9, line 3, and in the title, line 4, strike "26-106,"; and in renumbered section 9, line 4, after "1967" and before the Carpenter amendment, and in the title, line 5, after "1967" insert ", and section 26-106, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 71, Eightieth Session, Nebraska State Legislature, 1969".

9. In the title, line 3, insert "16-302, 18-209," after "sections"; in line 5, strike "municipal"; in line 6, insert "certain" after "in"; in line 7, strike "and"; and in line 7, insert ", and also Chapter 26, article 2, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency" after "sections".

(Signed) Wayne W. Ziebarth, Chairman

Mr. Wylie Presiding

Visitors

Mr. Proud introduced Mrs. John Humpel from Omaha.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 15. Correctly re-engrossed.

LEGISLATIVE BILL 558. Correctly engrossed.

LEGISLATIVE BILL 633. Correctly engrossed.

LEGISLATIVE BILL 673. Correctly engrossed.

LEGISLATIVE BILL 675. Correctly engrossed.

LEGISLATIVE BILL 678. Correctly engrossed.

LEGISLATIVE BILL 817. Correctly engrossed.

LEGISLATIVE BILL 869. Correctly engrossed.

LEGISLATIVE BILL 959. Correctly engrossed.

LEGISLATIVE BILL 497. Correctly enrolled.

LEGISLATIVE BILL 560. Correctly enrolled.

LEGISLATIVE BILL 564. Correctly enrolled.

LEGISLATIVE BILL 599. Correctly enrolled.

LEGISLATIVE BILL 742. Correctly enrolled.

LEGISLATIVE BILL 1007. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Revenue

LEGISLATIVE BILL 1031. Placed on General File.

LEGISLATIVE BILL 1046. Placed on General File.

(Signed) J. W. Burbach, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 747. Indefinitely postponed.

LEGISLATIVE BILL 1221. Indefinitely postponed.

LEGISLATIVE BILL 567. Placed on General File.

LEGISLATIVE BILL 750. Placed on General File as amended.

Standing Committee amendment to LB 750:

1. In section 1, line 23, strike *"county surveyor and any"*; in lines 24 and 25, strike *"81-839 to 81-856"* and insert *"81-8,108 to 81-8,127"*; and strike beginning with *"quarter-"* in line 25 through *"section"* in line 27 and insert *"corner not monumented in the original government surveys"*.

LEGISLATIVE BILL 832. Placed on General File as amended.

Standing Committee amendment to LB 832:

1. Amend section 1, line 25, by striking "and" and show as stricken matter, and line 28 by inserting "; *and (5) make the inspection for fire hazards, safety, and structural defects of public schools, and enforce changes in such defects as disclosed by such inspection*" after "Welfare".

LEGISLATIVE BILL 1021. Placed on General File.

(Signed) Harold T. Moylan, Chairman

MOTION—Place LB 946 on General File

Mr. Pedersen moved to place LB 946 on General File notwithstanding the actions of the Committee.

Motion pending. Laid over.

President Everroad Presiding

Visitors

Mr. Danner introduced 116 students from Conestoga School, Omaha, teachers and sponsors.

Mr. Danner introduced 11 children and 3 parents from the Lothrop Special Education School, Omaha and Miss Elaine Anderson, sponsor.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 497 LB 560 LB 564 LB 599 LB 742 LB 1007

SELECT FILE

LEGISLATIVE BILL 1258. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 84. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Mr. Waldo asked unanimous consent to add his name to LB 84. No objections. So ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 834. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 835. E and R amendment found in the Legislative Journal for the Seventy-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 809. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1010. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1011. E and R amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 593. Mr. Harsh asked unanimous consent to withdraw his pending amendment found in the Legislative Journal for the Fifty-seventh Day. No objections. So ordered.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Return LB 606 to Select File

Mr. Carstens renewed his pending request found in the Legislative Journal, for the Seventy-first Day to return LB 606 to Select File for a specific amendment. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 606.

Mr. Syas offered the following amendment to the pending Carstens amendment found in the Legislative Journal for the Seventy-first Day.

1. In section 1, strike lines 178 to 220, and in lieu thereof insert:

"(2) Prior to such sale, the land shall be appraised for sale purposes in the same manner as privately owned land by a representative appointed by the Game and Parks Commission, and thereafter shall be sold at public sale at not less than the appraised value;

(3) Such land shall be sold to the highest bidder, and bids may be received on individual tracts and on the entire amount authorized to be sold;

(4) Notice of such sale and the time and place thereof shall be given by publication three consecutive weeks in some legal newspaper published in the county where the land is located, and also published three consecutive weeks in one or more newspapers of general circulation throughout the state;".

2. In section 1, line 221, strike "(7)" and insert "(5)"; in line 228 strike "(8)" and insert "(6)"; strike lines 232 to 240; in line 241 strike "(10)" and insert "(7)"; in line 246 after the semicolon insert "and"; in line 247 strike "(11)" and insert "(8)"; in line 249 strike "; and" and insert a period; and strike lines 250 to 258.

Mr. Nore moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 26 ayes, 3 nays and 19 not voting.

The Syas amendment lost with 10 ayes, 24 nays and 15 not voting.

Mr. Carstens asked unanimous consent to add the emergency clause. No objections. So ordered.

The Carstens specific amendment found in the Legislative Journal for the Seventy-first Day was adopted with 35 ayes, 3 nays and 11 not voting.

Advanced to E and R for engrossment.

Visitors

Mr. Burbach introduced Mr. and Mrs. Ed Smith from Crofton; Mr. and Mrs. Art Utesch and Mr. and Mrs. Paul Cushing from Wynot.

Mr. Moylan introduced Mr. and Mrs. Terry Charles from Omaha.

Mr. Keyes introduced 60 students and teachers from Parkview Heights School, Papillion.

Mr. Johnson introduced Mr. and Mrs. C. H. Talbot from Broken Bow, Nebraska.

Presented to the Governor

Presented to the Governor for approval on April 21, 1969 at 9:00 a.m.: LB 337 LB 30 LB 170 LB 276 LB 463 LB 470 LB 480 LB 506 LB 548 LB 559 LB 717 LB 759 LB 789 LB 883

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 781. Placed on General File as amended.
Standing Committee amendments to LB 781:

1. In section 3, line 23 insert "*, including paying from the revenues provided by this act all or a portion of the cost of a covered or uncovered mall to be constructed in a street or alley pursuant to authority granted the city to construct such improvements in connection with paving and street improvements, which mall is adjacent to or attached to and is an integral part of such off-street parking facilities*" after "facilities"; strike lines 27 to 32 and insert "(7) The ~~levy and collection of assessments of any acquisition or improvement authorized by sections 16-812 to 16-837, and~~ issuance, sale and payment of bonds ~~representing and secured by such assessment as provided by the provisions of sections 16-812 to 16-837~~ *to pay the cost and expenses of any acquisition or improvement authorized by this act;*"; line 41 insert "*property*" after "of", insert "*within any district of not to exceed ten mills on the dollar of assessed valuation*" after "taxes"; line 44 strike "and of" and insert "~~and of~~ *,*"; line 45 insert "*and to pay principal and interest on any bonds issued*" after "facilities"; and line 47 insert "*and such levy shall not be subject to or apply against any statutory mill levy limit applicable to such city or property*" after "only".

2. In section 5, line 3 insert "*taxes or*" after the comma.

3. In section 7, line 4 insert "*a tax or*" after "of".

4. In section 11, line 8 insert "*or to refund outstanding bonds of the city issued pursuant hereto or if the city is a city of the first class to refund outstanding bonds issued to own, purchase, construct, equip or operate such off-street parking facilities pursuant to sections 16-801 to 16-811*" after "public".

5. In section 12, line 16 insert "*engineer's estimate of the*" after "district"; lines 20 and 25 strike "land" and insert "~~land~~ *real estate*".

6. In section 13, line 4 strike "~~total land~~ *assessed valuation of all of the taxable real estate*"; line 5 strike "area" and show same as stricken matter; line 13 strike "total land area" and insert "~~total land area~~ *assessed valuation of all of the taxable real estate*"; line 31 insert "*engineer's estimate of*" after "the"; line 33 insert "*or the share of such project as will be borne by the district*" after "facility"; and line 35 strike "awarded or" and insert "~~awarded or~~ *estimated to be*".

7. In section 14, line 4 strike "all" and insert "~~all~~ *in addition to the levy of taxes and pledge of revenues a portion*"; line 5 strike "shall" and insert "~~shall~~ *may*"; line 7 insert "*:*" after "estate"; strike lines 8 to 22 and show as stricken matter; and line 23 strike "portion to such benefits." and show as stricken matter.

8. In section 16, line 35 strike "six" and insert "~~six~~ *seven*".

9. In section 17, line 4 strike "the portion thereof" and insert "~~the~~ portion thereof *or to refund all or a portion of any outstanding bonds of the city authorized to be refunded herein*"; strike line 5 and show same as stricken matter; line 6 strike "the ordinance creating such district" and show same as stricken matter; line 12 strike "six" and insert "~~six~~ *seven*"; line 15 insert "*levied or assessed within the district pursuant to the provisions of this act*" after "assessments"; line 17 strike "place" and insert "~~place~~ *pledge*"; line 19 insert "*or fees and charges from on-street parking meters within the district not already pledged*" after "facility", strike "; *Provided,* the" and insert "*. All such bonds shall bear such date or dates, mature at such time or times, be in such denominations, be in such form either coupon or registered, carry such registration privileges, be executed in such manner, be payable in such medium of payment, at such place or places within or without the State of Nebraska, and be subject to such terms of redemption and*

at such redemption premiums as such resolution or resolutions may provide. The bonds may be sold at public or private sale for such price or prices as the city shall determine; Provided, that the net interest cost shall not exceed seven per cent per annum to maturity; and provided further, no redemption premium shall be considered in determining such net interest cost. No proceedings for the issuance of bonds of any city shall be required other than those required by the provisions of this act, and the provisions of all other laws and city charters, if any, relative to the terms and conditions for the issuance, the option for prepayments, payment, redemption, registration, sale or delivery of bonds of public bodies, corporations or political subdivisions of this state shall not be applicable to bonds issued by cities pursuant to this act. Any ordinance authorizing any bonds or any issue of bonds of a city may contain covenants and agreements on the part of the city to protect and safeguard the security and payment of such bonds, which shall be a part of the contract with the holders of the bonds thereby authorized.

Any city shall have power from time to time to issue bond anticipation notes, referred to as notes herein, and from time to time to issue renewal notes, such notes in any case to mature not later than thirty months from the date of incurring the indebtedness represented thereby bearing interest not exceeding seven per cent per annum; said notes shall not be in excess of the engineer's estimate of the cost of the improvements in the district for which the notes are issued and shall be paid from money or revenue available for such purpose or from the proceeds of the sale of bonds of the city as authorized herein as may be provided by a contract between the purchaser of the notes and the city."; strike lines 20 to 26 and show same as stricken matter.

10. In section 18, line 4 strike "lots of lands" and insert "~~lots of lands~~ *real estate*"; line 6 strike "total land area of" and insert "~~total land area of~~ *assessed valuation of all of the taxable real estate within*"; line 13 insert "*; Provided, that for the purpose of this act property separated by streets or alleys shall be deemed to be contiguous*"; line 17 insert "*estimated*" after "the"; line 21 insert "*and*" after the semicolon; strike lines 22 to 24 and show as stricken matter; line 25 strike "(5)" and insert "~~(5)~~ *(4)*"; line 28 insert "*, but a description of the real estate represented by each petitioner must be included either opposite the signature or by separate instrument*" after "instruments"; lines 30 and 31 strike "the requisite number of" and show as stricken matter; line 31 insert "*rep-*

resenting the required percentage of the total assessed valuation" after "signers".

11. In section 19, line 9 strike "ex-", strike lines 10 to 14 and show same as stricken matter.

12. In section 21, line 18 strike "seventy-five" and insert "~~seventy-five~~ *owners of real estate representing more than fifty*"; and line 19 strike "owners of the record title to land" and insert "~~owners of the record title to land~~ *assessed valuation of all real estate*".

13. In section 25, line 7 strike "landowner" and insert "~~landowner~~ *owner of real estate*" and in same line strike "land" and insert "~~land~~ *real estate*".

14. In section 26, line 3 strike "fifty days have expired from the" and show same as stricken matter; line 7 strike "assess" and strike lines 8 to 12 and show all old matter as stricken; line 13 strike "general levy upon property" and insert "~~general levy upon property~~ *taxes*"; and line 16 insert "*, and be paid to the city for use as specified in this act*" after "Nebraska".

15. Add a new section 28 to read as follows:

"Sec. 28. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 918. Placed on General File as amended.

Standing Committee amendments to LB 918:

1. In section 3, line 3 strike "promote" and insert "develop", line 4 strike "the" and insert "such", and strike lines 11 to 14 and insert "and for the improvement, decoration, and development of such parking and business areas."

2. In section 4, line 3 insert "users of space" after "business", line 4 insert "any one or more of" after "for", line 13 strike "and", lines 15 and 16 strike "promotion of retail trade and related" and insert "development of public", and after line 15 insert:

"(6) Any other project or undertaking for the betterment of the district, whether the project be capital or noncapital in nature;

(7) In order to carry out the foregoing purposes

set for in this section, a portion of the funds raised by such tax may be used at the discretion of the city council to secure personnel and means and contract for any kind of service as may be necessary to administer policies of this act and carry out the foregoing purposes. Whoever administers the program shall be directly responsible to the city council and may be directed to report to and work under the downtown improvement board established by this act. The board or person who administers the program shall prepare budgets, programs of action and plans and when the same have been approved by the council, the board or person shall have authority, under council supervision to execute and carry out such plans and programs. Any warrant issued by city against funds derived under the provisions of this act shall bear the approval of the chairman or secretary of the board; and

(8) The safeguarding and receiving donations in trust to be used for the purposes of this act and the supervising, investing and administering of said donated funds.".

3. In section 6, lines 4 and 5 strike "above purposes" and insert "this act", line 6 strike "or" and insert "of the city who are", line 7 strike "or" and insert ", users of space, or local", line 7 strike "district, which" and insert "downtown district, which Downtown Improvement Board", line 8 insert "and occupation" after "license", line 9 insert "and administer the funds if so directed by the mayor and council" after "collected", line 14 insert "The board shall select from its own members a chairman and secretary." after the period, line 15 insert "In addition to the appointment of an administrator or hiring of personnel or contracting for services as heretofore authorized the mayor and council may grant the Downtown Improvement Board authority, working with such administrator or personnel if so instructed or authorized, to make a detailed study and recommendation to the mayor and council for the establishment of an over-all plan for improvements of the downtown district as contemplated by section 4 of this act and to commit the city for the cost of such planning from the funds raised by this act. Upon approval of any such plan in which in whole or in part as presented or as amended and finally approved after consulting with the planning commission of any such city, the board shall continue to advise, administer and implement the provisions of such plan in such a manner as may be directed by the mayor and council. All public utility agencies or private companies having franchise for utilities from the city shall before constructing any new utility facility in excess of $5000 or substantially improving or changing

existing facilities within said district obtain approval of the city after the city has obtained written comments from the said board or administrators appointed by the council to coordinate the downtown business district plan. In case provisions of this act relating to the general business, license and occupation tax be held invalid, its invalidity shall not affect the validity of the provisions relating to the appointment of this board." after the period, strike lines 16 to 20 and insert "In the", line 23 strike "fifty taxpayers" and insert "the users of thirty per cent of space", and line 24 insert "For this purpose or elsewhere in this act the word space referred to shall be the square foot space wherein customers, patients, clients, or other inviteess are received and space from time to time used or available for use in connection with a business or profession of the user, excepting all space owned or used by political subdivisions." after the period.

4. In section 9 strike lines 16 to 20 and insert "space and such basis as may be stated in the notice".

5. In section 10, line 2 of (2) insert "or user of space" after "business", line 3 of (2) insert "which business or user of space can be determined with reasonable diligence" after "area", and in line 4 of (2) insert "Failure to receive a notice shall not affect the validity of any action taken under this act." after the period.

6. In section 11, line 7 strike "businesses in the" and strike lines 8 to 10 and insert "users of over fifty per cent of the square foot space in the proposed district as such users space has heretofore been defined; *Provided,* that if the proposal has been adopted a different definition for tax purposes then the proceedings shall terminate if protest is made by users of more than fifty per cent of the square foot of space which is to be taxed.".

7. In section 13, line 2 strike "decides to" and insert "may or may not", line 2 strike the comma and insert ". If it decides to establish the district,".

8. In section 14, line 3 insert "and users of space" after "businesses".

9. In section 15, line 1 insert "or users of space" after "businesses".

10. In section 16 strike line 2 to 4 and insert "pursuant to the provisions of this act shall be made and enforced in such manner as the city council shall determine in accordance with law."

11. Add a new section 21 as follows:

"Sec. 21. Since an emergency exists this act shall be in full force and take effect, from and after its passage and approval, according to law.".

12. Renumber original section 21 as section 22.

(Signed) Bill K. Bloom, Chairman

Public Health and Welfare

LEGISLATIVE BILL 1192. Indefinitely postponed.

LEGISLATIVE BILL 1208. Indefinitely postponed.

LEGISLATIVE BILL 962. Placed on General File.

LEGISLATIVE BILL 1074. Placed on General File as amended.

Standing Committee amendments to LB 1074:

1. Strike sections 1 to 8 and insert three new sections to read as follows:

"Section 1. That section 43-901, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-901. The Home for Children shall be located in, or adjacent to, Lincoln, Nebraska. *After July 1, 1969, the home shall be a part of the Department of Public Welfare, which shall contract with the Department of Public Institutions for the operation and maintenance of the home.*

Sec. 2. That original section 43-901, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 1181. Placed on General File.

(Signed) Elmer Wallwey, Chairman

UNANIMOUS CONSENT—Return LB 84 to Select File

Mr. Burbach asked unanimous consent to return LB 84 to Select File for consideration of the following specific amendment:

1. Add a new section 4 to read as follows:

Section 4. That section 77-1301.07, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1301.07. ~~The time of the first reappraisal required to be made under the provisions of sections 77-1301.05 to 77-1301.08 shall be determined as follows:~~

A complete reappraisal of all lands and improvements at actual value shall be made according to the following schedule:

1. Each county which has not stated a reappraisal subsequent to January 1, 1947, and December 31, 1951, shall sign an approved reappraisal contract prior to January 1, 1967;
2. Any county whose last reappraisal was started between January 1, 1947, and December 31, 1951, shall sign an approved reappraisal contract prior to January 1, 1967;
3. Any county whose last reappraisal was started between January 1, 1952, and December 31, 1954, shall sign an approved reappraisal contract prior to January 1, 1968;
4. Any county whose last reappraisal was started between January 1, 1955, and December 31, 1958, shall sign an approved reappraisal contract prior to January 1, 1969; and
5. Any county having started a reappraisal since January 1, 1959, and prior to October 19, 1963, shall sign an approved reappraisal contract within ten years from the start of such reappraisal.

2. In section 4, line 1, strike "4" and insert "4 5."
3. In section 4, line 2, strike "and" and following the second comma, insert "and 77-1301.07,"
4. In standing committee amendment 1, lines 5 and 33, strike "*77-1301.05 to*" and insert "*77-1301.07 and*"
5. Add emergency clause.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 84. The Burbach specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

Visitors

Mr. Clark introduced Mr. and Mrs. Stan Larabee from Sidney, Nebraska.

Mr. Kokes introduced Mr. and Mrs. John Kaminsky from Arcadia, Nebraska.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Carpenter asked unanimous consent to withdraw LB 1321.

Laid over.

Mr. Waldron renewed his pending request found in the Legislative Journal for the Seventy-first Day to withdraw LB 230. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent to have LB 1305 and LB 948 placed at the head of General File this morning after LB 244.

Mr. Wylie objected.

Mr. Carpenter moved to have LB 1305 and LB 948 placed at the head of General File after LB 244.

The motion prevailed with 19 ayes, 8 nays and 22 not voting.

Visitors

Dr. James E. Todd, representing Kearney State College, introduced the following group of representatives of foreign and U. S. industries from Washington.

Belgium, Mr. Henri Segesser, Counselor
Germany, Mr. Karl Richter, First Secretary
Great Britain, Mr. and Mrs. F. Stephen Miles, Consul General
(St. Louis, Missouri)
India, Mr. K. D. Sharma, First Secretary
Italy, Mr. and Mrs. Alessandro Cortese de Bosis, Counselor
Japan, Mr. Masaki Seo, First Secretary
Liberia, Mr. Chauncey Cooper, Press Attache
Malaysia, Mr. M. Ben Heron, First Secretary
Morocco, Mr. A. A. Bakkali, First Secretary
Nigeria, Mr. Zubeiru M. Kazaure, Second Secretary
Norway, Mr. Odvar Mosnesset, Counselor
Philippines, Mr. Rudolfo C. Severino, Jr., Third Secretary
Spain, Mr. Eduardo S. de Erice, Commercial Attache
(Chicago, Illinois)
Sweden, Mr. Rune Fremlin, First Secretary
Tunisia, Mr. Hamed Ammar, Minister
Turkey, Mr. Necdet Tezel, Counselor
U.S.S.R., Mr. Boris Davydov, Second Secretary

Department of Agriculture, Mr. Glenn R. Samson
Agency for International Development, Mr. George C. Coleman
Department of Defense, Col. Earl J. Campbell

Dr. Milton Hassel, President, Kearney State College and Representatives of Kearney State College

Dr. James E. Todd	Mr. Donald Briggs
Dr. Aristides Sosa	Mr. Donald Searcy
Mr. Paul Fritton	Mr. James Smith

UNANIMOUS CONSENT—Add Co-introducers

Mr. Syas asked unanimous consent to add his name to LB 1366. No objections. So ordered.

Mr. Pedersen asked unanimous consent to add his name to LB 1080. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Pedersen asked unanimous consent to withdraw LB 1267.

Laid over.

Mr. Nore asked unanimous consent to withdraw LB 359.

Laid over.

Mr. Pedersen asked unanimous consent to withdraw LB 1268.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 244. Considered.

The Adamson pending amendment found in the Legislative Journal for the Seventy-first Day was adopted with 24 ayes, 15 nays and 10 not voting.

Mr. Carpenter asked unanimous consent to strike the emergency clause from the Adamson amendment. No objections. So ordered.

Advanced to E and R for review with 35 ayes, 4 nays and 10 not voting.

Announcement

The President announced that Mrs. Hugo Srb had passed away this morning.

Adjournment

At 11:52 a.m., on a motion by Mr. Wylie, the Legislature adjourned until 9:00 a.m., Tuesday, April 22, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SEVENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 22, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Dr. Palmer offered a memorial prayer in memory of Mrs. Hugo F. Srb.

The roll was called and all members were present except Mr. Mahoney, who was excused.

Corrections for the Journal

Page 1548, line 18, show the word "negligence" as not underscored.
Page 1559, line 31, strike the word "been".
Page 1561, line 2, strike "77-1307.07" and insert "77-1301.07".
Page 1562, line 21, correct spelling of "Great"; line 31, correct spelling of "Rudolf".

The Journal for the Seventy-second Day was approved as corrected.

Member Excused

Mr. Danner asked unanimous consent to be excused Friday, April 25, 1969. No objections. So ordered.

MOTION—Send Flowers

Mr. Warner moved to send flowers to the funeral of Mrs. Hugo F. Srb.

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 7.

A BILL FOR AN ACT to amend section 79-2102, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska Educational Television Commission; to change the number, qualifications, and term of office of members of the Nebraska Educational Television Commission as prescribed; to provide for the members of the commission until the first Thursday after the first Tuesday in January, 1971; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Bloom
Hasebroock
Mahoney
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 71. With emergency.

A BILL FOR AN ACT to amend section 26-106, Revised Statutes Supplement, 1967, relating to municipal courts; to increase the salary of clerks of municipal courts in cities of the metropolitan and primary class; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Adamson
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Klaver
Knight
Luedtke
Moulton
Moylan
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 8:

Batchelder
Carstens
Kennedy
Kokes
Nore
Orme
Robinson
Wallwey

Not voting, 7:

Keyes
Kremer
Mahoney
Marvel
Stull
Waldron
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 411 to Select File

Mr. Danner moved to return LB 411 to Select File for the following specific amendment:

Strike the enacting clause.

The motion lost with 9 ayes, 30 nays and 10 not voting.

Mr. Simpson moved to return LB 411 to Select File for the following specific amendments:

1. Strike original section 1, and in lieu thereof insert 2 new sections to read as follows:

"Section 1. That section 48-203, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-203. (1) No ~~female~~ person ~~shall be~~ employed (a) in any manufacturing mechanical, or mercantile establishment, laundry, hotel, restaurant, or office in any metropolitan, primary, or first-class city in this state or (b) ~~for~~ *by* any employer of twenty-five or more people within this state, *shall be required to work* for more than ~~nine~~ *twelve* hours during any one day or more than ~~fifty-four~~ *sixty* hours in one week, unless ~~for emergency periods the employer obtains a permit from the Commissioner of Labor~~

~~and the female~~ *such person* consents to work the additional hours; *provided, that no person so consenting to such additional hours of work shall be required to begin a subsequent working day until at least eight (8) hours after the expiration of the immediately previous working period.* ~~during such emergency periods, but in no case shall the female be employed for more than twelve hours in any one day or sixty hours in any one week. The hours of each day may be so arranged as to permit the employment of such female person at any time from six a.m. to one a.m. of the following day, but, except as provided in this section, in no case shall such employment exceed nine hours in any one day, nor shall such female be employed between the hours of one a.m. and six a.m. except as permitted under subsection (2) of this section.~~

~~(2) The provisions of subsection (1) of this section shall not apply to employees of public service corporations. Any female person may be employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant between the hours of one a.m. and six a.m. upon the employer's obtaining a permit from the Commissioner of Labor. In manufacturing plants that process seasonable agricultural products, any female person may be employed, not exceeding eleven hours in any one day for emergency periods not longer than twenty days at any one time, if the employer obtains a permit for such employment from the Commissioner of Labor.~~

~~(3) The commissioner shall issue the permit or permits, authorized by this section, only after a careful investigation of the working conditions, from a standpoint of safety, health, and general welfare to the employee, in the business or plant operated by an employer requesting such a permit or permits.~~

Sec. 2. That original section 48-203, Reissue Revised Statutes of Nebraska, 1943, and also sections 48-204, 48-205, 48-207, and 48-208, Reissue Revised Statutes of Nebraska, 1943, are repealed".

2. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend section 48-203, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that no ~~female~~ *person* shall be required to work more than ~~nine~~ *twelve* hours in one day or ~~fifty-four~~ *sixty* hours in one week; and to repeal the original section and also sections 48-204, 48-205, 48-207, and 48-208, Reissue Revised Statutes of of Nebraska, 1943".

Mr. Pedersen asked unanimous consent to print the amendments in the Journal and lay the bill over.

Mr. Carpenter objected.

The Simpson motion lost with 13 ayes, 27 nays and 9 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 411.

A BILL FOR AN ACT to repeal sections 48-201, 48-202, 48-203, 48-204, 48-205, 48-206, 48-207, and 48-208, Reissue Revised Statutes of Nebraska, 1943, relating to female labor.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adamson
Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Luedtke
Marvel
Nore
Orme
Reynolds
Robinson
Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 10:

Bloom
Danner
Elrod
Moylan
Proud
Schreurs
Simpson
Skarda
Waldo
Waldron

Not voting, 7:

Carstens
Keyes
Klaver
Mahoney
Moulton
Pedersen
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 921.

A BILL FOR AN ACT to amend sections 60-301 and 60-305.09, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to redefine terms; to provide for determining the mileage operated in noncontracting or nonreciprocity states by vehicles based in Nebraska; to delete obsolete matter; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 1:

Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 994. With emergency.

A BILL FOR AN ACT to amend section 39-751, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to define right-of-way; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moylan
Nore
Orme

Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 5:

Keyes
Moulton
Pedersen
Waldron
Whitney

Not voting, 4:

Bloom
Duis
Mahoney
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 997.

A BILL FOR AN ACT to amend section 16-615, Reissue Revised Statutes of Nebraska, 1943, and sections 16-617 and 16-635, Revised Statutes Supplement, 1967, relating to cities of the first class; to provide that cities of the first class may include county industrial areas in street improvement districts and assess benefits against properties in county industrial areas; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Duis
Kokes
Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1073. With emergency.

A BILL FOR AN ACT to repeal section 81-1119, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Administrative Services; to provide an operative date; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens
Clark
Mahoney
Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Ziebarth introduced his brother and wife from Axtell.

Mr. Warner introduced 8 special education students from Waverly Consolidated School and David Hutchinson, teacher.

Messages from the Governor

April 21, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 21, 1969 I approved LB 30, LB 170, LB 276, LB 337, LB 463, LB 470, LB 480, LB 506, LB 548, LB 559, LB 717, LB 759, LB 789 and LB 883.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT: sjs

April 21, 1969

Mr. Speaker, Mr. President
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

Please be informed that I have appointed Larry Johns, Lincoln, Director of the Department of Motor Vehicles effective April 16, 1969.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT: sjs

UNANIMOUS CONSENT—Print in Journal

Mr. Syas asked unanimous consent to have the following letter printed in the Journal. No objections. So ordered.

April 16, 1969

Senator George Syas
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Syas:

You have requested our opinion as to which of two amendments to L. B. 188, Nebraska Legislature, 80th Session (1969), concerning the apportionment of the Board of Regents of the University of Nebraska, could better withstand constitutional objection. Our conclusions may be summarized as follows:

A. The federal courts have, to the present date, avoided applying the "one-man one-vote" rule to boards such as the Board of Regents.

B. Present judicial authority suggests that the Nebraska Supreme Court also hesitate to question the sufficiency of the subject apportionment, but could afford a remedy in the case of malapportioned public bodies.

C. We cannot assure you that either of the apportionment systems which have been presented would meet the "one-man one vote" rule, as that rule has been developed, and seems to be developing.

Article VII, Section 10, Constitution of Nebraska, provides as follows:

> "* * * * *.
>
> "The Legislature shall divide the state, along county lines, into as many compact regent districts, as there are regents provided by the Legislature, of approximately equal population, which shall be numbered consecutively.
>
> "The Legislature shall redistrict the state after each federal decennial census. Such districts shall not be changed except upon the concurrence of a majority of the members of the Legislature. * * *."

The current session of the Nebraska Legislature is considering L. B. 188, Nebraska Legislature, 80th Session (1969), to create eight districts for the Board of Regents, which number increases the present six districts. Two proposed systems are being appraised, which shall be herein referred to as the "Schmit amendment," and the "Committee amendment," respectively. The Schmit amendment would create districts as follows:

DISTRICT NO. (In order of population)	POPULATION (1960 Census)
I	189,596
III	181,113
IV	178,699
II	176,745
VIII	176,745
VI	174,404
VII	174,195
V	170,066

The Committee amendment would establish districts as follows:

DISTRICT NO.	POPULATION (1960 Census)
III	181,113
V	180,965
VII	179,813
IV	178,529
II	176,745
VIII	176,745
VI	175,469
I	172,542

ANALYSIS

A. Until 1962, in the decision of the United States Supreme Court in Baker v. Carr, 369 U. S. 186, 7 L. Ed. 2d 663, 82 S. Ct. 691, the federal courts have considered the districting of local political and governmental units to be a political question, and therefore not subject to the scrutiny of the federal courts. This restraint of the federal courts was based, not so much on a lack of jurisdiction, but on a concept of comity the federal courts chose to leave to the states the apportionment of state and local bodies. Even this restraint was, of course, not followed where the local apportionment was intended to deprive racial minorities of their voice in government. See, e.g., Gomillion v. Lightfoot, 364 U. S. 339, 5 L. Ed. 2d 110, 81 S. Ct. 125.

Although the United States Supreme Court has, in *Baker*, and subsequent cases, assumed jurisdiction over the apportionment of legislative and certain other state and local bodies, that court has not gone so far as to reach the question of the apportionment of bodies such as the Board of Regents. In Avery v. Midland County, — U. S. —, 20 L. Ed. 2d 45, 88 S. Ct. —, the court did require equality in the apportionment of a local agency comparable to the Nebraska county boards of supervisors or commissioners. The court distinguished Sailors v. Board of Education, 387 U. S. 105, 18 L. Ed. 2d 650, 87 S. Ct. 1549; and Dusch v. Davis, 387 U. S. 112, 18 L. Ed. 2d 656, 87 S. Ct. 1554, in both of which, the court had failed to require reapportionment. The court drew its distinction on the basis that the latter agencies did not have legislative authority, and did not have the authority to reapportion themselves.

The above distinction seems relevant to the question raised concerning the amendments to L. B. 188. This bill would apportion the Board of Regents of the University of Nebraska. That board is primarily a non-legislative body, and more importantly, has no authority to apportion itself. Under this analysis, it would be our opinion that the federal courts would refuse to exercise jurisdiction over the question of the apportionment of the Board of Regents of the University of Nebraska.

B. The Nebraska Supreme Court has, in State v. Moorhead, 99 Neb. 527 , 156 N. W. 1067, held unconstitutional a statute which provided for a malapportioned county board. The court stated, *Id.*, at 538:

"* * * * *.

> " 'In so far as a legislature keeps within the limits of powers in enacting laws its motives cannot be inquired into, and its discretion is not a subject for review in the courts; but whenever and to the extent that it transcends its powers, it is conclusively presumed that it intended to so transcend them, and parol evidence of good motives or other considerations are not allowed to obviate the effect of such unlawful intent. * * * Nor is evidence admissible, in support of such apportionment, to show that one district, with a less population than another, was given the same representation because of the excessive assessed valuation of property therein, and the nature and character of its population and business interests. The legislature has no power to disregard the standard of apportionment as fixed by the Constitution.' *State v. Cunningham,* 35 Am. St. Rep. 27 (83 Wis. 90).
>
> "All voters are equal before the law. The Constitution will not permit one class of voters to be given more power to determine the government than is given another class. If the purpose is to give adequate representation upon the board to the farming interests, no reason is perceived why it could not be done in this case without violating a fundamental principle of our form of government by giving one class of voters more power in the government than is given to another class. Since perfect equality is impracticable, there is no doubt that the legislature may exercise a reasonable discretion in selecting the method of securing practical equality.

"* * * * *."

The court suggests a judicial reluctance to review the legislative discretion in apportionment cases. The court does, however, have the jurisdiction and duty to provide relief from clear and substantial malapportionment.

We may note that the Nebraska Supreme Court has indicated a reluctance to review the character of the membership of a board in a collateral action. In Ratigan v. Davis, 175 Neb. 416, 122 N. W. 2d 12, the court refused to grant relief from a tax certified by the governing board of the Municipal University of Omaha.

There, the university board was selected by the school board of the Omaha school district. Not all persons who paid taxes to the university, however, resided in the school district. The court refused to void the tax, regardless of the fact that some persons were taxed without representation. Inferentially, the case suggests that a malapportioned board could also be challenged only in a direct attack upon the character of the board, and not upon the actions of the board.

C. The above opinions do not, of course, conclude the questions which you have raised. First, these opinions are based upon current authority. The whole field of apportionment is undergoing rapid developments, and we cannot assure you that even the federal courts will not forego their current restraint concerning apportionment of bodies such as that in the present matter. Further, you have asked whether the proposed districts meet the "one-man one-vote" tests. Whether or not the courts would require that the "one-man one-vote" rule be followed in apportioning the Board of Regents, the Nebraska Constitution requires that the districts be "approximately equal" in population. Because neither rule would admit of an unreasonable variance in population, the Legislature should be aware of the requirements of the "one-man one-vote" rule, even though it may not be strictly followed.

We have set out above the substantial effects of the subject amendments. It will be noted that the Schmit amendment would provide for a largest district of 189,596 in population, which district would be 19,530, or approximately 11.5 per cent, larger than the smallest district, which would have 170,066. The Committee amendment would establish a largest district of 181,113, which would be 8, 571, or approximately 4.7 per cent, larger than the smallest district of 172,542. All figures apparently were based upon the 1960 federal decennial census data.

The "one-man one-vote" rule, as developed by the United States Supreme Court, requires that members of bodies subject to the rule be elected from districts with populations as close to identical as may be practicable. See Kirkpatrick v. Preisler, U. S. S. C. (No. 30 and 31, October Term, 1968). This case says that the word "practicable," in the context of apportionment cases, does not mean politically practical, nor does it allow a rigid insistence upon the use of county, or other politically recognized lines, if such factors may result in a malapportionment. The court does recognize one possible excuse for a disparate population among districts—that of anticipated population changes. The court does not specifically state that other factors may enter into the question of practicability, but does insist that such factors, if used, must be supported by credible and convincing evidence.

It will be noted that the provision of the Nebraska Constitution requires that the various districts from which the members of the Board of Regents are to be elected shall be "approximately" equal. Although this word might admit of some disparity among the population of the districts, the word does require that the populations be nearly or about identical, that one can have no more than a little more or less population than another district. For discussions of the word "approximate," or "approximately," see Eastern Service Management Co. v. U. S., 243 F. Supp. 302; Garre v. Geryk, 145 Conn. 669, 145 A. 2d 829.

Whether the "one-man one-vote" rule, or the Nebraska "approximately equal" provision, is to be followed, any variation among the populations of the several districts raises the question of the validity of the apportionment plan. The greater the variation, the less convincingly it can be said that the apportionment plan is constitutionally acceptable. In *Kirkpatrick, supra,* the court invalidated a Missouri legislative apportionment which involved approximately the same disparity as that under the Committee amendment, and substantially less disparity than is included under the Schmit amendment.

The Schmit amendment provides for a greater population disparity than does the Committee amendment. For that reason, it is patently clear that the Schmit amendment does not meet the "one-man one-vote" requirement of mathematical preciseness as well as would be practicable. The Schmit amendment, therefore, would not meet the "one-man one-vote" rule. The Committee amendment also provides for some population disparity. We are not advised that a mathematically more precise apportionment would be impracticable, nor are we advised of the factors which would tend to make greater preciseness impracticable. Without such factors, we cannot say that the Committee amendment would meet the requirements of the "one-man one-vote" rule, as that rule has been developed by the United States Supreme Court.

If the Committee amendment were measured against the "approximately equal" test of the Nebraska Constitution, the amendment might be found to establish a sufficient apportionment system. The maximum population variation among the districts would be about five per cent. Such districts might be considered approximately equal. However, because this exact language has not been found to have been before any court before, and because of the current judicial trend toward mathematical equality of representation, we hesitate to advise you that the Legislature can safely provide for any apportionment which is not shown by credible and convincing evidence to be as nearly equal as may be practicable.

Even under the Nebraska Constitution, the Schmit amendment would seem subject to greater objection than would the Committee amendment. The population disparity of the Schmit amendment is greater, and therefore, its validity comes into greater doubt.

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Calvin E. Robinson
Assistant Attorney General

CER: ejg

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 539. Placed on Select File as amended.

E and R amendments to LB 539:

(Because of discrepancies in line lengths, the following amendments have been made with reference to the bill as it appears in the Legislative Journal commencing on page 1471.)

1. In section 1, line 8, strike *"2 to 9"* and insert *"3 to 8"*; and in line 11, insert "any of" after "of" as in the statutes.

2. In section 3, line 14, strike "- *Or more*" and insert *"and over"*.

3. In section 7, line 1, strike *"sections"* and insert *"section"*.

4. In section 9, lines 3 and 4, strike "or license fees" and show the same as stricken.

5. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend sections 48-504, 48-509, and 48-514, Reissue Revised Statutes of Nebraska, 1943, relating to employment agencies; to extend provisions for bond; to change fees and provide maximum service charges; to provide for license and fees; to provide for rules and regulations; and to repeal the original sections.".

LEGISLATIVE BILL 712. Placed on Select File.

LEGISLATIVE BILL 895. Placed on Select File as amended.

E and R amendment to LB 895:

1. In the title, line 5, insert "two-wheel" after "any".

LEGISLATIVE BILL 515. Placed on Select File as amended.

E and R amendment to LB 515:

1. In the title, line 6, strike the second "and" and insert a comma; and in line 7, insert "and 68-1012," after the first comma.

LEGISLATIVE BILL 516. Placed on Select File as amended.

E and R amendments to LB 516:

1. In section 1, insert "*shall be guilty of a misdemeanor*" at the end of line 23; in lines 26 and 27 and 32 and 33, strike "*both such fine and imprisonment*" and insert "*be both so fined and imprisoned*"; and at the end of line 29, insert "*be guilty of a felony and shall*".

2. In the title, strike lines 5 to 8 and insert "make additional acts unlawful; to change penalties; to repeal the original sec-".

LEGISLATIVE BILL 1013. Placed on Select File as amended.

E and R amendments to LB 1013:

1. In lieu of the Harsh amendment, in section 1, line 19, insert "*except that no such sale shall be permitted during the annual state fair*" after "*Agriculture*".

2. In the title, line 5, strike "; and" and insert "except as prescribed;" and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 251. Correctly engrossed.

LEGISLATIVE BILL 257. Correctly engrossed.

LEGISLATIVE BILL 374. Correctly engrossed.

LEGISLATIVE BILL 691. Correctly engrossed.

LEGISLATIVE BILL 775. Correctly engrossed.

LEGISLATIVE BILL 954. Correctly engrossed.

LEGISLATIVE BILL 955. Correctly engrossed.

LEGISLATIVE BILL 971. Correctly engrossed.

LEGISLATIVE BILL 154. Correctly enrolled.

LEGISLATIVE BILL 155. Correctly enrolled.

LEGISLATIVE BILL 428. Correctly enrolled.

LEGISLATIVE BILL 517. Correctly enrolled.

LEGISLATIVE BILL 721. Correctly enrolled.

LEGISLATIVE BILL 837. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 154 LB 155 LB 428 LB 517 LB 721 LB 837

STANDING COMMITTEE REPORTS

Labor

LEGISLATIVE BILL 1027. Placed on General File.

LEGISLATIVE BILL 1175. Placed on General File.

LEGISLATIVE BILL 1220. Placed on General File.

LEGISLATIVE BILL 1264. Placed on General File.

(Signed) Donald Elrod, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1374	Miscellaneous Subjects

(Signed) John E. Everroad
Lieutenant Governor

MOTION—Reconsider Action

Mr. Wylie moved to reconsider action on LB 428.

The motion prevailed with 40 ayes, 6 nays and 3 not voting.

MOTION—Return LB 428 to Select File

Mr. Carpenter moved to return LB 428 to Select File for the following specific amendments:

Section 1. That section 3-103, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

3-103. There is hereby created a department of government to be known as the Department of Aeronautics. The chief administrative officer of the department shall be the director, to be known as the Director of Aeronautics. He shall be appointed by the Governor, subject to confirmation by the Legislature, with due regard to his fitness through aeronautical education and by knowledge of and recent practical experience in aeronautics. The director shall devote full time to the performance of his official duties and shall not have any pecuniary interest in, stock in or bonds of any civil aeronautics enterprise. He shall, before assuming the duties of his office, take and subscribe an oath, such as is required of state officers, and execute a bond to the State of Nebraska as provided in section 11-119, with corporate surety to be approved by the Governor, conditioned for the faithful discharge of the duties of his office. The bond shall be filed in the office of the Secretary of State and the premium thereon shall be paid by the department. The director shall receive such compensation as the Governor, with the approval of the commission, shall determine, subject to the provisions of the legislative appropriations bill; *Provided, that after July 1, 1969, any compensation or salary for any person in excess of eighteen thousand dollars per year, shall be approved by the Legislature.*

Sec. 2. That section 70-624, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

70-624. In no event shall the compensation, as a salary or otherwise, of any general manager, counsel, secretary, treasurer, or other employee or officer exceed ten thousand dollars per annum except by the vote of approval of two-thirds or more of the members of the board of directors; *Provided, that after July 1, 1969, any compensation or salary for any person in excess of eighteen thousand dollars per year, shall be approved by the Legislature.* The record of such vote of approval, together with the names of the director so voting, shall be made a part of the permanent records of the board. All salaries in excess of ten thousand dollars per annum shall be published once each year in three legal newspapers of general circulation in the district in which the employee is employed.

Sec. 3. That section 79-328, Revised Statutes Supplement, 1967, be amended to read as follows:

79-328. The State Board of Education shall have the power and it shall be its duty:

(1) To appoint and fix the compensation of the Commissioner of Education and to determine his term of office; *Provided, that after July 1, 1969, such compensation of the Commissioner of Education if more than eighteen thousand dollars per year shall be approved by the Legislature;*

(2) To remove the commissioner from office at any time for conviction of any crime involving moral turpitude or felonious act, for inefficiency, or for willful and continuous disregard of his duties as commissioner or of the directives of the board;

(3) Upon recommendation of the commissioner, to appoint and fix the compensation of a deputy commissioner and all professional employees of the board;

(4) To organize the State Department of Education into such divisions, branches, or sections may be necessary or desirable to perform all its proper functions and to render maximum service to the board and to the state school system;

(5) To provide, through the commissioner and his professional staff, enlightened professional leadership, guidance, and supervision of the state school system and, in order that the commissioner and his staff may carry out their duties, the board shall, through the commissioner, (a) provide supervisory and consultative services to the schools of the state, (b) issue materials helpful in the development, maintenance, and improvement of educational facilities and programs, (c) establish rules and regulations based upon the program of studies, guidance services, the number and preparation of teachers in relation to the curiculum and enrollment, instructional materials and equipment, science facilities and equipment, library facilities and materials, health and safety factors in buildings and grounds, and procedures for classifying, approving, and accrediting schools, for approving the opening of new schools, for the continued legal operation of all

schools, and for the approval of high schools for the collection of nonresident high school tuition money in accordance with the rules and regulations provided for in this subdivision; *Provided,* that the State Board of Education shall approve a school for the collection of nonresident high school tuition money where a hardship would result to the students and a substantial effort is being made to comply with the rules and regulations established, (d) prescribe a uniform system of records and accounting for keeping adequate educational and financial records, for gathering and reporting necessary educational data, and for evaluating educational progress, (e) cause to be published laws and regulations governing the schools and the school lands and funds, with explanatory notes for the guidance of those charged with the administration of the schools of the state, (f) approve teacher education programs conducted in Nebraska institutions of higher education designed for the purpose of certificating teachers, and (g) approve general plans and adopt educational policies, standards, rules, and regulations for carrying out the board's responsibilities and those assigned the State Department of Education by the Legislature;

(6) To submit an annual report to the Governor and the Legislature covering the actions of the board, the operations of the State Department of Education, and the progress and needs of the schools, and to recommend such legislation as may be necessary to satisfy these needs;

(7) To cause to be prepared and distributed reports designed to acquaint school district officers, teachers, and patrons of the schools with the conditions and needs of the schools;

(8) To provide for consultation with professional educators and lay leaders for the purpose of securing advice deemed necessary in the formulation of policies and in the effectual discharge of its duties;

(9) To cause such studies, investigations, and reports to be made and such information assembled as is necessary for the formulation of policies, for making plans, for evaluating the state school program, and for the making of essential and adequate reports;

(10) To submit to the Governor and the Legislature a budget necessary to finance the state school program, under its jurisdiction, including the internal operation and maintenance of the State Department of Education;

(11) To interpret its own policies, standards, rules, and regulations and, upon reasonable request, hear complaints and disputes arising therefrom;

(12) With the advice of the Department of Motor Vehicles, to adopt reasonable standards, not inconsistent with existing statutes, governing: (a) The general design, equipment, color, operation, and maintenance of any vehicle with a manufacturer's rated seating capacity of twelve or more passengers used for the transportation of school children; and (b) the equipment, operation, and maintenance of any vehicle with a capacity of seven to and including eleven passengers used for the transportation of school children, when such vehicles are either owned or operated, or owned and operated, by any school district, or privately owned or operated under contract with any school district in this state. Similar standards are to be adopted for operators of such vehicles as to physical and mental qualities, driving skills and practices, and knowledge of traffic laws and regulations which relate to school bus transportation. Such rules and regulations shall by reference be made a part of any such contract with a school district. Any officer or employee of any school district who violates any of the regulations or fails to include obligations to comply with the regulations in any contract executed by him on behalf of a school district shall be guilty of a misdemeanor and shall, upon conviction thereof, be subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any of such regulations shall be guilty of breach of contract and such contract shall be canceled after notice and hearing by the responsible officers of such school district;

(13 To accept, on behalf of the Nebraska School for the Visually Handicapped, on behalf of the Nebraska School for the Deaf, or on behalf of any school for mentally retarded children which is exclusively owned by the State of Nebraska and under the control and supervision of the State Department of Education, devises of real property or donations or bequests of other property, or both, if in its judgment any such devise, donation, or bequest is for the best interest of any such school or the students attending thereat, or both; and

(14) Upon acceptance of any devise, donation, or bequest as provided in this section, to administer and

carry out such devise or bequest in accordance with the terms and conditions thereof. If not prohibited by the terms and conditions of any such devise, donation, or bequest, it may sell, convey, exchange, or lease property so devised, donated, or bequeathed upon such terms and conditions as it deems best and to deposit all money derived from any such sale or lease in the State Department of Education Trust Fund.

None of the duties prescribed in this section shall prevent the board from exercising such other duties as in its judgment may be necessary for the proper and legal exercise of its obligations.

Sec. 4. That section 81-103, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-103. The Governor shall have authority to establish the salaries of all persons connected with the various departments including the heads thereof*; Provided, that after July 1, 1969, any compensation or salary for any person in excess of eighteen thousand dollars per year, shall be approved by the Legislature.*

Sec. 5. That section 81-107, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-107. The Governor shall, in each department, have the power to appoint such deputies, assistants, employees, and clerical help, as shall be necessary or essential to the economical, efficient and proper enforcement and administration of the laws of the state, and shall at the same time fix the salaries of such appointees and prescribe their duties*; Provided, that after July 1, 1969, any compensation or salary for any person in excess of eighteen thousand dollars per year, shall be approved by the Legislature.* The Governor shall also have the power to discontinue the service of the head of any department or any employee when, in his judgment, the same is no longer necessary. Such an appointee may be required to serve in one or more departments and may be transferred from one department to another from time to time as an efficient and economical administation shall require. The Governor shall confer with the heads of the several departments who shall make recommendations to the Governor, from time to time, relative to appointments, services, salaries, and duties of the appointees for their respective departments. In providing for deputies, assistants, employees, or clerical help, the total expenditures for the biennium shall not exceed the appropriation made by the Legislature for such departments.

Sec. 6. That section 81-807, Revised Statutes Supplement, 1967, be amended to read as follows:

81-807. The Game and Parks Commission shall appoint a secretary, who will act as its director and chief conservation officer and be in charge of its activities. He shall be a man with knowledge of, and experience in, the requirements of the protection, propagation, conservation and restoration of the wildlife resources of the state. The secretary shall serve for a term of six years. The secretary shall not hold any other public office and shall devote his entire time to the service of the state in the discharge of his official duties. The secretary shall receive such compensation as the commission may determine, and shall be reimbursed for all actual and necessary traveling and other expenses incurred by him in the discharge of his official duties*; Provided, that after July 1, 1969, if the salary of the secretary is over eighteen thousand dollars per year, such salary shall be approved by the Legislature*. Before entering upon the duties of his office, the secretary shall take and subscribe to the constitutional oath of office, and shall, in addition thereto, swear or affirm that he holds no other public office, nor any position under any political committee or party. Such oath or affirmation shall be filed in the office of the Secretary of State. Under the direction of the commission, the secretary shall have general supervision and control of all activities and functions of the commission, and shall enforce all the provisions of the law of the state relating to wild animals, birds, fish, parks and recreational areas, and shall exercise all necessary powers incident thereto not specifically conferred on the commission. The secretary may be removed by the commission for inefficiency, neglect of duty or misconduct in office, but only by a majority vote of the commissioners after delivering to said secretary a copy of the charges and affording him an opportunity of being publicly heard in person or by counsel in his own defense. If the secretary is removed, the commission shall place in its minutes a complete statement of all charges made against the secretary and its findings thereon, together with a complete record of the proceedings and the recorded vote thereon.

Sec. 7. That section 81-1105, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-1105. The compensation of the Director of Administrative Services shall be fixed by the Governor, subject to availability of appropriations*; Provided, that if the compensation exceeds eighteen thousand dollars per year, the compensation shall be approved by the Legislature.*

Sec. 8. That section 83-308, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-308. The amount of the salary of the superintendents of the four state mental hospitals as described in section 83-305, shall be determined by the Director of Public Institutions and paid in the same manner as other state officers*; Provided, that after July 1, 1969, any compensation for any superintendent in excess of eighteen thousand dollars per year shall be approved by the Legislature.*

Sec. 9. That section 85-106, Revised Statutes Supplement, 1967, be amended to read as follows:

85-106. The Board of Regents shall have power (1) to enact laws for the government of the university; (2) to elect a chancellor, deans, professors, associate professors, assistant professors, instructors, other members of the faculty staff, and employees generally of the university; (3) to prescribe the duties of such persons; (4) to fix their compensation*; Provided, that after July 1, 1969, any compensation or salary for any person in excess of eighteen thousand dollars per year, shall be approved by the Legislature;* (5) to provide, in its discretion, retirement benefits for present and future employees of the university, subject to the following: (a) The cost of such retirement benefits shall be funded in accordance with sound actuarial principles with the necessary contributions for both past service and future service being treated in the university budget in the same way as any other operating expense, (b) the maximum university contribution under any such retirement plan shall not exceed six per cent of each university employee's salary or wage earnings for any calendar year, (c) each employee's contribution shall at least equal the university's contribution to any such retirement fund, and (d) the retirement benefits of any employee for service prior to the effective date of any retirement plan established under the provisions of this section shall be those provided under the retirement plan now in force which benefits shall not be abridged; (6) to provide, through the University Extension Division, for the holding of classes at various localities throughout the state avoiding unnecessary duplication of courses offered by other educational institutions in such localities; and (7) to remove the chancellor, deans, professors, associate professors, assistant professors, instructors, other members of the faculty staff, and employees generally, when the interests of the university shall require it.

Sec. 10. That section 85-304, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

85-304. The board shall have the power:

(1) To appoint a president and such other persons as may be required for each school;

(2) To fix their compensation and prescribe their duties*; Provided, that after July 1, 1969, any compensation or salary for any person in excess of eighteen thousand dollars per year, shall be approved by the Legislature;*

(3) To remove all persons appointed, but the affirmative votes of four members of the board shall be necessary to remove a president or an assistant during the time for which such persons were appointed;

(4) Through an extension division to provide for holding of classes at various localities throughout the state, avoiding unnecessary duplication of courses offered by other educational institutions in such localities; and

(5) To acquire real and personal property and dispose of the same whenever any of the normal schools will be benefited thereby, but no grounds upon which any buildings of any of the normal schools are located shall be disposed of without the consent of the Legislature.

Sec. 11. That original sections 3-103, 70-624, 81-103, 81-107, 81-1105, 83-308, and 85-304, Reissue Revised Statutes of Nebraska, 1943, and sections 79-328, 81-807, and 85-106, Revised Statutes Supplement, 1967, are repealed.

Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

Motion pending.

UNANIMOUS CONSENT—Print in Journal

Mr. Wylie asked unanimous consent to print the following proposed amendment to LB 428 in the Journal. No objections. So ordered.

Strike the emergency clause.

Mr. Carstens asked unanimous consent to print the following proposed amendment to LB 428 in the Journal. No objections. So ordered.

Amend the Carpenter amendment by inserting $25,000 in lieu of $18,000.

Visitors

Mrs. Orme introduced Mr. Umberto Lopez, Assistant to President Barrientos of Bolivia, South America.

Mr. Nore introduced Mr. John Kearn, City Attorney from Albion.

Mr. Wylie introduced 4 students and sponsors from Pope John High School, Elgin.

Mr. Danner introduced 26 sixth grade students from Webster School, Omaha, and sponsors.

Mr. Ziebarth introduced a group of ladies from the Franklin County Extension Club.

Mr. Duis introduced 25 students from Phelps County, and sponsors.

RESOLUTIONS

LEGISLATIVE RESOLUTION 39. Re: Revision of Nebraska's Criminal Laws

Introduced at the Request of the Governor, by William F. Swanson, 27th District.

WHEREAS, the Omnibus Crime Control and Safe Streets Act of 1968 passed by the Congress provides funds to states and local governments to encourage them to develop a plan for improved law enforcement, and the Commission on Law Enforcement and Criminal Justice of Nebraska has been designated to carry out the purposes of the federal act; and

WHEREAS, Nebraska's criminal laws have not been generally revised since 1873 and many of the provisions thereof are obsolete, redundant, inconsistent and vague; and

WHEREAS, the shocking increase in the crime rate in Nebraska must be halted and law enforcement in Nebraska must be improved; and

WHEREAS, good law enforcement depends upon a good criminal code and there is need for revision of Nebraska's criminal laws; and

WHEREAS, the Governor's Commission on Law Enforcement and Criminal Justice, in compliance with its responsibilities under federal law, proposes to prepare a revision of Nebraska's criminal laws with the use of federal matching funds at its disposal, as a step in controlling crime and achieving fair and effective law enforcement; and

WHEREAS, said commission seeks the cooperation and advice of the Nebraska Legislature in the drafting of such proposed revised criminal code; and

WHEREAS, comprehensive revision of Nebraska's criminal laws is a complex, immense and time consuming task and the Revisor of Statutes is burdened with many responsibilities and does not have the staff or the time to prepare such a revision.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Governor's Commission on Law Enforcement and Criminal Justice be encouraged to prepare a proposed comprehensive revision of Nebraska's criminal laws for consideration by the Legislature, and that the Legislature and all officers of government extend the fullest cooperation in carrying forward the project.

2. That the Speaker of the Legislature if it be in session, or the Executive Committee of the Legislative Council if not in session, be authorized to designate five members of the Legislature to serve in an advisory capacity to the Commission on Law Enforcement and Criminal Justice as the work of revision progresses, with the actual expenses of such members to be paid by the commission.

3. That the Revisor of Statutes is requested to cooperate with the commission's drafting staff in preparing such proposed revision.

MOTIONS—Introduce Bills

Mr. Johnson moved the introduction of a new bill by the Committee on Urban Affairs, to be known as LB 1375.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Mr. Ziebarth moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1376.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1375. By Committee on Urban Affairs, Bill K. Bloom, 20th District; Richard F. Proud, 12th District; Terry Carpenter, 48th District; Roland A. Luedtke, 28th District; Loran Schmit, 23rd District; Harold T. Moylan, 6th District; Willard H. Waldo, 31st District and Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 23-343.07, Revised Statutes Supplement, 1967, relating to county government; to increase the maximum interest rate for bonds for hospitals and other health facilities as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1376. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; Donald Elrod, 35th District; Robert L. Clark, 47th District; William R. Skarda, Jr., 7th District; William F. Swanson, 27th District; J. James Waldron, 42nd District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 31-370, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to provide when an election is required on certain drainage improvements; and to repeal the original section.

Visitors

Mr. Kokes introduced a group of visitors from Ord and Loup Valley.

SELECT FILE

LEGISLATIVE BILL 88. E and R amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 501. E and R amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 746. E and R amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 876. E and R amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1014. Advanced to E and R for engrossment.

LEGISLATIVE BILL 724. E and R amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Mr. Swanson asked unanimous consent to bracket LB 724 on Select File until LB 515 has been acted upon. No objections. So ordered.

LEGISLATIVE BILL 764. E and R amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1277. E and R amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1280. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1282. E and R amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1293. E and R amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Mr. Carpenter offered the following amendments, which were adopted by unanimous consent:

1. In the Carpenter amendment 1, adopted April 17, section 1, strike the new matter in lines 10 to 12 and insert "*In cities of the first class which do not have a municipal court pursuant to section 26-101, a police magistrate also shall be elected at the general election.*"; and in section 2, lines 5 and 6, strike the new matter and insert "*which have a municipal court pursuant to section 26-101*"; and strike the new matter in lines 7 and 8.

2. In the Stull amendment 1, adopted April 17, 1969, line 2, insert "*located in a county having a population of more than thirty-three thousand inhabitants according to the 1960 federal census*" after "*thirteen thousand population*".

3. In original section 1, line 7, after the period insert "*Any other city of the first class may establish a municipal court to be subject to the provisions of Chapter 26, article 1, upon a vote of the qualified electors of such city. Any proposition to establish such a municipal court shall be submitted by action of the city council at any regular municipal election.*".

4. In section 3, line 7, strike the new matter and reinstate the stricken matter; and in line 9 after the period insert "*In cities of the first class, the clerk shall receive such salary as may be fixed by the city council or city commission.*".

Advanced to E and R for engrossment.

Presented to the Governor

Presented to the Governor for approval on April 22, 1969 at 8:55 a.m.: LB 560 LB 564 LB 599 LB 742 LB 1007

(Signed) Ruth Bossard, Enrolling Clerk

UNANIMOUS CONSENT—Print in Journal

Mr. Warner asked unanimous consent to print the following letters in the Journal. No objections. So ordered.

MEMORANDUM

TO: Senator Jerome Warner
Speaker of the Legislature

FROM: Robert D. McManus, Acting Director
Department of Public Welfare

SUBJECT: Move the Department of Public Welfare

This is to request the permission of the Legislature for the Department of Public Welfare to move out of the State Capitol as soon as possible. The space on the third and fourth floor in the Capitol Building now occupied by the department is wholly inadequate and is grossly inefficient. These areas were originally intended to be storage space and are not suitable for a large department such as ours. The deteriorating condition on the fourth floor as well as the very unsatisfactory layout on the third floor make it impossible to operate efficiently under these conditions.

In addition, the department is presently renting space in the Lincoln Building and the Executive Building. By combining all of the activities of the department in one well laid out area, significant improvements in the operation of the Department of Public Welfare will immediately result.

A suitable building is available at the Lincoln Air Park West with 19,816 square feet, at a cost of 60¢ per square foot plus utilities. The rental of this building would result in an annual savings of approximately $1,000 less than we are presently paying for the space now being rented in the Executive and Lincoln Buildings. The cost of moving would be offset by the anticipated savings in efficiency which are reflected in our budget request for the next biennium. Governor Tiemann has approved our request to move.

Your cooperation and favorable consideration of this request will be greatly appreciated.

RDM:rm
Enclosure

CC: Senator C. W. Holmquist, Chairman
Legislative Council Executive Board

MEMORANDUM

TO: Governor Norbert T. Tiemann

FROM: Robert D. McManus, Acting Director

SUBJECT: Move the Department of Public Welfare

The Department of Public Welfare requests permission to move from the existing quarters on the third and fourth floor of the State Capitol Building, Executive Building and Lincoln Building and consolidate the department in a building at the Lincoln Air Park West.

The space in the Capitol Building is wholly inadequate, and is grossly inefficient, as well as being very unsafe for our personnel. This space was originally intended to be storage space and should never have been assigned as office space. The deteriorating conditions on the fourth floor as well as the very unsatisfactory layout of the third floor make it mandatory that the space be evacuated immediately. It is impossible to operate efficiently under these conditions. By combining all of the activities of the Department of Public Welfare in one well laid out area, significant improvements in the operation of the department will immediately result.

A suitable building is available in the Lincoln Air Park West with 19,816 square feet at a cost of 60¢ per square foot plus utilities. Estimated first-year cost would be $24,000, including the cost of moving. Second-year costs are estimated at $19,500. Below are comparative costs.

Location	*Square Feet*	*Kind of space*	*Cost - sq. ft.*	*Total Annual*
Capitol Bldg.	14,309	Office	$ 2.24	$ 32,052
" "	1,608	Storage	.60	965
Executive Bldg.	3,056	Office	4.57	13,966
Lincoln Bldg.	1,819	Office	3.60	6,548
TOTAL	20,792			$ 53,531
LINCOLN AIR PARK:	19,816	Office	.60	$ 11,900
Estimated Utilities				7,478
Estimated moving costs				4,500
				$ 23,878

Approved

(Signed) Norbert T. Tiemann
Governor of Nebraska

Visitors

Mr. Ziebarth introduced Mr. Parker from the 37th District.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 812. Indefinitely postponed.

LEGISLATIVE BILL 865. Indefinitely postponed.

LEGISLATIVE BILL 347. Placed on General File.

LEGISLATIVE BILL 694. Placed on General File as amended.

Standing Committee amendments to LB 694:

1. Strike section 1, and in lieu thereof insert the following:

"Section 1. It shall be unlawful to camp on any state or county public highway, roadside area, park, or other property acquired for highway or roadside park purposes except at such places as are designated campsites by the Department of Roads or the county, or other legal entity of government owning or controlling such places. This provision shall not apply to lands originally acquired for highway purposes which have been transferred or leased to the Game and Parks Commission, or to other lands owned or controlled by the Game and Parks Commission where camping shall be controlled by the provisions of section 81-805, Revised Statutes Supplement, 1967.

For the purposes of this section, camping is defined as temporary lodging out-of-doors and presupposes the occupancy of a shelter designed or used for such purposes, such as a sleeping bag, tent, trailer, station wagon, pickup camper, camper-bus, or other vehicle, and the use of camping equipment. A camper is defined as an occupant of any such shelter.

Any person who shall camp on any state or county public highway, roadside area, park or other property acquired for highway or roadside park purposes which has not been properly designated as a campsite, or any person who violates any lawfully promulgated rules or regulations properly posted to regulate camping at designated campsites shall be guilty of a midemeanor, and shall, upon conviction thereof, be punished by a fine of not less than ten dollars nor more than one hundred dollars, together with any amount as determined by the court which may be necessary to reimburse the Department of Roads or the county for the expense of repairing any damage to such campsite resulting from such violation.".

LEGISLATIVE BILL 725. Placed on General File as amended.

Standing Committee amendments to LB 725:

1. In section 1, line 16, after "*corrosive*" insert "*which gases are transported in a gaseous form and not in a liquid form*"; in line 22 and line 29 after "*states*" insert "*or the Interstate Commerce Commission under the Interstate Commerce Act*".

2. In section 5, strike lines 19 to 27 and insert the following:

"*(2) In determining the amount of such penalty, the appropriateness of such penalty to the size of the business of the person charged, the gravity of the violation, and the good faith of the person charged, shall be considered. The amount of such penalty, when finally determined may be deducted from any sums owing by the State of Nebraska to the person charged.*".

3. Insert a new section to be known as section 12 and to read as follows:

"Sec. 12. *To defray the cost of administering this act, the State Fire Marshal shall on March 1 of each year make an assessment against persons having pipe line facilities in this state subject to the provisions of this act, which assessment shall be paid within thirty days thereafter.*

For the years 1970 and 1971, the assessment against each such person shall not exceed a sum equal to five cents multiplied by the number of meters such person shall have in service for the retail sale of gas in this state at the end of the calendar year next preceding such assessment. Commencing in the year 1972, and annually thereafter, the amount of such assessment shall not exceed an amount equal to six cents multiplied by the number of such meters for each such person, nor shall the aggregate of all such assessments exceed the total amount of payments received by the state from the United States government for such purposes in the twelve months next preceding such annual assessment.

It shall be the duty of the State Fire Marshal to make timely application each year to the United States government for the maximum funds to which this state may be entitled from the United States government for the administration of this act.

Money received from such assessments and the United

States government for administration of this act shall be paid to the State Treasurer, and shall be deposited in a separate fund known as the Nebraska Natural Gas Pipe Line Safety Fund, which is hereby created, and shall not be expended for purposes other than for the administration of this act.”.

4. Renumber original section 12 to 15 as sections 13 to 16.

LEGISLATIVE BILL 1092. Placed on General File.

LEGISLATIVE BILL 1100. Placed on General File.

LEGISLATIVE BILL 1234. Placed on General File as amended.

Standing Committee amendments to LB 1234:

1. In section 1, strike line 12 and insert “*pipe lines transporting liquified petroleum gas or anhydrous ammonia operated in intrastate commerce by common carriers. Such rules and regulations, and the interpretations thereof, shall conform to the rules, regulations, and interpretations of the appropriate federal agencies with authority to regulate pipe line common carriers in interstate commerce.*”.

2. Strike section 2 and renumber sections 3 to 6 as sections 2 to 5.

(Signed) Rick Budd, Chairman

Education

LEGISLATIVE BILL 1337. Indefinitely postponed.

LEGISLATIVE BILL 1340. Indefinitely postponed.

(Signed) Lester Harsh, Chairman

GENERAL FILE

LEGISLATIVE BILL 576. Reading waived. Explained.

Mr. Carpenter offered the following amendment:

Strike the new matter in Section 1, lines 9 through 16, and show the same as stricken, and add the following in lieu thereof:

“Lincoln, Nebraska, under the authority of Chapter 72, Article 14, Revised Statutes Supplement, 1967.

The Game and Parks Commission is authorized to enter into an agreement with the city of Lincoln providing for the supplying by the city of Lincoln to the State of Nebraska for the commission of a headquarters office building and related buildings and facilities therefor, including the parking of motor vehicles, to be located on real estate which is north of Holdrege Street and east of 33rd Street, as approved by the State Building Commission."

Amendment pending.

UNANIMOUS CONSENT—Print in Journal

Mr. Syas asked unanimous consent to have the following material printed in the Journal. No objections. So ordered.

February 5, 1969

Senator Jerome Warner
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Warner:

You have written to this office requesting our advice as to the validity of L.B. 324. This is a proposal to amend Section 39-1313, R. R. S. 1943. It relates to state highways and specifically requires the approval of the Legislature for the abandonment of any portion of the state highway system. Presently, this section requires the consent of the Governor and the proposed amendment would substitute the term "Legislature" as the consenting authority rather than the Governor.

A review of this legislation immediately raises the question as to whether or not it complies with Section 18 of Article III, Constitution of Nebraska. Insofar as applicable this section provides that the Legislature shall not pass local or special laws in any of the following cases: "* * *. Vacating roads, Town plats, streets, alleys, and public grounds. * * *." In United Community Services v. The Omaha National Bank, 162 Neb. 786, 77 N. W. 2d 576, the court stated that the Legislature cannot circumvent an express provision of the Constitution by doing indirectly what it could not do directly. The constitutional provision above noted prohibits the Legislature from enacting special legislation pertaining to the vacating of roads. It could be argued that the proposed amendment is an attempt to circumvent this provision of the Constitution. Under the present law portions of the state highway system may be relinquished and abandoned following certain procedural requirements.

The Legislature by approving specific recommendations would, arguably, be in fact dealing with specific roads or portions thereof by special and not general acts. We are aware of no cases which are based on this precise factual situation so we cannot say positively that such would be invalid under our Constitution, but it does appear to be questionable.

Another constitutional question which could be raised would be under Article II, Section 1. Constitution of Nebraska. This section provides:

> "The powers of the government of this state are divided into three distinct departments, the Legislative, Executive and Judicial, and no person or collection of persons being one of these departments, shall exercise any power properly belonging to either of the others, except as hereinafter expressly directed or permitted."

In this connection the veto power over vacating or relinquishing a part of the state highway system has by the Legislature been given to the Governor. It immediately appears that if this authority given the Governor is a proper one then it is properly an executive function and not a legislative function. Thus it is properly within the Executive department and the question is immediately raised whether or not it is such a function that cannot properly be retained by the Legislature under the doctrine of separation of powers. In State, ex rel. Randall v. Hall, 125 Neb. 236, 243, 249 N. W. 756, our court stated:

> "* * * * *.
>
> "James Wilson, one of the signers of the Constitution, and a justice of the United States supreme court, in one of his law lectures said that the independence of each department of our government required that its proceedings should be free from the remotest influence, direct or indirect, of either of the other two departments. Mr. Justice Story said that neither of the departments ought to possess, directly or indirectly, an overruling influence in the administration of their respective powers.
>
> "* * * * *."

It was noted by the court in that case that our system of government distributes the powers between the three coordinate departments, the Legislative, the Executive, and the Judicial. Each of these three independent departments derives its powers directly from the people, and is responsible to them. Thus, if the veto power authorized under this section is properly an executive power, then it could not be retained by the Legislature and still comply with Article II, Section 1, of our Constitution. While there are numerous cases holding that the Legislature may not delegate legislative functions to an executive agency without adequate guidelines nor may legislative or executive functions be delegated to the courts, there are fewer cases dealing with the exercise of executive or judicial functions by the Legislature. Again, we find no case dealing with this specific situation so we cannot state positively that this proposed amendment would be invalid, but again a substantial constitutional question would be raised.

Yours very truly,

CLARENCE A. H. MEYER
Attorney General

Gerald S. Vitamvas
Deputy Attorney General

GSV:mkk

February 26, 1963

Senator George Syas
Nebraska State Legislature
State House
Lincoln, Nebraska

Re: L. B. 324 and L. B. 325

Dear Senator Syas:

L. B. 324 provides that no new building may be constructed nor buildings or lands bought by the state or any state agency without the prior approval of the Legislature, and no expenditure from the State Institutional and Military Department Building Fund may be made without prior authorization of the Legislature. L. B. 325 provides that the Legislature rather than the Governor must consent to the acquiring of title to real property by the Game, Forestation and Parks Commission.

You ask (1) whether or not L. B. 324 and L. B. 325 encroach upon the executive power so as to be in violation of the constitutional provision as to separation of powers, and (2) whether or not an amendment giving to the Legislative Council or a committee of the Legislature power to give such approval or authorization when the Legislature is not in session would be in violation of that same constitutional provision.

Article II of the Nebraska Constitution provides:

> "The powers of the government of this state are divided into three distinct departments, the legislative, executive and judicial, and no person or collection of persons being one of

> these departments, shall exercise any power properly belonging to either of the others, except as hereinafter expressly directed or permitted."

It is elemental that the Legislature has the power to appropriate money of the state, and, except as it is restricted by constitution, the legislature has exclusive power to decide how, when and for what purposes public funds shall be applied in carrying on state government. So, too, the Legislature may grant or withhold authority of an executive body to acquire estate for the State of Nebraska. See, Fischer v. March, 113 Neb. 153, 202 N.W. 422; State ex rel. Anderson v. Fadely, (Kansas) 308 P.2d 537; People v. Tremaine, 252 N.Y. 27, 168 N. E. 817; 29 C.J.S. Eminent Domain, Section 211, p. 1131; 81 C.J.S., States, Section 104, p. 1076. This the Legislature does by passing bills which grant that authority or make that appropriation.

But by these bills we are confronted with an appropriation made, and an authority granted which are conditioned on the subsequent approval and authorization of the Legislature of any proposed expenditure or use of that power. How is the Legislature to exercise this retained authority? By passing another law, or by simple motion, or resolution?

If another law is necessary, what purpose is served by the original appropriation or grant of authority? It would appear that the reservation of approval power effectively nullifies any attempted appropriation or grant of power. If the Legislature attempts to grant approval or authorization by motion or resolution, then it is either attempting to legislate without passing a law, or it is usurping the authority of the executive by substituting its discretion for that of the executive in deciding which contract to enter into, and its terms and conditions, whether it be for constructing a building or for acquisition of land.

If the Legislature may do this, it can also, by similar provisions in other law, require the State Auditor to seek its permission to audit a state department or a county, or require the Attorney General to first ask the Legislature before he could defend the state against legal attack. Reduced to an absurdity, such provisions could be carried to such an extent that no executive activity could proceed without prior consent for each individual act.

While the Legislature has the power and authority to decide all of these matters *before* making any appropriation, or *before* granting any authority, yet if it seeks to retain control by inserting in its laws and bills the requirement that no action be taken or money spent until subsequent approval of the Legislature be granted, then it is in effect, both making the law and administering it, appropriating the money and spending it, and the constitutional system of separation of powers would be destroyed.

What would be the situation if amendment to the bills were made to allow the Legislative Council or a committee of the Legislature to exercise this power of approval when the Legislature is not in session? Such bodies would not have any authority to pass laws or to make resolutions as does the Legislature. Any exercise of this attempted delegated authority would clearly be executive in its nature, substituting the discretion of the council or a committee for that of the executive. That this may not be done is self-evident. If the Legislature may not do it, certainly any group or committee of the Legislature may not do it. As Judge Pound said in People v. Tremaine, supra:

> "* * * The legislative power appropriates money, and, except as to legislative and judicial appropriations, the administrative or executive power spends the money appropriated. Members of the legislature may not be appointed to spend the money. * * *"

And the Supreme Court of the United States, in Springer v. Philippine Islands, 277 U.S. 189, said:

> "* * * Legislative power, as distinguished from executive power, is the authority to make laws, but not to enforce them or appoint the agents charged with the duty of such enforcement. The latter are executive functions. * * *."

See, also, State ex rel. Johnson v. Hagemeister, 161 Neb. 475, 73 N.W.2d 625.

Herbert Brownell, Jr., while Attorney General of the United States, and writing for the Dickinson Law Review, No. 60, pgs. 1-5, discussed the provisions of the Defense Appropriation Act of 1956, and its effect on the separation of powers. That act reserved to the Appropriations Committee of the Congress the right to disapprove and forbid action by the Secretary of Defense in disposing of or transferring work performed for a period of three years or more by civilian personnel of the Department of Defense. Mr. Brownell said that the provision was an attempted delegation of power to a committee or its members to make contracts, by conferring on them power to disapprove a contract which an officer of the executive branch wishes to make, and concluded:

> "* * * The present proviso cannot be sustained on the theory that it is a proper condition attached to an appropriation. It is recognized that the Congress may grant or withhold appropriations as it chooses, and when making an appropriation may direct the purposes to which the appropriation shall be devoted. It may also impose conditions with respect to the use of the appropriation, provided always

> that the conditions do not require operation of the government in a way forbidden by the Constitution. If the practice of attaching invalid conditions to legislative enactments were permissible, it is evident that the constitutional system of the separability of the branches of government would be placed in the gravest jeopardy. * * *"

It is our conclusion that, while the Legislature has exclusive control over appropriations and the granting of the power to take title to real estate, it must exercise this control when it passes the bills in which it limits or restricts, or permits the action of the executive agency involved. It may not retain control over the expenditure or use of the power by requiring approval of the Legislature or any committee of the Legislature subsequent to the passage of the law in which the appropriation or power is given. To do so is to invade the executive functions in such a manner as to violate Article II of the Nebraska Constitution requiring the separation of powers of government. State ex rel. Johnson v. Hagemeister, supra; People v. Tremaine, supra; Dean v. Timmerman, 106 S.E.2d 665; Bramlett v. Stringer, 186 S. Car. 134, 195 S.E. 264; 42 Am. Jur., Public Funds, Section 50, p. 752.

Yours very truly,

CLARENCE A. H. MEYER
Attorney General

C. S. Brubaker
Assistant Attorney General

CSB:vl

February 27, 1969

Senator George Syas
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator:

You call our attention to L. B. 851 and suggest that the proposed amendment is a violation of the separation of powers doctrine of our Constitution. The purpose of the bill is to restrict the Commission from purchasing or otherwise acquiring title to sites without the approval of the Legislature. This is to be accomplished by amending Section 81-805, R. S. Supp., 1967, specifically as follows:

> "* * *. With the consent of the Governor *and the Legislature*, it may by purchase, when funds on hand or ap-

> propriated therefor are sufficient, or by gift, devise, or otherwise, acquire title in the name of the State of Nebraska to sites therein situated * * *, all within the limits of amounts that may be appropriated, contributed, or available therefor. * * *."

We are enclosing a copy of an opinion wherein we discuss a similar proposition in L. B. 324. Our discussion begins on page 2 of this opinion and our conclusion would be essentially the same.

We might point out that what the Legislature would be essentially doing by L. B. 851 is to repeal the authority of the Game and Parks Commission to acquire title sites for the stated purposes. This is further complicated by leaving apparent authority to do so in the statutes with no indication of how the consent should be manifested. Obviously, consent would not necessarily be given merely because the appropriation bill might appropriate funds for such purposes. We might suggest that the Legislature could accomplish the same thing by actually repealing the authority which it is attempting to limit by the proposed amendment.

Yours truly,

CLARENCE A. H. MEYER
Attorney General

(Signed) Gerald S. Vitamvas
Deputy Attorney General

GSV:mkk
Enclosure

March 3, 1969

Senator George Syas
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Syas:

You have requested our opinion of the constitutionality of a statute reserving to the Legislature, or to the Executive Board of the Legislative Council when the Legislature is not in session, the authority to approve or disapprove the removal of state offices from the State Capitol. In our opinion, this statute violates Article II, Section 1, Nebraska Constitution.

Section 72-701, R. R. S. 1943, requires that all public offices of the state shall be kept at the City of Lincoln, which is the permanent seat of government of the State of Nebraska. Section 72-701.08, R. R. S. 1943, provides as follows:

> "Any board, agency, commission, or department of the state government not otherwise specifically authorized by law may use funds available for the purpose of renting office space outside of the State Capitol when the terms and location are approved by the Governor in writing and the acquisition of space outside of the State Capitol has been approved by motion of the Legislature when in session or by majority vote of the Executive Board of the Legislative Council when the Legislature is not in session."

These statutes require that state offices be maintained in the City of Lincoln, but do not require that they be housed in the State Capitol. Some offices are, of course, required by specific statute to remain at the State Capitol. See, for example, Section 60-1404, R. R. S. 1943. Apparently the Legislature has not contemplated that all state offices must be housed in the more-or-less limited space in the State Capitol. In Section 72-701.08, R. R. S. 1943, the Legislature has attempted to leave the question of the allocation of state office space to the Governor acting with the approval of the Legislature or a legislative agency.

The present question involves the rather narrow line between the executive and legislative branches of government. The two branches of government are independent, and must remain so. Article II, Section 1, Nebraska Constitution, provides as follows:

> "The powers of the government of this state are divided into three distinct departments, the Legislative, Executive and Judicial, and no person or collection of persons being one of these departments, shall exercise any power properly belonging to either of the others, except as hereinafter expressly directed or permitted."

The Legislature acts by legislating—that is, it passes bills, which, with the Governor's signature, become the law of the State of Nebraska. Only where the Legislature has been expressly or impliedly authorized to do so may it exercise the essentially ministerial functions of the executive department.

We have found no decision which directly discusses the nature of the management of the state office space. Such seems, however, to involve primarily ministerial or administrative acts and decisions. Indeed, there would seem to be no constitutional objection to a statute authorizing the Governor to locate all the state offices. Perhaps an even more relevant factor, however, is the manner in which the present statute directs the transfer to be perfected. Such transfer of offices is to be approved through the concurrent action of two agencies, one legislative and one executive. Obviously, either the executive officer is acting in a legislative capacity, or the legislative agency is acting in an executive capacity. Except where the Constitution so provides, neither branch of government is permitted to perform in the capacity of the other. See, for example, State ex rel. Johnson v. Hagemeister, 161 Neb. 475, 73 N. W. 2d 625, which discusses the authority of the Legislature to participate in the essentially executive act of appointing officers; and Elmen v. State Board, 120 Neb. 141, 231 N. W. 772, which discusses the Governor's role in the essentially legislative role of appropriating the revenues of the state.

A former opinion of this office, at Report of Attorney General, 1963-1964, No. 22, p. 37, discussed the general problem involved in the reservation of supervisory authority by the Legislature. The conclusory paragraph of that opinion draws the lines which should control the present question, as follows:

> "* * * * *.
>
> "It is our conclusion that, while the Legislature has exclusive control over appropriations and the granting of the power to take title to real estate, it must exercise this control when it passes the bills in which it limits or restricts, or permits the action of the executive agency involved. It may not retain control over the expenditure or use of the power by requiring approval of the Legislature or any committee of the Legislature subsequent to the passage of the law in which the appropriation or power is given. To do so is to invade the executive functions in such a manner as to violate Article II of the Nebraska Constitution requiring the separation of powers of government. * * *."

Section 72-701.08, R. R. S. 1943, permits either the Legislature or one of its agencies to carry out certain acts. Clearly, the Legislature did not contemplate that a new statute would be required each time it should be asked to authorize the removal of a state office. A statute authorizing the Legislature to enact a statute would be either illegal or redundant. Therefore, it is clear that the Legislature has attempted to authorize itself to participate other than in a truly legislative capacity, with an executive officer, in the performance of an act.

There would seem to be no question but that the Legislature could authorize the executive department to apportion capitol office space, and to permit the use of office space outside the capitol. Where the Legislature has reserved to itself a role in this function, it follows that the Legislature has attempted to insert itself into an essentially executive function.

Further, it is quite certain that a mere agency of the Legislature cannot legislate. The Executive Board of the Legislative Council, in approving a transfer of an office from the State Capitol, performs in a clearly administrative manner.

On the basis of the above discussion, it is our opinion that Section 72-701.08, R. R. S. 1943, does, as you suggest, violate the separation of powers doctrine embodied in Article II, Section 1, Nebraska Constitution.

We do not wish, in expressing the above opinion, to suggest that the Legislature has no authority to regulate the occupancy of the State Capitol. It could, by proper legislation, direct those agencies which are to occupy the building, and those which are to be housed outside the building. Even such power would seem limited, in that the Legislature could not frustrate the constitutional officers through the denial to them of sufficient office space for the performance of their duties. Alternatively, the Legislature could also provide the general standards to be followed in determining the offices which are to be located outside the capitol, with the administration of the relocation to be left to an executive officer. In other words, the Legislature may either itself control the use of the capitol, or it may delegate that authority to control. It may not, however, delegate that authority in the manner of Section 72-701.08, R. R. S. 1943.

A further restriction of the above stated opinion might also be in order. We would be of the opinion that the Legislature could reserve to itself such space in the capitol as should be necessary or reasonable to the proper operation of the Legislature, and to authorize a legislative agency to regulate the use of the space when the same should be temporarily unneeded by the Legislature. Here, the executive authority of office management would be reasonably related to the legislative functions. For a discussion of the relationship between authority and function, see State, ex rel. School Dist. v. Ellis, 163 Neb. 86, 77 N. W. 2d 809; and 16 C. J. S., Constitutional Law, Sec. 130, p. 547, n. 40.

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Calvin E. Robinson
Assistant Attorney General

CER:mkk

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 1179	(cancel) Wednesday, April 23, 1969	1:00 p.m.
LB 1179	(reset) Wednesday, April 30, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

Adjournment

At 11:55 a.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Wednesday, April 23, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SEVENTY-FOURTH DAY

Legislature Chamber, Lincoln, Nebraska
Wednesday, April 23, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by Rev. W. L. Van Auken, Associate Pastor, Westminster Presbyterian Church.

Prayer

O God, who knittest us all together in mutual love and responsibility for one another, whose ways are often past our understanding, and whose paths of times are difficult to traverse, Grant unto us all a feeling of unity in purpose as we set ourselves to the tasks of this day. Let our greater interest be for that good which Thou hast prepared; our highest goal for that ultimate harmony which endures the testing of years; and our finest strength for those more noble works which await us. For Jesus Christ's sake we pray. Amen.

The roll was called and all members were present except Mr. Schmit, who was excused.

Members Excused

Mr. Johnson asked unanimous consent to be excused at 11:00 a.m. for a short time. No objections. So ordered.

Mr. Schmit asked unanimous consent to be excused tomorrow. No objections. So ordered.

UNANIMOUS CONSENT—Final Readings

Mr. Warner asked unanimous consent to pass over final reading this morning and spend some time on underlined bills on General File, after the regular order of business. No objections. So ordered.

UNANIMOUS CONSENT—Bracket Bills

Mr. Carpenter asked unanimous consent to bracket LB 576 and LB 428 until April 30. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1040. Replaced on Select File as amended.

Standing Committee amendments to LB 1040:

1. In line 4 of E & R amendment 11, adopted 4/16/69, strike "strike 'of' and" and insert "after 'of' ".

2. In E & R amendment 13, adopted 4/16/69, subdivision (vii), line 4, strike "a" and insert "an".

3. In section 15, line 20, strike "three" and insert "two"; and in line 21, strike "two" and insert "one".

LEGISLATIVE BILL 1227. Replaced on Select File as amended.

Standing Committee amendment to LB 1227:

1. In section 4, line 11, strike the first *"to"*.

LEGISLATIVE BILL 84. Replaced on Select File as amended.

E and R amendments to LB 84:

1. Amend new section 4 to read as follows:

"Sec. 4. That section 77-1301.07, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

"77-1301.07. ~~The time of the first reappraisal required to be made under the provisions of sections 77-1301.05 to 77-1301.08 shall be determined as follows:~~ *A complete reappraisal of all lands and improvements at actual value shall be made according to the following schedule:*

"(1) Each county which has not stated a reappraisal subsequent to January 1, 1947, shall sign an approved reappraisal contract prior to January 1, 1966;

"(2) Any county whose last reappraisal was started between January 1, 1947, and December 31, 1951, shall sign an approved reappraisal contract prior to January 1, 1967;

"(3) Any county whose last reappraisal was started between January 1, 1952, and December 31, 1954, shall sign an approved reappraisal contract prior to January 1, 1968;

"(4) Any county whose last reappraisal was started between January 1, 1955, and December 31, 1958, shall sign an approved reappraisal contract prior to January 1, 1969; and

"(5) Any county having started a reappraisal since January 1, 1959, and prior to October 19, 1963, shall sign an approved reappraisal contract within ten years from the start of such reappraisal.".

2. In lieu of the Carpenter amendments 2 and 3 adopted 4/21/69, renumber original section 4 as section 5; in line 2 of section 5, strike "and"; and in line 2, insert "and 77-1301.07," after the second comma.

3. Add a new section to read as follows:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 2, strike "and"; in line 3, insert "and 77-1301.07," after the first comma; in line 8, strike "and"; and in line 11, insert "; and to declare an emergency" after "1943".

LEGISLATIVE BILL 835. Replaced on Select File as amended.

E and R amendment to LB 835:

1. In line 1 of E & R amendment 1, adopted 4/21/69, strike "17" and insert "18".

LEGISLATIVE BILL 606. Replaced on Select File as amended.

E and R amendments to LB 606:

1. In section 3, line 1, insert "for sale" after "offering".

2. Add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, insert "or exchange" at the end of line 2; in line 4, strike "and"; and in line 5 insert "; and to declare an emergency" before the period.

LEGISLATIVE BILL 1293. Replaced on Select File as amended.

E and R amendments to LB 1293:

1. In the Carpenter amendment 1, adopted 4/22/69, line 6, insert *"and cities of the first class"* before *"which"*.

2. In line 1 of the Carpenter amendment 4, adopted 4/22/69, insert "original" after "In".

3. In the title, line 7, insert "to authorize municipal courts in other cities of the first class; to provide for a salary;" after the semicolon.

LEGISLATIVE BILL 244. Placed on Select File as amended.

E and R amendment to LB 244:

1. In the Adamson amendment 2, line 5, insert "each of" after "in".

LEGISLATIVE BILL 348. Correctly engrossed.

LEGISLATIVE BILL 406. Correctly engrossed.

LEGISLATIVE BILL 436. Correctly engrossed.

LEGISLATIVE BILL 554. Correctly engrossed.

LEGISLATIVE BILL 568. Correctly engrossed.

LEGISLATIVE BILL 590. Correctly engrossed.

LEGISLATIVE BILL 593. Correctly engrossed.

LEGISLATIVE BILL 613. Correctly engrossed.

LEGISLATIVE BILL 666. Correctly engrossed.

LEGISLATIVE BILL 699. Correctly engrossed.

LEGISLATIVE BILL 706. Correctly engrossed.

LEGISLATIVE BILL 729. Correctly engrossed.

LEGISLATIVE BILL 809. Correctly engrossed.

LEGISLATIVE BILL 826. Correctly engrossed.

LEGISLATIVE BILL 833. Correctly engrossed.

LEGISLATIVE BILL 834. Correctly engrossed.

LEGISLATIVE BILL 899. Correctly engrossed.

LEGISLATIVE BILL 972. Correctly engrossed.

LEGISLATIVE BILL 995. Correctly engrossed.

LEGISLATIVE BILL 1063. Correctly engrossed.

LEGISLATIVE BILL 7. Correctly enrolled.

LEGISLATIVE BILL 71. Correctly enrolled.

LEGISLATIVE BILL 411. Correctly enrolled.

LEGISLATIVE BILL 921. Correctly enrolled.

LEGISLATIVE BILL 994. Correctly enrolled.

LEGISLATIVE BILL 997. Correctly enrolled.

LEGISLATIVE BILL 1073. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 7 LB 71 LB 411 LB 921 LB 994 LB 997 LB 1073

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 761. Placed on General File.

LEGISLATIVE BILL 1009. Placed on General File as amended.

Standing Committee amendment to LB 1009:

1. Add a new section to be known as section 3 and to read as follows:

“Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.”

LEGISLATIVE BILL 1080. Placed on General File as amended.

Standing Committee amendment to LB 1080:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 1182. Placed on General File as amended.

Standing Committee amendments to LB 1182:

1. In section 4, strike lines 7 and 8 and insert "is not impotent or contaminated with disease-producing or other harmful bacteria or substance; *Provided,* that no person shall manufacture hog cholera serum in the State of Nebraska without first securing a manufacturer's permit from the Department of Agriculture of this state.".

2. In section 5, line 6 insert "comply with entry requirements of the Department of Agriculture and shall" after "must"; and line 7 strike "of such state" and insert "in the state of origin".

3. Insert two new sections to be known as sections 7 and 8 and to read as follows:

"Sec. 7. The Director of Agriculture shall have the authority to promulgate rules and regulations to carry out the purposes and intent of this act.

Sec. 8. Each container of hog cholera serum, vaccine, and virus shall have thereon a label showing the name of the manufacturer, the name of the contents, the date on which its potency is regarded as uncertain, the United States veterinary license number under which such product is manufactured and tested, and the doses and procedural recommendations of the manufacturer as being protective for swine of various weights.".

4. Renumber original sections 7 to 9 as sections 9 to 11 respectively.

5. In renumbered section 10, line 2 insert ", 54-727.04" after "54-727.03".

LEGISLATIVE BILL 1202. Placed on General File as amended.

Standing Committee amendment to LB 1202:

1. In section 1, strike lines 6 to 19, and show the old matter as stricken, and insert the following:

"(1) By residents of this state, until January 1, 1970, for hunting, four dollars; for fishing, three dol-

lars and fifty cents; for both hunting and fishing, seven dollars; for trapping or otherwise taking fur-bearing animals, two dollars and fifty cents during the open season pursuant to the regulations of the Game and Parks Commission; and beginning January 1, 1970 such resident fees shall be four dollars and fifty cents for hunting, four dollars for fishing, eight dollars for both fishing and hunting, and three dollars and fifty cents for trapping;".

(Signed) M. A. Kremer, Chairman

UNANIMOUS CONSENT—Withdraw Bills

Mr. Nore renewed his pending request found in the Legislative Journal for the Seventy-second Day to withdraw LB 359. No objections. So ordered.

Mr. Kremer asked unanimous consent to withdraw LB 1151 and LB 1152.

Laid over.

Mr. Wallwey asked unanimous consent to withdraw LB 1107.

Laid over.

Mr. Pedersen renewed his pending request found in the Legislative Journal for the Seventy-second Day to withdraw LB 1267 and LB 1268. No objections. So ordered.

Mr. Carpenter renewed his pending request found in the Legislative Journal for the Seventy-second Day to withdraw LB 1321. No objections. So ordered.

Announcement

Mr. Wylie announced that the Committee on Committees will meet this afternoon at 1:15 p.m. in the Legislative Council Hearing Room.

RESOLUTIONS

LEGISLATIVE RESOLUTION 39.

Referred to a Committee at the request of Mr. Luedtke.

MOTIONS—Introduce Bills

Mr. Harsh moved the introduction of a new bill by the Committee on Education, to be known as LB 1377.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

Mr. Harsh moved the introduction of a new bill by the Committee on Education, to be known as LB 1378.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1377. By Committee on Education, Lester Harsh, 38th District, Chairman; Thomas C. Kennedy, 21st District; Theodore C. Wenzlaff, 32nd District; Robert L. Clark, 47th District; Henry F. Pedersen, Jr., 4th District; Orval Keyes, 3rd District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT relating to schools; to prohibit the formation of school districts which do not provide instruction in kindergarten through the twelfth grade.

LEGISLATIVE BILL 1378. By Committee on Education, Lester Harsh, 38th District, Chairman; Thomas C. Kennedy, 21st District; Theodore C. Wenzlaff, 32nd District; Robert L. Clark, 47th District; Henry F. Pedersen, Jr., 4th District; Orval Keyes, 3rd District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT relating to schools; to provide for the transfer of land from Class I and nonaccredited school districts as prescribed; and to declare an emergency.

SELECT FILE

LEGISLATIVE BILL 539. E and R amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 712. Advanced to E and R for engrossment.

LEGISLATIVE BILL 895. E and R amendment found in the Legislative Journal for the Seventy-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 515. E and R amendment found in the Legislative Journal for the Seventy-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 516. E and R amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1013. E and R amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Advanced to E and R for engrossment.

MOTION—Election

Mr. Warner moved to proceed to nominate members for the Conflict of Interest Committee.

The motion prevailed.

District 1—

Mr. Knight nominated Mr. Budd.

Mr. Luedtke nominated Mr. Carstens.

Mr. Wylie moved the nominations close. The motion prevailed.

Budd	20 votes
Carstens	28 votes

The President declared Mr. Carstens elected.

District 2—

Mr. Skarda nominated Mr. Klaver.

Mr. Proud nominated Mr. Syas.

Mr. Skarda moved the nominations close. The motion prevailed.

Klaver	12 votes
Syas	33 votes

The President declared Mr. Syas elected.

District 3—

Mr. Elrod nominated Mr. Hasebroock.

Mr. Holmquist moved the nominations close. The motion prevailed.

The President declared Mr. Hasebroock unanimously elected.

District 4—

Mr. Adamson nominated Mr. Stull.

Mr. Whitney moved the nominations close. The motion prevailed.

The President declared Mr. Stull unanimously elected.

Visitors

Mr. Hasebroock introduced 16 Seniors from the American Government Class, Pilger Public Schools and Robert D. Jensen, teacher.

Mr. Warner introduced 5th and 6th grade students from Hallam; Mrs. Vern Oltman, teacher and Mrs. Marvin Hesterman, sponsor.

NOTICE OF COMMITTEE HEARINGS

Retirement

LB 1135	Monday, April 28, 1969	1:00 p.m.
LB 1136	Monday, April 28, 1969	1:00 p.m.
LB 1137	Monday, April 28, 1969	1:00 p.m.
LB 1138	Monday, April 28, 1969	1:00 p.m.

(Legislative Council Hearing Room)

(Signed) C. W. Holmquist, Chairman

Presented to the Governor

Presented to the Governor for approval on April 23, 1969 at 8:50 a.m.: LB 497 LB 154 LB 155 LB 517 LB 721 LB 837

(Signed) Ruth Bossard, Enrolling Clerk

Visitors

Mr. Nore introduced Mr. William Raemakers from Genoa, Nebraska.

Mrs. Orme introduced 29 4th grade students from Sheridan School, Lincoln and teacher, Miss Esther Johnson.

Mr. Skarda introduced 42 students from the Madonna School for Exceptional Children, from all areas of Nebraska; Sister Mary Evangeline, supervisor; Mrs. Nanos, teacher and Mr. Platta, parent.

Mr. Skarda introduced 9 members of the Republican Women's Club of Auburn and Muffet Hacker, leader, from Mr. Wiltse's District.

Mr. Warner introduced Misses Jane Holtzclaw, Lincoln; Peggy Seibel, Omaha; Vicky Kennison, Omaha and Glenda Lenhart, Omaha, winners in the Governor's Employment of Handicapped Essay Contest.

Mrs. Orme introduced 8 members of the Remotivation Classes of the Lincoln State Hospital and Audrey Guildner, counselor.

Mr. Swanson introduced 18 fifth grade students from Merle Beattie School, Lincoln; Mrs. Caldwell, teacher and Mrs. Krivosha, sponsor.

Mr. Burbach introduced 9 members of the Belden Special Education Class; Mrs. Gilbert, teacher and sponsors.

UNANIMOUS CONSENT—General File

Mr. Warner asked unanimous consent to take up only underlined bills on General File until 11:00 a.m., unless one member objects, and then revert back to the regular order of business on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 728. Reading waived. Explained.

Laid over.

LEGISLATIVE BILL 477. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 908. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 791. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1262. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1272. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1273. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1210. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Advanced to E and R for review with 30 ayes, 1 nay and 18 not voting.

LEGISLATIVE BILL 660. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 370. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Mr. Elrod offered the following amendment, which was adopted:

1. Amend Section 5, clause (6) of LB 370 by inserting after the word "act" and before the word "and" in line 40 the following:

> "but if any city, other than a city of the metropolitan class or a city of the primary class, or any village, with the consent of a housing authority of a county, annexes or incorporates within its boundaries any area owned by such existing hous-

> ing authority of a county, such housing authority of a county shall then be permitted to operate anywhere within the territory of any such city or village so annexing or incorporating such area whether or not subsequent housing authorities are created by any such city or village;"

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 361. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 696. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 172. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Mr. Carpenter moved to have LB 286, LB 578, LB 855 and LB 172 considered in that order on General File April 29. The motion prevailed.

LEGISLATIVE BILL 948. Standing Committee amendments thru Section 5 were read and explained.

REFERENCE COMMITTEE REPORT

LB	Committee
1375	Urban Affairs
1376	Government and Military Affairs
922	Re-referred from Budget to Nebraska Retirement Systems Advisory Committee
1278	Re-referred from Budget to Nebraska Retirement Systems Advisory Committee
1369	Re-referred from Budget to Nebraska Retirement Systems Advisory Committee
1377	Education
1378	Education

(Signed) John E. Everroad,
Lieutenant Governor

NOTICE OF COMMITTEE HEARINGS

Education

LB 1377	Tuesday, April 29, 1969	2:00 p.m.
LB 1378	Tuesday, April 29, 1969	2:00 p.m.

(Signed) Lester Harsh, Chairman

Committee on Committees

April 23, 1969

The Committee on Committees will meet at 1:15 p.m. on Wednesday, April 30, 1969, in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann, as follows:

J. Alan Cramer - Bd. of Education, State Normal Schools

Robert Runice - Advisory Committee to the Department of Economic Development

Mrs. Robert Matz - Public Welfare and Public Institutions Advisory Committee

Dr. R. L. Tollefson - State Board of Health

Edwin A. Langley - Director of Department of Banking

(Signed) William M. Wylie, Chairman
Committee on Committees

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 578. Placed on General File as amended.

Standing Committee amendments to LB 578:

1. Insert a new section to read as follows:

"Section 1. *(1) In addition to the taxes imposed by subsections (1) and (2) of section 77-2703, there is hereby imposed an additional tax at the rate of one per cent upon the gross receipts from each transaction subject to sales or use tax under the provisions of such subsections as now existing or as they may be from time to time amended.*

(2) The tax imposed by subsection (1) of this

section shall be collected by the Tax Commissioner and shall be subject to all provisions of sections 77-2702 to 77-2713 and 77-27,125 to 77-27,135 relating to the sales and use taxes except as provided in section 77-27,136.

(3) The tax imposed by subsection (1) of this act shall be known as the County-City Sales and Use Tax.”.

2. Renumber original section 1 as section 2 and in line 1 thereof strike “Section” and insert “Sec.”.

3. In renumbered section 2, strike lines 3 to 8 and insert:

“77-27,136. Beginning January 1, ~~1969~~ *1970,* ~~and on January 1, each year thereafter,~~ the State Treasurer shall ~~place so much of all funds collected by a general sales tax and income tax into~~ *first credit the Tax Refund Fund the proportionate amount from the County-City Sales and Use Tax as is necessary to maintain such fund at the level required by subsection (1) of section 77-27,132 and shall credit the balance to* a special fund, to be known as the Governmental Subdivision Fund, ~~as shall~~”.

4. Insert a new section to read as follows:

“Sec. 3. That section 77-27,137, Revised Statutes Supplement, 1967, be amended to read as follows:

77-27,137. The money in the Governmental Subdivision Fund shall be transferred by the State Treasurer, on or before ~~the third Monday in~~ January *31 and July 31* each year commencing in ~~1969~~ *1970,* to the various county treasurers of the state as follows:

(1) Fifty per cent on the basis of the ratio of the population of the particular county to the population of the entire state as determined by the latest federal census; and

(2) Fifty per cent on the basis of the ratio of the valuation of real estate in the particular county to the valuation of real estate in the entire state, as certified by the respective county assessors to the Tax Commissioner in the abstract of the assessment rolls and as equalized by the State Board of Equalization and Assessment.

The sum so allocated to any county in which there is no incorporated city or village shall be reduced by forty per cent, which amount shall be allocated to the other counties pursuant to the formula provided in this section.”.

5. Renumber original section 2 as section 4.

6. In renumbered section 4, line 6, strike *"Forty"* and insert *"Sixty"*.

7. Insert a new section to read as follows:

"Sec. 5. *This act shall become operative on January 1, 1970.*".

8. Renumber original section 3 as section 5 and in line 1 thereof insert "; 77-27,137," after "77-27,136".

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 1258. Replaced on Select File as amended.

E and R amendments to LB 1258:

1. In line 2 of the E & R amendment 2, adopted 4/21, strike "3" and insert "4".

2. In line 3 of E & R amendment 10, adopted 4/21, strike the semicolon and insert a comma.

3. In section 3, line 25, reinstate the stricken comma.

4. In section 19, line 14, strike "extention" and insert "~~extention~~ *extension*".

5. In section 26, line 8, strike the second "or" and insert "of" as in the statutes.

6. In section 30, line 1, insert a period after "30".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1258. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

Adjournment

At 12:03 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Thursday, April 24, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SEVENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 24, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by Rev. W. L. Van Auken, Associate Pastor, Westminster Presbyterian Church.

Prayer

Almighty God, the Giver of all good things, without whose help all labor is insufficient, and without whose grace all wisdom is folly, grant that our prayers this day shall be a sincere acknowledgment on our part of our need of thee. Save us from the formalism which kills the Spirit; from the traditional which keeps new life from springing forth; and from the ordinary which dampens all enthusiasm. Open thy hand toward us yet again, and may we receive from Thee such good things as thou hast prepared for this day. Through Jesus Christ our Lord. Amen.

The roll was called and all members were present except Mr. Schmit, who was excused.

Corrections for the Journal

Seventy-third Day

Page 1575, line 43, delete "112" and insert "122".
Page 1577, beginning line 29, insert "a".
Page 1596, numbered line 9, delete "Park" and insert "Parks".

Seventy-fourth Day

Page 1614, line 17, delete "97" and insert "997".
Page 1622, line 21, delete "678" and insert "578".
Page 1624, put paragraphs 2 and 3 in proper sequence.
Page 1625, line 18, correct spelling of "comma".

The Journals for the Seventy-third and Seventy-fourth Days were approved as corrected.

Message from the Governor

April 23, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 23, 1969, I approved LB 560, LB 564, LB 599, LB 742, LB 1007, LB 154, LB 155, LB 517, LB 721, LB 837 and LB 497.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

Communications

Letter from Congressman Dave Martin acknowledging receipt of LR 38.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 1374 Thursday, May 1, 1969 2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Public Health and Welfare

LB 462 (cancelled) Tuesday, May 6, 1969 2:00 p.m.
LB 1036 (cancelled) Tuesday, May 6, 1969 2:00 p.m.
LB 1065 (cancelled) Tuesday, May 6, 1969 2:00 p.m.

LB 462 (re-set) Monday, May 5, 1969 2:00 p.m.
LB 1036 (re-set) Monday, May 5, 1969 2:00 p.m.
LB 1065 (re-set) Monday, May 5, 1969 2:00 p.m.

(Signed) Elmer Wallwey, Chairman

Urban Affairs

LB 1375 Wednesday, April 30, 1969 2:00 p.m.

(Signed) Bill K. Bloom, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1258. Correctly engrossed.

LEGISLATIVE BILL 88. Correctly engrossed.

LEGISLATIVE BILL 501. Correctly engrossed.

LEGISLATIVE BILL 746. Correctly engrossed.

LEGISLATIVE BILL 764. Correctly engrossed.

LEGISLATIVE BILL 876. Correctly engrossed.

LEGISLATIVE BILL 1010. Correctly engrossed.

LEGISLATIVE BILL 1011. Correctly engrossed.

LEGISLATIVE BILL 1014. Correctly engrossed.

LEGISLATIVE BILL 1277. Correctly engrossed.

LEGISLATIVE BILL 1280. Correctly engrossed.

LEGISLATIVE BILL 1282. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

MOTION—Change of Order

Mr. Carpenter moved to revert to General File and finish the discussion on LB 948 and LB 1305.

The motion prevailed with 25 ayes, 4 nays and 20 not voting.

Mr. Wylie Presiding

Visitors

Mr. Hasebroock introduced 42 7th and 8th grade students, 15 teachers and Mrs. Bess Waring, County Superintendent from Stanton County Rural Schools.

Mr. Adamson introduced Messrs. Keith Titus, G. B. Buck, and Leland Elliott from Valentine.

Mr. Swanson introduced 17 students, Vernice Johnson, teacher and 5 mothers from district 5 in Saunders County.

Mr. Danner introduced 38 7th grade students and Mmes. Mobley, Gauken and Blackburn, teachers from Horace Mann School, Omaha.

UNANIMOUS CONSENT—Return LB 348 to Select File

Mr. Holmquist asked unanimous consent to return LB 348 to Select File for consideration of the following specific amendment:

1. Strike section 1 as amended and insert a new section to read as follows:

"Section 1. That section 76-710, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

76-710. After the inspection, view, and hearing provided for in section 76-709 have been completed, the appraisers shall assess the damages that the condemnee has sustained or will sustain by the appropriation of the property to the use of the condemner, and make and file a report thereof in writing with the county judge. *In assessing said damages in cases in which the appropriation consists of taking an easement, the assessment of damages shall include damages for fences and crops destroyed or damaged by reason of the original construction of the improvement. Damage to fencing and crops, occurring after the original construction and resulting from the operation or maintenance of the improvement, shall not be included in said assessment, but shall be determined by agreement of the parties and paid to the owner or lessee by the condemner or its successors and assigns at the time such fencing or crops are damaged. Upon failure of the parties to agree, such damages may be determined in the same manner as provided under sections 76-701 to 76-724.*

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 348. The Holmquist specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

Member Excused

Mr. Adamson asked unanimous consent to be excused at 9:30 a.m. for one hour. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 948. Standing Committee amendments Sec. 6 thru Sec. 19 read and explained.

Mr. Proud Presiding

Remainder of Standing Committee amendments read and explained.

Mr. Pedersen offered the following amendment, which was adopted:

Amend Section 2 of LB 948 to add after the word "Commission" in line 4, a comma and the following new language:

"and there shall be appointed by the Governor one member from each of the three congressional districts who shall not be an elected or appointed employee or official of any governmental entity, who shall be approved by the Legislature.".

Standing Committee amendments found in the Legislative Journal for the Seventy-first Day were adopted, as amended.

Mr. Burbach moved to advance LB 948 to E and R for review.

Motion pending.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 246. Placed on General File.

LEGISLATIVE BILL 610. Placed on General File as amended.

Standing Committee amendments to LB 610:

1. In section 1, line 275 insert

   "; provided further, that such first lien on the interest of the lessor shall not be required if the payment requirement set forth in subdivision (i) above shall be sufficient to pay not less than one hundred per cent of the indebtedness with the required interest thereon within the unexpired term of the lease, exclusive of the term which may be provided by an enforceable option of renewal" after the stricken word "company".

2. Insert a new section to be known as section 2

   "Sec. 2. *A domestic insurance company shall not place capitol surplus, or other funds, or any part thereof, in private unregulated banks or trust facilities.*"

3. Renumber original section 2 as section 3.

LEGISLATIVE BILL 1024. Placed on General File.

LEGISLATIVE BILL 1259. Placed on General File as amended.

Standing Committee amendments to LB 1259:

1. In section 1 insert at the beginning of the section the following: "An insurance corporation may be formed for the purpose of issuing variable annuities. Variable annuities are policies issued on an individual or group basis by which an insurer promises to pay a variable sum of money either in a lump sum, or periodically for life or for some other specified period.".

2. In section 3, line 12 strike "A" and insert "In the case of foreign companies, a", line 24 insert ", in the case of foreign companies," after "and", line 26 strike "Written" and insert "In the case of foreign companies, written", and 46 strike "A" and insert "In the case of foreign companies, a".

3. In section 7, lines 10 and 11 strike "nor a minimum variable benefit is" and insert "is not".

4. In section 11, line 5 insert after the period the following:

"To the extent that the company's reserve liability with regard to (1) benefits guaranteed as to dollar amount and duration, and (2) funds guaranteed as to principal amount or stated rate of interest is maintained in any separate account, a portion of the assets of such separate account at least equal to such reserve liability shall be, except as the Director of Insurance may otherwise approve, invested in accordance with the laws of this state governing the investments of life insurance companies.".

LEGISLATIVE BILL 1086. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

Urban Affairs

LEGISLATIVE BILL 1051. Placed on General File as amended.

Standing Committee amendment to LB 1051:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 1089. Placed on General File.

LEGISLATIVE BILL 1248. Placed on General File.

LEGISLATIVE BILL 1373. Placed on General File.

(Signed) Bill K. Bloom, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 40. Re: In Memory of Grace Srb

Introduced by Jerome Warner, 25th District.

WHEREAS, Grace Srb, the wife of Hugo Srb died at Lincoln, Nebraska on April 21, 1969; and

WHEREAS, during the lifetime of Mrs. Srb, she devoted herself so unselfishly to her home and family, supporting her husband in his duties as Clerk of the Legislature during the many years he has served in that capacity, and being a loving and helpful mother to their children; and

WHEREAS, the family and the many friends and acquaintances mourn the loss of Mrs. Srb by her untimely death.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That we pause in our deliberation to honor Grace Srb who lived an exemplary life in this community, and that we stand in silent devotion.

2. That this resolution be spread at large on the Legislative Journal, and that a copy of this resolution, properly authenticated and suitably engrossed, be sent to the bereaved family of Grace Srb, as an expression of our respect for the deceased, and our deep sympathy for the bereaved.

Mr. Warner moved to suspend the rules and adopt LR 40.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

The members stood for a moment of silence in memory of Mrs. Srb.

Mr. Warner asked unanimous consent to have the names of all members added to LR 40. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on April 24, 1969 at 10:20 a.m.: LB 7 LB 71 LB 411 LB 921 LB 994 LB 997 LB 1073

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 359	(Cancel)	Friday, April 25, 1969	2:00 p.m.
LB 1151	(Cancel)	Friday, April 25, 1969	2:00 p.m.
LB 1152	(Cancel)	Thursday, May 1, 1969	2:00 p.m.

(Signed) M. A. Kremer, Chairman

UNANIMOUS CONSENT—Withdraw Bills

Mr. Kremer renewed his pending request found in the Legislative Journal for the Seventy-fourth Day to withdraw LB 1151 and LB 1152. No objections. So ordered.

Mr. Wallwey renewed his pending request found in the Legislative Journal for the Seventy-fourth Day to withdraw LB 1107 and cancel the hearing date. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
1117	Re-referred from Budget to Banking, Commerce and Insurance
1123	Re-referred from Budget to Banking, Commerce and Insurance
1125	Re-referred from Budget to Banking, Commerce and Insurance
1126	Re-referred from Budget to Banking, Commerce and Insurance
1127	Re-referred from Budget to Banking, Commerce and Insurance
1130	Re-referred from Budget to Banking, Commerce and Insurance
1132	Re-referred from Budget to Banking, Commerce and Insurance
1133	Re-referred from Budget to Banking, Commerce and Insurance
1134	Re-referred from Budget to Banking, Commerce and Insurance

1140	Re-referred from Budget to Banking, Commerce and Insurance
1141	Re-referred from Budget to Banking, Commerce and Insurance
1142	Re-referred from Budget to Banking, Commerce and Insurance
1143	Re-referred from Budget to Banking, Commerce and Insurance

(Signed) Jerome Warner, Speaker

Member Excused

Mr. Moylan asked unanimous consent to be excused tomorrow morning. No objections. So ordered.

Adjournment

At 10:32 a.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Friday, April 25, 1969.

Hugo F. Srb
Clerk of the Legislature

SEVENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, April 25, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by Rev. W. L. Van Auken.

Prayer

O Lord, who appointest to every man his work, make us faithful to our appointment. Let us not breathe after success or acclaim as much as we desire to serve Thee with a clean conscience.
Deliver us from the moulding influences of others that we may be more susceptible to Thy will. Let the power of Thy Holy Spirit free us to labor only for Thee, through Jesus Christ, Thy son, our Lord. Amen.

The roll was called and all members were present except Messrs. Burbach and Elrod, excused until 9:30 a.m. and Messrs. Danner, Harsh, Knight, Kremer, Moylan and Schmit, who were excused.

Corrections for the Journal

Page 1628, line 15, delete "or" and insert "of".

The Journal for the Seventy-fifth Day was approved as corrected.

Communications

Letter from Mr. John R. Brown III, Staff Assistant to the President of the United States, acknowledging receipt of LR 38.

Letter from U. S. Senator Carl T. Curtis acknowledging receipt of LR 38.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 1376	Thursday, May 1, 1969	1:00 p.m.

(Signed) Terry Carpenter, Chairman

Budget

LB 48	Monday, May 5, 1969	2:00 p.m.
LB 636	Tuesday, May 6, 1969	2:00 p.m.
LB 776	Wednesday, May 7, 1969	2:00 p.m.
LB 1310	Wednesday, May 7, 1969	2:00 p.m.
LB 1343	Wednesday, May 7, 1969	2:00 p.m.
LB 1344	Wednesday, May 7, 1969	2:00 p.m.
LB 1372	Wednesday, May 7, 1969	2:00 p.m.
LB 619	Thursday, May 8, 1969	2:00 p.m.
LB 667	Thursday, May 8, 1969	2:00 p.m.

(Signed) Richard D. Marvel, Chairman

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period April 11, 1969, through April 24, 1969, inclusive.

(Signed) Vincent D. Brown
Assistant Clerk of the Legislature

David D. Tews, Lincoln, National Agencies Corporation, and Committee for Local Control of Purchasing, and National Bank of Commerce

Arthur T. May, Lincoln, Lincoln Action Program, Inc.

T. J. Fraizer, Lincoln, Teachers Insurance and Annuity Assn.
Charles Thone, Lincoln, Nebr. Chapter: American Institute of Architects

John Binning, Lincoln, Greater Nebraska Corporation: Lincoln Benefit Life Company

Bernard Wishnow, Lincoln, Superior Benefit Life Insurance Co.
Hal Bauer, Lincoln, Horseman's Benevolent & Protective Assn.

UNANIMOUS CONSENT — Order of the Day

Mr. Warner asked unanimous consent to work on final reading bills until 10:00 a.m. and then continue with the regular order of business. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 152. With emergency.

A BILL FOR AN ACT to amend sections 19-2801, 19-2802, 19-2803, and 19-2804, Reissue Revised Statutes of Nebraska, 1943, relating to municipalities; to extend provisions to all municipalities; to provide for the regulation of community antenna television service as prescribed; to provide for violations; to provide penalties; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Carpenter
Carstens
Clark
Craft
Duis
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Burbach
Danner
Elrod
Harsh
Knight
Kremer
Moylan
Pedersen
Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 403.

A BILL FOR AN ACT to amend sections 31-727, 31-728, 31-729, 31-744, and 31-749, Reissue Revised Statutes of Nebraska, 1943, and section 31-739, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 194, Eightieth Session, Nebraska State Legislature, 1969, relating to sanitary and improvement districts; to provide additional purposes for such districts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law rela-

tive to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Danner
Harsh
Knight
Kremer
Moylan
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 654.

A BILL FOR AN ACT to amend sections 68-602, 68-603, 68-608, and 68-609, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to increase the powers and duties of the State of Nebraska in administering the provisions of the Social Security Act as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Danner
Harsh
Keyes
Knight
Kremer
Moylan
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 726.

A BILL FOR AN ACT to amend sections 48-412, 48-413, 48-414, 48-415, 48-416, and 48-434, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to provide that the Commissioner of Labor be the administering official over health and safety regulations; to provide for the adoption of a building construction safety code as prescribed; to provide for and increase penalties; to provide for enforcement of such regulations as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Danner
Harsh
Knight
Kokes
Kremer
Moylan
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 754.

A BILL FOR AN ACT relating to labor; to require safety precautions in connection with work near high voltage lines; to make certain acts unlawful; and to provide a penalty.

Whereupon the President stated: "All provisions of the law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 8:

Danner
Harsh
Knight
Kokes
Kremer
Moylan
Schmit
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 931. With emergency.

A BILL FOR AN ACT to amend section 79-488.01, Reissue Revised Statutes of Nebraska, 1943, relating to school buses; to increase the maximum speed for school buses as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney
Moulton
Nore
Pedersen
Proud
Reynolds
Robinson

Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Holmquist
Orme
Waldron

Not voting, 9:

Budd
Danner
Harsh
Knight
Kremer
Marvel
Moylan
Schmit
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 988. With emergency.

A BILL FOR AN ACT to amend section 72-240.21, Revised Statutes Supplement, 1967, relating to state lands; to provide that the state shall have a lien for unpaid rent on school lands; to provide for forfeiting rights to improvements when a school land lease is forfeited for failure to pay rent; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Budd
Carpenter
Danner
Harsh
Knight
Kremer
Moylan
Schmit
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 209.

A BILL FOR AN ACT to amend section 68-1007, Revised Statutes Supplement, 1967, relating to assistance to the aged, blind, or disabled; to provide for the disregarding of additional income in determining eligibility; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Bloom
Burbach
Clark
Craft
Duis
Elrod
Hasebroock
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney
Moulton
Pedersen
Proud
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 10:

Adamson
Batchelder
Holmquist
Johnson
Marvel
Nore
Orme
Reynolds
Warner
Wylie

Not voting, 11:

Budd
Carpenter
Carstens
Danner
Harsh
Knight
Kremer
Moylan
Robinson
Schmit
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member's Birthday

Mr. Ziebarth announced that tomorrow is Mr. Duis's Birthday. The members sang Happy Birthday to him.

Visitors

Mr. Wallwey introduced 23 6th grade students from Winside Public School, Winside; Mrs. Lena Miller, teacher, 5 mothers and bus driver.

Mr. Stull introduced his wife and son, David.

UNANIMOUS CONSENT — Withdraw Name

Mr. Carstens asked unanimous consent to withdraw his name from LB 1216. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
1328	Re-referred from Agriculture and Recreation to Labor
1329	Re-referred from Agriculture and Recreation to Labor
1353	Re-referred from Agriculture and Recreation to Urban Affairs
1356	Re-referred from Agriculture and Recreation to Urban Affairs
LR 39	Judiciary

(Signed) John E. Everroad,
Lieutenant Governor

STANDING COMMITTEE REPORT

Committee on Committees

April 23, 1969

Mr. President:

The Committee on Committees desires to report they have appointed the following members to be a part of the Conflict of Interest Committee as provided in LB 75: The Attorney General who is an elected official named in Article IV, Constitution of Nebraska; two lay people who are Dr. Robert Palmer and Mr. David Osterhout. The Committee suggests that the appointments be confirmed by this Legislative Body and suggests a record vote on each confirmation.

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report. The motion prevailed.

Vote on Attorney General

Voting in the affirmative, 38:

Adamson
Batchelder
Bloom
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Marvel
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Budd
Carpenter
Danner
Harsh
Knight
Kremer
Mahoney
Moylan
Nore
Schmit
Wallwey

Having received a majority of the votes of all members, the President declared the appointment of the Attorney General confirmed.

Vote on Dr. Palmer

Voting in the affirmative, 36:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Marvel
Moulton
Nore
Pedersen
Proud
Reynolds
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Carpenter
Clark
Danner
Harsh
Klaver
Knight
Kremer
Mahoney
Moylan
Orme
Robinson
Schmit
Skarda

Having received a majority of the votes of all members, the President declared the appointment of Dr. Palmer confirmed.

Vote on Mr. Osterhout

Voting in the affirmative, 37:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Marvel
Moulton
Nore
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Clark
Danner
Elrod
Harsh
Klaver
Knight
Kremer
Mahoney
Moylan
Orme
Schmit
Skarda

Having received a majority of the votes of all members, the President declared the appointment of Mr. Osterhout confirmed.

Member Excused

Mr. Elrod asked unanimous consent to be excused for thirty minutes. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 539. Replaced on Select File as amended.

E and R amendments to LB 539:

1. In section 3, lines 15 and 21, strike *"Director"* and insert *"Commissioner"*.

2. In section 10, line 3, strike *"2 to 9"* and insert *"3 to 8"*.

LEGISLATIVE BILL 516. Replaced on Select File as amended.

E and R amendment to LB 516:

1. In section 1, line 24, insert *"and"* before *"shall"*.

LEGISLATIVE BILL 477. Placed on Select File as amended.

E and R amendments to LB 477:

1. In section 1, lines 10 and 11, strike *"who is not a township justice of the peace"*; and in line 12, strike the comma.

2. In the title, strike lines 4 and 5 and insert "to require a filing by the Nebraska State Patrol; to provide for audits of justices of the peace and the filing thereof; and to repeal the ori-".

LEGISLATIVE BILL 908. Placed on Select File as amended.

E and R amendments to LB 908:

1. In section 4, line 22, strike "and" and insert "or".

2. In the title, strike lines 3 and 4 and insert "restoration of civil rights of a convicted felon; to provide for setting aside of convictions, except as prescribed, and the effect thereof; and to declare an emergency.".

LEGISLATIVE BILL 791. Placed on Select File as amended.

E and R amendment to LB 791:

1. In section 1, line 22, strike *"government"* and insert *"governmental"*; and in line 25, insert *"the"* after *"and"*.

LEGISLATIVE BILL 1262. Placed on Select File as amended.

E and R amendments to LB 1262:

1. In section 1, line 49, strike "said sections" and insert "~~said~~ sections *19-901 to 19-914*".

2. In section 2, line 52, strike "above mentioned" and insert "~~above mentioned~~ *above-mentioned*".

LEGISLATIVE BILL 1272. Placed on Select File as amended.

E and R amendment to LB 1272:

1. In section 1, lines 4 to 6, strike the quotation marks and show the same as stricken; and at the end of line 6, insert a period as in the statutes.

LEGISLATIVE BILL 1273. Placed on Select File as amended.

E and R amendment to LB 1273:

1. In section 2, line 4, insert "*construction of malls and plazas and the landscaping and permanent facilities thereof,*" after the second comma.

LEGISLATIVE BILL 1210. Placed on Select File as amended.

E and R amendment to LB 1210:

1. In the title, line 5, insert "areas for" after "regulate"; in line 6, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 660. Placed on Select File as amended.

E and R amendment to LB 660:

1. In the title, line 4, insert "rights, privileges, and" after "his".

LEGISLATIVE BILL 361. Placed on Select File as amended.

E and R amendment to LB 361:

1. In the title, line 3, insert "to provide for protection of rights of stockholders;" after the semicolon.

LEGISLATIVE BILL 696. Placed on Select File as amended.

E and R amendments to LB 696:

1. In standing committee amendment 1, line 6, strike "these" and insert "such".

2. In the title, line 2, strike "and"; and in line 3, strike "the".

LEGISLATIVE BILL 515. Correctly engrossed.

LEGISLATIVE BILL 712. Correctly engrossed.

LEGISLATIVE BILL 895. Correctly engrossed.

LEGISLATIVE BILL 1013. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 40

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 658 (cancelled) Wednesday, May 7, 1969	2 p.m.
LB 659 (cancelled) Wednesday, May 7, 1969	2 p.m.
LB 658 (re-set) Thursday, May 1, 1969	2 p.m.
LB 659 (re-set) Thursday, May 1, 1969	2 p.m.

(Signed) Rick Budd, Chairman

STANDING COMMITTEE REPORTS

Labor

LEGISLATIVE BILL 1085. Placed on General File.

LEGISLATIVE BILL 1197. Placed on General File as amended.

Standing Committee amendments to LB 1197:

1. In section 1, subsection (2), line 20, and in subsection (3), line 27, delete *"0.10"* and insert *"0.13"*.

2. In section 2, subsection (2), line 6, delete *"ten-hundredths"* and insert *"thirteen-hundredths"*.

LEGISLATIVE BILL 1270. Placed on General File.

LEGISLATIVE BILL 1283. Placed on General File.

(Signed) Donald Elrod, Chairman

Judiciary

LEGISLATIVE BILL 719. Placed on General File as amended.

Standing Committee amendments to LB 719:

1. Insert a new section 2 to read as follows:

"Sec. 2. When a person has been convicted in any court in this state of any moving traffic offense, the court may, in addition to the penalty provided by law for such offense and as a part of the judgment of conviction, or as a condition of probation, require such person, at his expense, if any, to attend and satisfactorily complete a

course of instruction at a driver improvement school if such school exists, located and operating within the county of such person's residence, or within the jurisdiction of such court. Such school shall be designated by the court in its order and shall provide instruction in the recognition of hazardous traffic situations and prevention of traffic accidents."

2. Renumber original section 2 as section 3.

3. Insert a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval according to law."

LEGISLATIVE BILL 720. Placed on General File as amended.

Standing Committee amendment to LB 720:

1. In section 1, line 2 strike "or primary" and insert ", primary or first", line 2 strike "may" and insert "shall", and strike lines 10 and 11 and insert "manner provided by sections 26-1,106 and 29-612, Reissue Revised Statutes of Nebraska, 1943. The transcript, and any part thereof, shall be admitted as evidence in the district court when offered by the plaintiff or the defendant.".

LEGISLATIVE BILL 937. Placed on General File.

LEGISLATIVE BILL 950. Placed on General File as amended.

Standing Committee amendments to LB 950:

1. In section 3, strike lines 1 through 11 and insert the following:

"Sec. 3. Following receipt of such certification, the Governor shall appoint a public defender for the district and fix his compensation, which shall be not less than nine thousand five hundred dollars nor more than eighteen thousand five hundred dollars per year. The salary and all expenses, including trial expense and expert witness fees, of the judicial district public defender shall be paid out of funds appropriated to the office of Governor for that purpose."

2. In section 4, strike lines 7 and 8 and insert the following:

"employ at one or more locations necessary assistants and other employees and, with the approval of the Governor, fix their compensation."

3. In section 6, strike lines 1 through 5 and insert the following:

"Sec. 6. Such judicial district public defender shall be a lawyer duly admitted to and engaged in the practice of law in Nebraska."

4. Add two new sections to read as follows:

"Sec. 7. The public defender shall defend all persons before the magistrate wherein a felony complaint has been filed and in district court for any offense which is capital or punishable by imprisonment in the Nebraska Penal and Correctional Complex, if the accused has not the ability to procure counsel. He shall also represent all persons who shall be complained against before the county board of mental health, if the person complained against has not the ability to procure counsel. The public defender for judicial district No. 3 shall represent before the Supreme Court any person convicted of an offense for which the punishment adjudged is capital or imprisonment in the Nebraska Penal and Correctional Complex, if the accused has not the ability to procure counsel, except, that until a public defender is appointed for judicial district No. 3, each judicial district public defender within his district."

"Sec. 8. That sections 29-1804 and 29-1805, Revised Statutes Supplement 1967, are repealed."

LEGISLATIVE BILL 1076. Placed on General File as amended.

Standing Committee amendment to LB 1076:

1. In section 1, line 38, strike *"two hundred"* and insert *"one thousand"*.

LEGISLATIVE BILL 1102. Placed on General File as amended.

Standing Committee amendment to LB 1102:

1. In section 5, strike line 23 and show same as stricken matter.

LEGISLATIVE BILL 1103. Placed on General File as amended.

Standing Committee amendments to LB 1103:

1. In section 10, line 19, strike *"last-named registered"*, and line 20 strike *"agent of the last-named"* and insert *"last-known"*.

2. In section 11, line 1, insert "21-309," after "Sections", line 1 insert ",21-320" after "21-314", and line 3 insert ", 21-307, 21-308" after '21-306".

LEGISLATIVE BILL 1104. Placed on General File as amended.

Standing Committee amendments to LB 1104:

1. In section 4, line 6 insert *"office and the name and street address of the initial registered"* after *"registered"*.

2. In section 8, line 14 strike *"stockholders"* and insert *"members"*.

3. In section 9, line 3 strike *"stockholders"* and insert *"members"*, in line 8 strike *"stockholders"* and insert *"members"*, and in line 10 strike *"stockholder"* and insert *"member"*.

4. In section 10, lines 3, 4, and 11 strike *"stockholders"* and insert *"members"*.

5. Insert a new section 13 to read as follows:

"Sec. 13. *(1) The articles of incorporation may be revised in their entirety to supersede the existing articles of incorporation as theretofore amended by an amendment to the articles of incorporation if the amendment so revising the articles of incorporation is set forth in its entirety in the notice to members entitled to vote on such amendment, and if the amendment contains the following provisions:*

(a) The name of the corporation;

(b) The period of its duration;

(c) The purpose or purposes which the corporation is authorized to pursue;

(d) A statement that the revised articles of incorporation supersede the original articles of incorporation and all amendments thereto; and

(e) The street address of the initial registered office and the name of the registered agent at such address.

The revised articles of incorporation shall be executed by the president or vice president and attested by the secretary or assistant secretary.

(2) The original and a duplicate copy of the revised articles of incorporation shall be delivered to the Secretary of State, who shall when all fees provided

by law shall have been paid:

(a) File the original in his office; and

(b) Return to the corporation or its representative the duplicate copy, stamped with the date of filing in the office of the Secretary of State.

The duplicate copy of the revised articles of incorporation bearing the date of filing in the office of the Secretary of State shall be recorded in the office of the county clerk of the county where the registered office of the corporation is located in this state.

Upon the filing and recording in the office of the Secretary of State of the original of the revised articles of incorporation, the revised articles of incorporation shall become effective and shall supersede the original or previously revised articles of incorporation as theretofore amended. No revision made as a result of the adoption of revised articles of incorporation shall affect any existing cause of action in favor of or against such corporation, or any pending suit to which such corporation shall be a party, and, in the event the corporate name shall be changed by such revised articles of incorporation, no suit brought by or against such corporation under its former name shall abate for that reason.".

6. In section 13, line 2 insert ", and also sections 21-1990 and 21-1992, Revised Statutes Supplement, 1967" after "1967".

LEGISLATIVE BILL 1187. Placed on General File.

LEGISLATIVE BILL 722. Indefinitely postponed.

(Signed) Fred W. Carstens, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 41. Re: Study of Game Commission Headquarters

Introduced by Wayne W. Ziebarth, 37th District.

WHEREAS, the Game and Parks Commission does not have adequate office space in the State Capitol, and has found it necessary to work from a number of locations in Lincoln; and

WHEREAS, numerous proposals have been made to the commission and the Legislature for a new headquarters complex; and

WHEREAS, numerous locations, in Lincoln and elsewhere in the state, have been proposed for the commission headquarters; and

WHEREAS, the Legislature has not been able to properly evaluate those proposals.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Executive Board of the Legislative Council appoint a committee to study all aspects of new headquarters for the Game and Parks Commission, including locations and methods of financing, and report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

SELECT FILE

LEGISLATIVE BILL 1040. E and R amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1227. E and R amendment found in the Legislative Journal for the Seventy-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 84. E and R amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 835. E and R amendment found in the Legislative Journal for the Seventy-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 606. E and R amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1293. E and R amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 244. E and R amendment found in the Legislative Journal for the Seventy-fourth Day was adopted.

Mr. Pedersen offered the following amendment, which was adopted by unanimous consent:

Strike in the Adamson second amendment adopted on April 21, 1969 the words *"not less than twelve nor more than eighteen"* and insert *"twelve"* before the word "members"; and strike in Section 2 all the language after the word "a" in line 4 and by all of lines 5 through 14, and by inserting the words *"a chairman and such other officers as it may desire"*.

Advanced to E and R for engrossment.

MOTION — Reconsider Action

Mr. Swanson asked unanimous consent to renew his pending motion found in the Legislative Journal for the Seventieth Day to place LB 595 on General File notwithstanding the Committee action. No objections. So ordered.

The motion lost with 15 ayes, 17 nays and 17 not voting.

Visitors

Mr. Wylie introduced a large group of students and teachers from Holt County Schools.

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 1328 (cancel)	Thursday, May 8, 1969	2:00 p.m.
LB 1329 (cancel)	Thursday, May 8, 1969	2:00 p.m.

(Signed) Willard H. Waldo, Vice-Chairman

MOTION — Mothers' March

Mr. Carpenter moved that we go on record as inviting all the mothers of the state to march, to ride, or by any method available in order that they be better informed as to what this body does that affects the public interest in any area of state government, including schools of all types and sizes, both public and private.

Mr. Carpenter requested a record vote on his motion.

Voting in the affirmative, 28:

Bloom
Budd
Carpenter
Clark
Craft
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 2:

Adamson
Whitney

Not voting, 19:

Batchelder
Burbach
Carstens
Danner
Duis
Elrod
Harsh
Knight
Kremer
Moylan
Nore
Orme
Proud
Schmit
Stull
Waldo
Waldron
Wallwey
Wylie

The motion prevailed.

Explanation of Vote

Had I been present, I would have voted "no" on the Carpenter motion.

(Signed) William M. Wylie

Visitors

Mr. Luedtke introduced Mr. Kenneth Legg of Lincoln and his parents, Mr. and Mrs. Seddon W. Legg from Nantucket Island, Massachusetts.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to have an executive session of the Budget Committee in Room 1009 at 1:30 p.m. today. No objections. So ordered.

MOTION — State Department of Welfare

Mr. Warner moved the adoption of the move of the Department of Welfare as stated in the letter on Page 1594 of the Legislative Journal.

The motion prevailed with 27 ayes, 7 nays and 15 not voting.

GENERAL FILE

LEGISLATIVE BILL 948. Considered.

Mr. Burbach offered the following amendment, which was adopted:

Amend Section 2 of the Substitute LB 948 to provide that:
For each day or part thereof that they render service as
members of the commission, the chairman of the State
Highway Commission and the three members appointed by
the Governor, shall be compensated at the rate of $20.

Advanced to E and R for review with 25 ayes, 4 nays and 20 not voting.

LEGISLATIVE BILL 1305. Reading waived. Explained.

Mr. Wylie Presiding

Mr. Burbach offered the following amendment to the Standing Committee amendment:

After "Highways" add: *"as it now exists"*.

Standing Committee amendment found in the Legislative Journal for the Seventy-first Day was adopted as amended.

Mr. Carpenter moved to indefinitely postpone.

Motion pending.

Visitors

Mr. Adamson introduced 11 5th thru 8th grade students from Pleasant View School, Newport, Nebraska and Carol Heyden, teacher.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 1353	Wednesday, April 30, 1969	2:00 p.m.
LB 1356	Wednesday, April 30, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

Labor

LB 1328	Wednesday, April 30, 1969	2:00 p.m.
LB 1329	Wednesday, April 30, 1969	2:00 p.m.

(Signed) Donald Elrod, Chairman

Banking, Commerce and Insurance

LB 1117	Monday, May 5, 1969	2:00 p.m.
LB 1123	Monday, May 5, 1969	2:00 p.m.
LB 1125	Monday, May 5, 1969	2:00 p.m.
LB 1126	Monday, May 5, 1969	2:00 p.m.
LB 1127	Monday, May 5, 1969	2:00 p.m.
LB 1130	Monday, May 5, 1969	2:00 p.m.
LB 1132	Monday, May 5, 1969	2:00 p.m.
LB 1133	Monday, May 5, 1969	2:00 p.m.
LB 1134	Monday, May 5, 1969	2:00 p.m.
LB 1140	Monday, May 5, 1969	2:00 p.m.
LB 1141	Monday, May 5, 1969	2:00 p.m.
LB 1142	Monday, May 5, 1969	2:00 p.m.
LB 1143	Monday, May 5, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1379. Introduced at the Request of the Governor by William F. Swanson, 27th District.

A BILL FOR AN ACT relating to criminal procedure; to provide for setting aside adjudication of delinquency of minors in certain cases as prescribed; and to provide for determination of records.

UNANIMOUS CONSENT—Print in Journal

Mr. Elrod asked unanimous consent to have the following amendments to LB 539 printed in the Journal. No objections. So ordered.

1. Amend the Carpenter amendment 1, adopted April 17, 1969, section 2, line 3 by inserting "*five*" after "two", reinstate the stricken word "dollars", lines 3 and 4 by striking the new matter, and lines 51 and 52 by reinstating the stricken matter.

2. Amend the Carpenter amendment 1, adopted April 17, 1969, section 3 by striking lines 4 to 14 and inserting:

"FIRST FULL-MONTHS SALARY OR WAGES	*MAXIMUM SERVICE CHARGE AS PER CENT OF GROSS MONTHLY EARNINGS*

Where such full-months salary
or wage is:

Less than $200.00	*40%*
At least 200.00 but less than $275.00	*45%*
At least 275.00 but less than 325.00	*50%*
At least 325.00 but less than 400.00	*55%*
At least 400.00 but less than 500.00	*60%*
At least 500.00, or more	*70%”.*

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 653. Indefinitely postponed.

LEGISLATIVE BILL 819. Indefinitely postponed.

LEGISLATIVE BILL 982. Indefinitely postponed.

LEGISLATIVE BILL 1331. Indefinitely postponed.

LEGISLATIVE BILL 1332. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

Adjournment

Mr. Klaver moved to adjourn. The motion prevailed with 26 ayes, 10 nays and 13 not voting and at 12 o'clock (noon) the Legislature adjourned until 9:00 a.m., Monday, April 28, 1969.

Hugo F. Srb
Clerk of the Legislature

SEVENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, April 28, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Save this moment, Oh Lord, from being merely a gesture to custom or convention, and make it a real experience for each of us in this place, as we call upon Thee for guidance and for help. We have felt Thee near and beside us in the exalted experience of worship in church; make us now to feel Thy nearness in the business of the day—the unseen Delegate, present and voting. Vote through these men and women, we pray Thee, that what they say and what they do may be in accordance with Thy will for this land that we love so much. Thou hast said: 'When ye stand praying, forgive, if ye have aught against any.' Give us the grace to lay aside all bitterness or resentment we may be keeping in our hearts, lest their acid eat into our peace and corrode our spirits. Thou hast said, 'It is more blessed to give than to receive.' Give us the grace today to think not of what we can get but of what we can give that a new spirit may come into our work with a new vision and a new purpose, that Thou wilt delight to bless. We ask these things in Thine own name and for Thy sake. Amen.

The roll was called and all members were present except Mr. Kremer, excused until 11:15 a.m. and Mr. Nore, who was excused.

Corrections for the Journal

Page 1637, line 20, correct spelling of "Clark".

Page 1638, put lines 17 thru 29 at the end of the page.

The Journal for the Seventy-sixth Day was approved as corrected.

Member Excused

Mr. Ziebarth asked unanimous consent to be excused from 10:00 a.m. to 12:00 noon, Monday, April 28, 1969. No objections. So ordered.

Message from the Governor

April 25, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 25, 1969 I approved LB 7, LB 71, LB 921, LB 994, LB 997 and LB 1073.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

UNANIMOUS CONSENT—Final Readings

Mr. Warner asked unanimous consent to limit final readings to about an hour. No objections. So ordered.

Mr. Carpenter asked unanimous consent that LB 1258 be moved to the top of final reading this morning. No objections. So ordered.

Visitors

Mr. Danner introduced Mr. John Adams, Jr., son of the late Senator John Adams. Mr. Adams spoke to the members briefly.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 370. Placed on Select File as amended.

E and R amendments to LB 370:

1. Renumber original section 3 as section 1, and in line 1 thereof strike "Sec. 3." and insert "Section 1.".

2. Renumber original sections 1 and 2 as sections 2 and 3.

3. In renumbered section 2, strike lines 1 and 2 and insert "Sec. 2. All cities, villages, and counties of this state".

4. In section 4, line 2, strike "exists" and insert "exist"; in line 4, strike ". That" and insert ", and that"; in line 18, strike "slum"; in line 32, strike "and"; and in line 39, strike "hereinafter enacted" and insert "of this act".

5. In section 5, line 25, insert "shall mean" after "operation"; in lines 26, 29, and 37, strike "it shall mean"; in lines 27 and 36, strike "In" and insert "in"; in line 36, insert "and" after the semicolon; in lines 36 and 37, strike "housing authority of"; in line 45, strike "said" and insert "such"; in line 52, strike ", which" and insert "which,"; in line 55, insert a comma before "are"; in line 62, insert "which provide" after "structures"; in lines 69, 71, 74, 75, and 78, strike the semicolon and insert a comma; in line 102, strike "lessors" and insert "lessor's"; in line 105, strike the first comma; in line 111, insert "any" after the first "or"; in line 112, strike "herein" and insert "in this subdivision"; and in line 121, strike "dwellings" and insert "dwelling".

6. The typed bill being correct, strike standing committee amendment 1.

7. In the Elrod amendment, line 2, strike "and before the word 'and' "; strike line 4 and insert "politan or primary class, or any"; in lines 10 and 12, strike "any"; in lines 10 and 11, strike "so annexing or incorporating such area"; and in line 13, strike the semicolon.

8. In section 6, line 2, strike "hereunder" and insert "under this act"; in line 5, strike "hereafter" and insert "after the effective date of this act"; in lines 5 and 6, strike "for function"; in line 9, strike "to function"; in line 10, insert "own" after "its"; in line 26, strike "unsanitary" and insert "insanitary"; in line 37, strike "hereunder" and insert "under this act"; and strike lines 40 to 45 and "case may be" in line 46 and insert "lution shall be deemed sufficient if it declares such need and makes general findings in substantially the terms of subsection (3) of this section, and no detailed findings shall be necessary".

9. In section 7, line 39, insert a comma after "expenses"; and in line 55, strike the second "a" and insert "the".

10. In section 8, lines 10 and 11, strike "the commissioner, officer, or employee, in any such event," and insert "he"; and in lines 14 and 15, strike "the commissioner, officer, or employee" and insert "he".

11. In section 9, line 5, strike "upon the following procedure:" and insert "in the manner provided in this section"; and in line 10, strike "said" and insert "such".

12. In section 10, strike lines 3 to 6 and insert "and in existence on the effective date of this act, shall have continued"; and strike line 13 and insert "the effective date of this act shall be deemed".

13. In section 11, line 1, strike "hereby"; in line 6, strike "unsanitary" and insert "insanitary"; in line 10, strike "herein granted" and insert "granted in this act"; in lines 12 and 13, strike "of same" and insert "thereof"; in line 15, strike "the powers of the authority" and insert "its powers"; in line 17, strike the comma; in line 17, strike "effect the" and insert "effectuate its"; in line 18, strike "of the authority"; in line 22, insert a comma after "extension"; in line 49, insert "or" after the third comma; in line 50, strike "contract" and insert "contracts"; in line 56, strike the semicolon and insert a comma; in line 61, insert "the" after "deposit"; in lines 67 and 75, strike "analysis" and insert "analyses"; in line 84, strike the third "or"; in line 90, strike the first "persons" and insert "person"; in line 95, strike the first comma and insert "and"; in line 101, strike "unsanitary" and insert "insanitary"; in line 108, strike the period and insert a semicolon; in line 113, strike "herein granted" and insert "granted in this section"; and in line 114 strike "provisions" and insert "provision".

14. In section 12, line 1, strike "The" and insert "A city or village"; in line 2, strike "creating" and insert "or village which created"; and in line 4, strike "said" and insert "such".

15. Amend section 13 to read as follows:

"Sec. 13. The powers of eminent domain shall be exercised in the manner provided in Chapter 76, article 7. No real property of any political subdivision or public body of the state may be so acquired without its consent.".

16. In section 14, line 7, insert a comma after "projects"; insert "which" at the end of line 9; in line 12, strike "contracted" and insert "entered into"; in line 13, strike "with" and insert "after"; in line 14, strike "turnkey"; in lines 17 and 18, strike "then in that event,"; in lines 18 and 19, strike "place advertisements to be published" and insert "advertise for public bids"; strike lines 22 and 23 and insert "are received, the contract shall be"; and in line 29, strike "turnkey".

17. In standing committee amendment 2, line 2, strike "said" and insert "such"; and in line 5, insert "after 'body' " before the period.

18. In section 16, line 5, insert "or" after "authority".

19. In section 18, lines 2 and 3, strike "manage to"; in lines 10 and 11, strike "revenues" and insert "revenue"; in lines 24 and 25, strike "Reissue Revised Statutes of Nebraska, 1943,"; strike line 29 and insert "ments of subdivisions (a) to (e) of sub-"; in line 31, strike "expended" and insert "used"; in line 37, strike "may annually be paid" and insert "payment annually"; and in line 40, strike "herein" and insert "in this section".

20. In section 19, line 17, insert a comma before the first "to"; in line 28, strike "rent paying" and insert "rent-paying"; in line 36, strike the comma and insert "or"; in line 39, strike "a"; in lines 40 and 41, strike "provided that" and insert "and".

21. In section 20, line 6, strike "relationship to" and insert "relative of"; in line 7, strike the second "to" and insert a comma; in line 22, strike the comma and insert "or".

22. In section 21, line 1, strike "The location of any" and insert "Any"; and in line 3, strike "be located upon land in" and insert "at".

23. In section 22, lines 3, 15, 19, 29, and 58, strike "said" and insert "such"; in line 28, strike "projects" and insert "project"; in lines 30 and 35, strike "should" and insert "shall"; in line 38, insert "from" after the comma; in line 46, strike "meet" and insert "comply"; in lines 61 and 62, strike "herein"; and in lines 63, 66, 69, and 70, strike "said" and insert "the".

24. In section 23, line 2, insert "the" after "further"; and in line 7, insert "that" after "demonstrating".

25. In section 24, line 12, strike "thereof" and insert a comma; in line 14, strike "herein contained" and insert "in this section"; strike line 16 and "ing" in line 17 and insert "any project or"; in line 18, strike "an" and insert "the"; in line 28, insert "or handicapped" after "elderly"; in lines 32 and 45, strike "said" and insert "such"; and in line 46, strike "said" and insert "the".

26. In section 25, line 7, strike "to support which" and insert "and"; in line 8, insert "for the payment thereof" after "thereof"; in line 10, strike "other"; and in line 11, strike "said" and insert "the".

27. In section 26, lines 9, 11, 13, and 18, strike "revenues" and insert "revenue"; in line 16, strike "contributions" and insert "contribution"; strike the comma in line 21, strike line 22 and "face," in line 23; in lines 23 and 25, insert ", village," after "city"; and in line 28, insert ", and such bonds and obligations shall so state on their face" after "authority"; in lines 40 and 42, strike "said" and insert "the"; and in line 43, strike "an" and insert "the".

28. In section 27, line 3, strike the first comma; and in line 26, strike "such commissioner and" and insert "if such commissioners or".

29. In section 28, lines 7, 12, 16, 33, and 62 strike "revenues" and insert "revenue"; insert "which" at the end of line 7; in line 42, strike the semicolon and insert a comma; in lines 60, 64, and 77, strike "said" and insert "the"; in line 66, insert "and" after the semicolon; in lines 72 and 73, strike "herein"; and in line 80, strike "herein" and insert "in this section".

30. In section 29, strike beginning with the comma in line 2 through line 3 and insert "any"; in line 6, strike "proceedings" and insert "bonds"; in line 14, strike "said" and insert "such"; and in line 15, strike "constitution" and insert "Constitution".

31. In section 30, lines 6, 8, 11, 12, and 15, strike "said" and insert "the".

32. In section 31, lines 12, 20, and 21, strike "said" and insert "the"; in line 16, strike "same" and

insert "it"; and in line 17, strike "revenues" and insert "revenue".

33. In section 32, line 3, strike "by virtue of an" and insert "on"; and in line 10, strike "revenues" and insert "revenue".

34. In section 33, line 9, strike "said" and insert "the".

35. In section 34, line 17, insert "of" after "maintaining"; and in line 19, strike "by the authority".

36. In section 36, line 3, strike "necessary moving papers" and insert "other pleading".

37. Add three new sections to read as follows:

"Sec. 38. That section 71-1503, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1503. The following terms, whenever used or referred to in sections 71-1501 to 71-1511, shall have the following respective meanings, unless a different meaning clearly appears from the context:

(1) Housing authority shall mean any housing authority created pursuant to sections ~~14-1401 to 14-1430, or sections 19-1001 to 19-1022, or any amendments thereto~~ *1 to 37 of this act*;

(2) Housing project shall mean any work or undertaking of a housing authority pursuant to said sections, or any similar work or undertaking of the federal government;

(3) State Public Body shall mean any city, town, village, county, municipal corporation, commission, district, authority, other subdivision or public body of the state;

(4) Governing body shall mean the council, county board, or other local legislative body, having charge of the affairs of the State Public Body; and

(5) Federal government shall mean the United States of America, or any agency or instrumentality, corporate or otherwise, of the United States of America.

"Sec. 39. That section 71-1509, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1509. It has been found and declared in sections ~~14-1416, 19-1002~~ *4 of this act* and 71-1502, that (1) there exist in the state housing conditions which constitute a menace to the health, safety, morals and welfare of the residents of the state; (2) these conditions necessitate excessive and disproportionate expenditures of public funds for crime prevention and punishment, public health and safety, fire and accident prevention, and other public services and facilities; (3) the public interest requires the remedying of these conditions by the creation of housing authorities to undertake projects for slum clearance and for providing safe and sanitary dwelling accommodations for persons who lack sufficient income to enable them to live in decent, safe and sanitary dwellings without overcrowding; and (4) such housing projects are for public uses and purposes, and are not used or held for profit, and are governmental functions of state concern.

"Sec. 40. That original sections 71-1503 and 71-1509, Reissue Revised Statutes of Nebraska, 1943, and also Chapter 14, article 14, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, and Chapter 19, article 10, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, are repealed.".

38. In the title, strike lines 2 to 14 and insert:

"FOR AN ACT to adopt the Nebraska Housing Authorities Law; to amend sections 71-1503 and 71-1509, Reissue Revised Statutes of Nebraska, 1943; to change internal references; and to repeal the original sections, and also Chapter 14, article 14, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, and Chapter 19, article 10, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.".

LEGISLATIVE BILL 835. Correctly engrossed.

LEGISLATIVE BILL 1040. Correctly engrossed.

LEGISLATIVE BILL 1227. Correctly engrossed.

LEGISLATIVE BILL 152. Correctly enrolled.

LEGISLATIVE BILL 209. Correctly enrolled.

LEGISLATIVE BILL 403. Correctly enrolled.

LEGISLATIVE BILL 654. Correctly enrolled.

LEGISLATIVE BILL 726. Correctly enrolled.

LEGISLATIVE BILL 754. Correctly enrolled.

LEGISLATIVE BILL 931. Correctly enrolled.

LEGISLATIVE BILL 988. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Urban Affairs

LEGISLATIVE BILL 860. Placed on General File as amended.

Standing Committee amendments to LB 860:

1. In the bill insert a new section 2 to read as follows:

"Sec. 2. That section 16-712, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-712. The city treasurer shall deposit, and at all times keep on deposit, for safekeeping, in ~~the~~ state or national banks or ~~in some of them doing business in the county in which said city is situated~~ *state or federal savings and loan associations*, of approved and responsible standing, all money collected, received or held by him as such city treasurer. ~~Any such bank located in the county may apply for the privilege of keeping such money, or any part thereof, upon the following conditions.~~ All such deposits shall be subject to payment when demanded by the city treasurer ~~on his check~~, and such deposits shall be subject to all regulations imposed by law or adopted by the city council for the receiving and holding thereof. The fact that a stockholder, director, or other officer of such ~~banking~~ institution shall also be serving as mayor, member of the city council, member of a board of public works, or as any other officer of such municipality, shall not disqualify such ~~bank~~ *institution* from acting as a depository for such municipal funds.".

2. Renumber original section 2 as section 3.

3. In renumbered section 3, line 19, strike "*banks*" and insert "*institutions*", line 27 insert "*or Federal Savings and Loan Insurance Corporation*" after "*Corporation*", and lines 27 to 34 strike the last sentence.

4. In the bill insert two new sections to read as follows:

"Sec. 4. That section 16-714, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-714. For the security of the fund so deposited, the city treasurer shall require each depository ~~bank~~ *institution* to give bond for the safekeeping and payment of such deposits and the accretions thereof, which bond shall run to the city and be approved by the mayor. Such bond shall be conditioned that such a depository shall, at the end of every quarter, render to the treasurer a statement in duplicate, showing the several daily balances, the amount of money of the city held by it during the quarter, the amount of the accretion thereto, and how credited. The bond shall also be conditioned that the depository shall pay said deposit and the accretion when demanded by the city treasurer ~~on his check~~ at any time and generally do and perform whatever may be required by the provisions of sections 16-712 to 16-715, and faithfully discharge the trust reposed in such depository. Such bond shall be as nearly as practicable in the form provided in section 77-2304; *Provided,* no person in any way connected with any depository ~~bank~~ *institution,* as officer or stockholder, shall be accepted as a surety on any bond given by the ~~bank~~ *institution* of which he is an officer or stockholder. Such bond shall be deposited with the city clerk.

Sec. 5. That section 16-715, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-715. In lieu of the bond required by section 16-714, any ~~bank making application to become a~~ depository may deposit with the city clerk, United States government bonds, bonds of the State of Nebraska or of any state whose bonds are purchased by the Board of Educational Lands and Funds of this state for investment of the Permanent School Fund, warrants of the State of Nebraska, county bonds, municipal bonds or school district bonds of any county, city, village or school district in the State of Nebraska issued under the direction of and with the approval of the Auditor of Public Accounts, bonds and debentures issued either singly or collectively by any of the twelve federal land banks, the twelve intermediate credit banks, or the thirteen banks for cooperatives under the supervision of the Farm Credit Administration, or warrants of the county or any city, village or school district in the county; *Provided,* that the penal sum of said bond or the sum of said pledge of assets may be reduced in the amount of said deposit insured by the Federal Deposit Insurance Corporation *or the Federal Savings and Loan Insurance Corporation.* The depository bank furnishing securities above described shall have the right to substitute other approved securities herein provided for in lieu of securities already pledged if it so desires at any time.".

5. Renumber original section 3 as section 6, and in such section, lines 1 and 2 strike "and 16-713" and insert ",16-712, 16-713, 16-714, and 16-715".

LEGISLATIVE BILL 1026. Placed on General File as amended.

Standing Committee amendments to LB 1026:

1. In section 6, lines 3 to 6, strike all old matter after "76-513." to the period in line 6, and show same as stricken matter and insert "*The Abstracters Board of Examiners shall be an agency of the State of Nebraska and maintain an office in the city of Lincoln, Nebraska. The board shall collect all fees and penalties provided for in sections 76-509 to 76-528 and deposit the same to the account of the Abstracters Board of Examiners in a bank in the State of Nebraska that has qualified as a depository of state funds. All persons authorized to draw on said account shall give bond in an amount satisfactory to the board. The board shall pay all expenses of operation of its department out of said account. The board shall keep an accurate record of all of its receipts and disbursements on forms approved by the Department of Administrative Services. The Governor may direct any surplus in the board's account at the end of each biennium to be transferred to the state's General Fund. At the beginning of each regular session of the Legislature, the board shall submit to the Legislature for its approval, a budget for the biennium and shall annually have an independent audit made of its fiscal operations and file the same with the Governor.*", line 11, by inserting "*not to exceed*" after "of", and line 17, by reinstating the stricken matter.

2. Add a new section to be known as section 7 as follows:

"Sec. 7. That section 76-514, Revised Statutes Supplement, 1967, be amended to read as follows:

76-514. The Attorney General shall render to the Abstracters Board of Examiners opinions on all questions of law relating to the interpretation of sections 25-1292 and 76-509 to 76-528 or arising in the administration thereof, and shall act as attorney for the board in all actions and proceedings brought by or against it under or pursuant to any of the provisions of sections 25-1292 and 76-509 to 76-528. ~~All fees and expenses of the Attorney General arising out of sections 25-1292 and 76-509 to 76-528 shall be paid out of the General Fund.~~"

3. Renumber original sections 7 to 13 as sections 8 to 14 respectively.

4. In renumbered section 14, line 4, insert ", and section 76-514, Revised Statutes Supplement, 1967" after "1943".

(Signed) Bill K. Bloom, Chairman

Government and Military Affairs

LEGISLATIVE BILL 1025. Placed on General File as amended.

Standing Committee amendments to LB 1025:

1. Insert 11 new sections to be known as sections 10 to 20 and to read as follows:

"Sec. 10. In addition to the powers granted by sections 1 to 9 of this act, any county may create an airport authority. Such authority shall be managed and controlled by a board which shall have full and exclusive jurisdiction and control over all facilities owned or thereafter acquired by such county for airport purposes. Each such board shall be a body corporate and politic, constituting a public corporation and an agency of the county for which such board is established. Each board shall consist of five members. Except for members initially appointed, members shall serve for terms of six years and shall be nominated and elected in the manner provided by law for election of nonpartisan officers of the county. Two members shall be elected at the first general election after creation of the authority, two members at the second general election after creation of the authority, and one member at the third general election after the creation of the authority. The county board creating the authority shall appoint board members to serve until their elected successors take office. Members of the board must be residents of the county for which the authority is created. Any vacancy on a board shall be filled by temporary appointment by the county board until a successor can be elected at the next general election. A member of such board may be removed from office for incompetence, neglect of duty, or malfeasance in office. An action for removal of such member may be brought, upon resolution by the county board, in the district court of the county in which the authority is located.

The members of the board shall not be entitled to compensation for their services, but shall be entitled to reimbursement of expenses paid or incurred in the performance of the duties imposed upon them by the provisions of this act. A majority of the members of the board then in office shall constitute a quorum. The board may delegate to one or more of the members, or to its officers, agents, and employees, such powers and duties as it may deem proper. The board and its corporate existence shall continue only for a period of twenty years from the date of appointment of the members thereof and thereafter until all its liabilities have been met and its bonds have been paid in full or such liabilities and bonds have otherwise been discharged. When all liabilities incurred by the authority of every kind and character have been met and all its bonds have been paid in full, or such liabilities and bonds have otherwise been discharged, all rights and properties of the authority shall pass to and be vested in the county. The authority shall have and retain full and exclusive jurisdiction and control over all projects under its jurisdiction, with the right and duty to charge and collect revenue therefrom, for the benefit of the holders of any of its bonds or other liabilities. Upon the authority's ceasing to exist all its remaining rights and properties shall pass to and vest in the county.

Sec. 11. (1) Any county creating an authority shall by resolution or resolutions, convey or transfer to it any existing airport or any other property of the city for use in connection with a project, including real and personal property owned or leased by the county and used or useful in connection therewith. In case of real property so conveyed, the title thereto shall remain in the county, but the authority shall have the use and occupancy thereof for so long as its corporate existence shall continue. In the case of personal property so conveyed, the title shall pass to the authority. Any conveyance of an existing airport shall be subject to any leases or agreements duly and validly made by the county affecting such airports or the property so conveyed; *Provided,* that any such lease or agreement which is inconsistent with the ability of the authority to issue negotiable bonds may be renegotiated by the authority.

(2) Such county may acquire by purchase or condemnation real property in the name of the county for the projects or for the widening of existing roads, streets, parkways, avenues, or highways, or for new roads, streets, parkways, avenues, or highways to a project, or partly for such purposes and partly for other county purposes, by purchase or condemnation in the manner provided by law for the acquisition of real property by such county. Such county may also close any roads, streets, parkways, avenues, or highways as may be necessary or convenient to facilitate the construction or operation of a project.

(3) Contracts may be entered into between the county and an authority, or between other political subdivisions of the State of Nebraska and such county or authority, or between each and any of them, providing for the conveyance of property to such county or authority for use in connection with a project, and for the closing of streets, roads, parkways, avenues, or highways. The amounts, terms, and conditions of payment if any shall be made by such county or authority in connection with such conveyances. Such contracts may also contain covenants by such county, or such political subdivision, as to the road, street, parkway, avenue, or highway improvements to be made by such county or such political subdivision. Any county board may authorize such contracts between the county and the authority by resolution, and no other authorization on the part of such county for such contracts shall be necessary. All obligations of such county for the payment of money to an authority incurred in carrying out the provisions of this act shall be included in and provided for by each annual budget of such county thereafter made until fully discharged. In the case of other political subdivisions of the state, such contracts shall be authorized as provided by law.

(4) An authority operating under the provisions of this act may acquire real property for a project in the name of the county in which it was established at the cost and expense of the authority by purchase or condemnation pursuant to the laws relating to the condemnation of land by counties. The authority shall have the use and occupancy of such real property so long as its corporate existence shall continue.

(5) In case an authority shall have the use and occupancy of any real property which it shall determine is no longer required for a project than, if such real

property was acquired at the cost and expense of the county, the authority shall have the power to surrender its use and occupancy thereof to the county. If such real property was acquired at the cost and expense of the authority, then the authority shall have power to sell, lease, or otherwise dispose of said real property. Such authority shall retain the proceeds of sale, rentals, or other money derived from the disposition thereof for its corporate purposes.

Sec. 12. Any authority established under the provisions of this act shall have power:

(1) To sue and be sued;

(2) To have a seal and alter the same at pleasure;

(3) To acquire, hold, and dispose of personal property for its corporate purposes;

(4) To acquire, in the name of the county, by purchase or condemnation, real property or rights or easements therein necessary or convenient for its corporate purposes, and, except as may otherwise be provided herein, to use the same so long as its corporate existence shall continue;

(5) To make by-laws for the management and regulation of its affairs, and subject to agreements with bondholders, to make rules and regulations for the use of projects, and the establishment and collection of rentals, fees, and all other charges for services or commodities sold, furnished, or supplied by such authority. Any person violating such rules shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not more than one hundred dollars, or imprisoned in the county jail not more than thirty days, or both such a fine and imprisonment;

(6) With the consent of the county, to use the services of agents, employees and facilities of the county, for which the authority may reimburse the county a proper proportion of the compensation or cost thereof, and may also use the services of the county attorney as legal advisor to the authority;

(7) To appoint officers, agents, and employees and fix their compensation;

(8) To make contracts, leases, and all other instruments necessary or convenient to the corporate purposes of the authority;

(9) To design, construct, maintain, operate, improve, and reconstruct so long as its corporate existence shall continue such projects as shall be necessary

and convenient to the maintenance and development of aviation services to and for the county in which such authority is established, including landing fields, heliports, hangars, shops, passenger and freight terminals, control towers, and all facilities necessary or convenient in connection with any such project and also to contract for the construction, operation, or maintenance of any parts thereof, or for services to be performed thereon, and to rent parts thereof and grant concessions thereon; all on such terms and conditions as the authority may determine;

(10) To include in such project, subject to zoning restrictions, space and facilities for any or all of the following: Public recreation, business, trade or other exhibitions, sporting or athletic events, public meetings, conventions, and all other kinds of assemblages, and in order to obtain additional revenues, space, and facilities for business and commercial purposes. Whenever the authority deems it to be in the public interest, the authority may lease any such project or any part or parts thereof, or contract for the management and operation thereof or any part or parts thereof. Any such lease or contract may be for such period of years as the authority shall determine;

(11) To charge fees, rentals, and other charges for the use of projects under the jurisdiction of such authority subject to and in accordance with such agreement with bondholders as may be made as hereinafter provided. Subject to contracts with bondholders, all fees, rentals, charges, and other revenues derived from any project shall be applied to the payment of operating, administration, and other necessary expenses of the authority properly chargeable to such project and to the payment of the interest on and principal of bonds or for making sinking fund payments therefor. Subject to contracts with bondholders, the authority may treat one or more projects as a single enterprise in respect of revenues, expenses, the issuance of bonds, maintenance, operation, or other purposes;

(12) To certify annually to the county board the amount of tax to be levied for airport purposes, not to exceed one mill on the dollar upon the assessed valuation of all the taxable property in such county, except intangible property, and the governing body shall levy and collect the taxes so certified at the same time and in the same manner as other county taxes are levied and collected, and the proceeds of such taxes when due and as collected shall be set aside and deposited in the

special account or accounts in which other revenues of the authority are deposited;

(13) To construct and maintain under, along, over, or across a project, telephone, telegraph, or electric wires and cables, fuel lines, gas mains, water mains, and other mechanical equipment not inconsistent with the appropriate use of such project, to contract for such construction and to lease the right to construct and use the same, or to use the same on such terms for such period of time and for such consideration as the authority shall determine;

(14) To accept grants, loans, or contributions from the United States, the State of Nebraska, or any agency or instrumentality of either of them, or the county in which such authority is established, and to expend the proceeds thereof for any corporate purposes;

(15) To incur debt and issue negotiable bonds and to provide for the rights of the holders thereof;

(16) To enter on any lands, waters, and premises for the purposes of making surveys, soundings, and examinations; and

(17) To do all things necessary or convenient to carry out the powers expressly conferred on such authorities by this act.

Sec. 13. An airport authority may in addition to the powers enumerated in section 12 of this act, encourage, foster, and promote the development of commercial and general aviation for the county which it serves, and advance the interests of such county in aeronautics and in commercial air transportation and its scheduling.

Sec. 14. Officers and employees of any board or department in or of a county may be transferred to the authority established in the county, and shall be eligible for such transfer and appointment without examination to offices and positions under the authority. Officers or employees of such county, who shall have accepted such transfer and who are at the time of such transfer members or beneficiaries of any existing pension or retirement system, shall continue to have the rights, privileges, obligations, and status with respect to such system or systems as are now prescribed by law.

Sec. 15. All income, revenues, receipts, profits, and money of an authority from whatever source derived shall be paid to the county treasurer as ex officio treasurer of the authority who shall not commingle such money with any other money under his control. Such money shall be deposited in a separate bank account or accounts and shall be withdrawn only by check or draft signed by said treasurer on requisition of the chairman of the authority or of such other person or persons as the authority may authorize to make such requisitions, approved by the board. The chief auditing officer of the county and his legally authorized representatives are hereby authorized and empowered from time to time to examine the accounts and books of such authority including its receipts, disbursements, contracts, leases, sinking funds, investments, and any other matters relating to its financial standing. Notwithstanding the provisions of this section, such authority may contract with the holders of any of its bonds as to collection, custody, securing, investment, and payment of any money of the authority, or any money held in trust or otherwise for the payment of bonds, or in any way to secure bonds, and to carry out any such contract notwithstanding that such contract may be inconsistent with the previous provisions of this section. All banks and trust companies are hereby authorized to give security for such deposits of money of authorities as shall be required by law to secure the deposit of funds of cities.

Sec. 16. (1) An authority shall have the power and is hereby authorized from time to time to issue its negotiable bonds for any corporate purpose in such amounts as may be required to carry out and fully perform the purposes for which such authority is established. Such authorities shall have power from time to time and whenever refunding is deemed expedient, to issue bonds in amounts sufficient to refund any bonds, including any premiums payable upon the redemption of the bonds to be refunded, by the issuance of new bonds, whether the bonds to be refunded have or have not matured. It may issue bonds partly to refund bonds then outstanding and partly for any other corporate purpose. The refunding bonds may be exchanged for the bonds to be refunded with such cash adjustments as may be agreed, or may be sold and the proceeds applied to the purchase, redemption, or payment of the bonds to be refunded. All bonds shall be general obligations of the authority issuing the same and shall be payable out of any revenue, income, receipts, profits, or other money of the authority, unless the authority shall expressly provide otherwise in the resolution authorizing their issuance in which event the bonds shall be limited obligations of the authority issuing the same and shall be payable only out of that part of the revenue, income, receipts, profits or other money of the authority as shall be specified by the authority in such resolution. All bonds issued pursuant to the provisions of this act shall be and are hereby made negotiable instruments within the meaning of and for all the purposes of the Uniform Commercial Code, subject only to any provisions contained in such bonds for the registration of the principal thereof.

(2) All such bonds shall be authorized by a resolution or resolutions of the board and shall bear such date or dates, mature at such time or times, bear interest at such rate or rates, not exceeding six per cent per annum, be in such denominations, be in such form either coupon or registered, carry such registration privileges, be executed in such manner, be payable in such medium of payment, at such place or places within or without the State of Nebraska, and be subject to such terms of redemption and at such redemption premiums as such resolution or resolutions may provide. The bonds may be sold at public or private sale for such price or prices as the authority shall determine; *Provided,* that the net interest cost shall not exceed six per cent per annum to maturity; *and provided further,* no redemption premium shall be considered in determining such net interest cost. No proceedings for the issuance of bonds of an authority shall be required other than those required by the provisions of this act, and the provisions of all other laws, if any, relative to the terms and conditions for the issuance, payment, redemption, registration, sale or delivery of bonds of public bodies, corporations or political subdivisions of this state shall not be applicable to bonds issued by authorities pursuant to this act.

(3) Any resolution or resolutions authorizing any bonds or any issue of bonds of an authority may contain covenants and agreements on the part of the authority to protect and safeguard the security and payment of such bonds, which shall be a part of the contract with the holders of the bonds thereby authorized, as to:

(a) Pledging all or any part of the revenue, income, receipts, profits, and other money derived by the authority issuing such bonds from the operation, management, or sale or property of any or all such projects of the authority to secure the payment of the bonds or of any issue of the bonds;

(b) The rates, rentals, tolls, charges, license fees, and other fees to be charged by the authority and the amounts to be raised in each year for the services and commodities sold, furnished, or supplied by the authority, and the use and disposition of the revenue of the authority received therefrom;

(c) The setting aside of reserves or sinking funds and the regulation, investment, and disposition thereof;

(d) Limitations on the purpose to which the proceeds of sale of any issue of bonds then or thereafter issued may be applied, and pledging such proceeds to secure the payment of bonds, or of any issue of bonds;

(e) Limitations on the issuance of additional bonds of the authority; the terms and conditions upon which such additional bonds may be issued and secured; the refunding of outstanding or other bonds;

(f) The procedure if any by which the terms of any contract with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given;

(g) Limitations on the amount of money derived from any project to be expended for operating, administrative, or other expenses of the authority; and

(h) Any other matters, of like or different character which in any way affect the security or protection of bonds of the authority.

(4) An authority shall have power from time to time to issue bond anticipation notes, referred to as notes herein, and from time to time to issue renewal notes, such notes in any case to mature not later than thirty months from the date of incurring the indebtedness represented thereby in an amount not exceeding in the aggregate at any time outstanding the amount of bonds then or theretofore authorized. Payment of such notes shall be made from any money or revenue which the authority may have available for such purpose or from the proceeds of the sale of bonds of the authority, or such notes may be exchanged for a like amount of such bonds. The authority may pledge such money or revenue of the authority, subject to prior pledges thereof, if any, for the payment of such notes, and may in addition secure the notes in the same manner as herein provided for bonds. All notes shall be issued and sold in the same manner as bonds, and any authority shall have power to make contracts for the future sale from time to time of notes on terms and conditions stated in such contracts, and the authority shall have power to pay such consideration as it shall deem proper for any commitments to purchase notes in the future. Such notes shall also be collaterally secured by pledges and deposits with a bank or trust company, in trust for the payment of said notes, of bonds in an aggregate amount at least equal to the amount of such notes and, in any

event, in an amount deemed by the issuing authority sufficient to provide for the payment of the notes in full at the maturity thereof. The authority issuing such notes may provide in the collateral agreement that the notes may be exchanged for bonds held as collateral security for the notes, or that the trustee may sell the bonds if the notes are not otherwise paid at maturity, and apply the proceeds of such sale to the payment of the notes. Such notes shall bear interest at a rate not exceeding six per cent per annum, and shall be sold at such price as shall cause an interest cost thereon of not to exceed six per cent per annum.

(5) It is the intention hereof that any pledge of revenue, income, receipts, profits, charges, fees, or other money made by an authority for the payment of bonds shall be valid and binding from the time such pledge is made; that the revenue, income, receipts, profits, charges, fees, and other money so pledged and thereafter received by the authority shall immediately be subject to the lien of such pledge without the physical delivery thereof or further act, and that the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the authority irrespective of whether such parties have notice thereof. Neither the resolution nor any other instrument by which a pledge is created need be recorded.

(6) Neither the members of a board nor any person executing bonds or notes shall be liable personally thereon or be subject to any personal liability or accountability by reason of the issuance thereof.

(7) An authority shall have power out of any funds available therefor to purchase bonds or notes of such authority. Any bonds so purchased may be held, canceled or resold by the authority subject to and in accordance with any agreements with bondholders.

Sec. 17. The State of Nebraska does covenant and agree with the holders of bonds issued by an authority that the state will not limit or alter the rights hereby vested in an authority to acquire, maintain, construct, reconstruct, and operate projects, to establish and collect such rates, rentals, tolls, charges, license fees, and other fees as may be convenient or necessary to produce sufficient revenue to meet the expense of maintenance and operation of such projects and to fulfill the terms of any agreements made with holders of bonds of the authority. The state will also not in any way impair the rights and remedies of the bondholders until the bonds together with interest thereon and with interest on any unpaid installments of interest, and all costs and expenses in connection with any action or proceedings by or on behalf of the bondholders, are fully met and discharged. The provisions of this act and of the proceedings authorizing bonds thereby shall constitute a contract with the holders of said bonds.

Sec. 18. The bonds, notes, and other obligations of an authority shall not be a debt of the State of Nebraska or of the county in which such authority is established, and neither the state nor the county shall be liable thereon, nor shall such bonds be payable out of any funds other than funds of the authority issuing same.

Sec. 19. Bonds of authorities are hereby made securities in which all public officers and bodies of this state, all municipalities and municipal subdivisions, and all other political subdivisions of this state, all insurance companies and associations and other persons carrying on an insurance business, all banks, bankers, trust companies, savings banks, and savings associations, including savings and loan associations, building and loan associations, investment companies, and other persons carrying on a banking business, all administrators, guardians, executors, trustees, and other fiduciaries, and all other persons whatsoever who are now or may hereafter be authorized to invest in bonds or other obligations of the state, may properly and legally invest funds, including capital, in their control or belonging to them. Such bonds are also hereby made securities which may be deposited with and shall be received by all public officers and bodies of this state, all municipalities and municipal subdivisions, and other political subdivisions of this state for any purpose for which the deposit of bonds or other obligations of this state is now or may hereafter be authorized.

Sec. 20. It is hereby found, determined, and declared that the creation of an authority and the carrying out of its corporate purposes is in all respects for the benefit of the people of the State of Nebraska, for the improvement of their welfare and prosperity, and for the promotion of their transportation, and is a public purpose and a matter of statewide concern, and that projects operated by authorities are essential parts of the public transportation system, and that such authorities will be performing essential governmental functions in the exercise of the powers conferred upon them by this act. The State of Nebraska covenants with the holders of such bonds that authorities shall be required to pay no taxes or assessments upon any of the property acquired by them or under their respective jurisdictions, control, possession, or supervision, or upon the activities of authorities in the operation and maintenance of projects, or upon any charges, fees, revenues, or other income received by authorities except motor vehicle fuel and aviation fuel taxes, and that the bonds and notes of authorities and the income therefrom shall at all times be exempt from taxation, except for transfer and estate taxes. This section shall constitute a covenant and agreement with the holders of all bonds and notes issued by authorities.".

2. Renumber original section 10 as section 21.

LEGISLATIVE BILL 1054. Placed on General File as amended. Standing Committee amendments to LB 1054:

1. In section 1, line 9, strike "Municipality" and insert "political subdivision"; strike "pur-" in line 10 and lines 11 to 14, and insert "by any county, city, or village pursuant to law, or any joint airport authority;".

2. In section 2, line 1 strike "municipality" and insert "political subdivision"; in lines 6 and 7 strike "municipalities" and insert "political subdivisions"; and strike beginning with "No" in line 12 through line 31.

3. In section 3, strike lines 3 to 11 and insert "Statutes Supplement, 1967: (1) The date upon which the initial board is to organize, (2) the geographic boundaries or limits of"; in line 15 strike "(4)" and insert "(3)"; and in line 18 strike "(3)" and insert "(2)" and strike "(5)" and insert "(4)".

4. In section 6, lines 1, 5, 7, 12, 31, 33, 35, 39, 41, 45, 46, and 47, strike "municipality" and insert "political subdivision"; in line 32 strike "political subdivisions" and insert "public bodies"; in line 42 and line 44 strike "political subdivision" and insert "public body"; in line 54 strike "political subdivisions" and insert "public bodies".

5. In section 7, line 27, strike "municipalities" and insert "political subdivisions"; strike lines 66 through

the period in line 77 and insert "the amount of tax to be levied for airport purposes, which tax shall not exceed one mill on the dollar upon the assessed valuation of all of the taxable property therein, except intangible property, it being intended to hereby insure that all of the taxable property, except intangible property, within each county, city, and village which has become interested in a joint airport authority, directly or indirectly, as set forth in section 2 of this act, whether at the time of the authority's initial organization or thereafter, becomes subject to taxation for the purposes of such authority."; in line 81 after "tax" insert "only"; and in line 82 after "and" insert "shall" and after "not" insert "certify any tax".

6. In section 12, line 3, strike "municipalities" and insert "political subdivisions"; and in line 5 strike "municipality" and insert "political subdivision".

(Signed) Terry Carpenter, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 152 LB 209 LB 403 LB 654 LB 726 LB 754 LB 931 LB 988

Visitors

Mr. Danner introduced 47 7th-grade students from Horace Mann School, Omaha; Mr. Richard Thompson, teacher and Jim Robinette and Roger Clark, sponsors.

Mr. Proud introduced 24 seniors from Bennington High School, Bennington, Nebraska along with Wes Schnack, teacher and the bus driver.

Mr. Budd introduced 8 pupils and 5 mothers from District # 35, Otoe County, Nebraska with teacher, Mrs. Norma Moyer.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1258. With emergency.

A BILL FOR AN ACT to amend sections 44-111.01, 44-113, 44-114, 44-133, 44-134, 44-137.08, 44-158, 44-213.06, 44-222.02, 44-224.01, 44-222.09, 44-238, 44-319.01, 44-352, 44-360, 44-367, 44-368, 44-388, 44-511, 44-512, 44-710, 44-711, 44-751, 44-752, 44-766, 44-767, 44-1030, 44-1032, 44-1212, 44-1440, 44-1713, and 44-1907, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for the contents of the annual report by the Department of Insurance to the Governor; to provide for fees and charges as prescribed; to provide for an appeal as prescribed; to provide for notice and hearing as prescribed; to redefine terms; to provide for expenses of witnesses; to provide for the renewal of certificates of authority as prescribed; to change internal references; to repeal the original sections, and also section 44-768, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Batchelder
Kremer
Nore

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 774.

A BILL FOR AN ACT to amend sections 60-432, 60-434, 60-452, and 60-452.01, Reissue Revised Statutes of Nebraska, 1943, relating to the state patrol; to designate one of the subordinate officers of the Nebraska State Patrol as lieutenant colonel; to provide duties for the lieutenant colonel; to change retirement conditions and benefits as prescribed; and to repeal the original sections.

Whereupon the President stated; "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 5:

Kokes
Kremer
Marvel
Nore
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 831. Laid over at the request of Mr. Holmquist.

LEGISLATIVE BILL 15.

A BILL FOR AN ACT to amend sections 48-801, 48-804, 48-810, 48-811, 48-816, and 48-818, Reissue Revised Statutes of Nebraska, 1943, relating to the Court of Industrial Relations; to enlarge the court and extend its jurisdiction as prescribed; to provide for organization of public employees and collective bargaining rights; and to repeal the original sections and also sections 48-810.02, 48-820, and 48-824 to 48-836, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Bloom
Carpenter
Carstens
Danner
Elrod
Keyes
Klaver
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Warner

Voting in the negative, 19:

Adamson
Batchelder
Budd
Burbach
Clark
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Stull
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 3:

Kremer
Nore
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1258. Correctly enrolled.
(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 1258

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 1041. Placed on General File as amended.

Standing Committee amendments to LB 1041:

1. Amend section 1 by reinstating all stricken matter.

2. In section 1, line 33, following the word "hundred", insert "and ten".

3. In section 1, line 35, following the word "handicapped", insert "or emotionally disturbed".

LEGISLATIVE BILL 1005. Indefinitely postponed.

(Signed) Elmer Wallwey, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 42. Re: In Memory of O. Edwin Schultz

Introduced by William M. Wylie, 40th District and Elvin Adamson, 43rd District.

WHEREAS, O. Edwin Schultz of Elgin, Nebraska, served in the Senate of the Bicameral Legislature in 1935, and in the Unicameral Legislature for the years 1937, 1939, and 1945; and

WHEREAS, after serving in the Legislature, O. Edwin Schultz became President of the State Board of Agriculture and later was elected Secretary, which position he held until the time of his retirement; and

WHEREAS, O. Edwin Schultz died April 25, 1969.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. The Legislature extends its sympathy to the survivors of O. Edwin Schultz.

2. That the members of the Legislature stand for a moment of silent tribute to his memory.

3. That a copy of this resolution be sent to the family of O. Edwin Schultz.

Mr. Wylie asked unanimous consent to suspend the rules to consider LR 42 today. No objections. So ordered.

LR 42 was adopted by unanimous consent.

The members stood for a moment of silence in memory of Mr. Schultz.

MOTIONS—Introduce Bills

Mr. Wylie moved the introduction of a new bill by the Committee on Miscellaneous Subjects, to be known as LB 1380.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1381.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1380. By Committee on Miscellaneous Subjects, Harold T Moylan, 6th District, Chairman; Fred W. Carstens, 30th District; Bill K. Bloom, 20th District; Richard F. Proud, 12th District; Ellen E. Craft, 45th District and Herbert J. Duis, 39th District.

A BILL FOR AN ACT relating to the Nebraska State Historical Society; to authorize the society to acquire and maintain property known as the Neligh Mills.

LEGISLATIVE BILL 1381. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William F. Swanson, 27th District; Eugene T. Mahoney, 5th District; William R. Skarda, Jr., 7th District; Robert L. Clark, 47th District and Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to crimes and punishments; to define terms; to prohibit the disruption of the administration or operations of federally assisted educational institutions; to provide for penalties; and to declare an emergency.

UNANIMOUS CONSENT—Withdraw Bill

Mr. Proud asked unanimous consent to withdraw LB 1133.

Laid over.

REFERENCE COMMITTEE REPORT

LB	Committee
1379	Judiciary

(Signed) John E. Everroad,

Lieutenant Governor

SELECT FILE

LEGISLATIVE BILL 539. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

The Elrod pending amendment found in the Legislative Journal for the Seventy-sixth Day was adopted by unanimous consent.

Laid over until May 5 at the request of Mr. Elrod.

LEGISLATIVE BILL 516. E and R amendments found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 477. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 908. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 791. E and R amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1262. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1272. E and R amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1273. E and R amendment found in the

Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1210. E and R amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 660. E and R amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 361. E and R amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 696. E and R amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 573. Indefinitely postponed

LEGISLATIVE BILL 1342. Indefinitely postponed.

LEGISLATIVE BILL 1341. Placed on General File as amended.

Standing Committee amendments to LB 1341:

1. In section 1, line 5, strike "*thirteen*" and insert "*sixteen*".

2. In section 2, lines 6 to 17, strike the new matter and reinstate the stricken matter; strike lines 18 to 39 and insert the following:

"(7) The counties of ~~Greeley~~, Boone, Platte, Colfax, Nance, *Merrick*, Polk, and Butler;

(8) The counties of Boyd, Holt, Wheeler, Antelope, Pierce, Madison, ~~and~~ Stanton, *Keya Paha, Brown, and Rock;*

(9) The counties of Adams, Clay, Webster, ~~and~~ Nuckolls *, Hamilton, and that portion of Hall lying south of the Platte River*;

(10) The counties of Howard, ~~Merrick, Hall and Hamilton~~ *Greeley, Garfield, Loup, Blaine, Custer, Sherman, Dawson, Buffalo, and that portion of Hall lying north of the Platte River*;

(11) The counties of Gosper, Phelps, Kearney, Furnas, Harlan, and Franklin;

~~(12) The counties of Dawson, Buffalo, and Sherman;~~

~~(13) The counties of Blaine, Loup, Garfield, Custer, and Valley;~~

~~(14) The counties of Keya Paha, Brown, Rock, and Cherry;~~

(12) The counties of Cherry, Sheridan, Dawes, Sioux, Box Butte, and Morrill;

(13) The counties of Scotts Bluff and Banner;

(14) The counties of Kimball, Garden, Cheyenne, and Deuel;".

3. In section 2, reinstate the stricken matter in lines 40 through "Lincoln" in line 43, and in line 41 after the semicolon insert "*and*".

4. Strike sections 3 to 8 and insert a new section to be known as section 3 and to read as follows:

"Sec. 3. That original sections 79-2201 and 79-2202, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

(Signed) Lester Harsh, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 669. Placed on General File.

LEGISLATIVE BILL 769. Placed on General File as amended.

Standing Committee amendments to LB 769:

1. Strike section 1.

2. Renumber sections 2 and 3 as sections 1 and 2, respectively.

3. In renumbered section 2, lines 4 and 5 strike the new matter, lines 18 to 20 strike the new matter and reinstate the stricken matter.

4. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. That section 81-2,162.07, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2,162.07. (1) It shall be the duty of the director, who may act through his authorized agent, to sample, inspect, make analyses of and test commercial fertilizers distributed within this state at such time and place and to such an extent as he may deem necessary to determine whether such commercial fertilizers are in compliance with the provisions of sections 81-2,162.01 to 81-2,162.22. The director, individually or through his agent, is authorized to enter upon any public or private premises during regular business hours in order to have access to commercial fertilizers subject to the provisions of sections 81-2,162.01 to 81-2,162.22 and the rules and regulations pertaining thereto.

(2) The methods of analysis shall be those adopted by the director similar to those of the Association of Official Agricultural Chemists.

(3) The director, in determining for administrative purposes whether any commercial fertilizer is deficient in plant food, shall be guided solely by the official sample as defined in subdivision (9) of section 81-2,162.02, and obtained and analyzed as provided for in subsection (2) of this section.

(4) The results of official analysis of any commercial fertilizer, which has been found to be subject to penalty or other legal action, shall be forwarded by the director to the registrant at least ten days before the report is submitted to the purchaser. If during that period no adequate evidence to the contrary is made available to the director, the report shall become official. Upon request *made within ninety days of the analysis,* the director shall furnish to the registrant a portion of any sample found subject to penalty or other legal action. *Following expiration of the ninety-*

day period, the director may dispose of said sample or samples.".

5. In section 4, line 1 strike "81-2,162.02," and in line 2 strike "and" and insert ", and 81-2,162.07" after "81-2,162.06".

LEGISLATIVE BILL 771. Placed on General File.

(Signed) M. A. Kremer, Chairman

Presented to the Governor

Presented to the Governor for approval on April 28, 1969, at 10:40 a.m.: LB 1258

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

JUDICIARY

LB 1379	Monday, May 5, 1969	2:00 p.m.
LR 39	Monday, May 5, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

UNANIMOUS CONSENT — Change of Order

Mrs. Orme asked unanimous consent to take up LB 893 on General File after LB 1305. No objections. So ordered.

Mr. Warner asked unanimous consent to take up LB 1365 and LB 1368 on General File after LB 893 and then revert to underlined bills. No objections, So ordered.

GENERAL FILE

LEGISLATIVE BILL 1305. Considered.

Mr. Carpenter asked unanimous consent to withdraw his pending motion to indefinitely postpone. No objections. So ordered.

Mr. Harsh offered the following amendment:

In line 4, reduce 20 million to 10 million.

Amendment pending.

Mr. Carpenter asked unanimous consent to have the following amendments printed in the Journal. No objections. So ordered.

1. Insert two new sections to read as follows:

"Sec. 2. The proceeds of the sale of bonds authorized by section 1 of this act are hereby appropriated to the Highway Cash Fund of the Department of Roads, for the biennium ending June 30, 1971, for expenditure for the construction of highways, as defined in Legislative Bill 948, Eightieth Session, Nebraska State Legislature 1969, with first priority on the use thereof to be for completion of the Nebraska portion of the National System of Defense and Interstate Highways as it now exists.

Sec. 3. The Director of Administrative Services shall draw his warrants upon the Highway Cash Fund for, but never in excess of, the amount herein appropriated upon presentation of proper vouchers. The State Treasurer shall pay such warrants out of the Highway Cash Fund.".

2. Renumber original section 2 as section 4.

Mr. Carpenter asked unanimous consent that the members meet at 7:30 p.m. with members of the Highway Department to discuss LB 1305. No objections. So ordered.

Laid over until Wednesday, April 30.

Member Excused

Mr. Kennedy asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 893. Considered.

Mr. Waldron offered the following amendments, which were adopted:

1. Insert a new section to be known as section 1 and to read as follows:

"Section 1. That section 60-320, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-320. (1) Each licensed dealer in motor vehicles or dealer in trailers as defined in section 60-1401, doing business in this state in lieu of the registering of each motor vehicle or trailer which such dealer owns of a type otherwise required to be registered, or any employee of such dealer, may (a) operate or move the same upon the streets and highways of this state solely for purposes of transporting, testing, demonstrating, or use in the ordinary course and conduct of his business as a motor vehicle or trailer dealer, including the personal or private use of such dealer or his employee, or (b) sell the same without registering each such motor vehicle or trailer upon the condition that any such vehicle display thereon, in the manner prescribed in section 60-323, dealer number plates as provided for in subsection (2) of this section. In no event shall such plates be used on trucks or truck-tractors or trailers hauling other than automotive or trailer equipment. Motor vehicles or trailers owned by such dealer, and bearing such dealer number plates, may be driven upon the streets and highways for demonstration purposes by any prospective buyer thereof for a period of forty-eight hours. Upon delivery of such motor vehicle or trailer to such prospective buyer for demonstration purposes, the dealer shall deliver to the prospective buyer a card or certificate giving the name and address of the dealer, the name and address of the prospective buyer, and the date and hour of such delivery. The car or certificate shall be in such form as shall be prescribed by the Department of Motor Vehicles and shall be carried by such prospective buyer while driving such motor vehicle or pulling such trailer. Finance companies, as defined in subdivision (22) of section 60-1401, licensed to do business in this state may, in lieu of registering each motor vehicle or trailer repossessed, upon the payment of a fee of ten dollars, make an application to the Department of Motor Vehicles for a repossession certificate and one repossession plate. Additional certificates and repossession plates may be procured for a fee of ten dollars each. Such repossession plates may be used only for moving motor vehicles or trailers on the streets and highways for the purpose of repossession, demonstration, and disposal of such motor vehicles or trailers repossessed. Such repossession plates shall be of the same size and material as the normal motor vehicle license plates and shall be prefixed with a large letter R and be serially numbered from 1 to distinguish them from each other. Such plates shall be displayed only on the rear of a repossessed motor vehicle or trailer. The certificate shall be displayed on demand for any motor vehicle or trailer being operated on a repossession plate. Finance companies shall be entitled to a dealer number plate only in the event such company has qualified as a motor vehicle dealer under the provisions of Chapter 60, article 14.

(2) Any licensed dealer may upon payment of a fee of eight dollars make an application to the county treasurer of the county in which his place of business is located for a certificate and one dealer number plate. One additional dealer number plate may be procured for each ten vehicles sold in the last previous year for a fee of eight dollars each; *Provided,* where a new applicant applies for a license, the county treasurer may issue additional number plates when the dealer furnishes satisfactory proof for a need of additional number plates. Such additional dealer number plates shall, in addition to all other numbers and letters required by sections 60-311.02 and 60-311.04, bear such mark or number as will distinguish such plates one from another. Subject to all provisions of law relating to motor vehicles and trailers not inconsistent with this section, any person, firm, or corporation holding a dealer's license issued pursuant to the laws of this state and who is regularly engaged within this state in the business of buying and selling motor vehicles and trailers and who regularly maintains within this state an established place of business, who desires to effect delivery of any motor vehicle or trailer bought or sold by him from the point where purchased or sold to points within or outside this state may, solely for the purpose of such delivery by himself, agent, or bona fide purchaser drive such motor vehicle or pull such trailer on the highways of this state without charge or registration of such vehicle or trailer; *Provided, the provisions of this subsection relating to In Transit registration shall not apply to purchasers of trucks, who shall operate such trucks only for the purpose of securing registration for such trucks and only from the place of sale or from the purchaser's residence or place of business to the office of the county treasurer using the most direct route available during hours when such office is open for business.* There shall be displayed on the front and rear windows of such motor vehicle and displayed on the front and rear of each such trailer a decal on which shall be plainly printed in black letters not less than two inches high the words In Transit and a registration number, which registration number shall be different for each pair of decals issued, and the form of such decal and the numbering system shall be as prescribed by the Department of Motor Vehicles. Each dealer issuing such decals shall keep a record of

the registration number of each pair of decals on the invoice of such sale. Such transit decal shall allow such owner to operate the motor vehicle or pull such trailer for a period of fifteen days in order to effect proper registration of the new or used motor vehicle or trailer. Where any person, firm, or corporation has had a motor vehicle or trailer previously registered and license plates assigned to such person, firm, or corporation, such owner may operate the motor vehicle or pull such trailer for a period of fifteen days in order to effect transfer of plates to the new or used motor vehicle or trailer. Upon demand of proper authorities, there shall be presented by the person in charge of such motor vehicle or trailer, for examination, a duly executed bill of sale therefor, a certificate of title, or other satisfactory evidence of the right of possession by such person of such motor vehicle or trailer.

(3) Any transporter doing business in this state may, in lieu of registering each motor vehicle or trailer which such transporter is transporting, upon payment of a fee of ten dollars, make an application to the Department of Motor Vehicles for a transporter's certificate and one transporter number plate. Additional certificates and plates may be procured for a fee of ten dollars each. Such transporter number plates may be the same size as plates issued for motorcycles, and shall bear thereon a mark to distinguish them as transporter plates, and shall be serially numbered so as to distinguish them from each other. Such plates may only be displayed upon the front of a driven vehicle of a lawful combination or upon the front of a motor vehicle driven singly or upon the rear of a trailer being pulled. The certificate shall be issued in duplicate, and the original thereof shall be kept on file by the transporter, and the duplicate shall be displayed upon demand by the driver of any vehicle or trailer being transported. A transporter plate or certificate may not be displayed upon a work or service vehicle, except that where a properly registered truck or tractor being a work or service vehicle is in the process of towing or drawing a trailer or semitrailer including a cabin trailer, which itself is being delivered by the transporter, then the said registered truck or tractor shall also display a transporter plate upon the front thereof. The applicant for a transporter plate shall keep, for three years, a record of each vehicle transported by him hereunder, and such record

shall be available to the department for inspection. Each applicant hereunder must file proof of his status as a bona fide transporter.

(4) It shall be the duty of all law enforcement officers to arrest and prosecute all violators of the provisions of subsection (1), (2), or (3) of this section and see that they are properly prosecuted according to the provisions of the law. Any person, firm, or corporation, including any motor vehicle or trailer dealer, who fails to comply with the provisions of subsection (1), (2), or (3) of this section shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than twenty-five dollars nor more than one hundred dollars, and in addition thereto pay the county treasurer any and all motor vehicle and trailer taxes due had the motor vehicle or trailer been properly registered according to law. When any motor vehicle or trailer dealer's license has been revoked, or otherwise terminated, it shall be the duty of such dealer to immediately surrender to the Department of Motor Vehicles any dealer number plates issued to him for the current year. Failure of such dealer to immediately surrender such dealer license plates to the department upon demand by the department shall be unlawful.".

2. Renumber original sections 1 and 2 as sections 2 and 3; in renumbered section 2, line 1, strike "Section" and insert "Sec."; in renumbered section 3, line 1, strike "section" and insert "sections 60-320 and", and in line 2, strike "is" and insert "are".

Mr. Wylie Presiding

Mrs. Orme offered the following amendment, which was adopted:

Add the emergency clause.

President Everroad Presiding

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1365. Reading waived. Explained.

Mr. Marvel offered the following amendments, which were adopted:

	Total Appropriation By Program	Fund Distribution		Federal (F) Fund Estimated
		General (G) Fund	Cash (C) Fund Estimated	
1. Amend section 2 of the bill by striking lines 9 and 10 and inserting:				
	“81,145,546	*25,646,896*		*55,498,650*
(2) Program No. 522 - Child Welfare Services	~~945,422~~ *1,046,246*	~~243,647~~ *344,471”.*		701,775
2. Amend section 2 of the bill by striking line 42 and inserting·	*$88,648,293*	*$27,189,609*		*$61,403,934”.*

1. Amend the bill by adding a new section to be known as section 1 and to read as follows:

"Section 1. That Laws 1967, Chapter 376, section 3, be amended to read as follows:

Sec. 3. That section 4, Legislative Bill 922, Seventy-seventh Session, Nebraska State Legislature, 1967, be amended to read as follows:

	Total Appropriation By Program	Fund Distribution		
		General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
Sec. 4. Governor - Agency No. 7				
(1) Program No. 021 - Office of the Governor	$172,740	$172,740		
(2) Program No. 151 - Governor's Mansion	40,174	40,174		
(3) Program No. 504 - Nebraska Joint State Boundary Commission	1,500	1,500		
(4) Program No. 560 - Emergency Fire Fighting	10,000	10,000		
(5) Program No. 331 - Interstate Oil and Gas Compact	968	968		
~~(6) Program 191 - Deputy Sheriffs - Indian Affairs~~	73,300	73,300		

	Total Appropriation By Program	Fund Distribution		Federal (F) Fund Estimated
		General (G) Fund	Cash (C) Fund Estimated	
Appropriate for the accomplishment of the programs in subsections (1) to ~~(6)~~ *(5)* of this section from the General Fund to Agency No. 7, for the biennium ending June 30, 1969, for salaries, wages, and expenses, including not to exceed $24,000 for feeding Indian prisoners in Thurston County, the sum set opposite such programs in column (G) of this section.				
~~(7)~~ *(6)* Program No. 566 - Higher Educational Facilities Act 1963	$ 77,494			$ 77,494
Appropriate for the accomplishment of the program in subsection ~~(7)~~ *(6)* of this section all federal funds received for such program by Agency No. 7 for the biennium ending June 30, 1969, for expenses, including not to exceed $56,965 for personal services, the sums set opposite such program in column (F) of this section.				
~~(8)~~ *(7)* Program No. 600 - State Highway Safety				
Appropriate for the accomplishment of the program in subsection ~~(8)~~ *(7)* of this section all federal funds received for such program by Agency No. 7 for the biennium ending June 30, 1969.				

	Total Appropriation By Program	Fund Distribution General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
~~(9)~~ *(8)* Program No. 601 - Nebraska Interstate Education Compact	$ 13,500	$ 13,500		

Appropriate for the accomplishment of the program in subsection ~~(9)~~ *(8)* of this section from the General Fund to Agency No. 7 for the biennium ending June 30, 1969, for salaries, wages and expenses, the sum set opposite such program in column (G) of this section.

~~(10)~~ *(9)* Program No. 605 - Personnel System	51,700	51,700		

Upon the effective date of Legislative Bill 815, Seventy-seventh Session, Nebraska State Legislature, 1967, appropriate for the accomplishment of the program in subsection ~~(10)~~ *(9)* of this section from the General Fund to Agency No. 7 for the biennium ending June 30, 1969, for salaries, wages, and expenses the sum set opposite such program in column (G) of this section.

~~(11)~~ *(10)* Program No. 606 - Nebraska Clean Water Commission	$ 1,000	$ 1,000		

Upon the effective date of Legislative Bill 884, Seventy-seventh Session, Nebraska State Legislature, 1967, appropriate for the accomplishment of the program in subsection ~~(11)~~ *(10)* of this section from the General Fund to Agency No. 7 for the biennium ending June 30, 1969, for salaries, wages, and expenses the sum set opposite such program in column (G) of this section.

For Informational Purposes Only:

	Total Appropriation By Program	Fund Distribution General (G) Fund	Fund Distribution Cash (C) Fund Estimated	Federal (F) Fund Estimated
Total Appropriations by Agency No. 7 and Fund Source	~~442,376~~ *369,076*	~~364,882~~ *291,582*".		$ 77,494

2. Renumber original sections 1 and 2 as sections 2 and 3 respectively.

3. Amend the bill by adding a new section to be known as section 4 and to read as follows:

"Sec. 4. That Laws 1967, Chapter 376, section 32, be amended to read as follows:

Sec. 32. That section 43, Legislative Bill 922, Seventy-seventh Session, Nebraska State Legislature, 1967, be amended to read as follows:

Sec. 43. Nebraska Safety Patrol - Agency No. 64

	Total Appropriation By Program	Fund Distribution General (G) Fund	 Cash (C) Fund Estimated	Federal (F) Fund Estimated
(1) Program No. 195 - Protection of People and Property	$8,524,529	$8,524,529		
(2) Program No. 191 - Deputy Sheriffs - Indian Affairs	*73,300*	*73,300*		

Appropriate for the accomplishment of the program in *subsection (1) of* this section all cash funds received for such program by Agency No. 64 and from the General Fund to Agency No. 64 for the biennium ending June 30, 1969, for salaries, wages, and expenses, including $600,000 for payment of all salaries of patrolmen for hours worked over forty hours and less than fifty-one hours per week, excepting patrolmen of the rank of colonel, major or captain, the sum set opposite such program in column (G) of this section.

For Informational Purposes Only:

	Total Appropriation By Program	General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
Total Appropriations by Agency No. 64 and Fund Source	~~$8,524,529~~ *8,597,829*	~~$8,524,529~~ *8,597,829*".		

4. Renumber original sections 3 and 4 as sections 5 and 6 respectively.

5. Amend renumbered section 5, line 2 by striking "25 and 30" and inserting "3, 25, 30, and 32".

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT—Withdraw Bill

Mr. Danner asked unanimous consent to withdraw LB 207.

Laid over.

Member Excused

Mr. Carstens asked unanimous consent to be excused until 10:00 a.m. tomorrow. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1368. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Syas asked unanimous consent to take up LB 188 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 188. Considered.

Mr. Syas moved to reconsider action on the Schmit amendment adopted 4/9/69. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The Schmit amendment was stricken.

Standing Committee amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 728. Considered.

Mr. Simpson offered the following amendments, which were adopted:

1. In section 15, line 17, after "*person.*" insert the following: "*The Department of Public Institutions shall discharge any person from the Beatrice State Home without requiring sterilization of such person, if the discharge satisfies the requirements of this section, notwithstanding any court order,*

judgment or decree rendered prior to the effective date of this Act requiring sterilization as a condition of discharge."

2. Amend section 21, line 2, by striking "83-474 and 83-501," and inserting in lieu thereof "and 83-474," and section 21, line 5, by inserting after "also" the following language "section 83-501, Reissue Revised Statutes of Nebraska, 1943, and".

3. Delete section 20 in its entirety, renumber section 21 as section 20 and renumber section 22 as section 21.

Mr. Carstens moved to indefinitely postpone.

Mr. Simpson requested a Call of the House. The Call showed 40 members present.

Mr. Carstens moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The Carstens motion to indefinitely postpone prevailed with 22 ayes, 13 nays and 14 not voting.

MOTION—LB 828

Mr. Mahoney moved to remove LB 828 set for hearing on May 1, 1969 from the Miscellaneous Subjects Committee.

Motion pending.

Adjournment

At 11:58 a.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, April 29, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SEVENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 29, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O Lord our God, before whom one day we shall all have to give account, lend us Thine aid, that this day's work may be well pleasing unto Thee. If there be any here sulking, as children will, deal with and enlighten him. Make it day about that person, so that he shall see himself and be ashamed. Make it heaven about him, Lord, by the only way to heaven, forgetfulness of self, and make it day about his neighbors, so that they shall help and not hinder him. Forgetful ourselves, help us to bear cheerfully the forgetfulness of others. Give us courage, and faith, and the quiet mind. Give life to our good intentions, lest they be still born. Bless us in all that is right, and correct us in all that is wrong. We ask of Thee this help and mercy for Christ's sake. Amen.

The roll was called and all members were present except Messrs. Carstens who was excused until 10:00 a.m., and Mahoney who was excused.

Corrections for the Journal

Page 1659, last paragraph, delete "seventh" and insert "sixth".
Page 1662, line 31, insert a quote before "persons".
Page 1667, numbered line 6, strike "*of*" and insert "*or*".

The Journal for the Seventy-seventh Day was approved as corrected.

UNANIMOUS CONSENT—Add Co-introducers

Mr. Wylie asked unanimous consent to add the names of all members to LR 42. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 348. Replaced on Select File as amended.

E and R amendments to LB 348:

1. In section 1, lines 8 and 14, strike "*said*" and insert "*such*".

2. For correlation purposes, in section 1, line 2, insert ", as amended by section 1, Legislative Bill 575, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; at the end of line 20, insert "A copy of such *the appraisers'* report shall be transmitted to the condemnee."; and after line 20, insert:

"The transmission shall be made by the county judge within ten days of the return of appraisers and shall be by personal delivery or the sending by ordinary mail of such copy to the condemnee or to the attorney representing the condemnee at the inspection, view and hearing, or to the officer or representative of a corporate condemnee so present; and where title or interst in a single parcel of land is held by several condemnees the transmission of such copy to any one of such owners of interest shall be considered compliance herewith. The county judge shall record in the files of the proceedings the date, person, his interest, and the manner of such transmission. Failure of transmission shall not be jurisdictional, but shall extend the condemnee's time of appeal to twenty days after such transmittal is finally made.".

3. Add a new section to read as follows:

"Sec. 2. That original section 76-710, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1 Legislative Bill 575, Eightieth Session, Nebraska State Legislature, 1969, is repealed.".

4. In the title, line 2, insert "to amend section 76-710, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 575, Eightieth Session, Nebraska State Legislature, 1969," after "ACT"; and in line 4, insert "; and to repeal the original section" after "domain".

LEGISLATIVE BILL 948. Placed on Select File as amended.

E and R amendments to LB 948:

1. In section 1, line 23, strike "18" and insert "eighteen".

2. In lieu of the Pedersen amendment, in section 2, line 4, insert "and three members to be appointed by the Governor, one from each of the three congressional districts, with the approval of the Legislature" after "Commission"; and in line 4, insert "None of the members appointed by the Governor shall be an elected or appointed official of any governmental body." after the period.

3. In lieu of the Burbach amendment, in section 2, line 6, strike "he renders" and insert "they render"; in line 7, strike "a member" and insert "members"; and strike beginning with "shall" in line 8 through "Commission" in line 10 and insert "and the three members appointed by the Governor shall be compensated at the rate of twenty dollars per day".

4. In section 7, line 7, strike the comma and insert "and".

5. In section 17, line 7, strike the second "the" and insert "this".

LEGISLATIVE BILL 516. Correctly engrossed.

LEGISLATIVE BILL 15. Correctly enrolled.

LEGISLATIVE BILL 774. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 500. Indefinitely postponed.

LEGISLATIVE BILL 814. Indefinitely postponed.

LEGISLATIVE BILL 822. Indefinitely postponed.

LEGISLATIVE BILL 966. Indefinitely postponed.

LEGISLATIVE BILL 1034. Indefinitely postponed.

LEGISLATIVE BILL 1093. Indefinitely postponed.

LEGISLATIVE BILL 1144. Indefinitely postponed.

LEGISLATIVE BILL 1145. Indefinitely postponed.

LEGISLATIVE BILL 1146. Indefinitely postponed.

LEGISLATIVE BILL 1149. Indefinitely postponed.

LEGISLATIVE BILL 1288. Indefinitely postponed.

LEGISLATIVE BILL 688. Placed on General File as amended.

Standing Committee amendment to LB 688:

1. Amend section 1 by striking lines 25 to 87 and inserting the following:

"Whenever any person under the age of twenty years is arrested for having in his possession or physical control any alcoholic liquor inside any motor vehicle at the places above prohibited, the arresting officer shall forthwith impound such motor vehicle as evidence and neither the officer, nor the court in which the complaint for violation of such law may be filed, shall have authority to release such vehicle until the complaint is disposed of in the trial court by trial, plea or dismissal, at which time either the trial court or the prosecuting attorney may authorize release of the vehicle from impoundment; Provided, the arresting officer or authority shall release such vehicle unless the necessary complaint has been filed within twenty-four hours after the arrest, or during the first full day on which courts are open, after such arrest, whichever is the later.".

LEGISLATIVE BILL 751. Placed on General File as amended.

Standing Committee amendments to LB 751:

1. In section 1, strike line 3 and insert "sections 81-8,108 to 81-8,127,"; in line 4, strike "Nebraska, 1943,"; in lines 5, 11, and 21, strike "recorded" and insert "filed"; and in line 8 strike "municipal".

2. In section 2, line 3, strike "Reg-"; strike line 4 and insert "Examiners for"; strike line 6 and insert "vided in section 8-8,123,"; and in line 6, strike "utes of Nebraska, 1943,".

3. Add two new sections to read as follows:

"Sec. 3. That section 81-8,117, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-8,117. No person shall be eligible for registration unless:

(1) He is of good moral character;

(2) He is at least twenty-five years of age;

~~(3) He has been actively engaged in the practice of land surveying for at least five years prior to making his application; *Provided*, that a degree in engineering from a college or university approved by the board as of satisfactory standing, shall be considered as equivalent to two years of practice; and~~

~~(4) He has furnished a bond in the amount of five thousand dollars conditioned for payment of any judgment which may be assessed against him because of damage to any property, because of negligence in making a survey, or because of incompetency in the making of a survey; *Provided*, that the aggregate liability of the surety for all such judgments shall, in no event, exceed the amount of such bond.~~

(3) He is a citizen of the United States;

(4) He is a high school graduate or holds a certificate of high school equivalence, unless such requirement is specifically waived by the board in his individual case;

(5) He has successfully passed a written, or oral, or written and oral, examination, designed to determine his proficiency and qualification to engage in the practice of land surveying. No applicant shall be entitled to take such examination until he shows the necessary practical experience in land surveying work; and

(6) He has (a) not less than eight years' surveying experience of which four years must be in a responsible position as a subordinate to a licensed land surveyor, and for purposes of this section, responsible position shall mean a position that requires initiative, skill, and independent judgment; this term excludes chainman, rodman, instrument man, ordinary draftsman and others doing routine work, or (b) has graduated, after a course of not less than four years in surveying, engineering, or other approved curriculum, with proportionate credit for lesser time, from a school or college approved by the board as of satisfactory standing, and an additional three years of practice in a responsible position.

"Sec. 4. That original section 81-8,117, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

LEGISLATIVE BILL 820. Placed on General File as amended.

Standing Committee amendment to LB 820:

1. In section 1, line 17, after "of" insert *"the Nebraska Penal and Correctional Complex,"*.

LEGISLATIVE BILL 827. Placed on General File as amended.

Standing Committee amendments to LB 827:

1. Delete section 1 and insert new section 1 as follows:

"Section 1. As used in this act, unless the context otherwise requires:

(1) Goods shall mean all personal property, except money or things in action, monuments and farm equipment, used or purchased for use primarily for personal, family or household purposes and shall include chattels, fixtures and goods which at the time of sale or subsequently, are so affixed to the realty as to become part thereof whether or not severable therefrom:

(2) Home solicitation sale shall mean the sale of goods or services having a cash sale price of fifty dollars or more sold or contracted to be sold, whether under a single contract or under multiple contracts, to a consumer by the seller or person acting for him engaged in a personal solicitation of the sale at the residence of the buyer and where the buyer's agreement or offer to purchase is given to the seller or person acting for him at a place other than the seller's established place of business. It does not include a sale made pursuant to prior negotiations between the parties at a business establishment at a fixed location where goods or services of a similar nature are offered or exhibited for sale by the seller."

2. In section 3, line 5, after "third" delete "calendar" and insert "business".

3. In section 4, line 16, after "third" delete "calendar" and insert "business".

LEGISLATIVE BILL 844. Placed on General File.

LEGISLATIVE BILL 917. Placed on General File.

LEGISLATIVE BILL 1012. Placed on General File as amended.

Standing Committee amendment to LB 1012:

1. Amend section 2, line 3 by striking "a defense" and inserting "received as mitigating circumstances".

LEGISLATIVE BILL 1147. Placed on General File as amended.

Standing Committee amendment to LB 1147:

1. In section 5, line 13, strike "Historical Land Mark Council" and in lieu thereof insert "*Nebraska State Historical Society.*"

LEGISLATIVE BILL 1148. Placed on General File as amended.

Standing Committee amendments to LB 1148:

1. Strike section 1. from the bill.
2. Renumber section 2 so that it becomes section 1.
3. Renumber section 3 so that it becomes section 2.
4. In renumbered section 2 after word "original" strike words "sections 82-104 and" and insert word "*section*".
5. Add new section 3 to read as follows:

Section 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

LEGISLATIVE BILL 1235. Placed on General File as amended.

Standing Committee amendments to LB 1235:

1. Insert in section 1, line 25 after "county" the following:

"; Provided, that in any county with a population of less than fifty thousand, but more than twenty thousand, the county board of commissioners or supervisors, may, in their discretion, allow the county surveyor a salary of not to exceed nine thousand dollars per annum, payable monthly, by warrant drawn on the general fund of the county, and all fees received by said surveyors so receiving a salary, shall be turned over to the county treasurer monthly, and shall be credited to the general fund of the county".

LEGISLATIVE BILL 1276. Placed on General File as amended.

Standing Committee amendments to LB 1276:

1. Section 1 - 80-401.03

Line 10 - following the word "which", delete the word "may" and insert the word "*shall*"

Line 14 - following the word "aid", delete the word "may" and insert the word "*shall*"

2. Insert new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval according to law."

(Signed) Harold T. Moylan, Chairman

Salaries and Claims

LEGISLATIVE BILL 572. Placed on General File as amended.

Standing Committee amendment to LB 572:

1. In section 1, lines 7 and 8 strike "*thirty-five*" and insert "*twenty-five*".

LEGISLATIVE BILL 629. Placed on General File.

LEGISLATIVE BILL 22. Indefinitely postponed.

LEGISLATIVE BILL 260. Indefinitely postponed.

LEGISLATIVE BILL 306. Indefinitely postponed.

LEGISLATIVE BILL 307. Indefinitely postponed.

LEGISLATIVE BILL 472. Indefinitely postponed.

LEGISLATIVE BILL 588. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 15 LB 774 LR 42

MOTION—Reconsider Action

Mr. Pedersen moved to reconsider action on LB 728. Motion pending. Laid over.

MOTION—Introduce Bill

Mr. Budd moved the introduction of a new bill by the Committee on Public Works, to be known as LB 1382.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1382. By Committee on Public Works, Rick Budd, 2nd District, Chairman; Irving F. Wiltse, 1st District; Leslie A. Stull, 49th District; C. W. Holmquist, 16th District; William M. Wylie, 40th District; C. F. Moulton, 8th District and Edward R. Danner, 11th District.

A BILL FOR AN ACT to amend sections 39-1303 and 39-1320, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to define terms; to provide for damages for relocation of individuals, families, businesses, or farm operations occupying premises acquired for state highway or federal-aid road purposes as prescribed; to repeal the original sections; and to declare an emergency.

UNANIMOUS CONSENT—Withdraw Bill

Mr. Danner renewed his pending request found in the Legislative Journal for the Seventy-seventh Day to withdraw LB 207. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent to pass over final readings and go directly to General File. No objections. So ordered.

Members Excused

Miss Reynolds asked unanimous consent to be excused for the remainder of the day and tomorrow. No objections. So ordered.

Mr. Knight asked unanimous consent to be excused for one hour. No objections. So ordered.

Visitors

Mr. Holmquist introduced Messrs. Swanson and True from Decatur and Mr. Sutton from Blair.

Mr. Holmquist introduced his wife, daughter Mrs. Tom Fitchett and Jennifer.

Mr. Luedtke introduced Mr. Mort Stern, Assistant to the publisher of the Denver Post, accompanied by journalism students Margo McMaster and Roger Boye.

Mr. Batchelder introduced 20 students and professor from Bellevue College.

Mr. Waldo introduced 27 6th grade students from Crete Public Schools, teacher and mothers.

Mr. Holmquist introduced 11 3rd and 4th grade students, teacher, Mrs. Gayle Eggers and 2 parents from Fontanelle.

GENERAL FILE

LEGISLATIVE BILL 286. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-ninth Day were adopted.

Mr. Wallwey offered the following amendments:

1. In section 2, line 2, after the comma, insert "*or receives treatment prescribed by an institution following release or without being admitted as a resident patient,*".

2. In section 3, line 4, after "*institution*" insert "*and for persons receiving treatment prescribed by an institution following release or without being admitted as a resident patient*".

3. In section 14, line 5, after "*purpose*" insert "*, except that the county of the patient's residence shall pay five dollars of the unpaid costs for each of the first sixty days of a patient's stay at the Beatrice State Home, and fifteen dollars of the unpaid costs for each of the first sixty days of a patient's stay at the other state institutions*".

Amendments #1 and #2 were adopted.

Mrs. Orme asked unanimous consent to hold the bill until tomorrow.

Mr. Wallwey objected.

Mr. Pedersen moved to advance LB 286.

Mr. Carpenter objected.

Mr. Wallwey asked unanimous consent to withdraw his amendment #3. No objections. So ordered.

Advanced to E and R for review with 33 ayes, 10 nays and 6 not voting.

Mr. Wylie Presiding

LEGISLATIVE BILL 578. Reading waived. Explained.

President Everroad Presiding

Mr. Burbach offered the following amendment, which was adopted:

In standing committee amendment 3, line 4, strike "Treasurer" and insert "Tax Commissioner".

Standing Committee amendments found in the Legislative Journal for the Seventy-fourth Day were adopted as amended.

Mr. Wylie Presiding

Mr. Carpenter asked unanimous consent that LB 286 and LB 578 remain in that position across the board. No objections. So ordered.

Mr. Marvel asked unanimous consent that LB 286 and LB 578 be bracketed when they reach Select File. No objections. So ordered.

Mr. Holmquist Presiding

Advanced to E and R for review with 37 ayes, 1 nay and 11 not voting.

Mr. Carpenter asked unanimous consent that LB 578 be subject to amendments on Select File by 25 votes. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Proud asked unanimous consent to have an executive session of the Banking, Commerce and Insurance Committee this afternoon at 1:30 p.m. No objections. So ordered.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 201. Placed on General File as amended.

Standing Committee amendments to LB 201:

1. Strike sections 1 and 2 and insert:

"Section 1. That section 2-953, Revised Statutes Supplement, 1967, be amended to read as follows:

2-953. As used in sections 2-952 to 2-965, unless the context otherwise requires:

(1) Person shall mean any individual partnership, firm, corporation, company, society, association, the state or any department, agency, or subdivision thereof or any other entity;

(2) Control, controlled, or controlling, shall include being in charge of or being in possession, whether as owner, lessee, renter, tenant, under statutory authority, or otherwise;

(3) Noxious weeds shall mean and include bindweed (convolvulus arvensis), puncture vine (tribulus terrestris), leafy spurge (euphorbia esula), Canada thistle (cirsium arvense), perennial peppergrass (lepidium draba), Russian knapweed (centaurea picris), Johnson grass (sorghum halepense), musk thistle (Carduus nutans), Scotch thistle (onopordum acanthium), morning glory (Ipomoea spp.), bur ragweed (Franseria discolor/Franseria tomentosa), globepodded hoary cress (Hymenophysa pubescens), and such other weeds of a similar character as the director shall designate as noxious weeds;

(4) Control authority shall mean the county weed district board, which shall represent all rural area and cities, villages, and townships within the county boundaries. The board shall be composed of five members, three of whom shall be from rural areas and two of whom shall be from cities, villages or townships. The county board shall appoint ~~the first~~ members of the authority ~~immediately after November 18, 1965~~ *to fill any vacancy occurring on the board.* The two members from cities, villages or townships shall thereafter be elected at the general election in 1966 and each four years thereafter, and the three members from rural areas shall be elected at the general election in 1968 and each four years thereafter. Persons seeking election to the authority shall be nominated and elected regardless of political affiliation. They shall file in the same manner as is provided by law for county superintendents and shall not be required to pay a filing fee. The expenses of the weed district ~~supervisors~~ *board members* shall be ~~eight cents per mile when on official business and~~ a per diem of twelve dollars per day when on official business *and mileage. In addition to the five member board, the chairman of the county board of supervisors or commissioners may appoint one member of the county board to serve as ex officio member of the weed control authority board to provide coordination between said boards; Provided, that the*

county board or commissioner so appointed shall not be entitled to expense reimbursement allowed weed district board members;

(5) Applicable fund shall mean the fund current at the time the work is performed or the money is received; and

(6) Director shall mean the Director of Agriculture, or his designated representative.

Sec. 2. That section 2-954, Revised Statutes Supplement, 1967, be amended to read as follows:

2-954. (1)(a) The duty of enforcing sections 2-952 to 2-965 and carrying out its provisions is vested in the director and the authorities designated in sections 2-952 to 2-965 acting under the supervision and direction of the director. The director shall determine what weeds are noxious for the purposes of sections 2-952 to 2-965, and shall compile and keep current a list of such noxious weeds, which list shall be published and incorporated in the rules and regulations of the director. The director shall, from time to time, adopt and publish methods as official for control and eradication of noxious weeds and make and publish such rules and regulations as in his judgment are necessary to carry out the provisions of sections 2-952 to 2-965. *Whenever special weed control problems exist in a county involving weeds not covered in the noxious weed list, the weed control authority may petition the director to bring said weeds under the county control program. The petition shall contain the approval of the county board of supervisors or commissioners. The director shall cause notice of public hearing to be published in a newspaper having circulation in the county named in the petition and shall thereafter hold a hearing to take testimony upon the petition. Following the hearing, the director may approve or disapprove the request and if approval is granted, the weed control authority may proceed under the forced control provisions of this act.*

(b) The director is authorized to investigate the subject of noxious weeds; to require information and reports from any control authority as to the presence of noxious weeds and other information relative to noxious weeds and the control and eradication thereof in localities where such control authority has jurisdiction; to cooperate with control authorites in carrying out other acts administered by him; to cooperate with agencies of federal and state governments and persons, in carrying out his duties under sections 2-952 to 2-965, and, with the consent of the Governor, in the conduct of investigations outside this state in the interst of the protection of the agricultural industry of this state from noxious weeds not generally distributed therein; with the consent of the federal agency involved, to control and eradicate noxious weeds on federal lands within this state, with or without reimbursement, when deemed by him to be necessary to an effective weed control and eradication program; to advise and confer as to the extent of noxious weed infestatios and the methods determined best suited to the control and eradication thereof; to call and attend meetings and conferences dealing with the subject of noxious weeds; to disseminate information and conduct educational campaigns with respect to control and eradication of noxious weeds; to procure materials and equipment and employ personnel necessary to carry out his duties and responsibilities; and to perform such other acts as may be necessary or appropriate to the administration of sections 2-952 to 2-965.

(c) When determined by the director that a control authority has failed to carry out any of its duties and responsibilities as a control authority, the director shall perform such duties and responsibilities in the same manner and under the same conditions except that any money collected as provided in subsections (2) and (3) of section 2-955 and the control authority's share of costs under subsection (4) of section 2-955 shall be for deposit to the applicable fund of the director.

(d) When determined by the director that a control authority has failed to control or eradicate noxious weeds on land owned or controlled by it or to comply with the provisions of section 2-956 as to any article owned or controlled by it, the director shall have proper control and eradication measures taken and may hold or prevent the movement of any such article, and the cost of such control and eradication work shall be a charge against the ~~noxious weed control fund of such control authority and shall be deposited to the applicable fund of the director~~ *owner of the land upon which the cost for control and eradication were incurred and may be recovered by suit instituted for that purpose in the name of the director by the Attorney General. The administrative costs incurred by the director in the administration of* *a control program upon the default of the weed control authority of a county may be recovered from the county. All funds thus collected shall be deposited to the applicable fund of the director.*

(2)(a) Each control authority shall carry out the duties and responsibilities vested in it under sections 2-952 to 2-965 with respect to land under its jurisdiction, in accordance with rules and regulatinns prescribed by the director. Such duties shall include the establishment, under the general direction of the county control authority, of a coordinated program for control and eradication of noxious weeds within such county.

(b) A control authority may cooperate with any person in carrying out its duties and responsibilities under sections 2-952 to 2-965, and may cooperate with the director in carrying out other acts administered by him.

(3)(a) Each control authority shall employ one or more weed control superintendents who shall be certified by the director *as a condition precedent to employment* to be qualified to detect and treat noxious weeds. *Each superintendent shall be bonded for such sum as the county board shall prescribe.* The same person may be a weed control superintendent for more than one control authority. Such employment may be for such tenure, and at such rates of compensation and reimbursement for travel expenses, as the control authority may prescribe.

(b) Under the direction of the employing control authority, it shall be the duty of every weed control superintendent to examine all land under the jurisdiction of the control authority for the purpose of determining whether the provisions of sections 2-952 to 2-965 and the regulations of the director have been complied with. He shall compile such data on infested areas and areas eradicated and such other reports as the director or control authority may require; consult and advise upon matters pertaining to the best and most practical methods of noxious weed control and eradication, and render assistance and direction for the most effective control and eradication; investigate or aid in the investigation and prosecution of any violation of sections 2-952 to 2-965; assist the county clerk as provided in section 2-958; and perform such other duties as required by the control authority in the performance of its duties. Weed control superintendents shall cooperate and assist one another to the extent practicable. County weed control superindents shall supervise the carrying out of the coordinated control and eradication program within the county.

(c) In cases involving counties in which municipalities have ordinances for weed control, the weed control authority may enter into agreements with municipal authorities for the enforcement of local weed ordinances and may follow collection procedures as may be established by such ordinance or ordinances. All money received shall be deposited in the weed control authority fund.

Sec. 3. That section 2-955, Revised Statutes Supplement, 1967, be amended to read as follows:

2-955. (1) Notices for control and eradication of noxious weeds shall consist of two kinds: General notices and individual notices, on a form prescribed by the director. Failure to publish general weed notices or to serve individual notices as provided in this section shall not relieve any person from the necessity of full compliance under section 2-952 to 2-965 and regulations thereunder. ~~In all cases such published notice shall be deemed legal and sufficient notice.~~

(a) General notice shall be published by each control authority, in one or more legal newspapers of general circulation throughout the area over which the control authority has jurisdiction, on or before May 1 of each year and at such other times as the director may direct or the control authority may determine.

(b) Whenever any control authority finds it necessary to secure more prompt or definite control or eradication of ~~noxious~~ weeds on particular land than is accomplished by the general published notice, it shall cause to be served individual ~~notices~~ *notice* upon the ~~person owning and the person controlling~~ *owner of record* of such land *at his last-known address*, ~~and give notification of such notice to the record owner of any encumbrance thereon~~, giving specific instructions and methods when and how certain named weeds are to be controlled or eradicated. Such methods may include definite systems of tillage, cropping, management, and use of livestock.

(2) Whenever the owner ~~or person in control~~ of the land on which noxious weeds are present has neglected or failed to control or eradicate them as required pur-

suant to sections 2-952 to 2-965 and any notice given pursuant to subsection (1) of this section, the control authority having jurisdiction shall have proper control and eradication methods used on such land, including necessary destruction of growing crops, and shall advise the *record* owner, ~~person in control, and record holder of any encumbrance~~ of the cost incurred in connection with such operation. The cost of any such control or eradication shall be at the expense of the owner. If unpaid for two months, or longer, the amount of such expense ~~shall become a lien upon the property and shall be subject to collection by the control authority by sale of the property in the same manner as for delinquent taxes~~ *may become a lien on the property upon which the control and eradication measures were taken as a special assessment levied on the date of control or eradication and may be added to and become and form a part of the taxes upon said land and shall bear interest at the same rate as taxes.* Nothing contained in this section shall be construed to ~~require~~ *limit* satisfaction of the obligation imposed hereby in whole or in part ~~from the sale of the property or to bar the application of any other or additional remedy otherwise available~~ *by tax foreclosure proceedings. The expense may be collected by suit instituted for that purpose as a debt due the county or by any other or additional remedy otherwise available.* Amounts collected under this section shall be deposited to the noxious weed control fund of the control authority.

(3) When it appears to a control authority that upon any tract of land under its jurisdiction there is an infestation of noxious weeds beyond the ability of the owner ~~and the person in control~~ of such land to eradicate, the control authority, with the approval of the director, may quarantine such land and put into immediate operation the necessary means for the eradication of such noxious weeds including necessary destruction of growing crops. The control authority shall, prior to the entry upon such land, serve individual ~~notices~~ *notice* on the ~~owner and the person in control thereof and the~~ record owner ~~of any encumbrance thereon~~ of such quarantine and entry, and shall also advise the same persons of the completion of the eradication operation, and the cost thereof. The expense of such quarantine and eradication shall be borne as follows: One-third from any funds available to the director for the administration of sections 2-952 to 2-965; one-third

from the noxious weed control fund of the control authority; and one-third from the person owning such land, which may be collected and deposited as provided in subsection (2) of this section.

Sec. 4. That original sections 2-953, 2-954, and 2-955, Revised Statutes Supplement, 1967, are repealed.".

LEGISLATIVE BILL 628. Placed on General File as amended.

Standing Committee amendment to LB 628:

1. In section 1, line 7, insert after "notice" the words "*, but no official action shall be taken except at a public meeting at the headquarters of the commission*", and in line 9 strike "*city of Lincoln*" and insert "*city in which the headquarters of the commission is located*".

LEGISLATIVE BILL 767. Placed on General File as amended.

Standing Committee amendments to LB 767:

1. Amend section 1, line 14 strike the new matter and insert "*expire on December 31 of each year*", line 42 by striking "feed control officials" and inserting "~~feed control officials~~ *Feed Control Officials*".

2. In section 2, lines 7 to 9, and 24 reinstate the stricken and strike the new matter.

3. Add a new section 3 to read as follows:

"Sec. 3. That section 54-830, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-830. No person shall distribute an adulterated commercial feed. A commercial feed shall be deemed to be adulterated:

(1) If any poisonous or deleterious ingredient has been added in sufficient amount to render it injurious to animal health;

(2) If any valuable constituent has been in whole or in part omitted or subtracted therefrom or any less valuable substance substituted therefor;

(3) If its composition or quality falls below or differs from that which it is purported or is represented to possess by its labeling;

(4) If it contains added hulls, screenings, straw, cobs, or other high-fiber materials, or if it contains bentonite or other nonnutritive substances, fillers or binders, unless the name of each such material is clearly and prominently stated on the label;

(5) If it contains any drug and is not labeled in accordance with the provisions of the United States Food, Drug and Cosmetic Act; ~~or~~

(6) If it contains any preservative or artifical color, the use of which has not been approved by regulation by the Director of Agriculture*; or*

(7) If it has been manufactured, ground, mixed, bagged or held under unsanitary conditions whereby it may have become contaminated with filth or whereby it may have been rendered injurious to animal health. An animal feed may be deemed to be contaminated with filth if not protected by all reasonable means and as far as necessary from dust, dirt, insect, bird, rodent or other animal excretion, and other foreign or injurious contamination.".

4. Renumber original sections 3 and 4 as sections 4 and 5 respectively.

5. In renumbered section 4, line 6 strike "distributor" and insert "~~distributor~~ *registrant*".

6. In renumbered section 5, line 1 insert ", 54-830" after "54-828".

LEGISLATIVE BILL 1028. Placed on General File as amended.

Standing Committee amendment to LB 1028:

1. In section 4, line 1, strike "local groups"; in lines 6 and 7 strike "fifty" and insert "twenty-five".

LEGISLATIVE BILL 1030. Placed on General File.

LEGISLATIVE BILL 1150. Placed on General File.

LEGISLATIVE BILL 1254. Placed on General File as amended.

Standing Committee amendments to LB 1254:

1. In section 1, line 4, add a new sentence after the period to read as follows: "All such permits shall be annual permits which will expire on midnight of December 31st

of the year issued. The inclusive permits authorized for the above specified fees shall include the upland game bird stamp."

2. Add a new section to be known as section 4 and to read as follows: "Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 325. Indefinitely postponed.

LEGISLATIVE BILL 326. Indefinitely postponed.

LEGISLATIVE BILL 679. Indefinitely postponed.

(Signed) M. A. Kremer, Chairman

Education

LEGISLATIVE BILL 989. Indefinitely postponed.

LEGISLATIVE BILL 943. Placed on General File as amended.

Standing Committee amendments to LB 943:

1. In section 1, line 11, after the comma, insert "*the*".

2. In section 2, line 32, after the period, insert "*The term of any member of the board residing within a county which has withdrawn from a vocational technical school area pursuant to the provisions of section 79-1445.21 shall automatically expire at the beginning of the next fiscal year. When any county has withdrawn from a vocational technical school area the remaining board members shall reapportion the entire remaining area to provide satisfactory representation for said area. The vacancies in membership of the board created by the withdrawal of any county shall be filled by the remaining board members by appointment of an individual residing within the new districts, such appointee to serve until his successor is elected at the next general election.*".

3. Strike section 3.

4. Renumber original sections 4 and 5 as sections 3 and 4, and in renumbered section 4, line 2, strike the last comma, and in line 3 strike "79-1445.26,".

5. Add a new section to be known as section 5 and to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 958. Placed on General File as amended.

Standing Committee amendment to LB 958:

1. In section 1, line 11, strike "or" and show the same as stricken; in line 12 before the period insert "*, or (10) for work stoppage which results in disrupting or haulting classroom instruction*"; and strike the new matter in lines 27 to 47.

LEGISLATIVE BILL 1219. Placed on General File as amended.

Standing Committee amendments to LB 1219:

1. Strike section 1 and renumber original sections 2 to 7 as sections 1 to 6.

2. In renumbered section 1, lines 7 and 8, strike "preparation for and" and show the same as stricken; and strike the new matter in lines 9 and 10.

3. In renumbered section 3, line 7, after "education" insert "*and to institutions of higher education*".

4. In renumbered section 6, line 1, strike "79-1280,".

LEGISLATIVE BILL 1255. Placed on General File as amended.

Standing Committee amendments to LB 1255:

1. In section 1, lines 4 and 5, strike "*and school boards or the administrator of a nonpublic school system*"; in line 12 strike "*the following*"; strike lines 13 to 18 and show the old matter as stricken; and in line 19 before "*plan*" insert "*(2)*".

2. In section 2, line 2, strike "is" and insert "and also section 79-2211, Reissue Revised Statutes of Nebraska, 1943, are".

(Signed) Lester Harsh, Chairman

Government and Military Affairs

LEGISLATIVE BILL 1084. Placed on General File as amended.

Standing Committee amendment to LB 1084:

1. Amend section 1, line 3, by inserting "*a base radio station and*" after "purchase".

LEGISLATIVE BILL 1160. Placed on General File as amended.

Standing Committee amendments to LB 1160:

1. In section 1, strike line 4, and insert "following amendments to Article III, section 10, and Article IV, sections 1 and 16, of"; in line 5 strike "is" and insert "are"; strike lines 10 to 12 and insert "election of the members thereof. ~~The Lieutenant Governor shall preside, but shall vote only when the Legislature is equally divided.~~ A majority of the"; in line 17 after "Speaker" insert "*and such other presiding officer as it may determine*"; in lines 17 and 18 strike "to preside" and insert "~~to preside~~"; and after line 29 insert the following:

" 'Section 1. The executive officers of the state shall be the Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Attorney General, and the heads of such other executive departments as set forth herein or as may be established by law. The Legislature may provide for the placing of the above named officers as heads over such departments of government as it may by law establish.

The Governor, Lieutenant Governor, Attorney General, Secretary of State, Auditor of Public Accounts and the Treasurer shall be chosen ~~at the general election held in November, 1964, for a two year term and~~ at the general election held in November, ~~1966~~ *1974*, and in each alternate even-numbered year thereafter, for a term of four years and until their successors shall be elected and qualified. *In the general election one vote shall be cast jointly for the candidates for Governor and Lieutenant Governor nominated by the same party.* The Governor shall be ineligible to the office of Governor for four years next after the expiration of two consecutive terms for which he was elected. The records, books, and papers of all executive officers shall be kept at the seat of government, and such officers, excepting the Lieutenant Governor and members of boards and commissions when the board or commission is the head of an executive department, shall reside there during their respective terms of office. Officers in the executive department of the state shall perform such duties as may be provided by law. The heads of all executive departments established by law, other than those to be elected as provided herein, shall be appointed by the Governor, with the consent of a majority of all members elected to the Legislature, but officers so appointed may be removed by the Governor. Subject to the provisions of this Constitution, the heads of the various executive or civil departments shall have power to appoint and remove all subordinate employees in their respective departments."

"Sec. 16. In case of the death, impeachment and notice thereof to the accused, failure to qualify, resignation, absence from the state, or other disability of the ~~governor~~ *Governor,* the powers, duties and emoluments of the office for the residue of the term, or until the disability shall be removed, shall devolve upon the ~~lieutenant governor~~ *Lieutenant Governor. The Lieutenant Governor shall serve on all boards and commissions in lieu of the Governor whenever so designated by the Governor, shall perform such duties as may be delegated him by the Governor, and shall devote his full time to the duties of this office.*' ".

2. In section 2, line 1 and line 5, strike "amendment" and insert "amendments"; in line 6 strike "form" and insert "forms"; and after line 11 insert the following:

> " 'Constitutional amendment to authorize the election of the Governor and Lieutenant Governor from the same political party.
>
> ☐ For
> ☐ Against"
>
> "Constitutional amendment providing that the Lieutenant Governor shall serve on boards and commissions in lieu of the Governor whenever designated by the Governor, shall perform such duties as may be delegated him by the Governor, and shall devote his full time to the duties of his office.
>
> ☐ For
> ☐ Against' ".

3. In section 3, line 1, after "That" insert "each of", and strike "amendment" and insert "amendments".

LEGISLATIVE BILL 1236. Placed on General File as amended.

Standing Committee amendments to LB 1236:

1. In section 3, line 13, strike "*more than*" and insert "*an election commissioner*"; and strike the new matter in lines 14 to 17.

2 Insert a new section to be known as section 5 and to read as follows:

"Sec. 5. *In all counties having a population of more than fifty thousand and not more than sixty thousand inhabitants: (1) The election commissioner shall receive a salary during the time he shall serve and hold office at a rate of six thousand dollars per annum payable monthly, and the chief deputy commissioner shall receive a salary during the period of his employment at the rate of four thousand five hundred dollars per annum payable monthly; (2) judges and clerks of election shall be paid at the minimum rate established by federal minimum wage laws; and (3) district and precinct inspectors shall be paid an hourly wage at a rate thirty-five cents more than the minimum rate established by federal minimum wage laws for the time during which they shall serve. All such expenses shall be paid out of the general fund of the county, except as otherwise provided in section 32-226.*".

3. Renumber original section 5 as section 6.

4. Add a new section to be known as section 7 and to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1308. Placed on General File as amended.

Standing Committee amendments to LB 1308:

1. Add a new section to be known as section 5 and to read as follows:

"Sec. 5. It shall be the duty of the Commissioner of Labor to enforce the provisions of this act.".

LEGISLATIVE BILL 1319. Placed on General File.

LEGISLATIVE BILL 1349. Placed on General File as amended.

Standing Committee amendment to LB 1349:

In Section 1, line 38, strike "*an*" and insert "*a Nebraska*".

LEGISLATIVE BILL 1350. Placed on General File as amended.

Standing Committee amendments to LB 1350:

1. In section 1, strike lines 41 to 43 and show the same as stricken and insert:

"Date	*Name*	*Street and Number or Voting Precinct*	*City, Village or Post Office"*.

2. In section 2, strike lines 36 to 38 and show the same as stricken and insert:

"Date	*Name*	*Street and Number or Voting Precinct*	*City, Village or Post Office"*.

"Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 944. Indefinitely postponed.

LEGISLATIVE BILL 1155. Indefinitely postponed.

LEGISLATIVE BILL 1156. Indefinitely postponed.

LEGISLATIVE BILL 1161. Indefinitely postponed.

LEGISLATIVE BILL 1164. Indefinitely postponed.

LEGISLATIVE BILL 1166. Indefinitely postponed.

LEGISLATIVE BILL 1245. Indefinitely postponed.

LEGISLATIVE BILL 1246. Indefinitely postponed.

LEGISLATIVE BILL 1315. Indefinitely postponed.

LEGISLATIVE BILL 1318. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Presented to the Governor

Presented to the Governor for approval on April 29, 1969 at 9:05 a.m.: LB 152 LB 209 LB 403 LB 654 LB 726 LB 754 LB 931 LB 988

(Signed) Kathleen Diekman,
Assistant Enrolling Clerk

Presented to the Governor for approval on April 29, 1969 at 10:22 a.m.: LB 15 LB 774

(Signed) Ruth Bossard, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	Committee
1380	Miscellaneous Subjects
1381	Government and Military Affairs
1382	Public Works

(Signed) John E. Everroad
Lieutenant Governor

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 1382 Wednesday, May 7, 1969 2:00 p.m.

(Signed) Rick Budd, Chairman

UNANIMOUS CONSENT—Withdraw Bill

Mr. Proud renewed his pending request found in the Legislative Journal for the Seventy-seventh Day to withdraw LB 1133. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 43. Re: Issue Class H Liquor License

Introduced by Terry Carpenter, 48th District.

WHEREAS, at a recent election in Scottsbluff, Nebraska, consumption of liquor on the premises was authorized; and

WHEREAS, persons holding a license to operate as a nonprofit licensee may operate only two days a week; and

WHEREAS, on account of said election it is necessary to obtain a Class C license to authorize consumption of liquor on the premises; and

WHEREAS, under the law it will be at least thirty days before a Class C license may be issued in Scottsbluff, Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Nebraska Liquor Control Commission be and the same hereby is authorized and directed to renew and issue the Class H license of the nonprofit corporation without limitation until a Class C license is issued to said nonprofit corporation.

UNANIMOUS CONSENT—Return LB 1063 to Select File

Mr. Stull asked unanimous consent to return LB 1063 to Select File for consideration of the following specific amendment:

In Section 1, line 25, strike "schoolhouse" and insert "Headquarters".

No objections. So ordered.

Adjournment

At 11:51 a.m., on a motion by Mr. Wylie, the Legislature adjourned until 9:00 a.m., Wednesday, April 30, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

SEVENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 30, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Stop us, O God, for a minute of prayer. Stop our anxious minds from wandering, and our wearied hearts from desiring anything but to know Thy will. Let us stand at attention before Thee and hear what Thou hast to say to us. We believe that Thou canst tell us not only what to do, but also how to do it. If it means making up our minds, Thou who didst make our minds can show us how to make them up. If it needs changing our minds, Thou canst work that miracle, too. Speak, O Lord, and make us hear, for Jesus' sake. Amen.

The roll was called and all members were present except Mr. Bloom, excused until 9:30 a.m., and Miss Reynolds, who was excused.

Corrections for the Journal

Seventy-seventh Day

Page 1669, line 14, delete "76-53" and insert "76-513".
Page 1682, line 7, delete "country" and insert "county".
Page 1694, line 3, correct spelling of "business".

Seventy-eighth Day

Page 1709, line 9, correct spelling of "*arrested*".

The Journal for the Seventy-seventh Day and the Seventy-eighth Day were approved as corrected.

Messages from the Governor

April 29, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 28, 1969 I approved LB 411 and LB 1258.

Respectfully,
(Signed) Norbert T. Tiemann,
Governor

April 29, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 29, 1969 I approved LB 15 and LB 774.

Respectfully,
(Signed) Norbert T. Tiemann
Governor

NTT:sjs

April 29, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on April 29, 1969 I approved LB 152, LB 209, LB 403, LB 654, LB 726, LB 754, LB 931 and LB 988.

Respectfully,
(Signed) Norbert T. Tiemann
Governor

NTT:sjs

April 29, 1969

Mr. Speaker, Mr. President
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

Please be informed that I have appointed M. L. Nuernberger, Lincoln, State Engineer of the Department of Roads effective November 1, 1968.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

UNANIMOUS CONSENT—Final Readings

Mr. Hasebroock asked unanimous consent to spend an hour and a half on final readings. No objections. So ordered.

Visitors

Mr. Hasebroock introduced 33 ladies of the New Zion Presbyterian Church, Clarkson, Nebraska.

Mr. Wiltse introduced 8 5th through 8th grade students, teacher Mrs. Zelda Stuck and three parents from Julian Public School.

Mr. Nore introduced 29 3rd through 8th grade students, teacher Mrs. Ray Schrieber, Mrs. Don Brase and 4 parents from District 9 Platte County.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 84. Replaced on Select File as amended.

E and R amendments to LB 84:

1. In section 4, line 9, strike "stated" and insert "~~stated~~ *started*".

2. In line 1 of E & R amendment 2, adopted 4/25 strike "Carpenter and insert "Burbach".

LEGISLATIVE BILL 893. Placed on Select File as amended.

E and R amendments to LB 893:

1. Add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 2, strike "section" and insert "sections 60-320 and"; in line 4, strike "without registration"; in line 6, insert "to provide an exception;" after the semicolon; and in line 7, strike "section" and insert "sections; and to declare an emergency".

LEGISLATIVE BILL 1365. Placed on Select File as amended.

E and R amendments to LB 1365:

1. In section 4, line 20, insert "*, and for the accomplishment of the program in subsection (2) of this section from the General Fund to Agency No. 64 for the biennium ending June 30, 1969, for salaries, wages, and expenses, the sum set opposite such program in column (G) of this section*" after "section".

2. In the title, strike lines 2 to 6 and insert:
"FOR AN ACT to amend Laws 1967, Chapter 376, sections 3,
25, 30, and 32, relating to appropriations;
to transfer an appropriation; to make additional appropriations; to".

LEGISLATIVE BILL 1368. Placed on Select File.

LEGISLATIVE BILL 188. Placed on Select File as amended.

E and R amendments to LB 188:

1. In section 2, line 7, strike "2" and insert "*3*"; in line 18, insert "*the successors of*" after the comma; in line 21, strike the comma; and strike line 24 and insert "*til the taking office of the additional members elected in 1970 as provided*".

2. In section 3, line 1, strike "*1*" and insert "*2*".

3. In standing committee amendment 1, line 4, insert "*District No. 5.*" after "*(5)*"; in line 8, insert "*District No. 6.*" after "*(6)*"; and in line 12, insert "*District No. 7.*" after "*(7)*".

LEGISLATIVE BILL 361. Correctly engrossed.

LEGISLATIVE BILL 660. Correctly engrossed.

LEGISLATIVE BILL 696. Correctly engrossed.

LEGISLATIVE BILL 791. Correctly engrossed.

LEGISLATIVE BILL 908. Correctly engrossed.

LEGISLATIVE BILL 1210. Correctly engrossed.

LEGISLATIVE BILL 1262. Correctly engrossed.

LEGISLATIVE BILL 1272. Correctly engrossed.

LEGISLATIVE BILL 1273. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Salaries and Claims

LEGISLATIVE BILL 78. Placed on General File as amended.

Standing Committee amendment to LB 78:

1. In section 1, line 9 strike "*twenty-five*" and insert "*twenty-one*", and after the word thousand insert "*five hundred*".

LEGISLATIVE BILL 150. Placed on General File as amended.

Standing Committee amendments to LB 150:

1. Section 1, line 6, strike "*thirty*" and insert "*twenty-five*".

2. Section 2, line 6, strike "*twenty-seven*" and insert "*twenty-two*".

LEGISLATIVE BILL 173. Placed on General File as amended.

Standing Committee amendment to LB 173:

1. Section 1, line 4, strike "*twelve*" and insert "*ten*", and after "thousand" insert "*five hundred*".

LEGISLATIVE BILL 295. Placed on General File as amended.

Standing Committee amendment to LB 295:

1. Section 1, line 15, strike "*twelve*" and insert "*ten*".

LEGISLATIVE BILL 493. Placed on General File as amended.

Standing Committee amendment to LB 493:

1. Section 1, line 5, strike "*twenty-five*" and insert "*twenty*".

LEGISLATIVE BILL 570. Placed on General File as amended.

Standing Committee amendments to LB 570:

1. In section 1, line 17, strike "*sixteen*" and insert "*fifteen*".

2. In section 1, line 20, strike "*six*" and insert "*seven*", and after "*thousand*" insert "*five hundred*".

LEGISLATIVE BILL 580. Placed on General File as amended.

Standing Committee amendments to LB 580:

1. In section 1, line 6, strike "four" and insert "~~four~~ *five*".

2. In section 2, lines 6 and 7, strike "*fifty-four* hundred" and insert "~~hundred~~ *six thousand*".

3. In section 3, line 7, after "*thousand*" insert "*five hundred*".

4. In section 5, strike the new matter in lines 12 to 14.

5. Insert a new section to be known as section 6 and to read as follows:

"Sec. 6. That section 23-1114.09, Revised Statutes Supplement, 1967, be amended to read as follows:

23-1114.09. The salary of one full-time deputy of the various county offices shall not be less than ~~seventy five~~ *sixty-five* per cent of the county officer's salary.".

6. Renumber original sections 6 and 7 as sections 7 and 8, and in renumbered section 8, line 2, strike "and", and after the last comma insert "and 23-1114.09,".

LEGISLATIVE BILL 853. Placed on General File as amended.

Standing Committee amendment to LB 853:

1. Section 1, line 5, strike "*twenty-five*" and
insert "*nineteen*".

LEGISLATIVE BILL 870. Placed on General File as amended.

Standing Committee amendment to LB 870:

1. In section 1, line 10 strike "*seventeen*"
and insert "*fifteen*", and strike "*eight* hundred",
and show "hundred" as stricken.

LEGISLATIVE BILL 879. Placed on General File as amended.

Standing Committee amendment to LB 879:

1. Section 1, line 6, strike "*twelve*" and
insert "*eleven*".

LEGISLATIVE BILL 945. Placed on General File as amended.

Standing Committee amendment to LB 945:

1. In section 1, line 12, strike "*sixteen*"
and insert "*fourteen*".

LEGISLATIVE BILL 953. Placed on General File as amended.

Standing Committee amendment to LB 953:

1. Section 1, line 5, strike "*sixteen*" and
insert "*fourteen*", and in line 6 strike "*five hundred*".

(Signed) Rudolf C. Kokes, Chairman

Revenue

LEGISLATIVE BILL 914. Indefinitely postponed.

LEGISLATIVE BILL 915. Indefinitely postponed.

LEGISLATIVE BILL 318. Placed on General File.

LEGISLATIVE BILL 983. Placed on General File.

(Signed) J. W. Burbach, Chairman

UNANIMOUS CONSENT—Take up Select File

Mr. Marvel asked unanimous consent to take up Select File LB 1368 and expedite. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1368. Advanced to E & R for engrossment.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 831. Bracketed at the request of Mr. Wylie.

LEGISLATIVE BILL 558.

A BILL FOR AN ACT to amend section 81-1130, Revised Statutes Supplement, 1967, relating to the Department of Administrative Services; to require the filing and approval of applications for federal funds, aids, or grants as prescribed; to delete obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Bloom
Duis
Reynolds
Skarda
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 633. With emergency.

A BILL FOR AN ACT to amend sections 79-1338 and 79-1341, Revised Statutes Supplement, 1967, relating to schools; to change provisions for calculation of state aid; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Bloom
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 673. With emergency.

A BILL FOR AN ACT to amend section 77-1612, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; authorize a home rule charter city to certify taxes as prescribed; repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes

Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Bloom
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 675. With emergency.

A BILL FOR AN ACT relating to cities and villages, all; to authorize any city or village to remove buildings as prescribed, and to levy the cost as a special assessment; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Batchelder
Budd
Burbach
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 4:

Clark
Robinson
Wallwey
Wylie

Not voting, 9:

Bloom
Carpenter
Danner
Kremer
Marvel
Nore
Reynolds
Stull
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 678. With emergency.

A BILL FOR AN ACT to amend section 77-1725, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to change an exception; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 4:

Adamson
Clark
Klaver
Wylie

Not voting, 4:

Danner
Kokes
Marvel
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 817.

A BILL FOR AN ACT to amend section 75-150, Reissue Revised Statutes of Nebraska, 1943, relating to the State Railway Commission; to increase the fees for an order authorizing the issuance of securities; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter
Danner
Nore
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 869. With emergency.

A BILL FOR AN ACT to amend section 84-1405, Revised Statutes Supplement, 1967, relating to public meetings; to require recording of roll call votes as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 2:

Reynolds
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 959.

A BILL FOR AN ACT to amend section 79-328, Revised Statutes Supplement, 1967, relating to schools; to provide additional duties for the State Board of Education; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Adamson
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Kokes
Kremer
Mahoney
Marvel
Moulton
Nore
Pedersen
Proud
Robinson
Schmit
Skarda
Swanson
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 11:

Bloom
Carpenter
Elrod
Klaver
Luedtke
Schreurs
Simpson
Stull
Syas
Warner
Ziebarth

Not voting, 5:

Batchelder
Johnson
Moylan
Orme
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 251. With emergency.

A BILL FOR AN ACT to amend section 79-501, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to change the time of the annual meeting of a school district of the second class; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Reynolds
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 257. With emergency.

A BILL FOR AN ACT to amend section 2, Legislative Bill 922, Seventy-seventh Session, Nebraska State Legislature, 1967, relating to appropriations; to transfer funds from one program to another; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel

Moulton
Moylan
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Danner
Nore
Orme

Not voting, 1:

Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 374.

A BILL FOR AN ACT relating to cities and villages, all; to define terms; to authorize creation of air conditioning air distribution boards; to authorize regulation for the designing, installing, altering, inspection and repairing of air conditioning air distribution and ventilating systems; to authorize the licensing of air conditioning air distribution contractors and provide for bonds; to provide for penalties and exempt transactions; to provide for renewal of licenses; and to provide for inspection of air conditioning air distribution construction.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Elrod
Hasebroock
Johnson
Keyes
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Wiltse

Voting in the negative, 11:

Adamson
Clark
Harsh
Holmquist
Kennedy
Schmit
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Not voting, 7:

Danner
Duis
Klaver
Kokes
Marvel
Reynolds
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 691. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to make games of chance, lotteries, raffles, and gift enterprises unlawful except as prescribed when conducted as business promotions or for charitable or community betterment purposes; to authorize counties, cities, and villages to conduct lotteries as prescribed; to provide a penalty; to repeal sections 28-961 to 28-964, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 5:

Danner
Harsh
Kremer
Schreurs
Waldo

Not voting, 4:

Nore
Orme
Reynolds
Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 775. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to make certain acts unlawful as prescribed; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Klaver
Moylan
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 954.

A BILL FOR AN ACT relating to credit unions; to provide for the merger or consolidation of credit unions as prescribed; and to provide for the requirements and the procedure of such merger or consolidation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit

Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Danner
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 955.

A BILL FOR AN ACT to amend section 21-1774, Revised Statutes Supplement, 1967, relating to the Credit Union Act; to provide for life membership in a credit union as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Budd
Danner
Hasebroock
Mahoney
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 971. With emergency.

A BILL FOR AN ACT to amend sections 8-102 and 8-313, Uniform Commercial Code; to provide for transfer or pledge of securities within a central depository system; to redefine terms; to provide for delivery of securities by entries on the books of a clearing corporation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Mahoney
Reynolds
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Marvel Presiding

LEGISLATIVE BILL 406. Mr. Carpenter asked unanimous consent to return LB 406 to Select File for consideration of the following specific amendment:

In Section 1, line 10, strike "may" and insert "shall".

No objections. So ordered.

LEGISLATIVE BILL 436. Laid over until Monday, May 5 at the request of Mr. Adamson.

Visitors

Mr. Wenzlaff introduced 59 7th grade students from the Sandy Creek School, Fairfield, Nebraska, accompanied by their teachers, Mrs. Sanderson and Mr. Lambertus.

Member Excused

Mr. Warner asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

UNANIMOUS CONSENT—Order of the Day

Mr. Wylie asked unanimous consent to take up the Select File bills and then revert to General File. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Moylan asked unanimous consent to hold an executive session of the Miscellaneous Subjects Committee at 1:30 p.m. this afternoon in the West Lounge. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 43.

LR 43 was adopted with 27 ayes, 0 nays and 22 not voting.

Mr. Carpenter asked unanimous consent that a copy of LR 43 be sent to the Liquor Commission. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 370. E and R amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 348. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 948. E and R amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1063.

Mr. Stull asked unanimous consent to substitute the following amendment for his pending amendment of April 29. No objections. So ordered.

In line 25, Section 1, strike "*schoolhouse*"
and insert "*administrative office*".

The amendment was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 406. The Carpenter pending amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Unbracket LB 801

Mr. Waldron asked unanimous consent to unbracket LB 801 on Select File and consider it at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 801. Advanced to E and R for engrossment.

Visitors

Mr. Schmit introduced students and teachers from District 3, Saunders County.

Mr. Wylie introduced Mr. Gunter Greshake, President of the Young Union of the State of Northrine, Westphalia. Mr. Greshake spoke to the members briefly.

Mr. Schreurs introduced 40 7th and 8th grade students from Bradshaw Public School, Mmes. Black and Brincy, teachers and Mr. Foster, bus driver.

Members Excused

Mrs. Orme and Mrs. Craft asked unanimous consent to be excused tomorrow. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 576. Considered.

Laid over.

LEGISLATIVE BILL 762. Considered.

Mr. Duis offered the following amendment, which was adopted:

1. Amend section 1, line 20 by striking "*under their jurisdiction*".

Mr. Simpson offered the following amendments, which were adopted:

Amend LB 762 by striking Section 2 and renumbering Section 3 as Section 2.

Add the emergency clause.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 514. Reading waived. Explained.

Mr. Wallwey offered the following amendments, which were adopted:

1. Renumber original section 4 as section 6, and renumber original section 5 as section 7.

2. Insert a new section 4 to read as follows:

"Sec. 4. That section 43-510, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-510. *In order to be eligible for assistance, a child must be a bona fide resident of the State of Nebraska.* ~~Any child shall be eligible to the assistance provided for him who has resided in the State of Nebraska for one year immediately preceding an application for such aid made by it or in its behalf, or who was born within one year immediately preceding the application for such aid, if the parent or other relative with whom the child is living has resided in the State of Nebraska for one year immediately preceding its birth.~~"

3. Insert a new section 5 to read as follows:

"Sec. 5. That section 68-1002, Revised Statutes Supplement, 1967, be amended to read as follows:

68-1002. In order to qualify for assistance to the aged, blind or disabled, an individual:

(1) Must *be a bona fide resident of the State of Nebraska* ~~have been a resident of the State of Nebraska for one year immediately preceding application~~ for such assistance ~~and not have, after qualifying for assistance, resided continuously outside the State of Nebraska for a period of more than one year, except that payments may be continued beyond the period of one year if it is medically established that failure to return to this state was the result of physical inability to travel;~~

(2) Is not receiving care or services as an inmate of a public institution, except as a patient in a medical institution, and if a patient in an institution for tuberculosis or mental diseases has attained the age of sixty-five years;

(3) Has not deprived himself directly or indirectly of any property whatsoever for the purpose of qualifying for assistance to the aged, blind or disabled;

(4) May receive care in a public or private institution only if such institution is subject to a state authority or authorities which shall be responsible for establishing and maintaining standards for such institutions; and

(5) Must be in need of shelter, maintenance or medical care."

Advanced to E and R for review with 20 ayes, 7 nays and 22 not voting.

Visitors

Mr. Wylie introduced Mr. E. M. Debrah, Ambassador from Ghana to the United States, accompanied by Secretary of State, Frank Marsh. Messrs. Wylie, Kokes and Wallwey escorted the guests to the rostrum where they addressed the members briefly.

Mr. Marsh presented Mr. Debrah an Honorary Citizenship of Nebraska.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 1381	Thursday, May 8, 1969	1:00 p.m.

(Signed) Terry Carpenter, Chairman

Miscellaneous Subjects

LB 1380	Thursday, May 8, 1969	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1368. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Government and Military Affairs

LEGISLATIVE BILL 1205. Placed on General File as amended.

Standing Committee amendments to LB 1205:

1. Add a new section to be known as Section 5 and to read as follows:

> "Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1347. Placed on General File.

LEGISLATIVE BILL 1351. Placed on General File.

LEGISLATIVE BILL 1370. Placed on General File.

LEGISLATIVE BILL 1324. Indefinitely postponed.

LEGISLATIVE BILL 1326. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

MOTION—Suspend Rules

Mr. Whitney moved to suspend the rules to introduce a new bill.

The motion lost with 30 ayes, 2 nays and 17 not voting.

Message from the Governor

April 29, 1969

Mr. Speaker, Mr. President,
and Members of the Legislature

Gentlemen:

Please be informed that I have made the following appointments requiring Legislative confirmation. Terms of office will run from April 29, 1969 to January 7, 1971.

Code of Ethics Board

Representatives of state government:

Marvin Nuernberger, State Engineer
Murrell McNeil, Tax Commissioner
Robert Rogers, Director, Department of Administrative Services

Lay members:

Donald R. Treadway, Attorney, Fullerton
Mrs. Marie Vogt, Bancroft

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor

MOTION—LB 828

Mr. Mahoney renewed his pending motion found in the Legislative Journal for the Seventy-seventh Day to withdraw LB 828 and cancel the hearing of May 1.

The motion prevailed.

MOTION—Rule Change

Mr. Carpenter moved this body receive no more Committee bills after May 10, and any other bills to be introduced be by recommendation of the Governor.

Referred to the Rules Committee.

Adjournment

At 11:58 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Thursday, May 1, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 1, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Mr. Wylie presiding.

Prayer was offered by Rev. W. L. Van Auken.

Prayer

Almighty God, by whose law the planets track their courses through the heavens, by whose plan life unfolds upon our earth, by whose inspiration scholars have searched for the truth, and prophets have spoken; grant unto this chamber the Presence of Thy Holy Spirit. Let our fellowship with one another enjoy continuity with all men of good will who have sought the higher and more enduring services of Thy wisdom. And may our actions disclose our sense of heritage from our fathers before us who sought to order this earth after the fashion of Thy Kingdom in heaven. Amen.

The roll was called and all members were present except Mmes. Craft and Orme, Messrs. Knight, Skarda and Warner, who were excused; Mr. Waldo, excused for half an hour at 9:30 a.m. and Mr. Budd, excused from 9:30 a.m. to 11:00 a.m.

Corrections for the Journal

Page 1735, line 33, insert a quote after "Carpenter."
Page 1754, line 31, show the word "Must" as not scored.
Page 1736, line 35, show the word "after" as not scored.
Page 1737, line 26, delete the hyphen in "*five hundred*".

The Journal for the Seventy-ninth Day was approved as corrected.

Members Excused

Messrs. Nore and Stull asked unanimous consent to be excused Friday, May 2, 1969. No objections. So ordered.

MOTION—Memorial Day

Mr. Syas moved that the period from May 29 through June 2 be designated as Memorial Day leave.

The motion prevailed.

UNANIMOUS CONSENT—Order of the Day

Mr. Holmquist asked unanimous consent to spend 1½ hours on final reading, then general order of business and revert to LB 601 and LB 603 on General File then the underlined bills. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 606. Replaced on Select File as amended.

E and R amendment to LB 606:

1. In section 1, insert "and" at the end of line 246; and in line 249, strike "; and" and insert a period.

LEGISLATIVE BILL 244. Replaced on Select File as amended.

E and R amendment to LB 244:

1. In line 4 of the Pedersen amendment 2, adopted 4/25, strike "a".

LEGISLATIVE BILL 477. Replaced on Select File as amended.

E and R amendment to LB 477:

1. In line 1 of E & R amendment 2, adopted 4/28, strike "and 5" and insert "to 6".

LEGISLATIVE BILL 1063. Replaced on Select File as amended.

E and R amendment to LB 1063:

1. In lieu of the Stull amendment adopted 4/30, in line 2 of standing committee amendment 1, strike "*schoolhouse*" and insert "*administrative office*".

LEGISLATIVE BILL 406. Replaced on Select File as amended.

E and R amendment to LB 406:

1. In lieu of the Carpenter amendment adopted 4/30, in the Carpenter amendment 2, adopted 4/17, line 2, strike "*may*" and insert "*shall*".

LEGISLATIVE BILL 286. Placed on Select File as amended.

E and R amendment to LB 286:

1. In section 10, line 7, strike "*accord*" and insert "*accordance*".

LEGISLATIVE BILL 578. Placed on Select File as amended.

E and R amendment to LB 578:

1. Strike the Burbach amendment to standing committee amendment 3.

2. In standing committee amendment 8, line 1, strike "5" and insert "6"; and in line 2, strike the semicolon and insert a comma.

3. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to adopt the County-City Sales and Use Tax and allocate the proceeds thereof; to amend sections 77-27,136, 77-27,137, and 77-27,138, Revised Statutes Supplement, 1967; to change the allocation to and from the Governmental Subdivision Fund; to provide an operative date;".

LEGISLATIVE BILL 1293. Correctly engrossed.

LEGISLATIVE BILL 558. Correctly enrolled.

LEGISLATIVE BILL 633. Correctly enrolled.

LEGISLATIVE BILL 673. Correctly enrolled.

LEGISLATIVE BILL 675. Correctly enrolled.

LEGISLATIVE BILL 678. Correctly enrolled.

LEGISLATIVE BILL 817. Correctly enrolled.

LEGISLATIVE BILL 869. Correctly enrolled.

LEGISLATIVE BILL 959. Correctly enrolled.

LEGISLATIVE BILL 251. Correctly enrolled.

LEGISLATIVE BILL 257. Correctly enrolled.

LEGISLATIVE BILL 374. Correctly enrolled.

LEGISLATIVE BILL 691. Correctly enrolled.

LEGISLATIVE BILL 775. Correctly enrolled.

LEGISLATIVE BILL 954. Correctly enrolled.

LEGISLATIVE BILL 955. Correctly enrolled.

LEGISLATIVE BILL 971. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Government and Military Affairs

LEGISLATIVE BILL 1325. Placed on General File as amended.

Standing Committee amendment to LB 1325:

1. In section 3, line 60, after "*printing*" insert "*reproduction and mailing*"; in line 63 strike "*and quantity*"; and strike line 66 and insert "*for all purchases by all state agencies*".

LEGISLATIVE BILL 1327. Placed on General File as amended.

Standing Committee amendment to LB 1327:

1. In section 2, line 20, strike "*and planning*"; and in line 22 strike "*personnel division*".

2. In section 3, strike beginning with "*Each*" in line 1 through the period in line 3.

3. In section 5, strike beginning with "*and*" in line 77 through "*director*" in line 79; and strike lines 99 to 110 and insert "*and agencies.*".

4. In section 6, line 11, strike "*and planning*"; in line 28 strike "*For the combined*"; and strike lines 29 to 42.

5. In section 7, line 36, strike "*operating budget bureau*" and insert "*budget division*"; in line 38 strike "*operating*"; in line 39 strike "*bureau*" and insert "*division*"; strike lines 67 to 70; in line 71 strike "*(4)*" and insert "*(3)*"; and in line 74 strike "*(5)*" and insert "*(4)*".

6. In section 8, line 61, strike "*capital budget bureau*" and insert "*budget division*".

7. In section 9, line 14, strike "*fiscal and program long-range planning*"; in line 15 strike "*bureau*" and

insert "*budget division*"; strike lines 21 and 22 and insert "*agencies;*"; in line 32 after the semicolon insert "*and*"; in line 36 strike the semicolon and insert an underscored period; and strike lines 37 to 47.

8. In section 11, line 92, after the period, insert "*When departmental or agency data processing operations have been established, the data processing administrator shall have authority to review workloads to insure full utilization of staff and equipment. He shall have the authority to assign other agency and data processing work to any of the established facilities wherever efficiency and economy dictate.*"; in line 101 strike "*shall*" and insert "*may*"; in line 118 after "*activities*" insert "*and procedures*"; strike lines 121 to 127; and in line 128 strike "*(10)*" and insert "*(9)*".

LEGISLATIVE BILL 1371. Placed on General File as amended.

Standing Committee amendments to LB 1371:

1. Amend section 1, line 7, by inserting "on all public buildings" after "displayed".

2. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. This act shall become operative within ninety days from and after its passage and approval.".

3. Renumber original section 2 as section 3.

(Signed) Terry Carpenter, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 718. Placed on General File as amended.

Standing Committee amendments to LB 718:

1. In section 13, line 22, after the period insert "*The court shall appoint counsel only after it has determined that the complainant is without sufficient funds to retain his own counsel.*".

2. In section 19, line 4, reinstate the stricken "seven" and strike "*ten*"; strike beginning with "At" in line 5 through the period in line 16 and show the old matter as stricken; and strike beginning with "The" in line 23 through the period in line 33 and show the old matter as stricken.

3. Insert a new section to be known as section 22 and to read as follows:

"Sec. 22. *If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.*".

4. Renumber old Sec. 22 to read "Sec. 23".

5. Renumber old Sec. 23 to read "Sec. 24".

(Signed) Harold T. Moylan, Chairman

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

May 1, 1969

The Committee on Committees will meet at 1:00 p.m. on Monday, May 5, 1969, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann to the Code of Ethics Board as follows:

Representatives of State Government:

Marvin Nuernberger, State Engineer
Murrell McNeil, Tax Commissioner
Robert Rogers, Director, Department of Administrative Services

Lay members:

Donald R. Treadway
Mrs. Marie Vogt

(Signed) William M. Wylie, Chairman

MOTION—Place LB 1342 on General File

Mr. Carpenter moved to put LB 1342 on General File notwithstanding the Committee's objection.

Laid over.

Visitors

Mr. Stull introduced Mr. James Sheaffer, instructor, and 6 students from Chadron State College.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 554.

A BILL FOR AN ACT to amend section 39-810, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide additional authority; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Waldo

Not voting, 5:

Craft
Knight
Orme
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 568.

A BILL FOR AN ACT relating to rural or suburban fire protection districts; to authorize the Purchasing Agent of the State of Nebraska to purchase radio equipment for rural or suburban fire protection districts; and to provide for reimbursement.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh

Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 5:

Craft
Knight
Orme
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 590.

A BILL FOR AN ACT to amend section 23-120, Revised Statutes Supplement, 1967, relating to county government; to provide an exception for the limitation on appropriations for the erection or repair of county buildings; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Budd
Craft
Knight
Nore
Orme
Skarda
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 593.

A BILL FOR AN ACT to amend section 17-718, Reissue Revised Statutes of Nebraska, 1943, relating to second class cities and villages; to increase the maximum mill levy for fire department purposes; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Budd
Craft
Knight
Kokes
Nore
Orme
Skarda
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 613. With emergency.

A BILL FOR AN ACT to amend section 8-414, Reissue Revised Statutes of Nebraska, 1943, relating to industrial loan and investment companies; to authorize audits by certified or registered public accountants in lieu of examination as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Budd
Craft
Duis
Knight
Orme
Skarda
Waldo
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 666. With emergency.

A BILL FOR AN ACT to amend sections 79-312, 79-314, and 79-451, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide a fiscal year for Class III districts; to change provisions respecting the county census report; to require an annual statistical report and provide for the filing thereof and of the annual financial report; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse

Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Budd
Craft
Knight
Orme
Skarda
Waldo
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 706.

A BILL FOR AN ACT relating to public health and welfare; to provide for regulation of plumbing, heating and electrical systems in mobile homes and travel trailers as prescribed; to make certain acts unlawful; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Budd
Craft
Knight
Luedtke
Orme
Skarda
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 729.

A BILL FOR AN ACT to designate an official state grass.

Whereupon the President stated: "All provisions of law relative to procedure having been complied, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 6:

Keyes
Pedersen
Syas
Waldron
Wallwey
Ziebarth

Not voting, 8:

Budd
Craft
Knight
Orme
Skarda
Stull
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 809.

A BILL FOR AN ACT to amend sections 60-311 and 83-123, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide permanent colors for license plates as prescribed; to delete obsolete matter; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Budd
Burbach
Craft
Knight
Marvel
Orme
Skarda
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 826. With emergency.

A BILL FOR AN ACT relating to public employment; to provide a presumption in certain cases of death or disability of firemen or policemen as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 28:

Bloom
Burbach
Carpenter
Carstens
Danner
Duis
Elrod
Harsh
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 13:

Adamson
Batchelder
Clark
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Proud
Wallwey
Whitney
Wylie

Not voting, 8:

Budd
Craft
Knight
Orme
Schmit
Skarda
Waldo
Warner

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 27:

Bloom
Burbach
Carpenter
Carstens
Danner
Duis
Elrod
Harsh
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore

Pedersen
Reynolds
Robinson
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wiltse
Ziebarth

Voting in the negative, 15:

Adamson
Batchelder
Clark
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Proud
Schmit
Wallwey
Wenzlaff
Whitney
Wylie

Not voting, 7:

Budd
Craft
Knight
Orme
Skarda
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 833. With emergency.

A BILL FOR AN ACT to amend section 81-519, Reissue Revised Statutes of Nebraska, 1943, relating to the State Fire Marshal; to provide for the sale or other disposition of condemned property as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 4:

Clark
Marvel
Wallwey
Wylie

Not voting, 9:

Budd
Craft
Holmquist
Knight
Kokes
Orme
Skarda
Waldo
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 834. With emergency.

A BILL FOR AN ACT relating to the State Fire Marshal; to provide powers and duties as prescribed; to make certain acts unlawful; to provide for penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 24:

Bloom
Burbach
Carpenter
Carstens
Danner
Duis
Elrod
Hasebroock
Johnson
Keyes
Luedtke
Mahoney
Moulton
Moylan
Pedersen
Proud
Reynolds
Schreurs
Simpson
Stull
Swanson
Syas
Wiltse
Ziebarth

Voting in the negative, 18:

Adamson
Batchelder
Clark
Harsh
Holmquist
Kennedy
Klaver
Kokes
Kremer
Marvel
Nore
Robinson
Schmit
Waldron
Wallwey
Wenzlaff
Whitney
Wylie

Not voting, 7:

Budd
Craft
Knight
Orme
Skarda
Waldo
Warner

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 23:

Batchelder
Bloom
Burbach
Carstens
Danner
Duis
Elrod
Hasebroock
Johnson
Keyes
Luedtke
Mahoney
Moulton
Moylan
Pedersen
Proud
Reynolds
Schreurs
Simpson
Stull
Swanson
Syas
Ziebarth

Voting in the negative, 16:

Carpenter
Clark
Harsh
Holmquist

Kennedy
Kokes
Kremer
Marvel
Nore
Robinson
Schmit
Waldron
Wallwey
Wenzlaff
Whitney
Wylie

Not voting, 10:

Adamson
Budd
Craft
Klaver
Knight
Orme
Skarda
Waldo
Warner
Wiltse

Having failed to receive a constitutional majority voting in the affirmative, with the emergency clause stricken, the bill failed of passage.

LEGISLATIVE BILL 899. With emergency.

A BILL FOR AN ACT to amend section 68-701.01, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to change the qualifications for the Director of Public Welfare as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Batchelder
Bloom
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 6:

Burbach
Kokes
Nore
Robinson
Wiltse
Wylie

Not voting, 9:

Adamson
Budd
Craft
Knight
Mahoney
Orme
Skarda
Waldo
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 972.

A BILL FOR AN ACT to amend section 38-1001, Reissue Revised Statutes of Nebraska, 1943, relating to gifts to minors; to redefine the term bank as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Bloom
Burbach
Carstens
Clark
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Adamson
Budd
Carpenter
Craft
Danner
Knight
Mahoney
Orme
Skarda
Syas
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 995.

A BILL FOR AN ACT relating to cities of the first class; to provide for the creation of sanitary sewer and water main connection districts; to provide for the collection by municipalities of a connection fee equal to the benefit received at the time properties are connected to such sanitary sewer mains or water mains; and to provide for issuance of revenue bonds or payment out of surplus funds for cost of construction.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Bloom
Burbach
Carstens
Clark

Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Batchelder
Budd
Carpenter
Craft
Knight
Orme
Skarda
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 88. With emergency.

A BILL FOR AN ACT to amend section 81-801, Reissue Revised Statutes of Nebraska, 1943, relating to the Game and Parks Commission; to harmonize the provisions with previous legislation; to change the limitation on reappointment of members to the Game and Parks Commission; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Budd
Craft
Knight
Marvel
Orme
Skarda
Waldo
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 501. With emergency.

A BILL FOR AN ACT relating to labor; to eliminate the practice of discriminating on the basis of sex by paying wages to one sex at a lesser rate than the rate paid to employees of the opposite sex for comparable work on jobs; to define terms; to provide powers and duties for the Equal Employment Opportunity Commission to provide for damages; to provide a limitation of action; to provide for records, reporting, and posting of law; to provide penalties; to repeal sections 48-1210 to 48-1218, Revised Statutes Supplement, 1967; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Batchelder

Not voting, 8:

Budd
Craft
Knight
Orme
Skarda
Waldo
Wallwey
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Visitors

Mr. Proud introduced 54 students from Valley View Jr. High School, Omaha; Mr. Curt Olson, principal and Mrs. Betty Marcy, teacher.

Mr. Adamson introduced foreign students, Margaret Hooley, London; Vera Vackova, Prague; Mackphace Silvungue, Zambia; Herman Batibo, Tanzania; Christian Karimu, Sierra Leone, all sponsored by the Youth in World Crisis.

Mr. Swanson introduced 17- 4th to 6th grade students from District 152, Lancaster County, Rokeby accompanied by Shirley Thomas, teacher.

Mr. Kennedy introduced 31- 7th and 8th grade students from Madison Trinity Lutheran and St. John Lutheran Schools and sponsors.

Mr. Wiltse introduced 29- 6th grade students from Plattsmouth Public School and Miss Hall, teacher.

Mr. Adamson introduced 27 students from Crete Public School and Larry Starr, teacher.

Mr. Nore introduced 15 students, grades 1 thru 8, District 17, Nance County and Margaret Hamel, teacher.

Mr. Holmquist Presiding

UNANIMOUS CONSENT—Final Reading

Mr. Stull asked unanimous consent to have LB 746 laid over on final reading tomorrow. No objections. So ordered.

STANDING COMMITTEE REPORTS

Nebraska Retirement Systems

LEGISLATIVE BILL 1135. Indefinitely postponed.

LEGISLATIVE BILL 1136. Indefinitely postponed.

LEGISLATIVE BILL 1137. Indefinitely postponed.

LEGISLATIVE BILL 1138. Indefinitely postponed.

(Signed) C. W. Holmquist, Chairman

Committee on Committees

April 30, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

J. Alan Cramer—Board of Education, State Normal Schools

Robert Runice—Advisory Committee to the Department of Economic Development

Mrs. Robert Matz—Public Welfare and Public Institutions Advisory Committee

Dr. R. L. Tollefson—State Board of Health

Edwin A. Langley—Director of Department of Banking

Respectfully submitted,

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report and a record vote taken on each confirmation.

The motion prevailed.

Vote on Mr. Cramer

Voting in the affirmative, 30:

Adamson
Bloom
Burbach
Carpenter
Carstens
Danner
Elrod
Harsh
Hasebroock
Holmquist
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Wallwey
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 19:

Batchelder
Budd
Clark
Craft
Duis
Johnson
Kennedy
Knight

Mahoney
Nore
Orme
Pedersen
Robinson
Skarda
Waldo
Waldron
Warner
Wiltse
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Cramer confirmed.

Vote on Mr. Runice

Voting in the affirmative, 31:

Adamson
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Harsh
Hasebroock
Holmquist
Keyes
Klaver
Kokes
Luedtke
Marvel
Moulton
Moylan
Proud
Reynolds
Schmit
Schreurs
Simpson
Swanson
Syas
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 18:

Batchelder
Budd
Craft
Duis
Johnson
Kennedy
Knight
Kremer
Mahoney
Nore
Orme
Pedersen
Robinson
Skarda
Stull
Waldo
Waldron
Warner

Having received a majority of the votes of all members, the President declared the appointment of Mr. Runice confirmed.

Vote on Mrs. Matz

Voting in the affirmative, 35:

Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 14:

Adamson
Batchelder
Budd
Craft
Duis
Harsh
Knight
Kremer
Mahoney
Orme
Pedersen
Skarda
Waldo
Warner

Having received a majority of the votes of all members, the President declared the appointment of Mrs. Matz confirmed.

Vote on Dr. Tollefson

Voting in the affirmative, 29:

Adamson
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Hasebroock
Holmquist
Kokes
Luedtke
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 20:

Batchelder
Bloom
Budd
Craft
Duis
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Mahoney
Marvel
Orme
Skarda
Waldo
Wallwey
Warner
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Dr. Tollefson confirmed.

Vote on Mr. Langley

Voting in the affirmative, 28:

Adamson
Burbach
Clark
Harsh
Hasebroock
Holmquist
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Whitney
Wylie

Voting in the negative, 0.

Not voting, 21:

Batchelder
Bloom
Budd
Carpenter
Carstens
Craft

Danner
Duis
Elrod
Johnson
Kennedy

Keyes
Knight
Mahoney
Orme
Skarda

Waldo
Warner
Wenzlaff
Wiltse
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Langley confirmed.

UNANIMOUS CONSENT—Committee Meeting

Mr. Simpson asked unanimous consent to have the Rules Committee excused for a short time for a meeting in the West Lounge. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following letter printed in the Journal. No objections. So ordered.

March 31, 1969

Senator Terry Carpenter
State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Carpenter:

According to the motion you made on February 20, 1969, and subsequently adopted by the Legislature, I am submitting the following information relative to the costs to date of the Duane Earl Pope proceedings:

Proceedings in the United States District Court:

Fees and expenses of expert witnesses for defendant	$ 1,378.15
Fees for transcripts of testimony	2,231.90
Witnesses (Fact)	6,892.80
Witnesses (Expert)	3,219.54
Jurors' fees and mileage	7,042.30
Attorney A, fees and expenses	7,195.95
Attorney B, fees and expenses	3,361.20

Proceedings in the United States Court of Appeals

Attorney A, fee	500.00
Attorney B, fee	500.00

Attorney A, exenses	349.33
Attorney B, expenses	101.41
Total	$32,772.38

No costs were involved in the proceedings in the United States Supreme Court. No claims have been filed as yet by Mr. Pope's attorneys for subsequent proceedings in Deuel County.

Sincerely,

(Signed) Jack W. Rodgers
Director of Research

JWR:at

SELECT FILE

LEGISLATIVE BILL 84. E and R amendments found in the Legislative Journal for the Seventy-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 893. Laid over at the request of Mr. Waldron.

LEGISLATIVE BILL 1365. E and R amendments found in the Legislative Journal for the Seventy-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 188. E and R amendments found in the Legislative Journal for the Seventy-ninth Day were adopted.

Advanced to E and R for engrossment.

MOTIONS—Introduce Bills

Mr. Proud moved the introduction of a new bill by the Committee on Banking, Commerce and Insurance.

Mr. Proud requested a Call of the House. The Call showed 32 members present.

Mr. Proud moved the Call be raised. The motion prevailed.

The Proud motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Proud moved the introduction of a new bill by the Committee on Banking, Commerce and Insurance.

The motion prevailed with 30 ayes, 1 nay and 18 not voting.

Mr. Carstens moved the introduction of a new bill by the Committee on Judiciary.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules that no more bills may be introduced until the Rules Committee brings in a recommendation on the proposed Carpenter rule change.

The motion prevailed with 34 ayes, 4 nays and 11 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1383. By Committee on Banking, Commerce and Insurance, Richard F. Proud, 12th District, Chairman; Herbert J. Duis, 39th District; Rick Budd, 2nd District; Willard H. Waldo, 31st District and C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 8-823, Revised Statutes Supplement, 1967, relating to banks and banking; to remove requirements for statement of amount of loan and rate of charge, as prescribed; to provide when this act shall become operative; to repeal the original section, and also Chapter 45, article 5, Reissue Revised Statutes of Nebraska, 1943, and section 8-824, Revised Statutes Supplement, 1967; and to declare an emergency.

LEGISLATIVE BILL 1384. By Committee on Banking, Commerce and Insurance, Richard F. Proud, 12th District, Chairman; Rick Budd, 2nd District; Willard H. Waldo, 31st District; Harold T. Moylan, 6th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT to amend section 45-335, Reissue Revised Statutes of Nebraska, 1943, relating to installment sales; to redefine terms; and to repeal the original section.

LEGISLATIVE BILL 1385. By Committee on Judiciary, Fred W. Carstens, 30th District, Chairman; Roland A. Luedtke, 28th District; Leslie A. Stull, 49th District; C. F. Moulton, 8th District; Loran Schmit, 23rd District; Donald Elrod, 35th District and Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 28-472.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 7, Legislative Bill 2, Eightieth Session, Nebraska State Legislature, 1969, relating to crimes and punishments; to change provisions governing seizure of vehicles used for transportation of narcotic drugs and cannabis as prescribed; to repeal the original section; and to declare an emergency.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 739. Placed on General File as amended.

Standing Committee amendment to LB 739:

1. In section 3, lines 5 and 6 strike "*in any name other than his own*", line 7 insert "*Such report shall be filed with such insurer within five days after a person becomes an officer, director or such beneficial owner and not later than the close of the calendar month in which there has been a change in such ownership.*" after the period, and lines 12 and 13 strike "*, in a name other than his own*".

LEGISLATIVE BILL 804. Placed on General File as amended.

Standing Committee amendment to LB 804:

1. In section 1, line 10 insert "*and*" after "*state*".

LEGISLATIVE BILL 1110. Placed on General File as amended.

Standing Committee amendment to LB 1110:

1. In section 1 strike line 22, line 23 strike "section, surety" and insert "*Surety*", line 25 strike the first comma and insert "*and*", line 26 strike the line commencing with the comma, strike lines 27, 28 and 29, line 30 strike "In order", strike lines 31 to 34 and insert "*The Attorney General*", and strike lines 35 to 37 and insert "*shall approve all bond forms distributed by the Secretary of State.*".

LEGISLATIVE BILL 232. Indefinitely postponed.

LEGISLATIVE BILL 627. Indefinitely postponed.

LEGISLATIVE BILL 689. Indefinitely postponed.

LEGISLATIVE BILL 973. Indefinitely postponed.

LEGISLATIVE BILL 1111. Indefinitely postponed.

LEGISLATIVE BILL 1112. Indefinitely postponed.

LEGISLATIVE BILL 1242. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

UNANIMOUS CONSENT—Bracket Bills

Mr. Carstens asked unanimous consent to bracket LB 601 and LB 603 for May 7. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1358. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 874. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Mr. Wylie offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1174. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 732. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

MOTION—Rule Change

Mr. Simpson moved the adoption of the following rule change, recommended by the Rules Committee:

Amend the first paragraph of Rule 11,

Section 3, to read as follows:

Sec. 3. Time for Introduction, Limitation
Fiscal Notes. No bill shall be introduced after the
twentieth legislative day, except upon recommendation of
the Governor or by a majority of the members of a standing
committee whose names shall be affixed to the bill and
upon the vote of three-fifths of the elected members of
the Legislature. *After the ninetieth legislative day,*
no bill shall be introduced except by the unanimous consent
of the Legislature or upon recommendation of the Governor.
After January 1, no bill shall be drafted by the bill
drafter unless requested or authorized by a member of the
legislature.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Simpson asked unanimous consent the rule change be printed and placed in the members' rule books. No objections. So ordered.

Adjournment

At 12:02 p.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Friday, May 2, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Friday, May 2, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

We pray, O God, that Thou wilt fill this sacred minute with meaning, and make it an oasis for the refreshment of our souls, a window cleaning for our vision, and a recharging of the batteries of our spirits. Let us have less talking and more thinking, less work and more worship, less pressure and more prayer. For if we are too busy to pray, we are far busier than we have any right to be. Speak to us, O Lord, and make us listen to Thy broadcasting station that never goes off the air. Through Thy Holy Sprit, who is waiting to lead us into all Truth. Amen.

The roll was called and all members were present except Messrs. Carpenter, Klaver, Mahoney, Nore and Stull, who were excused.

Corrections for the Journal

Page 1774, lines 8 and 37, insert the word "with" after "complied".

The Journal for the Eightieth Day was approved as corrected.

Member's Birthday

Mr. Moylan announced today is Mr. Bloom's birthday. The members sang "Happy Birthday" to him.

Member Excused

Mr. Swanson asked unanimous consent to be excused May 21, 22, and 23. No objections. So ordered.

UNANIMOUS CONSENT—Final Readings

Mr. Holmquist asked unanimous consent to spend 1½ hours on final readings then take up the underlined bills on General File. No objections. So ordered.

Visitors

Mr. Wallwey introduced Mr. Norman Chambers, teacher, and 20 seniors from Newcastle High School, and 3 sponsors.

Mr. Kennedy introduced 36 students and 7 teachers from the Meadow Grove area.

Mr. Kennedy introduced 35 students and teacher from District 68.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 801. Replaced on Select File as amended.

E and R amendment to LB 801:

1. In E & R amendment 2, adopted 4/30, line 3, strike "2" and insert "3".

LEGISLATIVE BILL 762. Placed on Select File as amended.

E and R amendment to LB 762:

1. In section 1, line 4, strike "and 39-7,108" and insert ", and 39-7,108, *and this section*"; in line 6, strike the third comma and insert a period; in line 8, strike the second comma and show stricken; and in line 18, strike *"as herein provided"*.

2. In renumbered section 2, line 1, strike "sections 39-767 and 39-770" and insert "section 39-767"; and in line 2, strike "are" and insert "is".

3. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 2, strike "sections 39-767 and 39-770" and insert "section 39-767"; and in line 5, strike "sections" and insert "section; and to declare an emergency".

LEGISLATIVE BILL 514. Placed on Select File as amended.

E and R amendments to LB 514:

1. Renumber sections as follows: Section 1, no change; section 4 added by the Wallwey amendment 2, as section 2; original sections 2 and 3 as sections 3 and 4; and section 5 added by the Wallwey amendment 3, no change.

2. In section 1, lines 5 and 38, strike "twenty-one" and insert "~~twenty-one~~ *twenty*".

3. In renumbered section 3, lines 3 and 4, strike "herein defined" and insert "~~herein~~ defined *in section 43-504*"; and in lines 53 and 54, strike "*; and the foregoing*" and insert "*. The*".

4. In renumbered section 6, line 1, insert "43-510," after the first comma; and at the end of line 2, insert "and section 68-1002, Revised Statutes Supplement, 1967,".

5. In the title, line 2, insert "43-510," after the first comma; in line 3, insert "and section 68-1002, Revised Statutes Supplement, 1967," after the second comma; and in line 5 insert "to change residency requirements;" after the semicolon.

LEGISLATIVE BILL 84. Correctly engrossed.

LEGISLATIVE BILL 348. Correctly engrossed.

LEGISLATIVE BILL 948. Correctly engrossed.

LEGISLATIVE BILL 826. Correctly enrolled.

LEGISLATIVE BILL 554. Correctly enrolled.

LEGISLATIVE BILL 568. Correctly enrolled.

LEGISLATIVE BILL 590. Correctly enrolled.

LEGISLATIVE BILL 593. Correctly enrolled.

LEGISLATIVE BILL 613. Correctly enrolled.

LEGISLATIVE BILL 666. Correctly enrolled.

LEGISLATIVE BILL 706. Correctly enrolled.

LEGISLATIVE BILL 729. Correctly enrolled.

LEGISLATIVE BILL 809. Correctly enrolled.

LEGISLATIVE BILL 833. Correctly enrolled.

LEGISLATIVE BILL 899. Correctly enrolled.

LEGISLATIVE BILL 972. Correctly enrolled.

LEGISLATIVE BILL 995. Correctly enrolled.

LEGISLATIVE BILL 88. Correctly enrolled.

LEGISLATIVE BILL 501. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Labor

LEGISLATIVE BILL 1329. Indefinitely postponed.

LEGISLATIVE BILL 1328. Placed on General File as amended:

Standing Committee amendment to LB 1328:

In section 1, lines 6 and 24, after *"test"* insert *"or any other method provided for in Section 81-253"*; and in line 6 strike the second *"Babcock"*.

(Signed) Don Elrod, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 826 LB 554 LB 568 LB 590 LB 593 LB 613 LB 666 LB 706 LB 729 LB 809 LB 833 LB 899 LB 972 LB 995 LB 88 LB 501 LB 558 LB 633 LB 673 LB 675 LB 678 LB 817 LB 869 LB 959 LB 251 LB 257 LB 374 LB 691 LB 775 LB 954 LB 955 LB 971 LR 43

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 764.

A BILL FOR AN ACT to repeal sections 83-307.02, 83-307.03, 83-360.01, 83-360.02, 83-360.03, and 83-360.04, Reissue Revised Statutes of Nebraska, 1943, relating to state institutions.

Whereupon the President stated: All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter
Klaver
Mahoney
Nore
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules to take up LB 1368 on final reading today. The motion prevailed with 42 ayes, no nays, and 7 not voting.

LEGISLATIVE BILL 1368. With emergency.

A BILL FOR AN ACT to amend Laws 1967, Chapter 376, sections 2 and 4, relating to appropriations; to change appropriations to the programs as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy

Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter
Klaver
Mahoney
Nore
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 876.

A BILL FOR AN ACT to amend section 48-310, Reissue Revised Statutes of Nebraska, 1943, relating to child labor; to make provisions for children to work later hours as prescribed; to provide duties for the Department of Labor; to provide for fees and their disbursement; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 5:

Bloom
Pedersen
Schmit
Skarda
Syas

Not voting, 5:

Carpenter
Klaver
Mahoney
Nore
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1010.

A BILL FOR AN ACT to amend sections 66-403, 66-404, 66-410.03, 66-412, 66-447, and 66-459, Reissue Revised Statutes of Nebraska, 1943, and sections 66-407, 66-410, 66-410.02, 66-410.04, 66-410.06, and 66-424.01, Revised Statutes Supplement, 1967, relating to motor fuels; to remove the provision for cash deposit in lieu of a bond; to increase the amount of bond required; to eliminate receipt for payment of motor vehicle fuel tax; to change penalties; to eliminate fee for duplicate permit; to provide for remittance of excess tax credit; to change the formula for refunds; to change the powers of administration in making rules and regulations as prescribed; to extend the time for keeping duplicates of invoices by licensed distributors; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 5:

Clark
Duis
Kokes
Robinson
Schmit

Not voting, 6:

Carpenter
Holmquist
Klaver
Mahoney
Nore
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1011.

A BILL FOR AN ACT to amend sections 66-602, 66-603, 66-605, 66-606, 66-606.01, 66-607, 66-608, 66-609, 66-611, 66-612, 66-613, 66-614, 66-615, 66-616, 66-618, 66-623, 66-624, 66-625, 66-628, 66-630, 66-631, 66-632, and 66-636, Reissue Revised Statutes of Nebraska, 1943, and section 66-621, Revised Statutes Supplement, 1967, relating to motor vehicle fuels; to remove the provisions for cash bonds; to eliminate provisions for a special fuel user; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter
Duis
Klaver
Mahoney
Nore
Robinson
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1014.

A BILL FOR AN ACT to amend section 28-449, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to provide for prosecutions; to provide when a person shall not be prosecuted; to provide venue; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carpenter
Klaver
Mahoney
Nore
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1277.

A BILL FOR AN ACT to amend section 79-1234, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to incorporate into a single section provisions for revocation, suspension, and reinstatement of teachers' certificates; to repeal the original section and also section 79-1296, Revised Statutes Supplement, 1967.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Budd
Carpenter
Danner
Klaver
Kokes
Mahoney
Nore
Stull
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1280.

Mr. Holmquist moved to return LB 1280 to Select File for the following specific amendment:

Strike the enacting clause.

Motion pending. Laid over.

LEGISLATIVE BILL 1282. Laid over until Monday at the request of Mr. Wylie.

LEGISLATIVE BILL 515. Laid over at the request of Mr. Carstens.

LEGISLATIVE BILL 712.

A BILL FOR AN ACT to repeal section 60-321, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles.

Whereupon the President stated: "All provisions of law relative to procedure having been complied, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Waldo

Not voting, 6:

Carpenter
Klaver
Mahoney
Nore
Stull
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 895.

A BILL FOR AN ACT to amend section 39-742, Reissue Revised Statutes of Nebraska, 1943, relating to motorcycles; to prohibit more than two persons from occupying any two-wheel motorcycle while in motion on the highway; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter
Klaver
Mahoney
Nore
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1013. With emergency.

A BILL FOR AN ACT to amend section 2-219, Revised Statutes Supplement, 1967, relating to agriculture; to permit the sale of liquor on premises under the control of the State Board of Agriculture except as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Adamson
Batchelder
Bloom
Budd
Burbach
Clark
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Kokes
Luedtke
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 10:

Carstens
Craft
Kennedy
Knight
Kremer
Marvel
Orme
Schreurs
Whitney
Wylie

Not voting, 6:

Carpenter
Danner
Klaver
Mahoney
Nore
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 1383	Monday, May 12, 1969	2:00 p.m.
LB 1384	Monday, May 12, 1969	2:00 p.m.

(Signed) Richard F. Proud, Chairman

STANDING COMMITTEE REPORT

Urban Affairs

LEGISLATIVE BILL 1311. Indefinitely postponed.

LEGISLATIVE BILL 1207. Placed on General File.

LEGISLATIVE BILL 1356. Placed on General File as amended.

Standing Committee amendments to LB 1356:

1. In section 2, line 25, strike *"eligible"* and insert *"registered"*; in line 28 after *"behalf"* insert *"and on behalf of other nominees"*; in line 34 strike *"eligible"* and insert "registered".

2. In section 6, line 13, after "least" insert *"sixty"*; and in line 14 reinstate "per cent" and strike the new matter.

LEGISLATIVE BILL 1375. Placed on General File as amended.

Standing Committee amendments to LB 1375:

1. In section 1, following line 41, insert:

"(4) In addition to the issuance of bonds therefore, the county board may also place operating income from the operation of such facility which is not needed for current operations into a special reserve fund to be used to defray the cost of such improvements or additions and equipment.".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Bill K. Bloom, Chairman

Enrollment and Review

LEGISLATIVE BILL 1368. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1368

Explanation of Vote

Had I been here on May 1, 1969, I would have voted "aye" on LB 501 LB 88 LB 995 LB 972 LB 833 LB 809 LB 706 LB 666 LB 613 LB 593 LB 590 LB 568 LB 554; and "nay" on LB 899 LB 834 LB 826 LB 729

(Signed) Fern Hubbard Orme

Visitors

Mr. Ziebarth introduced 7th and 8th grade students and sponsors from Hildreth Public School.

Mr. Warner introduced 18 Junior Class students from Malcolm and sponsors.

Mr. Carstens introduced 7th and 8th grade students from Table Rock and sponsors.

Mr. Knight introduced Rev. and Mrs. Walter Cannon from Pennsylvania.

Mr. Luedtke introduced 17- 8th grade students from St. Mary's School, Lincoln, accompanied by Mrs. David Houfek.

Mr. Kennedy introduced students from Clare McPhee School, Lincoln and teachers.

Mr. Syas introduced 94 students from Holy Name School, District 13, Omaha accompanied by Sister Mary Joachin; Sister Mary Martin; Sister Mary Stephen and Mmes. Muelleman, O'Laughlin and Trouba.

Mr. Keyes introduced 79 students from the 4th and 5th grades of La Vista West School, Omaha with Paul Basler, Supt.; Mrs. Downey, Mrs. Ott and Mrs. Shoemaker.

Mr. Carstens introduced Mrs. Viola Shuey and 24 Jr. High students from the Lewiston Consolidated Schools.

Mr. Danner introduced 48 students from the Monmouth Park School, Omaha with Essie Henderson and Ray Rogers.

Mr. Wenzlaff introduced 18 students from the 7th and 8th grades of Ohiowa Public Schools and sponsors.

MOTION—Return LB 699 to Select File

Mr. Carstens moved to return LB 699 to Select File for the following specific amendment:

Section 1, line 5, strike the words "and trainable mentally retarded".

Par. (2) line 19, strike "and trainable and educable mentally retarded, emotionally disturbed".

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 699. The Carstens specific amendment found in this Day's Journal was adopted by unanimous consent.

Bracketed at the request of Mr. Holmquist.

MOTIONS—Introduce Bills

Mr. Bloom moved the introduction of a new bill by the Committee on Urban Affairs.

Mr. Bloom requested a Call of the House. The Call showed 36 members present.

Mr. Keyes moved the Call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

The Bloom motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Pedersen moved the introduction of a new bill by the Committee on Government and Military Affairs.

Mr. Pedersen requested a record vote.

Voting in the affirmative, 17:

Adamson
Bloom
Craft
Danner
Elrod
Harsh
Kennedy
Kremer
Moulton
Orme
Pedersen
Swanson
Waldo
Waldron
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 22:

Batchelder
Budd
Carstens
Clark
Duis
Hasebroock
Holmquist
Johnson
Knight
Kokes
Luedtke
Marvel
Reynolds
Robinson
Schmit
Simpson
Skarda
Syas
Wallwey
Warner
Wiltse
Wylie

Not voting, 10:

Burbach
Carpenter
Keyes
Klaver
Mahoney
Moylan
Nore
Proud
Schreurs
Stull

The motion lost.

Mr. Whitney moved the introduction of a new bill by the Committee on Education.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Elrod moved the introduction of a new bill by the Committee on Urban Affairs.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Members Excused

Messrs. Burbach and Clark asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1386. By Committee on Urban Affairs, Bill K. Bloom, 20th District, Chairman; Terry Carpenter, 48th District; Herbert J. Duis, 39th District; Roland A. Luedtke, 28th District; Loran Schmit, 23rd District; Willard H. Waldo, 31st District; Harold T. Moylan, 6th District and Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 31-727, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to restrict the number of acres a district may acquire as prescribed; to provide that land not used within three years as provided by this act must be sold; and to repeal the original section.

LEGISLATIVE BILL 1387. By Committee on Education, Lester Harsh, 38th District, Chairman; Ramey C. Whitney, 44th District; Henry F. Pedersen, Jr., 4th District; Robert L. Clark, 47th District; Orval A. Keyes, 3rd District and Herb Nore, 22nd District.

A BILL FOR AN ACT relating to school lands; to provide for the sale of school lands when an interchange to the National System of Interstate and Defense Highways is constructed on such school lands.

LEGISLATIVE BILL 1388. By Committee on Urban Affairs, Bill K. Bloom, 20th District, Chairman; Terry Carpenter, 48th District; Loran Schmit, 23rd District; Harold T. Moylan, 6th District and Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to cities of the first class; to authorize such cities to lease real or personal property.

SELECT FILE

LEGISLATIVE BILL 893. Advanced to E and R for engrossment.

LEGISLATIVE BILL 606. E and R amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 244. E and R amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 477. E and R amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1063. E and R amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 406. E and R amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 286. E and R amendment found in the Legislative Journal for the Eightieth Day was adopted.

Bracketed.

LEGISLATIVE BILL 578. E and R amendments found in the Legislative Journal for the Eightieth Day were adopted.

Bracketed.

MOTION—Place LB 1200 on General File

Mr. Wylie moved to place LB 1200 on General File notwithstanding the Committee action.

Mr. Wylie requested a Call of the House. The Call showed 40 members present.

Mr. Harsh moved the Call be raised. The motion lost with 18 ayes, 13 nays and 18 not voting.

Mr. Wylie moved the Call be raised. The motion prevailed with 34 ayes, 2 nays and 13 not voting.

Mr. Wylie asked unanimous consent to have the vote on his original motion laid over until Monday.

Mr. Elrod objected.

Mr. Wylie moved to hold the vote until Monday.

The motion lost with 21 ayes, 11 nays and 17 not voting.

The original Wylie motion lost with 32 ayes, 6 nays and 11 not voting.

Member Excused

Mr. Johnson asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

MOTION—Return LB 1365 to Select File

Mr. Marvel moved to return LB 1365 to Select File for the following specific amendments:

1. In the bill add a new section 1 as follows:

"Section 1. That Laws 1967, Chapter 376, section 7, be amended to read as follows:

Sec. 7. That section 10, Legislative Bill 922, Seventy-seventh Session, Nebraska State Legislature, 1967, be amended to read as follows:

Sec. 10. State Department of Education - Agency No. 13

		Fund Distribution		
	Total Appropriation By Program	General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
(1) Program No. 025 - Departmental Administration	$27,318,661	$26,722,733		$595,928

Appropriate for the accomplishment of the program in subsection (1) of this section all federal funds received for such program by Agency No. 13 and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $420,314 for personal services, including not to exceed $46,060 for the accomplishment of the provisions of Legislative Bill 448, Seventy-seventh Session, Nebraska State Legislature, 1967, and $3,000 for the accomplishment of the provisions of Legislative Bill 490, Seventy-seventh Session, Nebraska State Legis-

		Fund Distribution		
	Total Appropriation By Program	General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
lature, 1967, and including $800 for tuition payments for children living with their parents on national parks, national monuments, or military reservations, including not to exceed $25,062,863 upon the effective date of Legislative Bill 448, Seventy-seventh Session, Nebraska State Legislature, 1967, for the purposes provided therein, the sum set opposite such program in columns (G) and (F) of this section.				
(2) Program No. 055 - Private and Vocational Schools and Veterans' Education	$ 37,829	$ 8,293		$29,536
Appropriate for the accomplishment of the program in subsection (2) of this section all federal funds received for such program by Agency No. 13, and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $32,735 for personal services, the sum set opposite such program in columns (G) and (F) of this section.				
(3) Program No. 143 - Reserve Teacher Act Administration	$ 375,766	$ 375,766		
Appropriate for the accomplishment of the program in subsection (3) of this section from the General Fund to Agency No. 13 for the biennium ending				

	Total Appropriation By Program	Fund Distribution		
		General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
June 30, 1969, for expenses, including not to exceed $336,460 for personal services, the sum set opposite such program in column (G) of this section.				
(4) Program No. 291 - Driver Education - School Aid	1,038,989		$1,038,989	
Appropriate for the accomplishment of the program in subsection (4) of this section all cash received for such program to Agency No. 13 for the biennium ending June 30, 1969, for exepnses, including not to exceed $29,720 for personal services, the sum set opposite such program in column (C) of this section.				
(5) Program No. 292 - Special Education - School Aid	$3,527,367	$3,526,767		$ 600
Appropriate for the accomplishment of the program in subsection (5) of this section all federal funds received for such program by Agency No. 13 and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for services, including not to exceed $187,985 for personal services, the sum set opposite such program in columns (G) and (F) of this section.				
(6) Program No. 294 - Vocational School Aid	5,196,265	629,075		4,567,190

	Total Appropriation By Program	Fund Distribution		
		General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
Appropriate for the accomplishment of the program in subsection (6) of this section all federal funds received for such program by Agency No. 13 and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $549,534 for personal services, the sum set opposite such program in columns (G) and (F) of this section.				
(7) Program No. 295 - Vocational Education Aid - Manpower	$1,547,810	$ 68,235		$1,479,575
Appropriate for the accomplishment of the program in subsection (7) of this section all federal funds received for such program by Agency No. 13, and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $58,852 for personal services, the sum set opposite such program in columns (G) and (F) of this section.				
(8) Program No. 296 - Vocational Education Aid - Civil Defense	141,211	1,450		139,761

Appropriate for the accomplishment of the program in subsection (8) of this section all federal funds received for such program by Agency No. 13, and from the General Fund to Agency No. 13, for the biennium ending June 30, 1969, for expenses, including not to exceed $70,694 for personal services, the sum set opposite such program in columns (G) and (F) of this section.

	Total Appropriation By Program	Fund Distribution General (G) Fund	Fund Distribution Cash (C) Fund Estimated	Federal (F) Fund Estimated
(9) Program No. 297 - Miscellaneous School Aid	$33,127,411	$ 56,768		$33,070,643

Appropriate for the accomplishment of the program in subsection (9) of this section all federal funds received for such program by Agency No. 13, and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $430,009 for personal services, the sum set opposite such program in columns (G) and (F) of this section.

	Total Appropriation By Program	Fund Distribution General (G) Fund	Fund Distribution Cash (C) Fund Estimated	Federal (F) Fund Estimated
(10) Program No. 351 - Vocational Rehabilitation	$2,004,070	$ 461,850		$1,542,220

Appropriate for the accomplishment of the program in subsection (10) of this section all federal

	Total Appropriation By Program	Fund Distribution General (G) Fund	 Cash (C) Fund Estimated	 Federal (F) Fund Estimated
funds received for such program by Agency No. 13, and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $854,439 for personal services, except any additional money required by the state agencies from matching funds, the sum set opposite such program in columns (G) and (F) of this section.				
(11) Program No. 352 - O.A.S.I. Disability Determination	494,368			494,368
Appropriate for the accomplishment of the program in subsection (11) of this section all federal funds received for such program by Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $233,234 for personal services, the sum set opposite such program in column (F) of this section.				
(12) Program No. 401 - School for the Deaf	$1,132,477	$1,084,847		$ 47,630
Appropriate for the accomplishment of the program in subsection (12) of this section all federal funds received for such program by Agency No. 13, and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not				

to exceed $~~888,672~~ *898,672* for personal services, the sum set opposite such program in columns (G) and (F) of this section.

	Total Appropriation By Program	Fund Distribution General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
(13) Program No. 402 - School for the Visually Handicapped	636,667	607,567		29,100

Appropriate for the accomplishment of the program in subsection (13) of this section all federal funds received for such program by Agency No. 13, and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $513,424 for personal services, the sum set opposite such program in columns (G) and (F) of this section.

	Total Appropriation By Program	Fund Distribution General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
(14) Program No. 403 - Cozad School	$ 116,288	$ 116,288		

Appropriate for the accomplishment of the program in subsection (14) of this section from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $92,764 for personal services, the sum set opposite such program in column (G) of this section.

	Total Appropriation By Program	Fund Distribution General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
(15) Program No. 431 - Vocational Education Extension - NVTS	102,456	96,308	$ 6,148	

		Fund Distribution		
	Total Appropriation By Program	General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
After transferring $5,000 from the unexpended Cash Fund balance in Agency No. 13 reappropriate such balance to the program in this subsection, then appropriate for the accomplishment of the program in subsection (15) of this section all cash received for such program by Agency No. 13, and from the General Fund to Agency No. 15 for the biennium ending June 30, 1969, for expenses, including not to exceed $76,379 for personal services, the sum set opposite such program in columns (G) and (C) of this section.				
(16) Program No. 433 - Nebraska Vocational Technical School - Milford	$3,017,749	$1,209,789	$1,141,260	$ 666,700
After transferring the unexpended Cash Fund balance in Agency No. 13 reappropriate such balance to the program in this subsection estimated to be $215,250, then appropriate for the accomplishment of the program in subsection (16) of this section all cash and federal funds received for such program by Agency No. 13 and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $1,697,664 for personal services, the sum set opposite such program in columns (G), (C), and (F) of this section.				

	Total Appropriation By Program	Fund Distribution General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
(17) Program No. 508 - School Services and Educational Standards	$2,249,221	$ 402,400		$1,846,821

Appropriate for the accomplishment of the program in subsection (17) of this section all federal funds received for such program by Agency No. 13, and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $788,739 for personal services, and including not to exceed $23,200 for personal services for the accomplishment of the provisions of Legislative Bill 266, Seventy-seventh Session, Nebraska State Legislature, 1967, the sum set opposite such program in columns (G) and (F) of this section.

	Total Appropriation By Program	Fund Distribution General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
(18) Program No. 551 - Special Education Scholarships	150,722			150,722

Appropriate for the accomplishment of the program in subsection (18) of this section all federal funds received for such program by Agency No. 13, for the biennium ending June 30, 1969, for expenses, including not to exceed $18,169 for personal services, the sum set opposite such program in column (F) of this section.

		Fund Distribution		
	Total Appropriation By Program	General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
(19) Program No. 580 - Western Nebraska Vocational Technical School	$776,835	$384,565	$192,270	$200,000

After transferring the unexpended Cash Fund balance in Agency No. 13, reappropriate such balance to the program in this subsection estimated to be $4,000, then appropriate for the accomplishment of the program in subsection (19) of this section all cash and federal funds received for such program by Agency No. 13, and from the General Fund to Agency No. 13 for the biennium ending June 30, 1969, for expenses, including not to exceed $450,140 for personal services, the sum set opposite such program in columns (G), (C) and (F) of this section.

(20) Program No. 581 - ESEA; PL89-10 Interstate Projects	$ 316,711			$ 316,711

Appropriate for the accomplishment of the program in subsection (20) of this section all federal funds received for such program by Agency No. 13 for the biennium ending June 30, 1969, for expenses, the sum set opposite such program in column (F) of this section.

	Total Appropriation By Program	Fund Distribution		
		General (G) Fund	Cash (C) Fund Estimated	Federal (F) Fund Estimated
(21) Program No. 579				
After transferring $300,000 from the unexpended General Fund balance in Agency No. 13 reappropriate such balance to the program in subsection (21) of this section.				
For Informational Purposes Only:				
Total Appropriations by Agency No. 13 and Fund Source	$83,308,873	$35,752,701	$2,378,667	$45,177,505".

2. Renumber original sections 1 to 4 as sections 2 to 5 respectively.

3. In renumbered section 4, line 2, insert "7," after "sections".

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1365. The Marvel specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

Members Excused

Messrs. Swanson and Marvel asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Budd asked unanimous consent to consider LB 615 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 615. Reading waived. Explained.

Mr. Kremer offered the following amendments, which were adopted:

Amendments to the Standing Committee Amendment to LB 615:

Section 1, line 19, strike "Fifty" and insert "Thirty" in lieu thereof.

In the new material of the Standing Committee Amendment, after the period on line 34, strike "If an applicant is unable to receive a permit because of the limitations of permits available, then the applicant shall be issued a permit, if application is made, in the following year without having to participate in the public drawing."

In line 43 of the bill, strike "fifty" and insert "thirty" in lieu thereof.

Re-number the present section three of the bill as section four, and add a new section three as follows:

"Section 3—

> Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

Standing Committee amendments found in the Legislative Journal for the sixty-third day were adopted, as amended.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1178. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

Presented to the Governor

Presented to the Governor for approval on May 2, 1969 at 11:15 a.m.: LB 1368

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 1386	Wednesday, May 7, 1969	2:00 p.m.
LB 1388	Wednesday, May 7, 1969	2:00 p.m.

(Signed) Bill K. Bloom, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1383	Banking, Commerce and Insurance
1384	Banking, Commerce and Insurance
1385	Judiciary
1386	Urban Affairs
1387	Education
1388	Urban Affairs

(Signed) Jerome Warner, Speaker

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 672. Placed on General File as amended.

Standing Committee amendments to LB 672:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. The Department of aeronautics is authorized and directed to dispose of all real and personal property formerly used as army airfields, and which are known as Fairmont Airfield in Fillmore County and Bruning Airfield in Fillmore and Thayer County. Such property shall be disposed of by March 1, 1971, unless leased for a longer period of time. When the leases extend beyond March 1, 1971, the property shall be disposed of when the leases expire. No new lease for such property shall be entered into after the effective date of this act. Any proceeds from the disposal of such property shall be used by the Department of Aeronautics for the development, improvement, operation, and maintenance of airports.

Sec. 2. The Department of Aeronautics shall obtain immediate approval from the Federal Aviation Agency to dispose of such property referred to in section 1 of this act, free and clear of all encumbrances and restrictions.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law".

LEGISLATIVE BILL 1374. Placed on General File.

LEGISLATIVE BILL 543. Indefinitely postponed.

LEGISLATIVE BILL 1333. Indefinitely postponed.

LEGISLATIVE BILL 1335. Indefinitely postponed.

LEGISLATIVE BILL 1336. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

Education

LEGISLATIVE BILL 1057. Indefinitely postponed.

LEGISLATIVE BILL 1098. Placed on General File.

LEGISLATIVE BILL 1378. Placed on General File as amended.

Standing Committee amendments to LB 1378:

1. In section 1, strike line 6 and insert "stead and all the land owned by such person within that district to an accredited school district providing"; strike lines 9 and 10 and insert "the school board of the

district to which the petitioner seeks to be attached, which board shall grant the"; in line 12 after "petitioner" insert "and the petitioned district"; in line 15 after the period insert "Any land transferred pursuant to this section shall be subject to assessment and be otherwise chargeable for the payment and discharge of all obligations outstanding at the time of the filing of the petition for transfer as fully as though the land had not been transferred. All provisions which could be used to compel the payment had the transfer not occurred may be used to compel the payment of the portion of the outstanding obligations of the district for which the owner of such land is liable. Such land shall not be subject to assessment or otherwise chargeable for any obligation of any nature or kind incurred after the filing of the petition for transfer.".

(Signed) Lester Harsh, Chairman

Public Health and Welfare

LEGISLATIVE BILL 1105. Indefinitely postponed.

LEGISLATIVE BILL 1180. Indefinitely postponed.

LEGISLATIVE BILL 1099. Placed on General File as amended.

Standing Committee amendments to LB 1099:

1. In section 1, line 6 insert "*The department is authorized to promulgate and enforce rules and regulations to aid in implementing the provisions of sections 71-604.01 and 71-604.02, and sections 3 and 4 of this act.*" after the period, reinstate the stricken matter in lines 20 to 25, line 20 strike reinstated "(2)" and insert "~~(2)~~ (1)", line 23 strike reinstated "procedure" and insert "~~procedure~~ *procedures*", line 26 strike *"(1)"* and insert *"(2)"*, and line 33 strike *"(2)"* and insert *"(3)"*.

2. In section 2 reinstate the stricken matter in lines 3 to 6, lines 3 and 4 strike reinstated "birth certificate" and insert "~~birth certificate~~ *required report to the Department of Health*", line 5 strike reinstated "Department of Health" and insert "~~Department of Health~~ *department*", line 5 strike reinstated "shall" and insert "~~shall~~ *is empowered to*", and line 7 reinstate the stricken "(2)".

3. In section 4 insert "*on births*" after "department".

LEGISLATIVE BILL 1198. Placed on General File.

(Signed) Elmer Wallwey, Chairman

Labor

LEGISLATIVE BILL 350. Indefinitely postponed.

(Signed) Donald Elrod, Chairman

Adjournment

At 12:00 noon, on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Monday, May 5, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 5, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O, God, who has given to all persons talents and varying capacities, Thou dost only require of us that we utilize Thy gifts to the maximum. To this Legislature to which Thou hast entrusted special abilities and opportunities, may each recognize his stewardship for the people of this state. Through the perplexing problems and needed decisions give them calmness and wisdom. May heated debates always be on the issues and not develop into personal jealousies which only defeat the purpose of our representative government. May we at the beginning of a new morning say, "This is the day that the Lord hath made, let us rejoice and be glad in it." Amen.

The roll was called and all members were present except Messrs. Proud and Waldron, excused until 9:30 a.m., Carpenter, excused until 11:30 a.m. and Clark and Swanson, who were excused.

Corrections for the Journal

Page 1792, line 32, correct spelling of "Wiltse".

Page 1793, line 7, insert "66" at end of line.

Pages 1798 and 1799, reverse the Standing Committee amendments to LB 1356 and LB 1375.

The Journal for the Eighty-first Day was approved as corrected.

Members Excused

Mr. Clark, Mr. Knight, Mrs. Orme, Mr. Warner and Mr. Ziebarth asked unanimous consent to be excused May 6. No objections. So ordered.

Mr. Clark asked unanimous consent to be excused May 7 and 8. No objections. So ordered.

Mr. Batchelder asked unanimous consent to be excused May 9. No objections. So ordered.

Mr. Harsh asked unanimous consent to be excused June 6 and 9. No objections. So ordered.

MOTION—Send Flowers

Mr. Duis moved to send flowers to the funeral of Mr. Clark's father, Toutin E. Clark.

The motion prevailed.

UNANIMOUS CONSENT—Order of the Day

Mr. Warner asked unanimous consent to take final readings until 10:00 a.m. then proceed with the regular order of business. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1365. Replaced on Select File as amended.

E and R amendments to LB 1365:

1. Renumber section 1, added by the Marvel amendment 1, adopted 5/2, as section 5 and in line 1 thereof strike "Section" and insert "Sec.".

2. Strike the Marvel amendments 2 and 3 adopted 5/2.

3. Amend previously renumbered sections 5 and 6 as sections 6 and 7.

4. In renumbered section 5, line 2, insert ", as amended by section 1, Legislative Bill 882, Eightieth Session, Nebraska State Legislature, 1969" after "7"; in line 103, strike "2,004,070" and "461,850" and insert "2,035,329" and "493,109"; in line 119, strike "$233,234" and insert "$243,634"; following line 218, insert

(22) Program No. 614—Professional
Practices Commission";

on the same line as "Practices Commission" insert "3,000" in the first and third columns; and in line 221, strike

"$83,308,873" and "$2,378,667" and insert "$83,311,873" and "$2,381,667".

5. For correlation purposes, in renumbered section 6 as amended, line 2, and in the title, as amended, line 3, insert ", and Laws 1967, Chapter 376, section 7, as amended by section 1, Legislative Bill 882, Eightieth Session, Nebraska State Legislature, 1969" after "32".

LEGISLATIVE BILL 1358. Placed on Select File.

LEGISLATIVE BILL 874. Placed on Select File as amended.

E and R amendments to LB 874:

1. In section 1, line 6, strike "(5)" and insert "~~(5)~~ *(6)*"; in line 24, insert an underscored comma after "produce"; in line 35, strike ", town," and insert ", ~~town~~,"; in line 36, insert "*which*" after the comma; and in line 53, insert "*or*" after the comma.

2. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 4, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1174. Placed on Select File as amended.

E and R amendments to LB 1174:

1. In section 1, lines 47 and 49, insert "*motor number*" after "distinguishing".

2. For correlation purposes, in line 2 of section 2, insert ", as amended by section 1, Legislative Bill 711, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 53, strike "ten" and insert "fifteen"; and in line 61, strike "trailers" and insert "trailer".

3. For correlation purposes, in line 1 of section 3 and line 2 of the title, strike "sections 60-105 and 60-106" and insert "section 60-105"; and in line 2 of section 3 and line 3 of the title, insert ", and section 60-106, Reissue Revised Stautes of Nebraska, 1943, as

amended by section 1, Legislative Bill 711, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

4. In the title, line 5, insert "to change provisions for obtaining a certificate of title;" after the semicolon.

LEGISLATIVE BILL 732. Placed on Select File as amended.

E and R amendments to LB 732:

1. In section 1, line 23, strike "*shall*" and insert "*to*".

2. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 5, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969," after "1943"; and in section 1, line 13, strike "~~state and it subdivisions~~" and insert "~~subdivisions of the state~~".

LEGISLATIVE BILL 188. Correctly engrossed.

LEGISLATIVE BILL 244. Correctly engrossed.

LEGISLATIVE BILL 477. Correctly engrossed.

LEGISLATIVE BILL 606. Correctly engrossed.

LEGISLATIVE BILL 764. Correctly enrolled.

LEGISLATIVE BILL 876. Correctly enrolled.

LEGISLATIVE BILL 1010. Correctly enrolled.

LEGISLATIVE BILL 1011. Correctly enrolled.

LEGISLATIVE BILL 1014. Correctly enrolled.

LEGISLATIVE BILL 1277. Correctly enrolled.

LEGISLATIVE BILL 712. Correctly enrolled.

LEGISLATIVE BILL 895. Correctly enrolled.

LEGISLATIVE BILL 1013. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Revenue

LEGISLATIVE BILL 1232. Placed on General File as amended.

Standing Committee amendment to LB 1232:

1. In section 1, line 9, insert "*; Provided, that until January 1, 1970, a claim for refund may be filed within five years with the city governing board for a tax paid directly to a city*" after "paid".

LEGISLATIVE BILL 1359. Placed on General File as amended.

Standing Committee amendment to LB 1359:

1. In section 1 strike the new matter in lines 166 to 176 and insert: "*The state sales tax and the use tax shall be collected by the retailer, as agent for the state of Nebraska, on any transaction as set forth in section 77-2704, which taxes shall constitute a trust fund in the hands of the retailer and shall be owned by the state as of the time they are owing to the retailer.*".

LEGISLATIVE BILL 1361. Placed on General File as amended.

Standing Committee amendment to LB 1361:

1. In section 1, line 31, strike "*city or village*" and insert "*county*"; line 32 by striking " *, or,* "; by striking lines 33 and 34 and inserting an underscored period.

LEGISLATIVE BILL 1362. Placed on General File as amended.

Standing Committee amendment to LB 1362:

1. In section 1, line 12, strike "*designated depository bank*" and insert "*depository bank designated by the State Treasurer*", and line 15 strike "*list of the*" and insert "*bank receipts showing*".

LEGISLATIVE BILL 1363. Placed on General File.

LEGISLATIVE BILL 1364. Placed on General File.

(Signed) J. W. Burbach, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 764 LB 876 LB 1010 LB 1011 LB 1014 LB 1277 LB 712 LB 895 LB 1013

Presented to the Governor

Presented to the Governor for approval on May 2, 1969 at 1:50 p.m.: LB 88 LB 251 LB 257 LB 374 LB 501 LB 554 LB 558 LB 568 LB 590 LB 593 LB 613 LB 633 LB 666 LB 673 LB 675 LB 678 LB 691 LB 706 LB 729 LB 775 LB 809 LB 817 LB 826 LB 833 LB 869 LB 899 LB 954 LB 955 LB 959 LB 971 LB 972 LB 995.

(Signed) Ruth Bossard, Enrolling Clerk

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 746.

A BILL FOR AN ACT to amend section 28-1011.10, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to include additional weapons forbidden to be possessed by certain persons; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Batchelder
Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Skarda

Not voting, 9:

Bloom
Carpenter
Clark
Luedtke
Mahoney
Marvel
Proud
Swanson
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1280.

Mr. Harsh asked unanimous consent to hold the bill until tomorrow.

Mr. Skarda objected.

Mr. Harsh moved to hold the bill until tomorrow.

The motion lost with 14 ayes, 20 nays and 15 not voting.

Mr. Holmquist renewed his pending motion found in the Legislative Journal for the Eighty-first Day to return LB 1280 to Select File to strike the enacting clause.

Mr. Wylie moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 41 ayes, 0 nays and 8 not voting.

The Holmquist motion prevailed with 32 ayes, 13 nays and 4 not voting.

Mr. Wylie Presiding

SELECT FILE

LEGISLATIVE BILL 1280. The pending Holmquist motion to strike the enacting clause lost with 18 ayes, 27 nays and 4 not voting.

Bracketed at the request of Mr. Warner.

MOTION—Bracket Bills

Mr. Duis moved that all bills having an appropriation of more than fifty thousand dollars a biennium, from the General Fund, be bracketed on Select File, and that the Committee on Order and Arrangement review General File and place those bills with an impact of over fifty thousand dollars at the head of General File.

Mr. Waldron moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 2 nays and 12 not voting.

The Duis motion prevailed with 32 ayes, 5 nays and 12 not voting.

MOTION—Rule Change

Mr. Proud moved that no guests be introduced other than those visiting dignitaries who, in the opinion of the presiding officer, should be introduced as a proper exercise of protocol.

Referred to the Rules Committee.

SELECT FILE

LEGISLATIVE BILL 539. Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Amend the Elrod amendment by striking 40% and 45% and inserting 50%.

Mr. Batchelder moved to indefinitely postpone.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 28:

Adamson
Batchelder
Budd
Burbach
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Luedtke
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 10:

Bloom
Carpenter
Danner
Elrod
Harsh
Klaver
Mahoney
Marvel
Syas
Warner

Not voting, 11:

Carstens
Clark
Craft
Duis
Keyes
Knight
Kremer
Moylan
Robinson
Swanson
Ziebarth

The motion prevailed.

LEGISLATIVE BILL 801. E and R amendment found in the Legislative Journal for the Eighty-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 762. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 514. Bracketed at the request of Mr. Warner.

MOTION—Reconsider Action

Mr. Pedersen renewed his pending motion found in the Legislative Journal for the Seventy-eighth Day to reconsider action on LB 728 and place it on General File.

The motion lost with 24 ayes, 3 nays and 22 not voting.

Mr. Skarda moved to reconsider the previous action on LB 728.

The motion prevailed with 27 ayes, 2 nays and 20 not voting.

The motion to place LB 728 on General File prevailed with 30 ayes, 1 nay and 18 not voting.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 1023. Placed on General File as amended.

Standing Committee amendments mimeographed in lieu of printing in the Journal.

(Signed) Richard F. Proud, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 777. Placed on General File as amended.

Standing Committee amendments to LB 777:

1. Insert a new section to be known as section 1 and to read as follows:

"Section 1. That section 81-275.22, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-275.22. It ~~is~~ *shall be* unlawful to *:* ~~prepare~~ *(1) Prepare*, pack, place, deliver for shipment, deliver for sale, load, ship, transport, or sell in bulk or in containers and subcontainers graded eggs, unless each container or subcontainer of eggs is marked with the full, correct, and unabbreviated designation of size and quality of the eggs, therein, according to the standards as prescribed in section 81-275.15 to 81-275.33, ~~together with the name and address of the producer, dealer, retailer, or agent by or for whom the eggs were graded or marked.~~

(2) Offer any carton or container of eggs for sale to the consumer that does not have imprinted on

each carton or container in letters not less than three-eights inch in height the quality grade designation as specified in section 81-275.15 and the weight classification specified in section 81-275.20.

(3) Offer any carton or container of eggs for sale to the consumer that does not have imprinted on each carton or container in a conspicuous manner the name of the distributor or packer and in addition thereto the official code number used by plants under federal supervision or, a code number assigned by the Director of Agriculture, identifying the packer of the eggs. Applications for code numbers to be assigned by the director may be made to the director upon forms furnished by him for that purpose.

(4) Sell or offer for sale eggs to consumers in any carton or container on which there is evidence of adhering filth or contamination on the inside or outside of such carton, or in any used carton on which there is printed, stamped, or affixed any trade mark, design, or other identification of any person other than the person so selling such eggs.

(5) Sell or offer for sale eggs in any carton or container which fails to show either: (a) the date the eggs were graded, (b) an expiration date, or (c) a combination of the grading date and the expiration date, applied legibly to the carton in printed lettering or on the tape used to seal the carton. If the date of grading is used, it shall be expressed as the month and day, the number of the month and day, or as the consecutive day of the year. Cartons may be dated a maximum of six days later than when the first eggs in the shipment were packed. The shipment must be officially graded on the date which is shown on the cartons. If the expiration date is used, it shall be stated as the month and day, or the number of the month and day, preceded by the letters EXP. or a statement such as Not To Be Sold After __________. *The maximum expiration date permitted is fourteen days. The first day is considered to be the date the first eggs in the shipment are packed. The eggs must be officially graded at the origin plant prior to shipment. A combination of the date of grading and the expiration date may be used. The date of grading is when the first eggs in the shipment are packed. The expiration date shall be no more than fourteen days later than the date of grading. The eggs must be officially graded at the origin plant prior to shipment. Any additional codes may be used pro-*

vided permission is first obtained in writing from the Director of Agriculture.".

2. Renumber original sections 1 to 3 as sections 2 to 4, and in line 1 of renumbered section 2 strike "Section" and insert "Sec.".

3. Insert a new section to be known as section 5 and to read as follows:

"Sec. 5. *As used in sections 81-275.15 to 81-275.33, unless the context otherwise requires:*

(1) Department shall mean the Department of Agriculture;

(2) Producer shall mean any person engaged in the production of shell eggs in the State of Nebraska;

(3) Consumer shall mean any person who buys eggs for his own consumption and not for resale;

(4) Person shall mean an individual, firm, copartnership, corporation, company, society, or association, and shall include both the singular and the plural;

(5) Retailer shall mean any person who sells shell eggs to the consumer;

(6) Dealer shall mean any person who purchases eggs from the producer thereof, or another dealer, for the purpose of selling such eggs to another dealer, a processor, or retailer;

(7) Wholesaler shall mean any person who buys eggs from a producer, trucker, or other wholesaler and who sells to a retailer, food purveyor, or manufacturer;

(8) Manufacturer shall mean any person engaged in the business of manufacturing or preparing any product intended for sale for human consumption in which eggs in any form or part are used;

(9) Egg breaker shall mean any person who commercially engages in the business of removing eggs from their shells in the production of liquid, frozen, egg solids, or any preparation of egg products;

(10) Processor shall mean any person engaged in breaking eggs or manufacturing or processing egg liquids, whole egg meats, yolks, whites, or any mixture of yolks and whites, with or without the addition of other ingre-

dients, whether chilled, frozen, condensed, concentrated, dried, powdered or desiccated;

(11) Assembler shall mean a person who buys eggs from producers, first receivers, or intermediate handlers and who customarily grades and repacks all or a substantial portion of such eggs for sale in the ordinary channels of trade for human consumption;

(12) Collector shall mean anyone who buys eggs from the producer, first receiver, or intermediate handler;

(13) Receiver shall mean anyone who receives products from other handlers in large lots, and resells them to jobbers, retailers, and food purveyors in smaller or selected lots;

(14) Handler shall mean anyone engaged in the process of buying and selling eggs, who provides one or more service functions needed to bridge the gap between the producer and the consumer;

(15) Food purveyors shall mean and include all persons, association of persons, and corporations, including operators of restaurants, cafeterias, institutions, hotels and other places where eggs are served in the shell or broken out for immediate consumption;

(16) Shell egg shall mean eggs of domesticated chickens;

(17) Grading shall mean the act of determining, according to the regulations, the class, quality, quantity or condition of any product by examination of each unit thereof;

(18) Container shall mean any box, case, basket, carton, sack, bag, or other receptacle;

(19) Subcontainer shall mean any container when being used within another container; and

(20) Sell shall include offer for sale, expose for sale, have in possession for sale, exchange, barter, or trade.".

4. Renumber original section 4 as section 6 and in line 1 thereof after "sections" insert "81-275.22".

(Signed) Willard H. Waldo, Vice-Chairman

Members Excused

Messrs. Elrod and Proud asked unanimous consent to be excused tomorrow. No objections. So ordered.

Visitors

Mr. Ziebarth introduced teacher, Mrs. Lucile Cole, 104 8th grade students plus additional teachers and bus drivers from Minden Junior High School, Minden.

Mr. Wylie introduced Mr. George Dogler of Elgin, Mr. Aloe Rice of Clearwater, and Mr. Henry Stelling of Orchard.

Mr. Danner introduced 42- 7th grade students and teachers from Horace Mann Junior High School, Omaha.

Mr. Schreurs introduced 15 students, 2 parents and teacher from Bee Public School District # 93, Seward County.

Mr. Wallwey introduced 31 members of the Wayne County Extension club.

Mr. Danner introduced Ted LaRose from Lincoln.

Mr. Proud introduced students and sponsors from Burke High School, Omaha.

Mr. Wiltse introduced 35- 7th grade students and their teachers from Johnson-Brock school.

Mr. Luedtke introduced the Honorable Kabiru Ahmed of Nigeria.

NOTICE OF COMMITTEE HEARINGS

Education

LB 1387 Monday, May 12, 1969 1:30 p.m.

(Signed) Lester Harsh, Chairman

MOTION—Introduce Bill

Mr. Kennedy moved the introduction of a new bill by the Committee on Miscellaneous Subjects.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1389. By Committee on Miscellaneous Subjects, Harold T. Moylan, 6th District, Chairman; Fred W. Carstens, 30th District; Ellen E. Craft, 45th District; Richard F. Proud, 12th District; Harold D. Simpson, 46th District; Herbert J. Duis, 39th District; E. Thome Johnson, 15th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT relating to public lands; to authorize the Governor to transfer certain real estate to Norfolk, Nebraska.

MOTION—Return LB 428 to Select File

Mr. Carpenter moved to return LB 428 to Select File for the specific amendments found in the Legislative Journal for the Seventy-third Day.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 428.

Mr. Carstens renewed his pending amendment to the Carpenter amendment found in the Legislative Journal for the Seventy-third Day.

Amendment pending.

Adjournment

At 12:07 p.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Tuesday, May 6, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 6, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Mr. Carstens presiding.

Prayer was offered by the Chaplain.

Prayer

O, God, our Father, as life is a continuous school, may we realize a day has been wasted when we have not learned some new lesson. May we have more understanding of our own nature. Guide us beyond selfishness to self-development, so that we may become better acquainted with others and more aware of who we really are. Lead us to a greater openness of mind so we do not walk in ruts or talk in stereotypes. As Thou dost give us each new day as a sacred trust, may we utilize our time and opportunities to fulfill our mission in life, as leaders of the people, as followers of Thy truth. Amen.

The roll was called and all members were present except Mr. Whitney, excused until 9:15 a.m., Messrs. Bloom, Schreurs and Waldron, excused until 9:30 a.m., and Messrs. Clark, Elrod, Holmquist, Knight, Mrs. Orme, Messrs. Proud, Schmit, Swanson, Warner, Wylie and Ziebarth, who were excused.

Corrections for the Journal

Page 1827, line 25, insert "File" after "General".
Page 1830, numbered line 33, insert *"or"* after *"carton,"*
Page 1832, numbered line 50, correct spelling of *"consumer"*.
Page 1834, delete lines 20 and 21.

The Journal for the Eighty-second Day was approved as corrected.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1385 Monday, May 12, 1969 2:00 p.m.

(Signed) Fred W. Carstens, Chairman

UNANIMOUS CONSENT—Order of the Day

Mr. Adamson asked unanimous consent to consider only the underlined bills after final reading. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 615. Placed on Select File as amended.

E and R amendments to LB 615:

1. In section 1, line 16, strike "reserve" and insert "~~reserve~~ *reserves*"; and in line 44, strike "*same*" and "*provided*".

2. In section 2, line 16, strike "*reserve*" and insert "*reserves*"; in line 25, strike "*same provisions provided*" and insert "*provisions of section 37-215*"; and in line 26, strike "*in section 37-215*".

3. In lieu of the first three Kremer unnumbered amendments, in standing committee amendment 1, lines 2 and 12, strike "*fifty*" and insert "*thirty*"; and strike the standing committee amendment to section 1, line 34.

4. In lieu of the last Kremer unnumbered amendment, add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5. In the title, line 6, strike "and" and insert "to increase nonresident fees;" and in line 7, insert "; and to declare an emergency" before the period.

LEGISLATIVE BILL 1178. Placed on Select File as amended.

E and R amendment to LB 1178:

1. In section 1, line 15, insert "*which the department deems to be in the public interest*" after "*reservations*"; and in lines 18 and 19, strike "*, which the department deems are in the public interest*".

LEGISLATIVE BILL 801. Correctly engrossed.

LEGISLATIVE BILL 746. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Visitors

Mr. Hasebroock introduced 34- 2nd through 8th grade students, teachers, Rhonda and Flavian Goeller and 4 mothers from District #24, Schuyler.

Mr. Luedtke introduced 24- 3rd and 4th grade students, teacher, Betty Petersen and 3 mothers from Lincoln Christian School.

Mr. Robinson introduced Miss Irene Ruziska, leader, and 45 members of the Hall County Extension Club.

Mr. Johnson introduced 27- 11th and 12th grade students, teachers, Mrs. Lowell Johnson and Mr. Dan Rief and Mr. Tilton Weber, Superintendent from Snyder High School, Snyder, Nebraska.

Mr. Wiltse introduced 56- 5th and 6th grade students, teachers Mrs. Pauline Haith and Mrs. Lydia Stalder and the bus driver from Humboldt Public School, Humboldt.

Mr. Wiltse introduced 20- 5th grade students, teacher, Mrs. Thelma Duncan, one parent and the bus driver from Sterling Public School, Sterling.

Mr. Wenzlaff introduced 14 pupils of the 5th grade, teacher, Mrs. Margaret Day and two parents from Bruning Public School.

Mr. Waldo introduced 24- 4th grade students, teachers and sponsors from the Meridian School of the Alexandria, Daykin and Tobias area.

Mr. Waldo introduced 5th grade girls and Mrs. Ed Kronhofman of Tobias, Mrs. Leonard Maschman of Daykin, from the Meridian School of the Alexandria, Daykin and Tobias area.

Mr. Wenzlaff introduced 21- 5th grade students, three parents and teachers, Mrs. Betty Bulin and Mrs. Merna Ward from the Meridian Public School of the Alexandra, Daykin and Tobias area.

Mr. Johnson introduced the 8th grade class and Mr. and Mrs. M. H. Dehning from the Immanuel Lutheran School, Hooper, Nebraska.

Mr. Luedtke introduced 45- 4th grade students and 5 teachers from Prescott School.

Mr. Stull introdoced Mr. Harold Newman, Box Butte County Commissioner.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1282.

A BILL FOR AN ACT relating to junior college districts; to provide for the issuance of warrants; to provide emergency borrowing power; and to provide limitations.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Simpson
Stull
Syas
Waldo
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 17:

Adamson
Bloom
Clark
Elrod
Holmquist
Knight
Orme
Proud
Schmit
Schreurs
Skarda
Swanson
Waldron
Warner
Whitney
Wylie
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 515.

A BILL FOR AN ACT to amend section 68-103, Reissue Revised Statutes of Nebraska, 1943, relating to paupers; to eliminate obsolete material; to eliminate mothers' pensions; and to repeal the original section and also Chapter 43, article 4, and sections 68-101, 68-102, and 68-1012, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 17:

Bloom
Clark
Elrod
Holmquist
Knight
Mahoney
Marvel
Orme
Proud
Schmit
Schreurs
Swanson
Waldron
Warner
Whitney
Wylie
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 835. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to define terms; to make certain acts unlawful; to provide a penalty; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 15:

Bloom
Clark
Elrod
Holmquist
Knight
Orme
Proud
Schmit

Schreurs
Swanson
Waldron
Warner
Whitney
Wylie
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1040.

A BILL FOR AN ACT relating to hearing aids; to provide for the detailed regulation of the retail business of fitting and selling hearing aids as prescribed; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse

Voting in the negative, 0.

Not voting, 14:

Bloom
Clark
Elrod
Holmquist
Knight
Orme
Proud
Schmit
Schreurs
Skarda
Swanson
Warner
Wylie
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1227. With emergency.

A BILL FOR AN ACT to amend sections 44-3,115, 44-3,116, 44-3,117, and 44-3,118, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to require certain domestic insurers to file certain documents with the Director of Insurance as prescribed; to provide for the approval or disapproval of such documents; to provide for a forfeiture as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 13:

Clark
Elrod
Holmquist
Keyes
Knight
Orme
Proud
Schmit
Swanson
Warner
Whitney
Wylie
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 516. With emergency.

A BILL FOR AN ACT to amend section 68-1017, Reissue Revised Statutes of Nebraska, 1943, relating to public assistance; to eliminate obsolete material; to make additional acts unlawful; to change penalties; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Johnson
Kennedy
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 15:

Clark
Elrod
Hasebroock
Holmquist
Keyes
Knight
Marvel
Orme
Proud
Schmit
Swanson
Warner
Whitney
Wylie
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 436. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 361.

A BILL FOR AN ACT to amend section 44-224.04, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for protection of rights of stockholders; to provide for an order of disapproval of contracts of merger; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 15:

Clark
Danner
Elrod
Holmquist
Keyes
Knight
Kokes
Orme
Proud
Schmit
Swanson
Warner
Whitney
Wylie
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 660.

A BILL FOR AN ACT relating to insurance; to recognize the right of an insured under a group life policy to make an assignment or transfer of his rights, privileges, and incidents of ownership.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 14:

Bloom
Clark
Elrod
Holmquist
Knight
Orme
Proud
Schmit
Skarda
Swanson
Warner
Whitney
Wylie
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

President Everroad Presiding

LEGISLATIVE BILL 696.

A BILL FOR AN ACT relating to cities of the first class; to provide for regulation and law enforcement in private parking lots, shopping centers, and other semi-public places by ordinance of such cities as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner

Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 14:

Bloom
Clark
Elrod
Holmquist
Knight
Mahoney
Orme
Proud
Schmit
Swanson
Warner
Whitney
Wylie
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 791.

A BILL FOR AN ACT to amend section 50-405, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislative Council; to enlarge the duties of the council as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 1:

Syas

Not voting, 14:

Clark
Elrod
Holmquist
Klaver
Knight
Nore
Orme
Proud

Schmit
Swanson
Warner
Whitney
Wylie
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 908. With emergency.

A BILL FOR AN ACT relating to criminal procedure; to provide for restoration of civil rights of a convicted felon; to provide for setting aside of convictions, except as prescribed, and the effect thereof; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 13:

Clark
Elrod
Holmquist
Klaver
Knight
Orme
Proud
Schmit
Swanson
Warner
Whitney
Wylie
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1210. With emergency.

A BILL FOR AN ACT to amend section 37-513, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide the Game and Parks Commission with power to regulate areas for the training and running of dogs as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse

Voting in the negative, 0.

Not voting, 12:

Clark
Elrod
Holmquist
Knight
Kokes
Orme
Proud
Schmit
Swanson
Warner
Wylie
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 428.

The Chair ruled the Carstens and Carpenter pending amendments not germane to the bill.

Mr. Carpenter asked unanimous consent to withdraw his pending amendment. No objections. So ordered.

Mr. Pedersen moved the Wylie pending amendment of 4/22 be stricken.

Mr. Schreurs moved to hold the bill until Mr. Wylie returns.

The motion prevailed with 25 ayes, 3 nays and 21 not voting.

Member Excused

Mr. Carstens asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1365. E and R amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1358. Advanced to E and R for engrossment.

LEGISLATIVE BILL 874. E and R amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1174. E and R amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 732. E and R amendment found in the Legislative Journal for the Eighty-second Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 435

Mr. Carpenter asked unanimous consent to unbracket LB 435 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 435.

Mr. Kennedy asked unanimous consent to withdraw his pending amendments found in the Legislative Journal for the Sixty-fourth Day. No objections. So ordered.

Mr. Carpenter asked unanimous consent for the adoption of the following Elrod amendments:

Amend the bill to read:

1. In amendment 2, line 5, before the period, insert "; and in line 23 after "facilities" "*including paying from revenue received pursuant to this act all or a portion of the cost of a covered or uncovered mall to be constructed in a street or alley pursuant to city authority*

to construct such improvements in connection with paving and street improvements"".

2. In amendment 4, line 4, before the period, insert "; and in line 3 strike the new matter and reinstate the stricken matter, and after the comma insert "*taxes or*" ".

3. In amendment 6, line 4, before the period, insert "; and in line 4 after "*taxes*" insert "*or assessments*" ".

4. In amendment 7, new section 11, line 8 after "public" insert "*and to refund bonds of the city issued pursuant to this act, or in a city of the first class to refund outstanding bonds issued to purchase, construct, equip or operate such off-street parking facilities pursuant to this act*" ".

5. In amendment 7, new section 12, line 16, before "sum" insert "*engineer's estimate of the*"; in line 20 and line 25 strike "land" and insert "~~land~~ *real estate*".

6. In amendment 7, new section 13, lines 4 and 5 and lines 12 and 13, strike "total land area" and show the same as stricken, and insert "*assessed valuation of all of the taxable real estate*"; in line 30 before "sum" insert "*engineer's estimate of the*"; in line 32 after "facility" insert "*or the share of such project as will be borne by the district*"; and in line 34 strike "awarded or" and show the same as stricken, and insert "*estimated to be*".

7. In amendment 7, new section 14, line 4, strike "all of" and insert "~~all of~~ *in addition to the levy of taxes and pledge of revenue a portion of*"; in line 5, strike "shall" and insert "~~shall~~ *may*"; and strike beginning with "or" in line 7 through "benefits" in line 23 and show the same as stricken.

8. In amendment 7, new section 16, line 33, strike "six" and insert "~~six~~ *seven*".

9. In amendment 8, line 2, before the period, insert "in line 5 after "thereof" insert "*or to refund all or a portion of any outstanding bonds of the city authorized to be refunded by this act*"; in line 12 strike "six" and insert "~~six~~ *seven*"; in line 18 strike "place" and insert "~~place~~ *pledge*"; and in line 28 after the period, insert "*All such bonds shall bear such date or dates, mature at such time or times, be in such denominations, be in such form either coupon or registered, carry such registration privileges,*

be executed in such manner, be payable in such medium of payment, at such place or places within or without the State of Nebraska, and be subject to such terms of redemption and at such redemption premiums as such resolution or resolutions may provide. The bonds may be sold at public or private sale for such price or prices as the city shall determine; Provided, that the net interest cost shall not exceed seven per cent per annum to maturity; and provided further, no redemption premium shall be considered in determining such net interest cost. No proceedings for the issuance of bonds of any city shall be required other than those required by the provisions of this act, and the provisions of all other laws and city charters, if any, relative to the terms and conditions for the issuance, the option for prepayment, payment, redemption, registration, sale or delivery of bonds of public bodies, corporations or political subdivisions of this state shall not be applicable to bonds issued by cities pursuant to this act. Any ordinance authorizing any bonds or any issue of bonds of a city may contain covenants and agreements on the part of the city to protect and safeguard the security and payment of such bonds, which shall be a part of the contract with the holders of the bonds thereby authorized.

Any city shall have power from time to time to issue bond anticipation notes referred to as notes herein and from time to time to issue renewal notes if such note in any case is to mature not later than thirty months from the original date of issuance thereof and to bear interest not exceeding seven per cent per annum. The aggregate of said notes shall not be in excess of the engineer's estimate of the cost of the improvements in any given district for which the notes are issued and shall be paid from money or revenues available for such purpose or from the proceeds of the sale of bonds of the city as authorized by this act as may be provided by contract between the purchaser of the notes and the city." ".

10. In amendment 9, line 4, before the period insert "in line 4 strike "lots or lands" and insert "~~lots or lands~~ *real estate*"; in line 6 strike "land area of" and insert "~~land area of~~ *assessed valuation of all of the taxable real estate within*"; in line 12 before the period, insert "*; Provided, that for the purposes of this act property separated by streets or alleys shall be deemed to be contiguous*"; in line 16 after "the" insert "*estimated*"; in line 28 after "instruments" insert "*but a description of the real estate represented by each petitioner shall be included either opposite the signature or by separate instrument*"; in lines 30

and 31 strike "the requisite number of" and show the same as stricken; and in line 30 after "signers" insert "*representing the required percentage of the total assessed valuation*" ".

11. In amendment 12, line 2, before the period, insert "; in line 18 after "If" insert "*owners of real estate representing more than*"; and strike line 19 and insert "of the ~~owners of the record title to land~~ *assessed valuation of all real estate* in such new" ".

12. In amendment 13, new section 25, line 7, strike "landowner" and insert "~~landowner~~ *owner of real estate*"; and in line 8 strike "land" and insert "~~land~~ *real estate*".

13. In amendment 14, before the period, insert "; and in line 16 before the period insert "*and to be paid to the city for use as provided by this act*" ".

14. Strike amendment 15 and in lieu thereof insert:

"15. Strike original section 9 and in lieu thereof insert two new sections to read as follows:

"Sec. 27. That section 16-803, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-803. In order to pay the cost required by any purchase, construction, lease, or condemnation of property and equipping of such facilities, or the enlargement of presently owned facilities, *or to pay a portion of the cost of such facilities purchased or constructed pursuant to sections 1 to 26 of this act,* the city may issue revenue bonds to provide the funds for such improvements. Such revenue bonds shall not be payable from any general tax upon the issuing municipality, but shall be a lien only upon the revenues and earnings of the parking facilities. Such revenue bonds may be issued at an interest cost to maturity not to exceed ~~six~~ *seven* per cent and shall mature in not to exceed forty years but may be optional prior to maturity at a premium as provided in the authorizing resolution or ordinance. Any such revenue bonds which may be issued shall not be included in computing the maximum amount of bonds which the issuing city of the first class may be authorized to issue under its charter or any statute of this state. Such revenue bonds may be issued and sold or delivered to the contractor at par and accrued interest for the amount of work performed. If any city has installed or installs on-street parking meters, it may pledge all or any part of the revenues of such parking meters, not previously pledged, as security for the bonds herein authorized.

Sec. 28. That original section 16-803, Reissue Revised Statutes of Nebraska, 1943, and sections 16-812, 16-813, 16-814, 16-815, 16-816, 16-817, 16-818, 16-819, 16-820, 16-821, 16-822, 16-823, 16-824, 16-825, 16-826, 16-827, 16-828, 16-829, 16-830, 16-831, 16-832, 16-833, 16-834, 16-835, 16-836, and 16-837 Revised Statutes Supplement, 1967, are repealed."."

15. In amendment 16, strike "28" and insert "29".

No objections. So ordered.

Mr. Carpenter asked unanimous consent to add the name of Mr. Kennedy to LB 435. No objections. So ordered.

Advanced to E and R for re-engrossment.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 1376. Placed on General File as amended.

Standing Committee amendments to LB 1376:

1. Amend section 1, line 27 by inserting after the word "than", "fifteen per cent above".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Terry Carpenter, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 746

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1390. By Elmer Wallwey, 17th District, at the Request of the Governor.

A BILL FOR AN ACT relating to state institutions; to establish a Division of Medical Services in the Department of Public Institutions; to provide for a Director of Medical Services; to define the duties, responsibilities and authority of the Division of Medical Services and the Director of Medical Services; to provide for the administration of the clinical programs and services of the division; to change the official names of the Lincoln State Hospital, Norfolk State Hospital, and Hastings State Hospital as prescribed; to harmonize the provisions thereof with previous legislation, to amend sections 83-107.01, 83-107.02, 83-124, 83-125, 83-227.01, 83-305, 83-306, 83-307.01, 83-307.03, 83-308, 83-312, 83-322, 83-324, 83-327, 83-336, 83-339, 83-340, 83-348, 83-360.01, 83-360.02, 83-362, and 83-497, Reissue Revised Statutes of Nebraska, 1943, and section 83-352, Revised Statutes Supplement, 1967; to repeal the original sections, and also sections 83-126, 83-131, 83-142, and 83-358, Reissue Revised Statutes of Nebraska, 1943.

MOTION—Reconsider Action

Mr. Mahoney moved to reconsider action on the Wylie motion to place LB 1200 on General File.

Motion pending.

MOTION—Suspend Rules

Mr. Carpenter moved that all new bills for introduction that haven't already been referred to a committee for introduction, be referred to the Reference Committee, which committee shall make the decision to introduce or not; and to hold the public hearings for such bills to start at 3:00 p.m. on any day set by said committee, so that the Legislature shall not be precluded from meeting all day starting Tuesday, May 13.

Mr. Pedersen requested a Call of the House. The Call showed 37 members present.

Mr. Pedersen moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The Carpenter motion prevailed with 33 ayes, 0 nays and 16 not voting.

MOTION—Fiscal Notes

Mr. Carpenter moved that all fiscal notes which reflect an additional appropriation of money, shall show what person or persons made such fiscal note and in each note a detailed analysis of how such amounts were arrived at.

The motion prevailed.

MOTION—Revenue Bills

Mr. Carpenter moved that all Revenue Bills pertaining to taxation pending in the Revenue Committee be reported to the Legislature on or before May 14, Wednesday, for consideration by the entire Legislature, with the understanding that it applies to only bills on which action has been taken.

The motion prevailed.

MOTION—Recommit LB 1336

Mr. Moylan moved to recommit LB 1336 to the Miscellaneous Subjects Committee.

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 48. Indefinitely postponed.

(Signed) Richard D. Marvel, Chairman

UNANIMOUS CONSENT—Unbracket LB 89

Mr. Mahoney asked unanimous consent to unbracket LB 89 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 89. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Twenty-sixth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 768. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 661. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 873. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Mr. Carpenter offered the following amendments, which were adopted:

Section 2, line 5 strike matter as follows:

(1) Appropriate knowledge of ~~the English language,~~
~~including~~ terms commonly used in or related to
real property appraisal, and of the writing of
appraisal reports;

In Section 1, line 2, strike "three" and insert
"*six*".

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 803. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 813. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Member Excused

Mr. Schreurs asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 345. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-fifth Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 985. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1035. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1309. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

Presented to the Governor

Presented to the Governor for approval on May 6, 1969 at 8:50 a.m.: LB 764 LB 876 LB 1010 LB 1011 LB 1014 LB 1277 LB 712 LB 895 LB 1013

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 342. Placed on General File as amended.

Standing Committee amendments to LB 342:

1. In the bill, strike sections 1 to 10, and insert the following:

"Section 1. That section 60-1601, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-1601. As used in sections 60-1601 to ~~60-1610~~ *60-1613*, unless the context otherwise requires, cabin trailer shall mean every vehicle without motive power designed for living quarters but shall not include any cabin trailer which shall have been permanently attached to the real estate upon which it is situated; ~~Provided, that the owner of said cabin trailer shall file with the county assessor a statement in writing that it is his intention that such cabin trailer remain permanently attached to the real estate.~~ *and shall not include any transportable or relocatable device of any description designed for living quarters which is more than twelve feet wide or more than sixty-eight feet in length or two or more stories in height when in place for use as living quarters; Provided, that a demountable or removable porch, garage, carport or utility room shall not be included in such measurements used for the classification of a device as a cabin trailer unless it is an integral part of the device and transported therewith without dismantling or disassembling.*

Sec. 2. *60-1601.01. As used in sections 60-1601* *to 60-1613, unless the context otherwise requires: Mobile home shall mean every transportable or relocatable device of any description designed for living quarters which is more than twelve feet wide or more than sixty-eight feet in length or which is two or more stories in height when in place for use as living quarters but shall not include a mobile home which is permanently attached to the real estate upon which it is situated.*

Sec. 3. That section 60-1602, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-1602. The owner of every cabin trailer *or mobile home* which is located *in any county* in this state for a period of thirty days or more, without exception, shall obtain a permit therefor, in the manner hereinafter prescribed; *Provided,* that no such permit shall be required for *(1)* cabin trailers *or mobile homes* ~~(1)~~ owned by dealers or manufacturers which are unoccupied and held for sale or resale, (2) cabin trailers which are registered for operation on the highways in this state in accordance with Chapter 60, article 3, or (3) cabin trailers *or mobile homes* which have become permanently attached to real estate ~~as set forth in section 60-1601~~. No refund of the permit fee shall be made after a permit has been issued. The permit shall not be transferred to the new owner ~~or~~ *upon* any transfer of ownership of such cabin trailer *or mobile home*, and in case of such transfer, a new permit must be obtained in the same manner as the original permit was obtained.

Sec. 4. That section 60-1603, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-1603. Every owner of such a cabin trailer *or mobile home* shall make application for a permit to the county treasurer of the county in which ~~said owner resides or is domiciled or conducts a bona fide business; or, if such owner is not a resident of this state, such application shall be made to the county treasurer of the county in which such owner actually lives or conducts a bona fide business, except as otherwise expressly provided. Any person, firm, association or corporation who is neither a resident of this state nor domiciled herein, but who desires to obtain a permit for such a cabin trailer owned by such person, firm or association or corporation, may register the same in any county of this state~~ *such cabin trailer or mobile home is located for a period of thirty days or more.* The application shall contain a statement of the name, post-office address and place of residence of the applicant, a description of the cabin trailer *or mobile home*, including the name of the maker, the number, if any, affixed or assigned thereto by the manufacturer, the ~~weight,~~ width, and length of the vehicle, the year, model and the trade name or other designation given thereto by the manufacturer, if any, *the exact location of the cabin trailer or mobile home at the time of application, if purchased used, the date the cabin trailer or mobile home was originally purchased new, the date of purchase of the cabin trailer or mobile home by applicant and the total purchase price of the cabin trailer or mobile home including the value of all personal or real property traded to seller.* Cabin trailer *or mobile home* permits required by sections 60-1601 to ~~60-1610~~ *60-1613* shall be issued by the county treasurer in the same manner as motor vehicle licenses, as provided in sections 60-301 to 60-344, except as otherwise herein expressly provided. Every applicant for permit, at the time of making such application, shall exhibit to the county treasurer the certificate of title *of ownership* to such cabin trailer *or mobile home.* Contemporaneously with such application, the applicant shall pay a permit fee in the amount of ~~two~~ *five* dollars, which shall be distributed in the same manner as all other motor vehicle license fees. *Application for such permit or a renewal thereof as prescribed in section 60-1605 must be made on forms prescribed by the Tax Commissioner and furnished by the county treasurer. Effective January 1, 1970, a duplicate copy of all permit applications shall be forwarded by the county treasurer to the county assessor. Effective January 1, 1971, such purchase price, date of original purchase and date of purchase by applicant shall be used by the assessor to determine the actual value for tax purposes of a cabin trailer in the manner hereinafter prescribed and shall be used by the assessor in his appraisal of actual value for tax purposes of a mobile home in the manner hereinafter prescribed. All cabin trailer tax for a current calendar year shall be due on assessment day of that year and delinquent on the following March 1. A cabin trailer purchased or brought into the state during a current calendar year shall pay a pro rata tax based upon its total yearly tax divided by the number of months or fractions thereof remaining in the year at the time of purchase or entry to the state in the same manner as prescribed for motor vehicles. Such pro rata tax shall be due at the time application for permit is made. No cabin trailer permit or renewal thereof as required in sections*

60-1601 to 60-1613 shall be issued unless all taxes due are paid in full. All mobile home taxes shall be due and delinquent in the same manner as personal property in the state. No mobile home permit or renewal thereof as required in sections 60-1601 to 60-1613 shall be issued until all taxes due on such mobile home are paid in full. No mobile home shall be moved within or without the state until all taxes due or to become due on such mobile home by reason of its being in the county on assessment day are paid in full. Upon proper application being made and the payment of the permit fee and ~~the~~ *all* tax ~~provided in section 60-1606~~ *due*, the applicant shall be issued a permit plate and a ~~motor vehicle~~ registration certificate.

Sec. 5. That section 60-1604, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-1604. The Department of Motor Vehicles shall, in each year in which motor vehicle registration plates are issued, furnish to every owner of a cabin trailer *or mobile home* for which a permit is issued a number plate bearing the permit number assigned to such cabin trailer *or mobile home*, in figures not less than two inches in height. In each year in which registration plates are not furnished, the department shall furnish to every person for whose cabin trailer *or mobile home* a permit has been issued, a renewal tab which shall bear the year for which furnished and be so constructed as to permit the same to be permanently affixed to the number plate; *Provided,* that in the year 1968 renewal tabs shall be issued in lieu of number plates, in the manner provided in section 60-311. The number plate assigned and issued to each cabin trailer *or mobile home* which is registered hereunder shall be conspicuously displayed at the rear exterior thereof.

Sec. 6. That section 60-1605, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-1605. Such ~~permit~~ *permits* shall be renewed annually in the same manner and upon the payment of the same fee as provided for ~~original issuance~~ *in section 60-1603.* Such renewal shall become due on the first day of January of each year and delinquent on March 1 of each year. On making an application for renewal, the permit for the preceding year must be presented with the application. In case such permit is not presented, the county treasurer shall not issue the renewal permit until a sworn statement shall be made stating what disposition has been made of the previous permit, and an additional fee of one dollar shall be charged. The plate furnished by the Department of Motor Vehicles shall be valid during the calendar year for which issued and, when renewal tabs are issued and have been affixed thereto, they shall also be valid for the calendar year designated by such renewal tab.

Sec. 7. That section 60-1606, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-1606. In addition to the permit fee provided by sections 60-1601 to 60-1610 *60-1613*, there is hereby imposed upon ~~such~~ *all* cabin trailers ~~a motor~~, *except unoccupied cabin trailers owned by licensed dealers or manufacturers being held for sale or resale, an annual* vehicle tax, which shall be ~~assessed~~, computed, collected, allocated and subject to refund *as though they were motor vehicles and,* in the same manner *as* prescribed by Chapter 77, article 12, for the taxation of motor vehicles registered for operation upon the public highways of this state. ~~To obtain refund of taxes paid on such cabin trailer, the person in whose name such permit was originally issued shall obtain a certificate of tax refund from the county assessor and shall deliver such certificate, together with such permit, to the county treasurer, which certificate and permit shall be retained by the county treasurer.~~ *,except that such cabin trailers shall be appraised for actual value for tax purposes as follows:*

(1) For cabin trailers purchased new by the owner paying the tax, the basic appraised or actual value for tax purposes shall be the total purchase price including the value of all personal property or real property traded to the seller as shown by the application for permit required in section 60-1603 less a fifteen per cent allowance for household goods if such cabin trailer is purchased with furnishings included and less an additional fifteen per cent allowance for initial depreciation. Such basic appraised or actual value shall be used and applied as actual value as set forth in section 77-201 on such cabin trailer during the first year of ownership; thereafter, the previous year's actual value shall be reduced by ten per cent each year to compute a current adjusted actual value. Such current adjusted actual value shall be the actual value for tax purposes after the first year of ownership. After such cabin trailer is ten years old, no further reduction in actual value shall be made.

(2) For cabin trailers purchased used by the owner paying the tax, the basic appraised or actual value

for tax purposes shall be the total purchase price including the value of all personal property or real property traded to the seller as shown by the application required in section 60-1603 less a fifteen per cent allowance for household goods if such cabin trailer is purchased with furnishings included. Such basic appraised or actual value shall be used and applied as the actual value as set forth in section 77-201 on such cabin trailer during the first year of ownership; thereafter, the previous year's actual value shall be reduced by ten per cent each year to compute current adjusted actual value. Such current adjusted actual value shall be actual value for tax purposes after the first year of ownership. After such cabin trailer is ten years old, no further reduction in actual value shall be made.

Sec. 8. *60-1606.01. In addition to the permit fee provided by section 60-1603 there is hereby imposed upon all mobile homes, except unoccupied mobile homes owned by licensed dealers or manufacturers being held for sale or resale, an annual personal property tax which shall be assessed, computed, collected and allocated in the same manner as though such mobile homes were improvements upon leased land and as prescribed in sections 77-1209.02 and 77-1209.03; Provided, that the permit required in sections 60-1602 and 60-1603 shall be construed as the mobile home owner's request that such mobile home be separately assessed as personal property as required in section 77-1209.03; and provided further, that if the landowner files a list of mobile homes located on his land on or before February 1 of each year, beginning in 1971, the landowner shall not be liable for taxes due on such mobile homes not owned by him nor shall such taxes be or become a lien on such real estate.*

Sec. 9. *60-1606.02. In the event that any mobile home shall be moved after assessment day but prior to the date of any personal property tax resulting from its location in the county on assessment day becomes due, such personal property tax shall be computed on the basis of a current calendar year valuation applied against the previous year's mill levy unless the current year's mill levy is known. All tax due or to become due because of its location in a county on assessment day must be computed and paid in full prior to movement of such mobile home from the county of its location on assessment day.*

Sec. 10. *60-1606.03. Nothing contained in sections 60-1601 to 60-1613 shall be construed as making a* *cabin trailer or mobile home real property unless it is permanently attached to real estate owned by the titleholder of the cabin trailer or mobile home in such a way as to require dismantling, cutting away, unbolting from foundations or structural change in such cabin trailer or mobile home in order to relocate it on another site; Provided, that nothing contained in sections 60-1601 to 60-1613 shall be in any way construed to nullify, alter, modify, change or affect any severance or similar agreement contained in any valid security instrument, chattel mortgage or mortgage in which a cabin trailer or mobile home shall have been given as security.*

Sec. 11. *60-1607. The tax situs of a cabin trailer or mobile home shall be in the county of the state in which it is located on assessment day; Provided, that if tax is paid by owner in one county of the state during the tax year, no additional tax shall be due another county of the state from the same owner by virtue of the relocation of such cabin trailer or mobile home to said other county during that tax year; and provided further, nothing herein shall be construed as eliminating the need for the permit and fee required by section 60-1602 on relocation of such cabin trailer or mobile home to another county in the state for a period of thirty days or more during any tax year. No refund of any tax paid shall be made upon relocation of a cabin trailer or mobile home to a location outside the state.*

Sec. 12. That section 60-1607, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

~~60-1607~~ *60-1608.* In issuing such permits or renewals, the county treasurer shall neither receive nor accept such application ~~nor~~ permit fee nor issue any permit for any such cabin trailer *or mobile home*, unless the applicant shall first exhibit proof by tax receipt or otherwise (1) that he has paid all applicable *Nebraska* personal taxes upon such cabin trailer *or mobile home* ~~based on the computation thereof made in the year preceding the year for which such application for permit is made~~, (2) that he was the owner of another cabin trailer *or mobile home,* or other motor vehicles, on which he paid the personal taxes during such year, (3) that he owned no cabin trailer *or mobile home* or other motor vehicle upon which personal taxes might have been levied during such year.

Sec. 13. That section 60-1608, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows.

~~60-1608~~ *60-1609.* The owner, lessee or manager of land upon which is parked or located a cabin trailer *or mobile home* for a period of thirty days, shall immediately thereafter report to the county assessor in the county in which such land is located the name, post-office address and place of business or occupation of the owner or occupant thereof, the make, year, model, length and trade name or other designation given thereto by the manufacturer, if any, and the date the cabin trailer *or mobile home* was first parked or located on such land.

Sec. 14. That section 60-1609, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows: ~~60-1609~~ *60-1610.* It shall be unlawful for any person to own or occupy any cabin trailer *or mobile home* in a trailer court or elsewhere in this state for more than thirty days unless a current permit or renewal therefor has been issued, and a number plate is displayed thereon, in compliance with sections 60-1601 to ~~60-1610~~ *60-1613.* It shall be the duty of the county sheriff in every county and all peace officers in any municipality to assist in enforcement of the provisions of sections 60-1601 to ~~60-1610~~ *60-1613*, and to submit a written report to the county board or city council, as the case may be, of all cabin trailers *or mobile homes* within their respective jurisdictions in violation of sections 60-1601 to ~~60-1610~~ *60-1613* and to furnish a copy of such report to the county assessor who shall have the duty of making such further investigation as may be necessary to determine whether said cabin trailers *or mobile homes* have been properly assessed.

Sec. 15. *60-1611. A mobile home or a cabin trailer over eight feet wide or over sixty feet long may not be moved upon any street, alley, road or highway in the state without first obtaining a movement permit as required by law for the movement of any oversize vehicle. No movement permit shall be issued by any governmental agency charged with issuance thereof unless a tax certificate issued by the county treasurer showing payment of all taxes due or to become due because of the location of such cabin trailer or mobile home in said county on assessment day is displayed by the owner. A tax certificate shall not be required if the movement contemplated is between a manufacturer and a licensed dealer or between two licensed dealers or between a licensed dealer's place of business or storage area and a bona fide customer to whom title to the mobile home has passed or does pass within a reasonable time after movement. For the pur-*

poses of this section, taxes and fees shall include those of all governmental divisions and subdivisions. Nothing in this section shall alter or amend any other existing regulations, rules or statutes governing the movement of cabin trailers or mobile homes, and unless otherwise provided, the movement of mobile homes shall be subject to the same regulations, rules or statutes governing the movement of cabin trailers.

Sec. 16. That section 60-1610, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

~~60-1610~~ *60-1612.* Any person violating any of the provisions of sections 60-1601 to ~~60-1610~~ *60-1613* shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined in a sum not ~~to exceed fifty dollars~~ *less than ten dollars nor more than one hundred dollars for a first offense, or be fined a sum not less than fifty dollars nor more than five hundred dollars for a second or subsequent offense.*

Sec. 17. *60-1613. Nothing in sections 60-1601 to 60-1613 shall be construed as altering or affecting in any manner, any zoning, planning, building or land use, laws, ordinances, rules or regulations.*

Sec. 18. That original sections 60-1601, 60-1602, 60-1603, 60-1604, 60-1605, 60-1606, 60-1607, 60-1608, 60-1609, and 60-1610, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

LEGISLATIVE BILL 586. Placed on General File as amended.

Standing Committee amendment to LB 586:

1. In section 1, line 115, strike ";" and insert "*exceeding five hundred kilowatt hours per month;*".

(Signed) J. W. Burbach, Chairman

Adjournment

At 11:56 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Wednesday, May 7, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 7, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal Father, give us a careful analysis of the issues before us, but as well, a respect for and a patience with all of our colleagues. For problems that seem to be on dead center, lead this body toward perseverance and openness rather than frustration and defeat. When difficulties face us, may we find new roads until the impossible becomes possible and the possible becomes successful. So help us through this day to do our work with integrity and with the best that is in us. In our Lord's name. Amen.

The roll was called and all members were present except Mr. Schreurs, excused until 9:30, Mr. Bloom excused until 10:30, and Mr. Clark, Miss Reynolds, Messrs. Schmit and Swanson, who were excused.

Corrections for the Journal

Page 1847, line 30, insert "Amend the bill to read:"
Page 1848, line 5, delete the colon and insert a semicolon.
Page 1850, insert line 30 at line 10.

The Journal for the Eighty-third Day was approved as corrected.

UNANIMOUS CONSENT—Committee Meeting

Mr. Wylie asked unanimous consent to have a short meeting of the Committee on Committees. No objections. So ordered.

Message from the Governor

May 5, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 5, 1969 I approved LB 88, LB 251, LB 257, LB 374, LB 501, LB 554, LB 558, LB 568, LB 590, LB 593, LB 613, LB 633, LB 666, LB 673, LB 675, LB 678, LB 706, LB 729, LB 775, LB 809, LB 817, LB 826, LB 833, LB 869, LB 899, LB 954, LB 955, LB 959, LB 971, LB 972, LB 995 and LB 1368.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

UNANIMOUS CONSENT—Executive Session

Mr. Wallwey asked unanimous consent to hold an executive session of the Committee on Public Health and Welfare at 1:15 p.m. today. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 893. Replaced on Select File as amended.

E and R amendment to LB 893:

1. In the title, line 6, strike "and".

LEGISLATIVE BILL 406. Replaced on Select File as amended.

E and R amendment to LB 406:

1. In line 1 of E & R amendment 1, adopted 5/2, strike "Carpenter" and insert "Burbach".

LEGISLATIVE BILL 762. Replaced on Select File as amended.

E and R amendment to LB 762:

1. In the title, line 5, strike "and".

LEGISLATIVE BILL 1063. Correctly re-engrossed.

LEGISLATIVE BILL 1282. Correctly enrolled.

LEGISLATIVE BILL 515. Correctly enrolled.

LEGISLATIVE BILL 835. Correctly enrolled.

LEGISLATIVE BILL 1040. Correctly enrolled.

LEGISLATIVE BILL 1227. Correctly enrolled.

LEGISLATIVE BILL 516. Correctly enrolled.

LEGISLATIVE BILL 361. Correctly enrolled.

LEGISLATIVE BILL 660. Correctly enrolled.

LEGISLATIVE BILL 696. Correctly enrolled.

LEGISLATIVE BILL 791. Correctly enrolled.

LEGISLATIVE BILL 908. Correctly enrolled.

LEGISLATIVE BILL 1210. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 1282 LB 515 LB 835 LB 1040 LB 1227 LB 516 LB 361 LB 660 LB 696 LB 791 LB 908 LB 1210

REFERENCE COMMITTEE REPORT

LB	Committee
1389	Miscellaneous Subjects
1390	Public Health and Welfare

(Signed) John E. Everroad,
Lieutenant Governor

STANDING COMMITTEE REPORTS

Committee on Committees

May 7, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments to the Code of Ethics Board listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by the Legislative Body, and suggests a record vote on each confirmation.

Representatives of State Government:

Marvin Nuernberger, State Engineer
Murrell McNeil, Tax Commissioner
Robert Rogers, Director, Department of Administrative Services

Lay members:

Mrs. Marie Vogt
Donald R. Treadway

Respectfully submitted,

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report and a record vote taken on each confirmation.

The motion prevailed.

Vote on Mr. Nuernberger

Voting in the affirmative, 37:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Simpson
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 12:

Bloom
Clark
Duis
Keyes
Nore
Reynolds
Schmit
Schreurs
Skarda
Swanson
Waldron
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Nuernberger confirmed.

Vote on Mr. McNeil

Voting in the affirmative, 38:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Bloom
Clark
Duis
Keyes
Mahoney
Reynolds
Schmit
Schreurs
Skarda
Swanson
Warner

Having received a majority of the votes of all members, the President declared the appointment of Mr. McNeil confirmed.

Vote on Mr. Rogers

Voting in the affirmative, 39:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Simpson
Stull
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Bloom
Clark
Harsh
Keyes
Reynolds
Schmit
Schreurs
Skarda
Swanson
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Rogers confirmed.

Vote on Mrs. Vogt

Voting in the affirmative, 35:

Adamson
Batchelder
Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Simpson
Stull
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 14:

Bloom
Carpenter
Clark
Harsh
Keyes
Kokes
Mahoney
Reynolds
Schmit
Schreurs
Skarda
Swanson
Waldo
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mrs. Vogt confirmed.

Vote on Mr. Treadway

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Simpson
Skarda
Stull
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Bloom
Clark
Keyes
Reynolds
Schmit
Schreurs
Swanson
Waldo
Waldron

Having received a majority of the votes of all members, the President declared the appointment of Mr. Treadway confirmed.

Education

LEGISLATIVE BILL 978. Indefinitely postponed.

LEGISLATIVE BILL 538. Placed on General File as amended.

Standing Committee amendments to LB 538:

1. Strike sections 1 to 5 and insert the following:

"Section 1. Each junior college established and operating pursuant to Chapter 79, article 16, Reissue Revised Statutes of Nebraska, 1943, as amended, may offer a two-year course in professional nursing. The University of Nebraska and each of the state colleges may offer a four-year course in professional nursing leading to a baccalaureate degree.

Sec. 2. Any student enrolled in a full-time course in professional nursing in any of the institutions referred to in section 1 of this act shall be eligible for a grant of assistance of not less than six hundred dollars for each school year if the following conditions are met:

(1) The institution is licensed pursuant to sections 71-1,132.24 to 71-1,132.28, Reissue Revised Statutes of Nebraska, 1943;

(2) The institution has at least twelve students enrolled in a full-time course in professional nursing;

(3) The student is domiciled in Nebraska as provided in section 85-502, Reissue Revised Statutes of Nebraska, 1943; and

(4) The student has satisfied requirements for admission and enrolled in the institution, or has maintained the minimum standards required by the institution for continuance in the institution.

Sec. 3. Assistance grants pursuant to section 2 of this act shall be made directly to the institution and used by the institution to defray the costs of the student's tuition, fees, and other expenses.

Sec. 4. Applications by institutions for assistance for their students pursuant to this act shall be made to the Commissioner of Education, who shall promulgate such rules and regulations as are necessary to carry out the provisions of this act. Payments to the institutions shall be made by the Commissioner of Education from funds appropriated therefor when the commissioner is satisfied that the conditions of this act and the rules and regulations adopted pursuant thereto have been met. If appropriations are not sufficient to provide the full level of assistance authorized by this act, the commissioner shall prorate such assistance on the basis of the total number of students eligible for assistance pursuant to this act.

Sec. 5. This act shall become operative on July 1, 1970.".

LEGISLATIVE BILL 1061. Placed on General File as amended.

Standing Committee amendments to LB 1061:

1. In section 1, line 7, insert an underscored period after "Education"; strike lines 8 to 13 and show the old matter as stricken, and insert "*The application for a permit shall be made on forms to be furnished by the State Board of Education and shall be accompanied by a fee of five dollars and a surety bond in the penal sum of one thousand dollars. Such bond may be continuous and shall be conditioned to provide indemnification to any student suffering loss as a result of any fraud or misrepresentation used in procuring his enrollment and shall also be conditioned to provide indemnification to any student, based upon a reasonable schedule for refund of tuition, in the event that the student fails to enter training, or discontinues the course of instruction in which he enrolled. Such bond may be supplied by the representative of the school or by the school itself as a blanket bond covering each of its representatives in the penal sum of one thousand dollars. The maximum liability to be incurred under an individual or blanket surety bond shall not exceed one thousand dollars in the case of any one solicitor. A permit shall be valid for the calendar year in which it is issued. An application for renewal shall be accompanied by a fee of five dollars and a surety bond as provided in this section. The surety on any bond mentioned herein may relieve itself of liability thereafter and withdraw from the bond upon giving thirty days' notice in writing to the State Board of Education. All fees received with applications for the issuance or renewal of such permits shall be deposited in the state treasury to the credit of the General Fund and shall not be refundable under any circumstances.*".

2. In section 2, line 7, insert an underscored period after "Education", and strike "in the manner and on" and show the same as stricken; and strike lines 8 to 13 and show the old matter as stricken, and insert "*The application for a permit shall be made on forms to*

be furnished by the State Board of Education and shall be accompanied by a fee of five dollars and a surety bond in the penal sum of one thousand dollars. Such bond may be continuous and shall be conditioned to provide indemnification to any student suffering loss as a result of any fraud or misrepresentation used in procuring his enrollment and shall also be conditioned to provide indemnification to any student, based upon a reasonable schedule for refund of tuition, in the event that the student fails to enter training, or discontinues the course of instruction in which he enrolled. Such bond may be supplied by the representative of the school or by the school itself as a blanket bond covering each of its representatives in the penal sum of one thousand dollars. The maximum liability to be incurred under an individual or blanket surety bond shall not exceed one thousand dollars in the case of any one solicitor. A permit shall be valid for the calendar year in which it is issued. An application for renewal shall be accompanied by a fee of five dollars and a surety bond as provided above. The surety on any bond mentioned herein may relieve itself of liability thereafter and withdraw from the bond upon giving thirty days' notice in writing to the State Board of Education. All fees received with applications for the issuance or renewal of such permits shall be deposited in the state treasury to the credit of the General Fund and shall not be refundable under any circumstances.".

(Signed) Lester Harsh, Chairman

UNANIMOUS CONSENT—Return LB 436

Mr. Adamson asked unanimous consent to return LB 436 to Select File for the following specific amendment:

1. Strike section 1 and amendments thereto, and in lieu thereof insert the following:

"Section 1. Any person, partnership, or corporation having an action in any court against any political subdivision of this state, either as plaintiff or defendant, who shall prevail and secure judgment or award thereon shall, after appeal thereof by the political subdivision in proceedings other than prosecutions for violation of a municipal ordinance, county regulation, or a state law, be entitled to attorney's fees for the appeal proceedings, such fees to be set by the appellate court and to be assessed as part of the costs. This section shall not apply to any action governed by the provisions of Chapter 48, article 1, or Chapter 76, article 7, Reissue Revised Statutes of Nebraska, 1943.".

No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1262.

A BILL FOR AN ACT to amend sections 19-910 and 23-168.03, Revised Statutes Supplement, 1967, relating to the board of adjustment; to eliminate the power of the board of adjustment to hear and decide requests for special exemptions or variances in counties, cities of the first and second class, and villages; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Bloom
Clark
Kokes
Reynolds
Schmit
Swanson
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1272.

A BILL FOR AN ACT to amend section 17-613, Reissue Revised Statutes of Nebraska, 1943, relating to villages; to clarify language; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Bloom
Clark
Mahoney
Reynolds
Schmit
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1273. With emergency.

A BILL FOR AN ACT to amend section 17-509, Reissue Revised Statutes of Nebraska, 1943, and sections 17-515 and 17-516, Revised Statutes Supplement, 1967, relating to cities of the second class and villages; to provide for additional powers of the governing body of such cities and villages as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Bloom
Clark
Reynolds
Schmit
Skarda
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1293. With emergency.

A BILL FOR AN ACT to amend sections 26-101 and 26-116, Reissue Revised Statutes of Nebraska, 1943, sections 16-302, 18-209, 26-102, and 26-1,104.01, Revised Statutes Supplement, 1967, and section 26-106, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 71, Eightieth Session, Nebraska State Legislature, 1969, relating to courts; to provide for municipal courts in certain first-class cities as prescribed; to authorize municipal courts in other cities of the first class; to provide for a salary; to repeal the original sections, and also Chapter 26, article 2, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Proud
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Bloom
Clark
Danner
Keyes
Marvel
Pedersen
Reynolds
Schmit
Swanson
Warner
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 84. With emergency.

A BILL FOR AN ACT to amend sections 77-1301.01, 77-1301.04, 77-1301.06, and 77-1301.07, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide procedures; to make the use of a cadastral map and parcel numbering system permissive rather than mandatory; to eliminate the requirement for compulsory, periodic reappraisals; to provide for reappraisals and the updating thereof; to repeal the original sections and also section 77-1301.05, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Skarda
Stull
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Clark
Marvel
Reynolds
Schmit
Swanson
Syas
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 348.

A BILL FOR AN ACT to amend section 76-710, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 575, Eightieth Session, Nebraska State Legislature, 1969, relating to real property; to provide additional damages when an easement is acquired by eminent domain; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Bloom
Clark
Marvel
Reynolds
Schmit
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 948. With emergency.

A BILL FOR AN ACT to adopt the Nebraska Highway Bond Act; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adamson
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schreurs
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Batchelder	Klaver	Nore

Not voting, 7:

Bloom	Kremer	Schmit	Swanson
Clark	Reynolds	Simpson	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Members Excused

Messrs. Skarda and Mahoney asked unanimous consent to be excused for one hour tomorrow morning. No objections. So ordered.

MOTION—Reconsider Action

Mr. Mahoney renewed his pending motion to reconsider action on LB 1200.

Mr. Wallwey moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 36 ayes, 0 nays and 13 not voting.

The Mahoney motion prevailed with 27 ayes, 15 nays and 7 not voting.

MOTION—Place LB 1200 on General File

Mr. Mahoney moved to place LB 1200 on General File notwithstanding the Committee action.

Mr. Mahoney requested a Call of the House. The Call showed 45 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 30 ayes, 7 nays and 12 not voting.

The Mahoney motion lost with 30 ayes, 13 nays and 6 not voting.

Mr. Wylie Presiding

Members Excused

Messrs. Warner, Adamson and Marvel asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

Explanation of Vote

Had I been present on May 6, I would have voted "aye" on LB 1282, LB 515, LB 835, LB 1040, LB 1227, LB 516, LB 361, LB 660, LB 696, LB 908 and LB 1210.

(Signed) Fern Hubbard Orme

UNANIMOUS CONSENT—Reconsider Action

Mr. Kremer asked unanimous consent to reconsider action on LB 348 on Final Reading. No objections. So ordered.

MOTION—Return LB 348 to Select File

Mr. Kremer moved to return LB 348 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

MOTION—Reconsider Action

Mr. Pedersen moved to reconsider action on LB 948 on Final Reading.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

MOTION—Return LB 948 to Select File

Mr. Pedersen moved to return LB 948 to Select File for the following specific amendment:

In Sec. 2, insert "employee or" after "elected or appointed".

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

MOTIONS—Introduce Bills

Mr. Waldron moved the introduction of a new bill by the Committee on Public Health and Welfare.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Bloom moved the introduction of a new bill by the Committee on Urban Affairs.

Mr. Pedersen requested a Call of the House. The Call showed 40 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The Bloom motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1391. By Committee on Public Health and Welfare; Ellen E. Craft, 45th District; Edward R. Danner, 11th District; Wayne L. Schreurs, 24th District and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 71-1,107, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to authorize a temporary license to practice medicine and surgery, as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1392. By Committee on Urban Affairs, Bill K. Bloom, 20th District, Chairman; Terry Carpenter, 48th District; Herbert J. Duis, 39th District; Roland A. Luedtke, 28th District; Loran Schmit, 23rd District; Harold T. Moylan, 6th District and Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to state institutions; to provide for visitation rights for the spouses and children of inmates of penal institutions as prescribed; and to provide for furloughs for home visits for inmates as prescribed.

UNANIMOUS CONSENT—Return LB 1174 to Select File

Mr. Luedtke asked unanimous consent to return LB 1174 to Select File for the following specific amendment:

Add the emergency clause.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1174. The Luedtke specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 436. The Adamson specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 348. The Kremer specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

Mr. Holmquist asked unanimous consent to have LB 348 expedited across the board. No objections. So ordered.

LEGISLATIVE BILL 948. The Pedersen specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

Mr. Pedersen asked unanimous consent to have LB 948 expedited across the board. No objections. So ordered.

Mr. Carstens Presiding

LEGISLATIVE BILL 428. Mr. Wylie offered the following amendment, which was adopted by unanimous consent:

In lieu of the Carpenter amendment, in Section 1, line 6, insert "not exceed 27,500 dollars a year" after the word "shall," and in line 7 delete the word "be" preceding "payable".

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 615. E and R amendments found in the Legislative Journal for the Eighty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1178. E and R amendments found in the Legislative Journal for the Eighty-third Day were adopted.

Advanced to E and R for engrossment.

Mr. Wylie Presiding

UNANIMOUS CONSENT—Return LB 435 to Select File

Mr. Carpenter asked unanimous consent to return LB 435 to Select File for the following specific amendment:

Reinstate the Kennedy amendment of 4/9/69 and re-adopt the Elrod amendment of 5/6/69.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 435. The Carpenter specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Bracket Bills

Mr. Carstens asked unanimous consent to have LB 601 and LB 603 bracketed on General File for Thursday, May 15, 1969. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 576. Considered.

Mr. Wylie asked unanimous consent to withdraw his pending motion to indefinitely postpone. No objections. So ordered.

Mr. Carpenter offered the following amendment:

Strike the new matter in Section 1, lines 9 through 16, and show the same as stricken, and add the following in lieu thereof:

"Lincoln, Nebraska, under the authority of Chapter 72, Article 14, Revised Statutes Supplement, 1967. The Game and Parks Commission is authorized to enter into an agreement with the city of Lincoln providing for the supplying by the city of Lincoln to the State of Nebraska for the commission of a headquarters office building and related buildings and facilities therefor, including the parking of motor vehicles, to be located on real estate which is north of Holdrege Street and east of 33rd Street, as approved by the State Building Commission."

Mr. Kokes requested a Call of the House. The Call showed 33 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 32 ayes, 5 nays and 12 not voting.

Mr. Kokes requested a record vote on the Carpenter amendment.

Voting in the affirmative, 23:

Bloom
Budd
Burbach
Carpenter
Carstens
Danner
Hasebroock
Holmquist

Johnson
Keyes
Knight
Luedtke
Moylan
Orme
Schmit
Schreurs
Simpson
Skarda
Syas
Waldo
Wenzlaff
Whitney
Wiltse

Voting in the negative, 16:

Batchelder
Craft
Duis
Elrod
Harsh
Kennedy
Klaver
Kokes
Kremer
Moulton
Nore
Stull
Waldron
Wallwey
Wylie
Ziebarth

Not voting, 10:

Adamson
Clark
Mahoney
Marvel
Pedersen
Proud
Reynolds
Robinson
Swanson
Warner

The Carpenter amendment was adopted.

Mr. Carpenter asked unanimous consent that when LB 576 is placed on Select File that it can be amended by 25 votes. No objections. So ordered.

Advanced to E and R for review with 32 ayes, 5 nays and 12 not voting.

Visitors

Mr. Mahoney introduced Mrs. Victoria Ciurej, Catherine Kosiba, John Vachem, Mr. and Mrs. George Podwapinski, Warsaw, Poland.

Mr. Keyes introduced 48- 8th grade students, teachers, Mr. Joe Pinkall and Mrs. Fredrick, and two parents from Gretna Public School, Gretna.

Mr. Danner introduced 85 students, teachers and parents from Howard Kennedy School, Omaha.

Mr. Skarda introduced 38 students and 2 teachers from St. Bridgets, Omaha.

Mr. Waldo introduced 18- 5th grade students, teacher, Mrs. Walter McKee and 7 parents from Adell.

Mr. Waldo introduced 30 kindergarten through 5th grade students, teachers and parents from Endicott Public School, Endicott.

Mr. Wallwey introduced 21 eighth grade students from the Ponca Public Schools, Jerry Bottger, teacher and five parents.

Presented to the Governor

Presented to the Governor for approval on May 7, 1969 at 8:55 a.m.: LB 746

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 806. Indefinitely postponed.

LEGISLATIVE BILL 770. Placed on General File.

LEGISLATIVE BILL 843. Placed on General File as amended.

Standing Committee amendments to LB 843:

1. Insert a new section 3 to read as follows:

"Sec. 3. That section 2-2315, Revised Statutes Supplement, 1967, be amended to read as follows:

2-2315. (1) The purchaser, at the time of settlement therefor, shall deduct the wheat excise tax as provided in section 2-2311 and shall maintain the necessary record of the excise tax for each purchase of wheat on the grain settlement form or check stub showing payment to the grower for each purchase. Such records maintained by the purchaser shall provide the following information: (a) Name and address of the grower and seller; (b) the date of the purchase; (c) the number of bushels of wheat sold; and (d) the amount of wheat excise tax collected on each purchase. Such records shall be open for inspection and audit by authorized representatives of the Department of Agriculture during normal business hours observed by the purchaser.

(2) The purchaser shall render and have on file with the Department of Agriculture by the ~~fifteenth~~ *last* day of each ~~calendar month following any calendar month in which he shall purchase wheat of a grower~~ *January, April, July, and October* on forms prescribed by the department, a statement of the number of bushels of wheat purchased in Nebraska. At the time the statement is filed, the purchaser shall pay and remit to the department the tax as provided for in section 2-2311. ~~In order to save needless expense, any purchaser who bought less than four thousand bushels of wheat in any calendar month may report and remit the tax with the following~~

~~month's return, except that all tax collected must be remitted at leat once each calendar quarter. If the amount of tax collected in any one calendar month is ten dollars or more, it shall be reported and remitted by the fifteenth of the following month.~~".

2. Renumber original section 3 as section 4.

3. In renumbered section 4, line 2, insert ", and section 2-2315, Revised Statutes Supplement, 1967" after "1943".

LEGISLATIVE BILL 877. Placed on General File as amended.

Standing Committee amendment to LB 877:

1. In section 1, strike the new matter in lines 22 to 25.

LEGISLATIVE BILL 889. Placed on General File.

LEGISLATIVE BILL 1191. Placed on General File as amended.

Standing Committee amendments to LB 1191:

1. In section 1, line 4, strike "to die" and show the same as stricken.

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 1256. Placed on General File as amended.

Standing Committee amendment to LB 1256:

1. Amend section 1 line 13 by inserting "*regular*" before "*employees*".

(Signed) M. A. Kremer, Chairman

Public Works

LEGISLATIVE BILL 324. Indefinitely postponed.

LEGISLATIVE BILL 618. Indefinitely postponed.

LEGISLATIVE BILL 840. Indefinitely postponed.

LEGISLATIVE BILL 903. Indefinitely postponed.

LEGISLATIVE BILL 904. Indefinitely postponed.

LEGISLATIVE BILL 977. Indefinitely postponed.

LEGISLATIVE BILL 1169. Indefinitely postponed.

LEGISLATIVE BILL 1170. Indefinitely postponed.

LEGISLATIVE BILL 1171. Indefinitly postponed.

LEGISLATIVE BILL 1172. Indefinitely postponed.

LEGISLATIVE BILL 1291. Indefinitely postponed.

LEGISLATIVE BILL 581. Placed on General File as amended.

Standing Committee amendments to LB 581:

1. In section 1, line 3, strike "rural electric district" and show the same as stricken and insert *"public power district"*; in line 9, insert *"or underground lines"* after the word "lines"; and strike lines 15 and 16 and insert *"pole lines or underground lines with a voltage capacity of thirty-four thousand five hundred volts or more by causing to be published a map showing the proposed line route in a legal newspaper of general circulation within the county where such line is to be constructed at least thirty days before negotiating with any person, firm, or corporation to acquire easements or property for such purposes, and shall consider"*.

LEGISLATIVE BILL 906. Placed on General File as amended.

Standing Committee amendments to LB 906:

1. In section 2, line 27, after "property" insert "as determined by the Railway Commission."

2. In section 3, line 6, after the period, insert "The commission shall set the date when the service granted shall take effect and, in doing so, shall take into consideration any construction or major repair which will be required of the companies involved."

3. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. When the State Railway Commission refuses to grant an application made pursuant to section 1 of this act, no new application for the same service shall be filed, or considered by the commission, until one year has elapsed after the date of the commission order."

LEGISLATIVE BILL 951. Placed on General File.

LEGISLATIVE BILL 976. Placed on General File as amended.

Standing Committee amendments to LB 976:

1. In section 1, line 2, after "semitrailer" insert "*weighing over five thousand pounds*"; in line 4 strike "*three*" and insert "*five*"; in line 21 after "semitrailer" insert "*weighing over five thousand pounds*"; in line 22 strike "*three*" and insert "*five*"; in lines 23 and 24 strike "*weighing over three thousand pounds*".

(Signed) Rick Budd, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 1117. Indefinitely postponed.

LEGISLATIVE BILL 1123. Indefinitely postponed.

LEGISLATIVE BILL 1125. Indefinitely postponed.

LEGISLATIVE BILL 1127. Indefinitely postponed.

LEGISLATIVE BILL 1130. Indefinitely postponed.

LEGISLATIVE BILL 1132. Indefinitely postponed.

LEGISLATIVE BILL 1134. Indefinitely postponed.

(Signed) Richard F. Proud, Chairman

Adjournment

At 12:02 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Thursday, May 8, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 8, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, give us the ability to be patient with people and with issues. For if we don't understand people, with their variety of inconsistencies, how can we think clearly of laws which will be helpful to all? May we have the ability to bridle our emotions when dealing with people who appear to be prejudiced, unjust and annoying. Help us to be objective and realize that the faults we see in others are usually mirrors of our own inadequacies. So we pray for strength to be honest with ourselves, with others and with Thee. Amen.

The roll was called and all members were present except Mr. Knight, excused until 9:30 a.m. and Messrs. Proud and Wallwey, who were excused.

Corrections for the Journal

Page 1867, correct spelling of "Nuernberger".
Page 1871, line 37, delete *"withdrew"* and insert *"withdraw"*;
Line 40, insert *"not"* at the end of line.

The Journal for the Eighty-fourth Day was approved as corrected.

Message from the Governor

May 7, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 6, 1969 I approved LB 691 and on May 7, 1969 I approved LB 712, LB 746, LB 764, LB 876, LB 895, LB 1010, LB 1011, LB 1013, LB 1014 and LB 1277.

Respectfully,
(Signed) Norbert T. Tiemann, Governor

NTT:sjs

Member Excused

Mr. Hasebroock asked unanimous consent to be excused at 10:00 a.m. for the remainder of the morning. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 84. Correctly enrolled.

LEGISLATIVE BILL 1262. Correctly enrolled.

LEGISLATIVE BILL 1272. Correctly enrolled.

LEGISLATIVE BILL 1273. Correctly enrolled.

LEGISLATIVE BILL 1293. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 84 LB 1262 LB 1272 LB 1273 LB 1293

Judiciary

LEGISLATIVE BILL 495. Placed on General File.

LEGISLATIVE BILL 641. Placed on General File as amended.

Standing Committee amendment to LB 641:

1. In section 1, strike lines 26 to 28 and insert "(6) Service mark shall mean a mark used in the sale or advertising of services to identify the services of one person and distinguish them from the services of others;", strike lines 29 to 31 and insert "(7) Trade-mark shall mean any word, name, symbol, or device or any combination thereof

adopted and used by a person to identify goods made or sold by him and to distinguish them from goods made or sold by others;", and line 32 insert "or a" after "word", and strike "symbol, device".

LEGISLATIVE BILL 646. Placed on General File as amended.

Standing Committee amendment to LB 646:

1. In section 1, line 9, strike "as follows:" and insert "in the office of the county clerk where the taxpayer resides at the time of filing the notice of lien or, in the case of corporations and partnerships, in the office of the county clerk of the county where the principal executive office in this state is located.", and strike lines 10 to 17.

LEGISLATIVE BILL 1346. Placed on General File.

LEGISLATIVE BILL 905. Indefinitely postponed.

(Signed) Fred W. Carstens, Chairman

Public Health and Welfare

LEGISLATIVE BILL 339. Placed on General File as amended.

Standing Committee amendments to LB 339:

1. In section 4, line 6, after "States" insert "*or has legally declared his intention of becoming a citizen*"; and strike beginning with "he" in line 8 through the period in line 12 and show the old matter as stricken, and insert an underscored colon at the end of line 12 and the following new matter:

"*(1) He has a doctoral degree in psychology from an accredited institution of higher education as defined in section 71-3811 and, in addition, has had five years of professional experience satisfactory to the board; or*

(2) He has a masters degree in psychology from an accredited institution of higher education as defined in section 71-3811 and, in addition, has had eight years of professional experience satisfactory to the board.".

LEGISLATIVE BILL 462. Placed on General File.

LEGISLATIVE BILL 863. Indefinitely postponed.

LEGISLATIVE BILL 898. Indefinitely postponed.

LEGISLATIVE BILL 1065. Indefinitely postponed.

(Signed) Elmer Wallwey, Chairman

Urban Affairs

LEGISLATIVE BILL 1263. Placed on General File as amended.

Standing Committee amendments to LB 1263:

1. Insert five new sections to be known as sections 1 to 5 and to read as follows:

"Section 1. That section 28-406, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-406. Whoever shall willfully, unlawfully, and purposely cut or bite the nose, lip or lips, ear or ears, or cut out or disable the tongue, put out an eye, slit the nose, ear or lip, cut or disable any limb or member of any person, with intent to murder, kill, maim, or disfigure such person, shall be imprisoned in the Nebraska Penal and Correctional Complex not more than ~~twenty~~ *fifty* years nor less than ~~one year~~ *three years.*

Sec. 2. That section 28-408, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-408. Whoever shall have carnal knowledge of any other woman, or female child, than his daughter or sister, as aforesaid, forcibly and against her will; or if any male person, of the age of eighteen years or upwards, shall carnally know or abuse any female child under the age of eighteen years, with her consent, unless such female child so known and abused is over fifteen years of age and previously unchaste, shall be deemed guilty of rape, and shall be imprisoned in the Nebraska Penal and Correctional Complex not more than ~~twenty~~ *fifty* nor less than three years.

Sec. 3. That section 28-410, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-410. Whoever shall maliciously shoot, stab, cut or shoot at, any other person with intent to kill, wound or maim such person, shall be imprisoned in the Nebraska Penal and Correctional Complex not more than ~~twenty~~ *fifty* years nor less than ~~one year~~ *three years.*

Sec. 4. That section 28-413, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-413. Whoever assaults another with intent to inflict a great bodily injury shall be punished upon conviction thereof by imprisonment in the Nebraska Penal and Correctional Complex for not less than one year nor more than ~~five~~ *twenty* years.

Sec. 5. That section 28-417, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-417. Whoever shall kidnap or forcibly or fraudulently carry off or decoy out of this state any person or persons or shall arrest or imprison any person or persons, with the intention of having such person or persons carried out of the state, unless it be in pursuance of the laws thereof, shall be confined in the Nebraska Penal and Correctional Complex not less than three nor more than ~~seven~~ *twenty* years. Whoever shall unlawfully carry off or decoy, entice away, secrete or imprison any person, for the purpose of extorting from such person or from his or her relatives or friends any money, property or promise, or for the purpose of compelling the performance of any act by such person or by any other person, association or corporation, shall upon conviction be imprisoned in the Nebraska Penal and Correctional Complex for ~~the term of the natural life of such person so offending~~ *not less than three nor more than fifty years.* Whoever, having for any of the purposes aforesaid unlawfully carried off or enticed away, decoyed, secreted or imprisoned any person, shall in furtherance of any such purpose, do or threaten to do any injury to the person so carried off, decoyed, enticed away secreted or imprisoned, such person so offending shall upon conviction suffer death or be imprisoned in the Nebraska Penal and Correctional Complex ~~during the remainder of his natural life~~ *for not less than three nor more than fifty years* at the discretion of the jury. Whoever shall threaten to carry off, entice away, secrete or imprison any person for the purpose of extorting money from such person, or from his or her relatives or friends, shall upon conviction be imprisoned in the Nebraska Penal and Correctional Complex not less than ~~one~~ *three* nor more than twenty years.".

2. Renumber original section 1 as section 6; in line 1 thereof strike "Section" and insert "Sec."; in line 6 strike "*for*"; and strike the new matter in lines 7 to 10 and insert "*involving a sex crime shall be eligible for parole or commutation unless and until he has been given a*

complete psychiatric evaluation by the staff of Lincoln State Hospital and such evaluation shows that such person is a fit subject for parole or commutation".

3. Insert a new section to be known as section 7 and to read as follows:

"Sec. 7. That section 29-2906, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

29-2906. After commitment of any person found to be a sexual psychopath, such provisions of Chapter 83, article 3, as are not in conflict with the provisions of this section shall be applicable with respect to the care and custody of such sexual psychopath; *Provided*, that ~~regarding the right of discharge provided by section 83-342, the superintendent of the institution to which commitment is made shall make written recommendation for discharge~~ *no such person shall be discharged unless and until he has been given a complete psychiatric evaluation by the staff of Lincoln State Hospital and such evaluation shows that such person is a fit subject for discharge. Such evaluation shall be presented* to the court from which the person was committed. Such court after considering such ~~recommendation~~ *evaluation* may at its discretion free or release on probation the person committed.".

4. Renumber original section 2 as section 8, and in line 1 thereof strike "section 29-2605" and insert "sections 28-406, 28-408, 28-410, 28-413, 28-417, 29-2605, and 29-2906"; and in line 2 strike "is" and insert "are".

(Signed) Bill K. Bloom, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 715. Placed on General File as amended.

Standing Committee amendments to LB 715:

1. In section 1, line 21, strike "*and*" and insert an underscored comma.

2. In section 2, strike lines 7 to 10 and insert "*political subdivision as set forth in subsection (3) of section 81-263.66, pursuant to the provisions of this act, the director shall* enter into a contract with any ~~municipality~~ *political subdivision* under the terms of which such ~~municipality~~ *political subdivision*"; and in line 11 after "and" insert "*other duties required by this act*".

3. In section 3, line 3, strike the new matter and reinstate the stricken matter; in line 4 strike "may" and insert "~~may~~ *shall*"; in line 9 strike the new matter and reinstate the stricken matter, in line 18 strike the new matter and reinstate the stricken matter.

LEGISLATIVE BILL 890. Placed on General File as amended.

Standing Committee amendments to LB 890:

1. In section 14, strike "and" in line 8 and strike lines 9 and 10, and insert ", new farm bulk tanks, and equipment shall comply with applicable rules and regulations of the department."; strike lines 11 to 14.

2. In section 19, lines 1 and 2, strike "3-A Sanitary Standards" and insert "standards prescribed by rules and regulations of the department"; strike beginning with "3-A" in line 43 through "Pasteurizers" in line 46 and insert "the rules and regulations of the department"; and strike beginning with "3-A" in line 90 through "Plants" in line 92 and insert "rules and regulations of the department".

3. In section 23, line 7, strike "the 3-A"; strike line 8 and insert "standards established by rules and regulations of the department.".

4. In section 24, strike lines 20 to 22 and insert "mined by the rules and regulations of the department.".

5. In section 32, line 21, after "commerce" insert "*; and provided further,* that so far as applicable, the director shall adopt official methods, standard methods, and 3-A sanitary standards as defined in subdivisions (20), (21), and (22) of section 3 of this act".

6. Strike section 33, and renumber original sections 34 to 39 as sections 33 to 38 respectively.

LEGISLATIVE BILL 1154. Placed on General File as amended.

Standing Committee amendments to LB 1154:

1. In section 1, strike lines 19 to 26 and show the old matter as stricken, and insert "*Fund expenditures shall be paid out only upon the proper vouchers approved by the Nebraska Brand Committee or its designated representative upon warrants issued by the Executive Secretary of the committee and countersigned by the Secretary of State. The Nebraska Brand Committee shall furnish, for the purpose of review, a monthly report of all receipts and expenditures*

to the Governor, State Treasurer, and the Legislature, through the Legislative Fiscal Analyst. The Nebraska Brand Inspection and Theft Prevention Fund shall not in anyway be governed by the provisions of Section 81, article 11, but rather the Nebraska Brand Committee shall administer the payment of their expenditures."

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1206. Placed on General File as amended.

Standing Committee amendments to LB 1206:

1. In section 3, strike lines 13 and 14, and insert "*person who utilizes for any purpose in any calendar year one hundred eighty thousand pounds of potatoes grown in Nebraska, not*".

2. In section 4, line 4 after "*grower*" insert "*or shipper*".

3. In section 14, line 4, after the period, insert "*Such appeal shall be made within ten days after inspection, and before shipment of the inspected potatoes.*".

4. In section 19, line 3, after the third comma insert "and also sections 89-142 to 89-153, Reissue Revised Statutes of Nebraska, 1943,".

(Signed) Maurice A. Kremer, Chairman

UNANIMOUS CONSENT—Return LB 188 to Select File

Mr. Syas asked unanimous consent to return LB 188 to Select File for the following specific amendment:

1. Amend section 2, line 10, strike "*five*" and insert "*six*", and line 16 strike the first word "*six*" and insert "*five*".

No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 244.

A BILL FOR AN ACT to establish the Nebraska Constitutional Revision Commission as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adamson
Bloom
Budd
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 6:

Batchelder
Craft
Klaver
Mahoney
Nore
Waldron

Not voting, 7:

Burbach
Knight
Kokes
Kremer
Proud
Reynolds
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 477.

A BILL FOR AN ACT to amend section 33-136, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to require a filing by the Nebraska State Patrol; to provide for audits of justices of the peace and the filing thereof; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy

Keyes
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Burbach
Knight
Kremer
Proud
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 606. Laid over at the request of Mr. Carstens.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 1389 Thursday, May 15, 1969 1:00 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 428. Replaced on Select File as amended.

E and R amendments to LB 428:

1. In lieu of the Wylie amendment adopted 5/7. in section 1, lines 6 and 7, strike the new and stricken matter and insert "not exceed ~~eighteen~~ *twenty-seven* thousand *five hunrded dollars a year*".

2. In the title, strike lines 4 and 5 and insert "Health; to increase the maximum compensation of the Director of".

LEGISLATIVE BILL 370. Replaced on Select File as amended.

E and R amendments to LB 370:

1. In line 3 of E & R amendment 11, adopted 4/30/69, line 3, insert a period after "section".

2. The typed bill being correct, strike E & R amendment 18 adopted 4/30/69.

3. In section 21, line 3, reinstate "be".

LEGISLATIVE BILL 874. Replaced on Select File as amended.

E and R amendment to LB 874:

1. In section 1, line 12, strike ", town," and insert " , ~~town~~, *or*".

LEGISLATIVE BILL 732. Replaced on Select File as amended.

E and R amendment to LB 732:

1. In line 4 of E & R amendment 2, adopted 5/6, strike the second comma.

LEGISLATIVE BILL 89. Placed on Select File as amended

E and R amendments to LB 89:

1. In section 1, line 3, strike the third comma.

2. Amend renumbered section 3 to read:

"Sec. 3. That original section 81-8,107, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

3. In the title, strike beginning with the second comma in line 5 through "1967" in line 6; and in line 7, strike "sections" and insert "section".

LEGISLATIVE BILL 768. Placed on Select File.

LEGISLATIVE BILL 661. Placed on Select File as amended.

E and R amendment to LB 661:

1. In the title, strike line 4, and insert "extend provisions to all insurers"; and in line 5, strike "policies".

LEGISLATIVE BILL 873. Placed on Select File as amended.

E and R amendment to LB 873:

1. Because of the standing committee amendment, strike the Carpenter amendment to section 2, line 5.

LEGISLATIVE BILL 803. Placed on Select File.

LEGISLATIVE BILL 813. Placed on Select File as amended.

E and R amendment to LB 813:

1. In section 1, line 16, strike "pay a penalty of" and insert "~~pay a penalty of~~ *be fined*".

LEGISLATIVE BILL 985. Placed on Select File as amended.

E and R amendment to LB 985:

1. In the title, strike lines 3 and 4 and insert "of Nebraska, 1943, relating to oil inspection; to harmonize with previous legislation; and to".

LEGISLATIVE BILL 1035. Placed on Select File as amended.

E and R amendment to LB 1035:

1. In section 1, line 11, strike "act" and insert "section".

LEGISLATIVE BILL 1309. Placed on Select File as amended.

E and R amendment to LB 1309:

1. In the title, insert "certain" at the end of line 3; and in line 5, strike "school districts" and insert "the school district in which they are organized".

LEGISLATIVE BILL 348. Correctly re-engrossed.

LEGISLATIVE BILL 948. Correctly re-engrossed.

LEGISLATIVE BILL 1358. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Visitors

Mr. Elrod introduced 17- 7th and 8th grade students, teacher, Mrs. Margaret Sobolik and board member, Mrs. Dorothy Aubushon of District 38, Grand Island.

Mrs. Orme introduced 19- 7th and 8th grade students, 2 parents, and assistant principal, Levi H. Kroeker of Lincoln Christian School.

Mr. Wenzlaff introduced 16- 8th grade students, 2 parents and principal, Mr. Marvin Engel of the Peace Lutheran School, Deshler.

Mr. Keyes introduced 35- 6th grade students, teacher, Sister Mary McElmeel, parent, Mrs. Hannan and principal, Sister Mary Virginine of Cardinal Spellman School, Offutt Air Force Base.

Mr. Schreurs introduced 44- 8th grade students, teachers, Mr. Don Pieper and Jim Unrath of Centennial High, Utica.

Mr. Schreurs introduced 35- 7th and 8th grade students, teachers, Mary Salchow and Steve Liakos of Benedict Consolidated School, Benedict.

Mr. Pedersen introduced 80- 8th grade students and three teachers from Millard Jr. High.

Mr. Keyes introduced 58- 4th grade students, teachers, Mrs. Doeden and Mrs. Wiese and the bus driver from Springfield Elementary School, Springfield.

Mr. Carstens introduced 27- 4th grade students, teacher, Mrs. Keith Harding and 2 parents from Pawnee City Public School, Pawnee City.

Mr. Wiltse introduced 8 children, teacher, Gertrude Whitham and County Superintendent, Lloyd Halsted of Rural School District 73, Tecumseh, Nebraska.

Miss Reynolds and Mr. Mahoney introduced 50- 5th and 6th grade students, principal, Dr. Lloyd Texley and teachers, Mrs. Loma Goodloe and Mrs. Zella Nash of the Highland School, Omaha, Nebraska. Miss Reynolds is a former principal of the Highland School.

Miss Reynolds introduced 9- 8th grade students and teacher, Katherine Newton of St. Theresa School, Omaha.

Mr. Johnson introduced 22- 8th grade students and teacher, Mrs. Laraine Kingston of the Scribner Public Schools, Scribner.

MOTION—Place LB 1342 on General File

Mr. Carpenter renewed his pending motion found in the Legislative Journal for the Eightieth Day to place LB 1342 on General File notwithstanding the Committee action.

The motion lost with 10 ayes, 30 nays and 9 not voting.

Memorial

Mr. Pedersen asked the members to stand for a moment of silence in memory of those who lost their lives in World War II.

MOTIONS—Introduce Bills

Mr. Marvel moved the introduction of a new bill by the Committee on Budget, to be known as LB 1393.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Marvel moved the introduction of a new bill by the Committee on Budget, to be known as LB 1394.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Marvel moved the introduction of a new bill by the Committee on Budget, to be known as LB 1395.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Bloom moved the introduction of a new bill by the Committee on Urban Affairs, to be known as LB 1396.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Mr. Johnson moved the introduction of a new bill by the Committee on Education, to be known as LB 1397.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Carpenter moved the introduction of a new bill and to suspend the rules and place it on General File without a hearing.

Mr. Carpenter requested a Call of the House. The Call showed 40 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Carpenter requested a record vote on his original motion.

Voting in the affirmative, 30:

Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Johnson
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wenzlaff
Ziebarth

Voting in the negative, 11:

Adamson
Batchelder
Holmquist
Kennedy
Knight
Kokes
Schmit
Swanson
Waldron
Warner
Wylie

Not voting, 8:

Bloom	Duis	Proud	Whitney
Budd	Hasebroock	Wallwey	Wiltse

The motion lost.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1393. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; W. H. Hasebroock, 18th District; Elvin Adamson, 43rd District; Leslie Robinson, 36th District and Florence B. Reynolds, 14th District.

A BILL FOR AN ACT to appropriate five thousand dollars to aid in defraying the salaries, wages, and expenses of the Code of Ethics Board and Conflict of Ethics Committee as provided by the provisions of Legislative Bill 75, Eightieth Session, Nebraska State Legislature, 1969, for the biennium ending June 30, 1969; and to declare an emergency.

LEGISLATIVE BILL 1394. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; Elvin Adamson, 43rd District; Leslie Robinson, 36th District; W. H. Hasebroock, 18th District; Clifton B. Batchelder, 10th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 71-3004, Revised Statutes Supplement, 1967, relating to water pollution control; to change the amount of funds the Nebraska Water Pollution Control Council may administer; and to repeal the original section.

LEGISLATIVE BILL 1395. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; Elvin Adamson, 43rd District; W. H. Hasebroock, 18th District; Clifton B. Batchelder, 10th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 85-410, Reissue Revised Statutes of Nebraska, 1943, relating to dormitories for university and state colleges; to make certain findings and determinations; to create Board of Regents of the University of Nebraska and Board of Education of State Colleges as public corporations organized for educational purposes when exercising the powers granted to them under sections 85-401 to 85-411, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1396. By Committee on Urban Affairs, Bill K. Bloom, 20th District, Chairman; Terry Carpenter, 48th District; Harold T. Moylan, 6th District; Richard F. Proud, 12th District and Roland A. Luedtke, 28th District.

A BILL FOR AN ACT relating to parking authorities; to provide for a Parking Authority Law as prescribed; to create a governing body and to provide their powers, duties, term of office, compensation, and appointment; to define terms; and to provide for termination.

LEGISLATIVE BILL 1397. By Committee on Education, Lester Harsh, 38th District, Chairman; Theodore C. Wenzlaff, 32nd District; Thomas C. Kennedy, 21st District; Wayne W. Ziebarth, 37th District; Orval Keyes, 3rd District and Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 79-1103.04, Revised Statutes Supplement, 1967, relating to schools; to provide for paying high school tuition to a pupil residing in the district to attend an accredited junior-senior high school outside such school district as prescribed; and to repeal the original section.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules and place LB 1393 and LB 1395 on General File without a hearing.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Member's Birthday

President Everroad announced today is Mr. Elrod's birthday. The members sang Happy Birthday to him.

SELECT FILE

LEGISLATIVE BILL 893. Laid over at the request of Mrs. Orme.

LEGISLATIVE BILL 406. E and R amendment found in the Legislative Journal for the 84th Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 762. E and R amendment found in the Legislative Journal for the 84th Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 188. The Syas specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

Members Excused

Mr. Carpenter asked unanimous consent to have the following members excused May 9 through May 14th: Messrs. Carpenter, Skarda, Clark, Klaver, Moylan, Bloom, Mahoney and Johnson. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on May 8, 1969 at 8:50 a.m.: LB 361 LB 515 LB 516 LB 835 LB 660 LB 696 LB 791 LB 908 LB 1040 LB 1210 LB 1227 LB 1282

(Signed) Ruth Bossard, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	Committee
1391	Public Health and Welfare
1392	Urban Affairs

(Signed) John E. Everroad,
Lieutenant Governor

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 1126. Indefinitely postponed.

LEGISLATIVE BILL 1140. Indefinitely postponed.

LEGISLATIVE BILL 1143. Indefinitely postponed.

LEGISLATIVE BILL 1141. Placed on General File as amended.

Standing Committee amendment to LB 1141:

1. In section 1, line 7, after "The" insert "*initial*".

LEGISLATIVE BILL 1142. Placed on General File as amended.

Standing Committee amendments to LB 1142:

1. In section 1, line 18, after "manufactured" insert "*for sale*".

2. Strike sections 2 and 3.

3. Add a new section to be known as section 2 and to read as follows:

"Sec. 3. That original section 81-219, Reissue Revised Statutes of Nebraska, 1943, and also Section 81-222, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

(Signed) Richard F. Proud, Chairman

Urban Affairs

LEGISLATIVE BILL 1353. Placed on General File as amended.

Standing Committee amendments to LB 1353:

1. In section 1, line 26, insert "*; provided, that such approval shall not be required for any proposed drainage district subject to the supervision of the United States Army Corps of Engineers* ", after "46-211".

2. In section 8, line 12, insert "*; provided, that this limitation shall not apply to any drainage district subject to the supervision of the United States Army Corps of Engineers* ", after "Commission".

3. Add a new section to be known as section 14 and to read as follows:

"Sec. 14. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 1386. Placed on General File as amended.

Standing Committee amendment to LB 1386:

1. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL 1388. Placed on General File as amended.

Standing Committee amendments to LB 1388:

1. In section 1, line 2, after "class" insert "city of the second class and village,"

2. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Bill K. Bloom, Chairman

GENERAL FILE

LEGISLATIVE BILL 1305. Considered.

Mr. Harsh renewed his pending amendment found in the Legislative Journal for the Seventy-seventh Day.

Mr. Waldo asked unanimous consent to hold LB 1305 until the Revenue Bill is heard by the Legislature.

Mr. Carpenter objected.

Mr. Waldo moved to hold the bill. The motion lost with 11 ayes, 26 nays and 12 not voting.

The Harsh amendment lost with 8 ayes, 27 nays and 14 not voting.

The Carpenter pending amendment found in the Legislative Journal for the Seventy-seventh Day was adopted with 30 ayes, 4 nays and 15 not voting.

Advanced to E and R for review with 27 ayes, 10 nays and 12 not voting.

Speaker Warner Presiding

Member Excused

Mr. Knight asked unanimous consent to be excused for tomorrow. No objections. So ordered.

Adjournment

At 11:50 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Friday, May 9, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, May 9, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty God, guide this Legislature as they face the real issues of our State in this time. The light that shines farthest away must be brightest at home. As we ever strive to strengthen our State, lead us to your obvious truths that the test of our society is not our numbers or our wealth or our resources but the character of our people. Give us a strong faith so we do not give in to immediate problems. Yet, faith without works is dead, so may we combine our faith in the right along with a determination to do the right so that we together may make the maximum contribution to our fellow man. In our Master's name. Amen.

The roll was called and all members were present except Messrs. Bloom, Clark, Johnson, Klaver, Knight, Mahoney, Moylan, Schmit and Skarda, who were excused.

Corrections for the Journal

Page 1891, in Sec. 2, line 3, delete "24-408" and insert "28-408".
Page 1895, line 25, delete "89-145" and insert "89-153".

The Journal for the Eighty-fifth Day was approved as corrected.

Message from the Governor

May 8, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 8, 1969 I approved LB 361, LB 515, LB 516, LB 660, LB 696, LB 791, LB 835, LB 908, LB 1040, LB 1210, LB 1227 and LB 1282.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

Communications

Words are inadequate to express our feelings of appreciation for the kindness you have shown at this difficult time. The flowers were lovely.

Thank you for your comforting friendship.

Gratefully,

(Signed) The Hugo Srb family

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period April 25, 1969, through May 8, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Ray L. Tankersley, Lincoln, W. E. "Bud" Mays
Verne Moore, Jr., Omaha, East Omaha Drainage District
Robert Garey, Hastings, Nebraska Cheese Association
David D. Tews, Lincoln, Crete Carrier Corporation

UNANIMOUS CONSENT—Order of the Day

Mr. Holmquist asked unanimous consent to take up the underlined bills on General File. No objections. So ordered.

Members' Birthday

Mr. Wallwey announced that May 10th is Mr. Kokes' and Mr. Wylie's birthday. The members sang Happy Birthday to them.

NOTICE OF COMMITTEE HEARINGS

Urban Affairs

LB 1392	Wednesday, May 21, 1969	1:00 p.m.
LB 1396	Wednesday, May 21, 1969	1:00 p.m.

(Signed) Bill K. Bloom, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 436. Replaced on Select File as amended.

E and R amendments to LB 436:

1. In section 1, line 13, insert ", and amendments thereto" after "1943".

2. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT relating to civil procedure; to provide for attorney's fees on appeal when a judgment or award has been secured against a political subdivision; and to provide exceptions.".

LEGISLATIVE BILL 345. Placed on Select File as amended.

E and R amendments to LB 345:

1. In section 2, insert "and" after the comma in lines 55 and 63, and at the end of line 56; in line 86, strike "; for example," and insert ", such as"; in line 109, strike "subsection" and insert "subdivision"; and in line 128, strike the first "seeds" and insert "seed".

2. Strike standing committee amendments to section 3, line 42, line 126, and lines 165 and 166.

3. In section 3, line 28, strike "said" and insert "such"; in line 90, insert "and" after the semicolon; both places in lines 115, 153, 170, and 190, strike "said" and insert "such"; strike lines 122 and 123 and insert "background. Under such heading, in type no larger than the heading, the information required by subdivisions (c) to (j) of this subdivision shall be shown;"; in line 161, strike the comma and insert a colon; supply paragraphing to the subdivisions in lines 161 to 166, capitalizing the first word of each thereof; strike the second comma in lines 162 and 163, and insert a semicolon; and in line 177, strike "identifications" and insert "identification".

4. In section 4, line 6, insert "of this act" after "3"; in line 50, strike "thereunder" and insert "under this act"; and in line 60, insert "of" after "lot".

5. In lieu of standing committee amendment 4, in section 4, lines 64 and 66, redesignate subdivisions (e) and (f) as subdivisions "(f)" and "(g)" respectively.

6. In section 5, line 6, strike "said" and insert "the".

7. In section 6, line 8, strike "said" and insert "such"; in line 12, strike "and" and insert "or"; and at the end of line 17 insert "the".

8. In section 7, line 10, strike "said" and insert "such"; in line 15, strike ", and" and insert "and,"; in line 46, strike the first "the" and insert "this"; in lines 46 and 55, strike "thereunder" and insert "under this act"; in line 57, insert "the" after "of"; in lines 61 and 62 and line 70, strike "paragraph" and insert "subdivision"; in line 63 strike "said" and insert "such"; and in line 80, strike the semicolon and insert a comma.

9. In section 8, line 7, strike "of said seed" and insert "thereof"; in line 11, strike "said" and insert "the"; and in line 13, strike "said" and insert "the".

10. In section 9, line 6, strike "said" and insert "such".

11. In section 10, line 18, strike the comma; in line 23, strike "herein provided" and insert "provided in this section"; and in line 28, insert a comma after "officer".

LEGISLATIVE BILL 576. Placed on Select File as amended.

E and R amendments to LB 576:

1. In the Carpenter amendment, line 2, strike "and show the same as stricken"; strike line 5 and insert "*Chapter 72, article 14.*"; and in line 13, strike the period and insert a period at the end of the line.

2. In the title, strike lines 4 and 5 and insert "Commission; to provide for location of the commission in Lincoln as prescribed; and to repeal the".

LEGISLATIVE BILL 406. Correctly re-engrossed.

LEGISLATIVE BILL 615. Correctly engrossed.

LEGISLATIVE BILL 762. Correctly engrossed.

LEGISLATIVE BILL 1174. Correctly engrossed.

LEGISLATIVE BILL 1178. Correctly engrossed.

LEGISLATIVE BILL 1365. Correctly engrossed.

LEGISLATIVE BILL 244. Correctly enrolled.

LEGISLATIVE BILL 477. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Presented to the Governor

Presented to the Governor for approval on May 9, 1969 at 8:50 a.m.: LB 84 LB 1262 LB 1272 LB 1273 LB 1293.

(Signed) Neila Pierce
Assistant Enrolling Clerk

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 1274. Indefinitely postponed.

LEGISLATIVE BILL 1275. Indefinitely postponed.

LEGISLATIVE BILL 1284. Indefinitely postponed.

LEGISLATIVE BILL 1287. Indefinitely postponed.

LEGISLATIVE BILL 993. Placed on General File.

(Signed) J. W. Burbach, Chairman

Judiciary

LEGISLATIVE RESOLUTION 39. Indefinitely postponed.

LEGISLATIVE BILL 1091. Indefinitely postponed.

LEGISLATIVE BILL 639. Placed on General File.

(Signed) Fred W. Carstens, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 244, LB 477

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 801.

A BILL FOR AN ACT to amend section 23-209, Reissue Revised Statutes of Nebraska, 1943, and section 23-276, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 163, Eightieth Session, Nebraska State Legislature, 1969, relating to county government; to authorize county boards of supervisors to establish and change township boundaries as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Adamson
Budd
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Luedtke
Marvel
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 2:

Burbach
Nore

Not voting, 14:

Batchelder
Bloom
Clark
Johnson
Klaver
Knight
Kokes
Kremer
Mahoney
Moylan
Schmit
Skarda
Wallwey
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 44. Re: Department of Public Safety Inspections.

Introduced by the Committee on Public Works, Rick Budd, 2nd District, Chairman; Leslie A. Stull, 49th District; C. W. Holmquist, 16th District; Irving F. Wiltse, 1st District; Edward R. Danner, 11th District and C. F. Moulton, 8th District.

WHEREAS, the Department of Labor is charged with the duty of making certain inspections; and

WHEREAS, the State Railway Commission is charged with the duty of making certain inspections; and

WHEREAS, the Department of Agriculture is charged with the duty of making certain inspections; and

WHEREAS, the office of the Tax Commission has duties of inspection under the motor vehicle fuel laws; and

WHEREAS, the Department of Roads inspects weights of vehicles on highways; and

WHEREAS, many states have a Department of Public Safety, in which the inspections that are now being made as set forth herein, are made by such a department; and

WHEREAS, many of these inspections relate to safe measures and could be accomplished by combining such inspections under one department, which could include the State Patrol, Motor Vehicle Department, Accident Record Bureau, and the office of State Fire Marshal, and thus avoid duplicating the expenses of inspectors.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Legislative Council appoint a committee to investigate and study the feasibility of establishing the inspections of the various departments under one department to reduce expenses. The committee shall make its findings and recommendations to the next regular session of the Legislature with any legislation necessary to accomplish this purpose.

Referred to the Executive Board of the Legislative Council.

BILL ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1398. By William F. Swanson, 27th District at the request of the Governor.

A BILL FOR AN ACT relating to the Nebraska State Planning Act; to state a purpose; to create a State Office of Planning and Programing; to provide for officers of the State Office of Planning and Programing as prescribed; to provide powers and duties for the State Office of Planning and Programing; to amend sections 81-1203, 81-1204, and 81-1209, Revised Statutes Supplement, 1967; to transfer certain records as prescribed; to provide an operative date; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1399. By William F. Swanson, 27th District at the request of the Governor.

A BILL FOR AN ACT to amend sections 18-2102.01, 81-1201, 81-1203, 81-1204, 81-1206, 81-1208, Revised Statutes Supplement, 1967, relating to community development; to authorize cities of the first and second class and villages to secure services for urban renewal authorities through the Department of Economic Development; to extend the duties of the Department of Economic Development; to provide an operative date; to repeal the original sections; and to declare an emergency.

SELECT FILE

LEGISLATIVE BILL 893. Laid over at the request of Mrs. Orme.

LEGISLATIVE BILL 428. E and R amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 370. E and R amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 874. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 732. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 89. E and R amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 768. Advanced to E and R for engrossment.

LEGISLATIVE BILL 661. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 873. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Bracketed at the request of Mr. Ziebarth.

LEGISLATIVE BILL 803. Advanced to E and R for engrossment.

LEGISLATIVE BILL 985. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1035. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1309. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 813. E and R amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1285. Reading waived. Explained.

Mr. Simpson offered the following amendment:

The receiving and holding of deposits, cashing of checks, and buying, selling or holding bonds of indebtedness of any public power district of this State by a financial institution, or any one or more of such activities, shall not be considered a contract under the provision of this section.

Amendment pending.

Laid over at the request of Mr. Budd.

Mr. Simpson presiding.

LEGISLATIVE BILL 1015. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 886. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 887. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-sixth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 897. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-sixth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 222. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Mr. Danner offered the following amendment, which was adopted.

Add the emergency clause.

Mr. Luedtke asked unanimous consent to add the name of Mrs. Fern Hubbard Orme to LB 222. No objections. So ordered.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 362. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays, and 22 not voting.

LEGISLATIVE BILL 623. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 785. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 787. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 788. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 925. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Advanced to E and R for review with 24 ayes, 1 nay and 24 not voting.

LEGISLATIVE BILL 956. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1238. Reading waived. Explained.

Mr. Carstens offered the following amendment, which was adopted:

1. Amend section 10, by striking lines 8 to 43 and inserting the following:

"(2) Within thirty days from the date of the final order the appellant may file a transcribed copy of the testimony if any were made and the evidence including exhibits, taken before the Director of Insurance.

(3) After the filing of the transcript of evidence if any be made a judge of the district court shall proceed to hear the matter de novo and the arguments of counsel on the contentions raised in such petition and shall render judgment thereon according to the form of law; *Provided,* that the order of the Director of Insurance shall be set aside only upon the grounds that (a) the director acted without or in excess of his powers, (b) the order was procured by fraud, or (c) the findings of fact by the director do not support the order.

(4) If the appellant shall fail to have his petition filed within twenty days next following the rendition of the order of the Director of Insurance, the court is authorized to dismiss the appeal at the cost of the appellant. If the appellant shall appeal from any judgment rendered against him and after having filed his petition and caused such an appeal to be docketed according to the provisions of this act shall neglect to prosecute to final judgment, the appellant shall become nonsuited; and it shall be the duty of the court to dismiss the suit and to charge him for costs of the suit."

2. Amend section 11 of the bill by striking lines 4 to 16 and inserting "at law.".

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 957. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Advanced to E and R for review with 20 ayes, 1 nay and 28 not voting.

LEGISLATIVE BILL 1004. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 1 nay and 23 not voting.

LEGISLATIVE BILL 384. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 695. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 1 nay and 22 not voting.

LEGISLATIVE BILL 66. Reading waived. Explained.

Mr. Pedersen offered the following amendment, which was adopted:

In standing committee amendment 1, strike
"or the acting Chancellor" and insert *"or his designee"*.

Mr. Harsh offered the following amendment, which was adopted:

1. In Standing Committee amendment 2, strike numbered lines 51 to 58, and insert the following:

"(9) To review, or cause to be reviewed by a person designated by the commission, descriptive program materials for all programs presented on the network, prior to broadcast, to insure that the programs are suitable for viewing. Such suitability shall be determined by evaluating the content of the descriptive program materials, and screening the programs if necessary, as to their educational value and whether they enhance the cultural appreciation of the viewer and not appeal to his prurient interest.".

The Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted as amended.

Mr. Pedersen moved to reconsider action on the Harsh amendment.

The motion lost with 16 ayes, 12 nays and 21 not voting.

Mr. Pedersen asked unanimous consent to reconsider the Harsh amendment.

Mr. Syas objected.

Laid over at the request of Mr. Pedersen.

LEGISLATIVE BILL 935. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 961. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

MOTION—Introduce Bill

Mr. Budd moved the introduction of a new bill by the Committee of Public Works.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1400. By Committee on Public Works, Rick Budd, 2nd District, Chairman; Leslie A. Stull, 49th District; C. W. Holmquist, 16th District; Irving F. Wiltse, 1st District; Edward R. Danner, 11th District and C. F. Moulton, 8th District.

A BILL FOR AN ACT to amend section 60-410, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicle operator's licenses; to provide an exemption; and to repeal the original section.

Members Excused

Messrs. Robinson and Kremer asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 662. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

UNANIMOUS CONSENT—Change of Order

Mr Danner asked unanimous consent to consider LB 1043 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1043. Reading waived. Explained.

Mr. Harsh offered the following amendment, which was adopted:

Amend LB 1043, lines 5 and 6 by striking "five weeks of".

NOTICE OF COMMITTEE HEARINGS

Budget

LB 65	Thursday, May 15, 1969	2:00 p.m.

(Signed) Richard D. Marvel, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1394	Budget
1396	Urban Affairs
1397	Education

(Signed) Jerome Warner, Speaker

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 619. Indefinitely postponed.

(Signed) Richard D. Marvel, Chairman

Revenue

LEGISLATIVE BILL 157. Indefinitely postponed.

LEGISLATIVE BILL 179. Indefinitely postponed.

LEGISLATIVE BILL 243. Indefinitely postponed.

LEGISLATIVE BILL 404. Indefinitely postponed.

LEGISLATIVE BILL 896. Indefinitely postponed.

LEGISLATIVE BILL 1016. Indefinitely postponed.

LEGISLATIVE BILL 1072. Placed on General File.

LEGISLATIVE BILL 290. Placed on General File.

LEGISLATIVE BILL 1068. Placed on General File.

LEGISLATIVE BILL 1224. Placed on General File as amended.

Standing Committee amendments to LB 1224:

1. In the bill add a new section 2 to read as follows:

"Sec. 2. That section 9-112, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

9-112. Bingo may be conducted jontly by any two or more licensees, one of whom shall be designated as in charge. The license of each such licensee shall be conspicuously displayed at the place where bingo is conducted at all times during the conduct thereof. No licensee shall conduct bingo jointly with any person or association not licensed under section 9-105.".

2. Renumber original sections 2 and 3 as sections 3 and 4 respectively.

3. In renumbered section 4, strike the new matter in lines 20 to 23 and insert *"In computing the seven hundred fifty dollars limitation per licensee per session, all cash and merchandise given for winning a bingo, winning a drawing or any participation in a lottery activity, participating in a love thy neighbor or other prize sharing, and a jackpot shall be included in computation of the limitation."*.

4. In the bill add two new sections to read as follows:

"Sec. 5. That section 9-117, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

9-117. The licensee shall submit a written report to the clerk or clerks from whom the permits required by section 9-115 were received *and to the Tax Commissioner.* The report shall cover the preceding calendar quarter and shall be due on or before the ~~tenth~~ *thirtieth* day of the immediately suceeding quarter. *If the final filing date falls on a Saturday, Sunday, or legal holiday, the next secular or business day shall be the final filing date. Such reports shall be considered filed on time if mailed in an envelope properly addressed to the Tax Commissioner that have been revoked, but he shall not issue a new Provided, that for good cause, the Tax Commissioner may grant reasonable extensions of time for filing, but not to exceed ten days in the aggregate for any one return.* The report shall include a detailed financial statement of each separate session of bingo conducted under the *Commissioner a fee of twenty-five dollars for the renewal* prescribed in section 9-116 and which will permit a determination of whether section 9-113 and section 9-114 have been complied with. At the same time such report is submitted, any tax due shall also be remitted *as provided in section 9-113.* Any person submitting a false report shall be punished as provided in section 9-122.

Sec. 6. *Whenever a licensee fails to comply with any of the provisions of sections 9-101 to 9-122, or with any rules or regulations of the Tax Commissioner relating to bingo, the Tax Commissioner upon hearing, after giving the licensee ten days' notice in writing specifying the time and place of hearing and requiring the licensee to show cause why his license should not be revoked, may revoke or suspend such license. The Tax Commissioner shall give to the licensee written notice of the suspension or revocation of the license. The notice may be served personally or by mail. The Tax Commissioner shall have the power to restore licenses that have been revoked, but he shall not issue a new license after the revocation of a license unless he is satisfied that the former licensee will comply with the provisions of sections 9-101 to 9-122, and the regulations of the Tax Commissioner. A licensee whose license has been previously suspended or revoked shall pay the Tax Commissioner a fee of twenty-five dollars for the renewal or issuance of a license in the event of a first revocation, and fifty dollars for renewal after each successive revocation. Appeal from the action of the Tax Commissioner shall be in the district court where the licensee is located.".*

5. Renumber original section 4 as section 7.

6. In renumbered section 7, line 1 strike "9-113 and 9-114" and insert "9-112, 9-113, 9-114, and 9-117".

7. Add a new section 8 to read as follows:

"Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) J. W. Burbach, Chairman

Public Works

LEGISLATIVE BILL 429. Placed on General File.

LEGISLATIVE BILL 659. Placed on General File.

LEGISLATIVE BILL 658. Indefinitely postponed.

LEGISLATIVE BILL 697. Indefinitely postponed.

(Signed) Rick Budd, Chairman

Education

LEGISLATIVE BILL 920. Indefinitely postponed.

LEGISLATIVE BILL 1022. Indefinitely postponed.

LEGISLATIVE BILL 1088. Placed on General File.

LEGISLATIVE BILL 1097. Placed on General File as amended.

Standing Committee amendments to LB 1097:

1. In section 2, line 1, after "The" insert "prepared"; and in line 7 strike "meeting" and insert "public hearing".

2. In section 3, strike lines 3 to 9, and insert "the close of each annual meeting of the board a brief report of the yearly activities of the board, which shall include the amount of revenue received and expenditures itemized by categories. This publication shall be for one time in a newspaper of general circulation distributed in each county in the unit. A copy of the report shall be furnished to each school district in the unit.".

3. Add 2 new sections to read as follows:

"Sec. 4. A complete and comprehensive annual audit of the books, accounts, records and affairs of each educational service unit shall be made by the direction and under the supervision of the Auditor of

Public Accounts. Such audit shall be conducted in the same manner as audits of county officers.

Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1377. Placed on General File as amended.

Standing Committee amendment to LB 1377:

1. Strike original section 1 and in lieu thereof insert:

"Section 1. After September 1, 1969, no new school district, except a Class VI district providing instruction in grades seven through twelve, shall be created unless such district provides instruction in kindergarten through grade twelve.

Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Lester Harsh, Chairman

Judiciary

LEGISLATIVE BILL 351. Indefinitely postponed.

LEGISLATIVE BILL 371. Indefinitely postponed.

LEGISLATIVE BILL 864. Placed on General File.

LEGISLATIVE BILL 1037. Placed on General File as amended.

Standing Committee amendment to LB 1037:

1. Amend section 1, line 6 "*or subsequent marriage*" after "*second*", and line 7 and 8 by striking "*and where the property is not disproportionate*" and inserting "*, or where either spouse has been married previously and the other spouse has not been previously married*".

LEGISLATIVE BILL 1075. Placed on General File as amended.

Standing Committee amendments to LB 1075:

1. Amend the bill by striking sections 1 to 5 and inserting the following:

"Section 1. For the purposes of this act, unless the context otherwise requires: Contractor shall include any person, partnership, or corporation who acts in the capacity of a prime contractor, subcontractor, or supplier for the construction of improvements on real property.

Sec. 2. Any person, partnership, or corporation lending money for the purpose of financing the construction of improvements on real property, to be secured by a mortgage filed of record before the disbursement of any proceeds under such loan, is hereby required to apply the loan proceeds to the payment of lawful claims for labor and material furnished for such improvement upon certification from the borrower and borrower's contractor.

Sec. 3. Nothing in this act shall in any way affect the validity of the mortgage rights of the lender as provided for in section 76-238.01, Reissue Revised Statutes of Nebraska, 1943, or the lien rights of such lender.

Sec. 4. It shall be the duty of the lender to notify the owner of the amount of the indebtedness against the property while any construction of improvement on real property is being made as well as when the improvements have been completed.

Sec. 5. Any person, partnership, or corporation, the members of any partnership, or the officers of any corporation, violating the provisions of this act, shall be guilty of a misdemeanor, and shall upon conviction thereof, be punished by a fine of not less than one hundred dollars nor more than one thousand dollars, or by imprisonment in the county jail for not more than six months, or by both such fine and imprisonment.".

LEGISLATIVE BILL 1269. Placed on General File as amended.

Standing Committee amendment to LB 1269:

1. In section 1, line 42, strike "one" and insert "~~one~~ *two*", lines 43 to 45, strike the new matter, and line 46 strike "one dollar" and insert "~~one dollar~~ *two dollars*".

LEGISLATIVE BILL 1348. Placed on General File.

LEGISLATIVE BILL 1379. Placed on General File.

(Signed) Fred W. Carstens, Chairman

Visitors

Mr. Wenzlaff introduced 41 seniors, sponsors, Mr. Parsons and Mr. Fisher and Superintendent, Mr. Mieth of Hebron High School.

Mr. Nore introduced 25—6th, 7th and 8th grade students, teacher, Mrs. Peter Badje and eleven mothers from District 84, Platte Center, Nebraska.

Mr. Wenzlaff introduced 19—3rd and 4th grade students, teacher, Mrs. Fisher and 10 mothers from the Ohiowa Public School.

Mr. Holmquist introduced 21—7th and 8th grade students, teachers, Mrs. Zieg, Mr. Monshan and Mr. Lamar of the Macy Public School, Macy.

Mr. Wenzlaff introduced 25—6th grade students, teacher Mrs. Bandemer of the Schickley Public School and sponsor, Mrs. Biegert, who is the Democratic State Chairman.

Mr. Danner introduced 27 students, teacher, Joan Hornung, from R. M. Marrs Jr. High, Omaha.

Mr. Danner introduced 40—4th grade students, teachers Mrs. Hedlund and Mrs. Beason and 5 parents from the Saratoga School, Omaha.

Mr. Adamson introduced 23—8th grade students, teacher, Mr. Wayne Fields, two sponsors and the bus driver from Bassett Public School, Bassett.

Mrs. Craft introduced Mr. William H. Patterson, student of the University of Nebraska.

Mr. Proud introduced 57—8th grade students and teachers from Millard Jr. High School.

Mr. Kennedy introduced 22—7th and 8th grade students, teacher, Charles Brockmann and 4 sponsors from Zion Lutheran School, Pierce.

Mr. Budd introduced 35—8th grade students and sponsor, Beverly Stoehr of the Louisville Public School.

Mr. Wallwey introduced 66—7th and 8th grade students, County Superintendent, Paul Peterson and 10 teachers of the Dakota and Dixon Counties Class 1 School.

Mr. Schreurs introduced 13—3rd and 4th grade students, teacher, Sister Winifred Meier and 2 sponsors of St. Joseph's School, York.

Adjournment

At 12:07 p.m., on a motion by Mr. Wallwey, the Legislature adjourned until 9:00 a.m., Monday, May 12, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTY-SEVENTH DAY

Legislative Chamber, Lincoln ,Nebraska
Monday, May 12, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m. ,President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal God, at the outset of this new day may our decisions, our deeds, and our actions have integrity. Although our motives often become cloudy during the course of a day, may we strive to do the right so they may be transparent and in the right. May we be generous in our judgments of others and as concerned about their views as our own, so we may have objectivity in crucial issues. Guide us that we may face knotty problems with courage. And may our diverse views finally culminate in the best possible program, in the light of our available resources, for all the people in our State. In our Master's name. Amen.

The roll was called and all members were present except Messrs. Bloom, Clark, Danner, Johnson, Klaver, Mahoney, Moylan, Proud, Simpson and Skarda, who were excused.

Corrections for the Journal

Page 1910, line 38, delete "(3)" and insert "(e)".
Page 1918, line 10, delete "78" and insert "785".
Page 1922, line 20, delete "1395—Committee" and insert "1394—Budget".

The Journal for the Eighty-sixth Day was approved as corrected.

Communications

Communication regarding discontinuance of Trains Nos. 42 and 43 between Omaha, Nebraska and Billings, Montana.

Letter of appreciation from the Talton E. Clark family.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 435. Replaced on Select File as amended.

E and R amendments to LB 435:

1. In line 3 of sections 1 to 10 and sections 12 to 26, strike the period following the section number and show the same as stricken.

2. In section 11, line 3, strike "16-822." and insert "~~16-822.~~".

3. In section 1, line 3, strike "*This*" and insert "*Sections 1 to 26 of this*".

4. In section 2, line 3, insert "*sections 1 to 26 of*" before "*this*".

5. In the Kennedy amendment 2, line 5, insert "*sections 1 to 26 of*" before "*this*".

6. In the Elrod amendment 1, line 3, insert "*sections 1 to 26 of*" before "*this*".

7. In section 4, line 5, insert "*sections 1 to 26 of*" before "*this*".

8. In the Kennedy amendment 4, insert "and 5" at the end of line 2; and in line 4, insert "*sections 1 to 26 of*" before "*this*".

9. In section 6, line 4, insert "*sections 1 to 26 of*" before "*this*".

10. In the Kennedy amendment 6, line 4, insert "*sections 1 to 26 of*" before "*this*".

11. In section 8, line 4, and section 9, line 7, insert "*sections 1 to 26 of*" before "*this*".

12. In section 9, line 3, and section 10, line 3, strike "*This*" and insert "*Sections 1 to 26 of this*".

13. In section 9, line 7, insert an underscored comma after "*act*".

14. In section 11, line 4, insert "*or second*" after "first"; in line 5, strike "*or second*"; in line 13, insert "*sections 1 to 26 of*" before "*this*"; in line 20, strike "vehicle" and insert "~~vehicles~~ *vehicle*"; in line 34,

strike "section" and insert "sections" as in the statutes; and in line 36, strike the comma and show the same as stricken.

15. In the Elrod amendment 4, lines 3 and 5, insert "*sections 1 to 26 of*" before "*this*".

16. In section 12, line 5, insert "*sections 1 to 26 of.*" before "*this*".

17. In section 14, line 27, strike "first-class *or second-class*" and insert "~~first class~~".

18. In section 16, strike the semicolons in lines 7 to 10 and the first semicolon in line 11, showing the same as stricken, and insert an underscored comma; and in line 37, strike "by" and insert "be" as in the statutes.

19. In the Elrod amendment 9, line 4, insert "*sections 1 to 26 of*" before "*this*"; in lines 34 and 35, strike "*note in any case is*" and insert "*notes in any case are*"; in line 37, strike "*said*" and insert "*such*"; and in line 40, strike "*revenues*" and insert "*revenue*".

20. In the Elrod amendment 10, line 2, insert a semicolon before "in"; and in line 13, strike "30" and insert "31".

21. In the Kennedy amendment 9, line 4, insert "*sections 1 to 26 of*" before "*this*".

22. In section 23, line 8, section 24, line 4, and section 25, lines 4, 7, and 11, insert "*sections 1 to 26 of*" before "*this*".

23. In section 26, line 6, as amended, strike "first-class *or second-class*" and insert "~~*first class*~~".

24. In section 27, line 6, strike "presently owned" and insert "~~presently owned~~ *presently-owned*"; and in lines 12 and 25, strike "revenues" and insert "~~revenues~~ *revenue*".

25. In the title, strike lines 2 to 15 and insert:

"FOR AN ACT to amend section 16-803, Reissue Revised Statutes
of Nebraska, 1943, and sections 16-812, 16-813,
16-814, 16-815, 16-816, 16-817, 16-818, 16-819,
16-820, 16-821, 16-822, 16-823, 16-824, 16-825,
16-826, 16-827, 16-828, 16-829, 16-830, 16-831,
16-832, 16-833, 16-834, 16-835, 16-836, and
16-837, Revised Statutes Supplement, 1967; re-

lating to cities of the first class; to extend provisions of the Off-Street Parking District Act to cities of the second class; to change provisions for formation and financing of districts; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1305. Placed on Select File as amended.

E and R amendments to LB 1305:

1. The substance thereof being incorporated into section 2, strike the standing committee amendment to section 1, line 7 and the Burbach amendment thereto.

2. In section 1, line 10, strike "Chapter" and insert "Article".

3. In section 2, line 9, strike "Defense and Interstate" and insert "Interstate and Defense".

4. In the title, lines 2 and 3, strike "revenue"; and at the end of line 3, insert "to appropriate the proceeds thereof; to establish a priority;".

LEGISLATIVE BILL 188. Correctly re-engrossed.

LEGISLATIVE BILL 370. Correctly engrossed.

LEGISLATIVE BILL 732. Correctly engrossed.

LEGISLATIVE BILL 874. Correctly engrossed.

LEGISLATIVE BILL 801. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 801

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 772. Placed on General File.

LEGISLATIVE BILL 901. Indefinitely postponed.

(Signed) Rick Budd, Chairman

Revenue

LEGISLATIVE BILL 67. Indefinitely postponed.

LEGISLATIVE BILL 82. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 1033. Placed on General File as amended.

Standing Committee amendment to LB 1033:

1. Strike sections 1 through 8 and insert the following:

"Section 1. The city council of all cities and villages, within the corporate limits and three miles thereof, shall have power by ordinance to define, regulate, suppress, and prevent discrimination on the basis of race, color, creed, religion, ancestry or national origin in the rental, lease, sale or exchange, of real property, in employment, and in public accommodations, and provide for the enforcement of such ordinances by providing appropriate penalties for the violation thereof.".

LEGISLATIVE BILL 1334. Placed on General File as amended.

Standing Committee amendment to LB 1334:

1. In section 2, strike lines 3 to 34 and insert:

"41-106. It shall be unlawful for any person, firm or corporation ~~by himself or as the officer, servant, agent or employee of any person, firm or corporation to operate or use or display for use an automatic lunch or sandwich vending machine which is used or intended for the sale of lunches or sandwiches, where compensation is derived, unless written application for permission so to do shall be made to the Department of Agriculture for a registration permit giving the number of automatic machines and where located.~~ Upon ~~payment of the registration fee of two dollars for each automatic vending machine, the department shall issue a concession registration permit to such applicant covering each vending machine, and shall at the same time issue a metal tag which shall be numbered con-~~

~~secutively, and which shall bear the year for which the permit is valid. The tag shall be displayed on the front of the automatic vending machine. Any person who shall deface or wrongfully remove such tag shall upon conviction thereof be deemed guilty of a misdemeanor and shall be punished as hereinafter provided. Absence of the permit tag shall be prima facie evidence that the automatic vending machine is being operated contrary to law. No permit shall be issued until the annual fee of two dollars shall have been paid to the department for each automatic vending machine operated or used for the sale of lunches and sandwiches. All fees collected shall be deposited into the state treasury and by the State Treasurer credited to the General Fund. Any person desiring to secure said permit shall make written application therefor upon blanks to be furnished by the department. The department may withhold or revoke any permit for cause~~ *to engage in the business of operating, using, or displaying for use, automatic vending machines for dispensing articles used for food, drink, confectionary or condiment, either simple, mixed or compound, without first obtaining a license from the Department of Agriculture. Application for a license shall be made upon forms prescribed and furnished by the department for that purpose and shall be accompanied by a license fee of fifty dollars. All licenses shall expire June 30 of each succeeding year and may be renewed upon payment of the license fee. A licensee shall display in a conspicuous place upon each machine his name and address. Any machine found to be in use, operation or display for use which fails to bear the name and address as prescribed, shall be seized and removed to storage. The department shall not be responsible for damage to contents or to the machine which may be occasioned by seizure and storage. The licensee may claim a machine from storage upon proof of ownership and payment of all charges for transit and storage; Provided, that any machine which is not claimed shall be sold in the same manner as the disposal of surplus state property following a period of ninety days in storage. Nothing contained herein shall prevent the director from placing a warning notice upon such machine in lieu of seizure of same when he believes that the public interest will be best served by a notice of warning attached to the machine found improperly identified. All license fees and money obtained by sale of a machine in storage following ninety days, shall be deposited in the state treasury and by the*

State Treasurer credited to the General Fund. The director may revoke or suspend any license for cause following hearing in accordance with sections 84-901 to 84-927.".

LEGISLATIVE BILL 1336. Placed on General File.

LEGISLATIVE BILL 1380. Placed on General File.

(Signed) Harold D. Simpson, Vice Chairman

Education

LEGISLATIVE RESOLUTION 22. Placed on General File.

LEGISLATIVE BILL 1237. Indefinitely postponed.

LEGISLATIVE BILL 1271. Indefinitely postponed.

LEGISLATIVE BILL 1366. Placed on General File.

(Signed) Lester Harsh, Chairman

Government and Military Affairs

LEGISLATIVE BILL 1157. Indefinitely postponed.

LEGISLATIVE BILL 1159. Indefinitely postponed.

LEGISLATIVE BILL 1162. Indefinitely postponed.

LEGISLATIVE BILL 1163. Indefinitely postponed.

LEGISLATIVE BILL 1158. Placed on General File as amended.

Standing Committee amendments to LB 1158:

1. Amend the bill by striking sections 1 to 4 and inserting the following:

"Section 1. That section 81-8,106, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-8,106. Nothing in section 11 of this act shall interfere with, limit, or affect in any way the method of employing or advancing any employee by any agency, or division thereof, receiving funds from the government of the United States under laws or regulations of the United States which require the maintenance of a merit system or personnel plan by such agency or division as a condition for receiving funds from the government of the United States. ~~Such agencies, or division thereof, may set up such a merit system as may be necessary to comply with the laws or regulations of the government of the United States.~~ *The Joint Merit System shall remain in full force and effect until such time as the plan and rules promulgated under the provisions of sections 81-1301 to 81-1317, are approved by the appropriate federal agencies. Where there is no substantive objection founded on federal requirements for a merit system, the policies, rules and regulations, systems and procedures developed and promulgated by the State Personnel Service shall govern the activities of state agencies otherwise covered by the Joint Merit System. As soon as practicable after the federal agencies approve the plan and rules and at a time agreed upon between the State Personnel Board and Joint Merit System Council the powers, authority and jurisdiction now exercised and imposed by law upon the Joint Merit System Council will be transferred to and imposed upon the State Personnel Board. Simultaneously, personnel assigned to, office fixtures and equipment in the possession of, and records maintained by the Joint Merit System Council Office will be transferred to the State Personnel Office.*

Section 2. That section 81-8,107, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-8,107. In order to provide the necessary funds for the agencies or divisions of the state, which receive funds from the government of the United States under laws or regulations of the United States requiring the maintenance of a merit system or personnel plan for such agencies or divisions, to maintain a merit system or personnel plan as a condition for receiving federal funds, there is hereby established the Joint Merit System Revolving Fund. There is hereby appropriated from the General Fund of the state, not otherwise appropriated, the sum of ten thousand dollars, and the same shall be credited to such revolving fund. Disbursements from such fund shall be made upon vouchers approved by the director, and warrants issued thereon as provided by law. At the end of each three-months' period or other period arrived at by agreement, the fund shall be reimbursed by each of the participating agencies or divisions of the state for its share of the expense of administration of the merit system. The funds when collected, shall be remitted to the State Treasurer to reimburse and replenish the Joint Merit System Revolving Fund. Such agencies or divisions of the state that are required to use a merit system as a condition to receiving federal funds are hereby authorized to pay such expense out of such funds as are appropriated for their maintenance. A formula for determining the share of each agency or division of the state shall be prepared by the ~~participating agencies or divisions of the state~~ *Joint Merit System Council until such time as the powers, authority and jurisdiction of the Joint Merit System Council are transferred to the State Personnel Board in accordance with section 81-8,106.*

Sec. 3. That section 81-1301, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1301. The purposes of sections 81-1301 to 81-1317 are to:

(1) Promote economy and efficiency in state government through the selection, employment, and effective utilization of qualified persons in all departments and agencies of the state;

(2) Provide equal opportunity to qualified persons for employment on the basis of ability;

(3) Avoid salary competition among government departments and agencies to secure or retain the services of equally qualified employees for similar positions in the state's employ;

(4) Retain maximum authority and responsibility at the department and agency level for decisions to select or to terminate employees and for other facets of personnel management as may be consistent with ~~effective and uniform state personnel administration practices~~ *the rule making authority of the Personnel Director for the development of uniform state personnel administrative procedures*;

(5) Establish the necessary procedures to assure reasonably uniform and consistent personnel practices and provide a reliable basis for personnel cost projections and staffing patterns; and

(6) Establish uniform control over the description of and compensation for positions in all departments and

agencies so that position titles and duties have similar meanings throughout the state service and provide equal pay for persons holding similar positions in the state's service.

Sec. 4. That section 81-1303, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1303. There is hereby created a State Personnel Office to be headed by a Personnel Director. The Personnel Director shall be appointed for an indefinite term by the Governor subject to confirmation by the Legislature. The Personnel Director shall be subject to removal for cause following an opportunity for a public hearing. ~~Negligence or inefficiency in the performance of his duties, gross misconduct or conviction of any crime involving moral turpitude, conduct otherwise clearly contrary tot he best interests of the state or other physical or mental condition which results in unfitness of the Personnel Director to perform the duties of his position shall constitute cause for removal.~~

Sec. 5. That section 81-1306, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1306. The Personnel Director shall appoint all employees of the State Personnel Office*, except as otherwise provided by law,* and shall have authority to fix the position title and pay grade for such employees.

Sec. 6. That section 81-1307, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1307. The Personnel Director shall be responsible for ~~development of recommendations on personnel policy and for the administration of the State Personnel Office. The Personnel Director shall be responsible for development of specific administrative systems including~~ *the administration of the State Personnel Office. Subject to the review powers of the State Personnel Board, the Personnel Director shall be responsible for development of recommendations on personnel policy and for development of specific administrative systems and shall have the authority to make and enforce rules and regulations therewith. Specific administrative systems for which the Personnel Director is responsible shall include* but not be limited to the following:

(1) Employment Services:
(a) General employment policies and procedures;
(b) Position classification plans;

(c) Job descriptions;

(d) Job specifications;

(e) Salary or pay plans;

(f) Staffing patterns; and

(g) Recruiting, examination and certification of qualified applicants for employment and the maintenance of registers of qualified candidates for employment for all positions in state government;

(2) Personnel Records:

(a) A system of records and statistical reports containing general data on all employees, including current salary levels and such other information as may be required by the operating needs of state departments and agencies and the budget division of the Department of Administrative Services; and

(b) Standards for the development and maintenance of personnel records to be maintained within operating departments of the state government;

(3) Personnel Management:

(a) Minimum standards for evaluation of employee efficiency and a system of regular evaluation of employee performance;

(b) Administrative guidelines governing such matters as hours of work, promotions, transfers, demotions, probation, terminations and reductions in force, salary actions, and other such matters as may not be otherwise provided for by law;

(c) Administrative policies and general procedural instructions for use by all state agencies relating to such matters as employee benefits, vacation, sick leave, holidays, insurance, sickness and accident benefits and other employee benefits as the Legislature may from time to time prescribe; and

(d) A system of formally defined relationships between the State Personnel Office and departments and agencies to be covered by the state personnel system;

(4) Salary and Wage Survey:

(a) A current survey of prevailing salary and wage levels for positions comparable to those predominant in the departments and agencies of the state. Such survey shall be used to review the adequacy of current salary ranges for positions in the state government and shall be the basis for any revision of the state pay plan; and

(b) A survey of salary and wage rates for positions exempted from coverage by either the Joint Merit System Council or the state personnel service, including but not limited to the faculty and administrators of the state colleges and the University of Nebraska, exempted constitutional offices, and other positions compensation for which is fixed by law; and

(5) Payroll Certification and Staffing Patterns: The Personnel Director shall work with the budget division of the Department of Administrative Services in the provision of certified information or in the performance of work as necessary to assure the following:

(a) That payrolls of all departments and agencies of the state government consist of employees who have been authorized for those departments and agencies by the budget division of the Department of Administrative Services;

(b) That staffing patterns for each department and agency of state government conform with those authorized by the budget division;

(c) That revisions to staffing patterns of all state departments and agencies have been approved by the budget division;

(d) That each monthly or other payroll of each department and agency of state government is reviewed to assure that salary increases for any employee are in accordance with the approved state pay plan and that all classification actions affecting payrolls have been authorized by the budget division;

(e) That merit increases provided for any employee of the state are the result of positive action by the appropriate supervisor;

(f) That the state's pay plan, as enacted by the Legislature, together with such amendments as may occur, is explained in appropriate handbooks for employees of the state;

(g) That pay plans covering any position or positions exempted from the state personnel service are reviewed by the Personnel Director; and

(h) That comparative salary data is prepared biennially for all positions exempted from the state personnel service.

Sec. 7. That section 81-1308, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1308. ~~The Joint Merit System Council as provided by sections 81-8,106 and 81-8,107, provided for the development and administration of a personnel plan, rules, regulations and policies necessary to accommodate the requirements of the United States government in connection with federal requirements for agencies of the~~

~~state government in receipt of federal funds shall continue in existence as presently constituted, but where the Joint Merit System regulations conflict with policies, systems and procedure of the State Personnel Service, and where there shall be no substantive objection founded on federal requirements for a merit system, the policies, rules and regulations, systems and procedures developed and promulgated by the State Personnel Service shall govern.~~ *The relationship between the Joint Merit System and the State Personnel Service shall be as set out in sections 1 and 2 of this act.*

Sec. 8. That section 81-1316, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1316. ~~The following are exempted from the provisions of sections 81-1301 to 81-1317: (1) Governor, except as otherwise provided by sections 81-1301 to 81-1317; (2) Attorney General; (3) Auditor of Public Accounts; (4) district court reporters; (5) the district court probation system; (6) Clerk of the Supreme Court; (7) Reporter of the Supreme Court; (8) State Library; (9) Legislative Council; (10) Nebraska Commission on Intergovernmental Cooperation; (11) Lieutenant Governor; (12) State Railway Commission; (13) Secretary of State; (14) State Treasurer; (15) academic administrative, professional, and managerial personnel of the University of Nebraska and the state normal schools; and (16) Nebraska Workmen's Compensation Court.~~ *The following are exempted from the provisions of sections 81-1301 to 81-1317: (1) Any person or persons exempted from coverage by the provisions of the Constitution of the State of Nebraska; (2) any elected official of the State of Nebraska; (3) academic, administrative, professional, and managerial personnel of the University of Nebraska and the state normal schools; (4) all personnel of all courts; Provided, that such exemption shall not extend to any position or positions within any agency or department headed by an officer exempted under the provisions of this section; and provided further, that all exemptions shall be reviewed on June 1, 1971.*

Sec. 9. *There is hereby created a State Personnel Board, which shall be composed of five members, not more than three of whom shall be members of the same political party, who shall be appointed by the Governor subject to confirmation by the Legislature. One of the original members shall be appointed for a term of one year, one for a term of two years, one for a term of three years,* *one for a term of four years, and one for a term of five years, as designated by the Governor in his original appointment, beginning from the effective date of this act. Their successors shall be appointed for terms of five years each, except that any individual chosen to fill a vacancy shall be appointed only for the unexpired term of the member whom he shall succeed.*

Employees of the State of Nebraska shall not be appointed as members of the State Personnel Board. No less than three of the members of the State Personnel Board shall be people who have had considerable experience in personnel work or labor relations work.

The duties of the State Personnel Board shall consist of the following:

(1) To hear appeals and grievances of all employees not elected or not appointed by the Governor;

(2) To review and counsel the statewide personnel operation;

(3) To approve administrative rules set by the personnel director;

(4) To report to the Governor and the Legislature at least biennially on the efficiency and effectiveness of the department; and

(5) To act in the capacity of Joint Merit System Council as provided by sections 81-8,106 and 81-8,107.

Sec. 10. *Appeal from the decision of the State Personnel Board shall be as provided by the State Administrative Procedure Act.*

Sec. 11. That original sections 81-8,106 and 81-8,107, Reissue Revised Statutes of Nebraska, 1943, and sections 81-1301, 81-1303, 81-1306, 81-1307, 81-1308, and 81-1316, Revised Statutes Supplement, 1967, are repealed.".

(Signed) Terry Carpenter, Chairman

Members Excused

Mr. Danner asked unanimous consent to be excused Tuesday, May 13, 1969. No objections. So ordered.

Mr. Budd asked unanimous consent to be excused Thursday, May 15, and Friday, May 16, 1969. No objections. So ordered.

Mr. Kremer asked unanimous consent to be excused Friday, May 16, 1969. No objections. So ordered.

Presentation

President Everroad presented Speaker Warner with a picture of his father, Charles Warner, former Lieutenant Governor.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1063. With emergency.

A BILL FOR AN ACT to amend section 79-435, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for the collection and disbursement of taxes by the county treasurer as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Adamson
Bloom
Clark
Danner
Johnson
Klaver
Mahoney
Moylan
Proud
Simpson
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

NOTICE OF COMMITTEE HEARINGS

Education

LB 1397 Monday, May 19, 1969 1:30 p.m.

(Signed) Lester Harsh, Chairman

SELECT FILE

LEGISLATIVE BILL 893. E and R amendment found in the Legislative Journal for the Eighty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 436. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 345. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Bracketed at the request of Mr. Duis.

MOTION—Suspend Rules

Mr. Wylie moved to suspend the rules and indefinitely postpone all bills that contain fiscal impact except the budget bills.

Mr. Carstens moved to amend the motion to exclude all his bills.

The Carstens motion prevailed with 17 ayes, 11 nays and 21 not voting.

Mr. Wylie asked unanimous consent to withdraw his motion. No objections. So ordered.

LEGISLATIVE BILL 576. E and R amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Bracketed at the request of Mr. Carpenter.

REFERENCE COMMITTEE REPORT

LB	Committee
1398	Government and Military Affairs
1399	Government and Military Affairs
1400	Public Works

(Signed) John E. Everroad,
Lieutenant Governor

Presented to the Governor

Presented to the Governor for approval on May 12, 1969 at 8:35 a.m.: LB 244 LB 477

(Signed) Ruth Bossard, Enrolling Clerk

Visitors

Mr. Waldo introduced 12 members of the Merry Mixer's Extension Club of Clatonia.

Mr. Adamson introduced Mr. Bill Cassel of Ainsworth.

Mr. Schmit introduced teacher, Mrs. Carl Harpin, 1 parent and 9 children from District 42, Wahoo.

Mr. Kremer introduced teacher, Ron Hoffman and 20 Juniors from Hampton High School, Hampton.

Mrs. Orme introduced the Ladies Auxiliary of the United Transportation Union.

Miss Reynolds introduced 23 students and teacher, Sister Lawrence Jean of the Saint Agnes School of Omaha.

Mr. Ziebarth introduced Ted Rinquest of Boulder, Colorado.

UNANIMOUS CONSENT—Change of Order

Mr. Pedersen asked unanimous consent to consider LB 66 on General File after LB 1043. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1043. Considered.

Advanced to E and R for review with 25 ayes, 1 nay and 23 not voting.

LEGISLATIVE BILL 66. Considered.

Mr. Pedersen offered the following amendment, which was adopted:

Amend the Harsh General File amendment to LB 66 by striking the words "*descriptive program materials for*" in lines 2 and 3, and the words "*descriptive materials*" on 6, and add a new sentence: "*However, when it is obvious from examining the descriptive program material that a program is suitable for viewing on the Nebraska network, no further review shall be required.*".

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 855. Reading waived. Explained.

Mr. Wylie offered the following amendments, which were adopted:

1. In section 1, line 7, strike *"and his family"*.

2. In section 1, line 15, strike *"and their families"*.

3. In section 3, lines 22 and 23, strike *"and the families of such persons"*.

4. In section 5, line 1, strike *"All"* and insert *"The state shall receive a portion of any payments received by a community-based facility pursuant to section 4 of this act in proportion to the state's contribution to the total cost of operation of such facility pursuant to section 3 of this act. The state's share of"*; and in lines 4 and 5 strike *"office of Mental Retardation Fund which is hereby created"* and insert *"General Fund"*.

Bracketed at the request of Mr. Carpenter.

LEGISLATIVE BILL 172. Considered.

Mr. Ziebarth offered the following amendment, which was adopted:

1. In new section 2, line 4, strike the comma; in line 5, strike *"shall"* and insert *", may"*; in lines 6 and 7 strike *"up to the age of twenty-one"* and insert *"five to twenty-one years of age"*; in lines 23 strike *"shall"* and insert *"may"*; strike lines 25 to 30; and in line 47 after *"county"* insert *"except that if the trainable mentally retarded child resides in a county which is not part of an educational service unit, the county shall pay the educational service unit's share"*.

Mr. Carpenter offered the following amendments, which were adopted:

1. In new section 2, in lines 45 and 46, strike *"and the educational service unit of residence shall each"* and insert *"shall"*.

2. In new section 3, line 9, after *"the"* insert *"resident"*; in line 10 strike *"or educational service unit"*.

3. In new section 4, line 7, reinstate "equal to"; and in lines 7 and 8 strike *"not to exceed"*.

4. In new section 5, lines 4 and 5, strike *"the educational service unit,"*; and strike lines 14 to 23.

Bracketed at the request of Mr. Carpenter.

Mr. Carpenter requested that LB 855 and LB 172 be bracketed on General File and request Mr. Marvel and the Fiscal Staff to get together with the Departments involved as to the consolidation of the bills and bring back a summary of the money involved and their recommendations. No objections. So ordered.

LEGISLATIVE BILL 862. Reading waived. Explained.

Mr. Pedersen offered the following amendment, which was adopted:

Amend LB 862 by inserting in line 13 of Section 2 by striking the period and inserting a comma and insert the following words: *"and also notify immediately the Director of the Department of Veterans Affairs."*.

Mr. Wylie offered the following amendment, which was adopted:

In Sec. 2, line 50, strike the new matter and reinstate the old matter.

Advanced to E and R for review with 20 ayes, 3 nays and 26 not voting.

LEGISLATIVE BILL 1002. Mr. Wallwey asked unanimous consent to bracket LB 1002 until LB 1071 has been considered.

Mr. Knight objected.

Mr. Wallwey moved to bracket the bill. The motion lost with 13 ayes, 18 nays and 18 not voting.

Standing Committee amendment found in the Legislative Journal for the Fifty-Third Day was adopted.

Advanced to E and R for review with 27 ayes, 2 nays and 20 not voting.

Members Excused

Mr. Batchelder asked unanimous consent to be excused Friday, May 16. No objections. So ordered.

Mr. Waldron asked unanimous consent to be excused Tuesday morning, May 13. No objections. So ordered.

Mr. Kokes asked unanimous consent to be excused Thursday and Friday, May 15 and 16. No objections. So ordered.

UNANIMOUS CONSENT—Return LB 244 to Final Reading

Mr. Adamson asked unanimous consent to return LB 244 to Final Reading for reconsideration.

No objections. So ordered.

Adjournment

At 11:57 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Tuesday, May 13, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 13, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty Father, in decisions before us which affect the lives of human beings, give us an equation between the telescopic and the microscopic view of life. May we endeavor to see issues in their minute details and also from a long-range perspective. May we not be absorbed in the tyranny of trifles and lose the meaning of the larger issues. Give us clear minds. May we not be submerged in indecisions which multiply our problems, divide our worth, add to our sleeplessness, and subtract from our value to the people of our State. In our Lord's name. Amen.

The roll was called and all members were present except Messrs. Bloom, Clark, Danner, Johnson, Klaver, Mahoney, Moylan, Simpson, Skarda and Waldron, who were excused.

Corrections for the Journal

Page 1948, line 3, correct spelling of "exceed".

The Journal for the Eighty-seventh Day was approved as corrected.

Messages from the Governor

May 12, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 9, 1969 I approved LB 84, LB 1262, LB 1272 and LB 1273.

Respectfully,
(Signed) Norbert T. Tiemann,
Governor

NTT:sjs

May 12, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 12, 1969 I approved LB 477 and LB 1293.

Respectfully,
(Signed) Norbert T. Tiemann,
Governor

NTT:sjs

Members Excused

Messrs. Kennedy and Ziebarth asked unanimous consent to be excused after Select File. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Retirement

LB 452	Monday, May 19, 1969	1:00 p.m.
LB 790	Monday, May 19, 1969	1:00 p.m.
LB 793	Monday, May 19, 1969	1:00 p.m.
LB 802	Monday, May 19, 1969	1:00 p.m.
LB 825	Monday, May 19, 1969	1:00 p.m.
LB 848	Monday, May 19, 1969	1:00 p.m.
LB 878	Monday, May 19, 1969	1:00 p.m.
LB 880	Monday, May 19, 1969	1:00 p.m.
LB 1228	Monday, May 19, 1969	1:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Public Health and Welfare

LB 1390	Tuesday, May 20, 1969	1:00 p.m.
LB 1391	Tuesday, May 20, 1969	1:00 p.m.

(Signed) Elmer Wallwey, Chairman

UNANIMOUS CONSENT—Order of the Day

Mr. Carpenter asked unanimous consent that when we recess this noon we recess until 2:00 p.m. and take underlined bills on General File this afternoon. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1015. Placed on Select File as amended.

E and R amendments to LB 1015:

1. In section 1, line 13, strike "one year" and insert "one-year".

2. In the title, insert "a" at the end of line 2.

LEGISLATIVE BILL 886. Placed on Select File.

LEGISLATIVE BILL 887. Placed on Select File as amended.

E and R amendments to LB 887:

1. In section 1, line 24, strike "of Chiropractors" and insert "~~of Chiropractors~~ *in Chiropractic*".

2. In section 3, insert a comma after "effect" in line 2 and "approval" in line 3.

3. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 897. Placed on Select File as amended.

E and R amendments to LB 897:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 6, Legislative Bill 338, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in section 1, line 14, strike "fifty dollars" and insert "one hundred dollars and this may be adjusted by the Department of Health upon recommendation of the Board of Examiners in Medicine and Surgery to cover necessary expenses".

2. In Section 3, insert a comma after "effect" in line 2 and "approval" in line 3.

3. In the title, line 5, strike the second "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 222. Placed on Select File as amended.

E and R amendments to LB 222:

1. In section 4, line 2, strike "of such" and insert "any of the".

2. Add a new section to read as follows:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT relating to crimes and punishments; to make certain acts unlawful; to provide exceptions; to provide penalties; and to declare an emergency.".

LEGISLATIVE BILL 362. Placed on Select File as amended.

E and R amendment to LB 362:

1. In the title, strike lines 4 to 6 and insert "insurance; to provide an exception; to clarify a termination provision; and to repeal the original".

LEGISLATIVE BILL 623. Placed on Select File as amended.

E and R amendment to LB 623:

1. In section 1, line 31, strike "of the Department" and show the same as stricken.

LEGISLATIVE BILL 785. Placed on Select File as amended.

E and R amendments to LB 785:

1. In section 1, line 9, strike "last" and insert "~~last~~ *most recent*" and in line 10, insert "*for such office*".

2. In section 2, strike line 28 and insert "*29-1419,*"; in line 29, strike "*amended,*"; in line 36, insert an underscored comma after "*Nebraska*"; in line 40, strike "*that*" and insert "*as*"; in lines 41, 42,

and 44, strike "*said*" and insert "*the*"; and in line 71, strike "*1968*" and insert "*19...*".

3. In section 3, lines 6, 13, 20, 28, 38, and 43, strike the period and insert an underscored semicolon; in line 53, strike the period and insert "*; and*"; in line 18, insert "*at the most recent election for such office*" after "*Governor*"; and in line 62, strike "*the*".

LEGISLATIVE BILL 787. Placed on Select File as amended.

E and R amendment to LB 787:

1. In the title, line 4, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 788. Placed on Select File as amneded.

E and R amendments to LB 788:

1. Insert three new sections to read as follows:

"Sec. 2. That section 26-120, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

26-120. Municipal courts shall have jurisdiction in actions for trespass on real estate where the damages demanded for such trespass shall not exceed ~~two thousand dollars~~ *the amount specified in section 26-117,* and no claim of title to such real estate set up by the defendant shall take away or affect the jurisdiction hereby given.

Sec. 3. That section 26-1,135, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

26-1,135. The plaintiff may recover possession of specific personal property of ~~two thousand dollars~~ *the amount specified in section 26-117* or less, in the municipal court as herein provided.

Sec. 4. That section 26-1,141, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

26-1,141. Whenever the appraised value of the property so taken shall exceed ~~two thousand dollars~~ *the amount specified in section 26-117,* the clerk of the municipal court shall certify the proceedings upon said writ to the district court of his county, and thereupon shall file the original papers, together with a certified transcript of his docket entries, in the clerk's office of said court; the case there to be held for trial at the first term of said court on the original papers without further pleadings, except by the leave of the court, granted on sufficient showing. In case the appraised value of the property so taken is ~~two thousand dollars~~ *the amount specified in section 26-117* or less and a trial is begun before one of the judges of the municipal court and in case the jury agrees upon a verdict finding the value of the property so taken to be more than ~~two thousand dollars~~ *the amount specified in section 26-117*, or in case a jury is waived and the case tried to the court and it finds that the value of the property so taken exceeds ~~two thousand dollars~~ *the amount specified in section 26-117*, then in either case no judgment shall be entered and all subsequent proceedings shall cease before said court and the clerk of said court shall certify all the proceedings to the district court in the same manner as provided for in this section where the appraised value of the property taken exceeds the ~~sum of two thousand dollars~~ *the amount specified in section 26-117*; and the same proceedings shall be had in the district court as in a case certified up by the municipal court when the appraised value of the property taken exceeds ~~two thousand dollars~~ *the amount specified in section 26-117*".

2. Renumber original sections 2 and 3 as sections 5 and 6.

3. Amend renumbered section 5 to read:

"Sec. 5. That original sections 26-117, 26-120, 26-1,135, and 26-1,141, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

4. In the title, line 2, strike "section 26-117" and insert "sections 26-117, 26-120, 26-1,135, and 26-1,141"; in line 5, strike "and"; and in line 6, strike "section" and insert "sections; and to declare an emergency".

LEGISLATIVE BILL 925. Placed on Select File as amended.

E and R amendments to LB 925:

1. In section 1, insert a comma at the end of line 2; in line 3, strike "or herself, their" and

insert "himself, his"; in line 4, strike "their" and insert "or his"; in line 5, strike "eminent" and insert "imminent"; and in line 12, strike "law" and insert "section".

2. In the title, strike lines 2 and 3 and insert:

"FOR AN ACT relating to legal jeopardy; to provide that no person shall be placed in legal jeopardy for acts of self defense or in aid of another in certain cases; to provide for indemnifcation or reimbursement; and to declare an emergency.".

LEGISLATIVE BILL 956. Placed on Select File as amended.

E and R amendments to LB 956:

1. In section 1, strike lines 4 and 5 and insert "any court located within this state and such".

2. In the title, line 4, insert "certain" after "outstanding".

LEGISLATIVE BILL 1238. Placed on Select File as amended.

E and R amendments to LB 1238:

1. In section 1, line 20, strike "persons" and insert "person".

2. In section 2, lines 2 and 9 and section 9, line 2, insert ", Reissue Revised Statutes of Nebraska, 1943," after "44".

3. In section 2, line 9, strike "section numbers" and insert "sections"; and in lines 10 and 11, strike "therefore" and insert "therefor".

4. In section 4, line 2, insert ", Reissue Revised Statutes of Nebraska, 1943" after "44"; in lines 9, 16, and 28, strike the period and insert a semicolon; in line 15, strike "and" and insert "in"; in line 21, strike "; a" and insert ". A"; in line 31, strike the period and insert "; and"; and in line 37, strike the second "or" and insert "of".

5. In section 5, line 12, strike the semicolon and insert a comma; in line 13, strike "like" and insert "the same"; in line 14, strike "has" and insert "had".

6. In section 7, line 7, strike "said and insert "the".

7. In section 9, line 3, strike "of the Department".

8. In standing committee amendment 1, line 5, insert a comma after "evidence"; in line 8, insert a comma after "made"; in line 11, strike "the form of"; in line 13, insert "power" after "without"; and in line 24, strike the semicolon and insert a comma.

9. For correlation purposes, in line 2 of section 12 and line 8 of the title, insert ", as amended by section 1, Legislative Bill 121, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

LEGISLATIVE BILL 957. Placed on Select File as amended.

E and R amendments to LB 957:

1. In section 1, strike lines 4 and 5 and insert "out of any court located within this state"; in line 6, strike "ator's license"; and in line 7, strike "offense" and insert "violation".

2. In the title, line 4, insert "certain" after "outstanding".

LEGISLATIVE BILL 1004. Placed on Select File as amended.

E and R amendments to LB 1004:

1. In section 1, strike lines 3 to 13 and insert:

"28-607. Whoever ~~gilds any of the silver coins currently passing in this state, or gilds any other metal having the likeness and similitude of any of the coins currently passing in this state, so as to give it the appearance of any of the gold coins of the United States or any other gold coins currently passing in the state,~~ *alters in any way any of the coins of the United States,* with intent to injure or defraud, or passes or puts in circulation any such *altered* ~~false or gilded~~ money, knowing that it ~~is not genuine~~ *has been altered,* shall be *guilty of a felony and shall, upon conviction thereof, be* im-".

2. In the title, line 5, insert "or to put any altered coin into circulation" after "States"; and in line

5, insert "to delete obsolete matter" after the first semicolon.

LEGISLATIVE BILL 384. Placed on Select File as amended.

E and R amendment to LB 384:

1. In the title, line 4, insert "as prescribed; and to provide for an advisory committee" after "bank".

LEGISLATIVE BILL 695. Placed on Select File as amended.

E and R amendment to LB 695:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 10, Legislative Bill 1010, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in section 1, strike beginning with "and" in line 12 through "66-447" in line 14.

LEGISLATIVE BILL 935. Placed on Select File as amended.

E and R amendment to LB 935:

1. In the title, line 4, insert "to provide when petitions shall not be accepted for filing; and to declare an emergency" after "prescribed".

LEGISLATIVE BILL 961. Placed on Select File as amended.

E and R amendments to LB 961:

1. In renumbered section 4, line 22, strike *"that"* and insert *"by"*; and in line 46, strike *"a"* and insert *"the"*.

2. In standing committee amendment 5, line 2, strike *"criterion"* and insert *"criteria"*.

3. In the title, line 2, insert "2-1506.04," after "sections"; strike beginning with "de-" in line 4 through "floodways" in line 6 and insert "change and clarify flood plain zoning provisions as prescribed".

LEGISLATIVE BILL 662. Placed on Select File as amended.

E and R amendment to LB 662:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended

by section 2, Legislative Bill 121, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in section 1, line 4, strike "~~(c)~~ *(d)*" and insert "(d)".

LEGISLATIVE BILL 89. Correctly engrossed.

LEGISLATIVE BILL 428. Correctly re-engrossed.

LEGISLATIVE BILL 661. Correctly engrossed.

LEGISLATIVE BILL 768. Correctly engrossed.

LEGISLATIVE BILL 803. Correctly engrossed.

LEGISLATIVE BILL 813. Correctly engrossed.

LEGISLATIVE BILL 893. Correctly engrossed.

LEGISLATIVE BILL 985. Correctly engrossed.

LEGISLATIVE BILL 1035. Correctly engrossed.

LEGISLATIVE BILL 1309. Correctly engrossed.

LEGISLATIVE BILL 1063. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1063

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 753. Placed on General File as amended.

Standing Committee amendments to LB 753:

1. In the bill add two new sections to read as follows:

"Section 1. That section 71-1630, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1630. (1) When a health department has been established by the county board of such a county and approved by the Department of Health of the State of Nebraska as a county health department, the county board of such county shall appoint a board of health, which shall consist of the following members: (a) One member of the county board, (b) the county superintendent or a city or village superintendent of schools, (c) a representative of the county medical society, chosen from a list of three names submitted by the county medical society, and (d) two public-spirited men or women interested in the health of the community. The representative of the county medical society shall be appointed for a period of three years and one of the two said public-spirited men or women interested in the health of the community for a period of two years and the other for a period of three years. After their terms of office expire, each new appointment shall be for a period of three years. No person shall be reappointed to said board of health until two years or more have elapsed from the expiration of a prior term on said board. Appointments to fill any vacancies shall be for the unexpired term of the member whose term is being filled by such appointment.

(2) By a joint resolution of the county boards of each county in the district health department, the county board of such districts shall meet and establish a district board of health with due consideration for a fair and equitable representation from the entire area to be served. The district board of health shall consist of the following members: (a) One member of each county board in the district, (b) one physician from each county chosen from a list of three names submitted by the medical society of each county in the district, or if any county does not have a medical society, a physician chosen from a list of three physicians residing and practicing in such district, submitted by the district medical society, (c) the county superintendent or a city superintendent of public schools from each county in the district, and (d) one or more public-spirited men or women interested in the health of the community from each county in the district; one-third of whom shall be appointed for a term of one year, one-third for a period of two years and one-third for a period of three years, and after their terms of office shall expire, each new appointment shall be for a period of three years. No person shall be reappointed to said board of health until two years or more have elapsed from expiration of a prior term on said board. Appointments to fill any vacancies shall be for the unexpired terms. (3) When the county board of any such county and ~~the city council of~~ any city located therein, *except a city of the primary class*, have drawn

up an agreement, approved by the Department of Health, for maintaining a city-county health department, the city council and county board shall establish a city-county board of health. It shall consist of the following members, with due consideration to be given in an endeavor to secure a fair and equitable representation from the entire area to be served: (a) One representative of the county board to be chosen by the county board, (b) one representative from the city council to be chosen by the city council, (c) one representative from the county medical society, chosen from a list of three names submitted by the county medical society to the city council and county board and selected by a majority vote of the city council and county board, (d) one representative from the county dental society, chosen from a list of three names submitted by the county dental society to the city council and county board and selected by a majority vote of the city council and county board, and (e) three public-spirited men or women interested in the health of the community, to be chosen by the majority vote of the city council and county board. One-third of its members shall be appointed for a term of one year, one-third for a period of two years and one-third for a period of three years. After their terms of office shall expire, each new appointment shall be for a period of three years. No person shall be reappointed to the board of health until two years or more have elapsed from the expiration of a prior term on said board. Appointments to fill any vacancies shall be for the unexpired term of the member whose term is being filled by such appointment.

Sec. 2. *When a county in which is located a city of the primary class shall have entered into agreement with such city for maintaining a city-county health department, the county and the city of the primary class shall establish a city-county board of health. The board shall consist of seven members to include the following: (1) One representative of the county to be chosen by the county, (2) one representative from the city to be chosen by the city, (3) one representative from the county medical society, chosen from a list of three names submitted by the county medical society to the city and county and selected by a majority vote of the city and county, (4) one representative from the county dental society, chosen from a list of three names submitted by the county dental society to the city and county and selected by a majority* *vote of the city and county, and (5) three public-spirited men and women interested in the health of the community, to be chosen by the majority vote of the city and county. One-third of its members shall be appointed for a term of one year, one-third for a period of two years and one-third for a period of three years. After their terms of office shall expire, each new appointment shall be for a period of three years. No person shall be reappointed to the board of health for more than one additional, consecutive three-year term.*".

2. Renumber original section 1 as section 3.

3. In renumbered section 3, line 4 insert "*, except a department established by a county and a city of the primary class,*" after "department", line 9 insert "*and shall have the power herein set forth*" after "treasurer", strike line 14 and insert "whenever a city ~~of the primary class~~ is a party in *such* a city-", strike the new matter in lines 43 to 58 and insert "*, and may enact rules and regulations, subsequent to public hearing held after due public notice of such hearing by publication at least once in a newspaper having general circulation in the county or district at least ten days prior to such hearing, and enforce the same for the protection of public health and the prevention of communicable diseases within its jurisdiction, subject to the review and approval of such rules and regulations by the State Board of Health*", and strike lines 83 to 95 and insert "pendent pension plan, *or* retirement plan, *or health insurance plan* or by agreement with any *participating* city ~~of the metropolitan class~~ or ~~with the~~ county ~~wherein such city of the metropolitan class is located~~, provide for the coverage of officers and employees of such city-county health department under such ~~metropolitan~~ city or county pension plan, *or* retirement plan, *or health insurance plan. Officers and employees of a county health department shall be eligible to participate in the county pension plan, retirement plan, or health insurance plan of such county.*".

4. In the bill, add a new section to read as follows:

"Sec. 4. *The board of health of a city-county health department established by a county and a city of the primary class, shall immediately after appointment, meet and organize by the election of one of its own members as president, one as vice president, and another as secretary and, either from its own members or otherwise, a treasurer. It may elect such other officers,* *as it may deem necessary, and make and adopt such rules for its own guidance and for the government of such health department as may be necessary, not inconsistent with said sections. It shall, with the approval of the municipality (1) select the health director of such department, who shall be (a) a graduate of an accredited medical school, (b) well trained in public health work, (c) qualified in accordance with the merit system regulations of the state, and (d) approved by the Department of Health; (2) hold an annual meeting, at which meeting officers shall be elected for the ensuing year; (3) hold meetings quarterly of each year; (4) hold special meetings upon a written request signed by two of its members and filed with the secretary; (5) make provisions for suitable offices, facilities, and equipment for the health director and assistants and their pay and traveling expenses in the performance of their duties; (6) publish in pamphlet form for free distribution, an annual report showing (a) the condition of its trust of each year, (b) the sums of money received from all sources, giving the name of any donor, (c) how all money has been expended and for what purpose, and (d) such other statistics and information in regard to the work of such health department as may be of general interest; (7) enforce and observe the rules, regulations, and orders of the Department of Health and all laws of the State of Nebraska pertaining to the preservation of health, except as otherwise provided in sections 71-1626 to 71-1636; (8) make all necessary sanitary and health investigations and inspections; (9) investigate the existence of any contagious or infectious disease and adopt measures, with the approval of the Department of Health, to arrest the progress of the same; (10) distribute free, as the local needs may require, all vaccines, drugs, serums, and other preparations obtained from the Department of Health or purchased for public health purposes by the county board; (11) upon request, give professional advice and information to all city, village, and school authorities on all matters pertaining to sanitation and public health; and (12) fix the salaries of all employees, including the health director. Such city-county health department may by agreement with the city or with the county, provide for the coverage of the officers and employees of such city-county health department under the city or county pension plan or retirement plan, or health insurance plan.".*

5. Renumber original section 2 as section 5.

6. In the bill add a new section to read as follows:

"Sec. 6. That section 71-1632, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1632. The health director of such county, district, or city-county *health department* shall have the power and duty to (1) be the executive officer of the local boards of health; (2) appoint, with the approval of the local board of health, a ~~staff of such other full-time qualified physicians necessary to a~~ properly functioning staff and ~~trained sanitary engineers, public health nurses, clerks and~~ other personnel as may be necessary, whose qualifications shall conform to the State Merit System and United States Public Health Standards; (3) organize, *with the approval of the local board of health,* a citizens' advisory health council that will aid in developing a public health program to meet the particular needs, hazards and problems of the health district; and (4) organize, *with the approval of the local board of health,* a medical and dental advisory committee.".

7. Renumber original section 3 as section 7.

8. In renumbered section 7, line 1 strike "section 71-1631.01" and insert sections "71-1630, 71-1631.0, and 71-1632,".

LEGISLATIVE BILL 1199. Indefinitely postponed.

LEGISLATIVE BILL 1354. Indefinitely postponed.

(Signed) Elmer Wallwey, Chairman

Judiciary

LEGISLATIVE BILL 630. Indefinitely postponed.

(Signed) Fred W. Carstens, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 348. With emergency.

A BILL FOR AN ACT to amend section 76-710, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 575, Eightieth Session, Nebraska State Legislature, 1969, relating to real property; to provide additional damages when an easement is acquired by eminent domain; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Batchelder
Budd
Burbach
Carpenter
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Bloom
Carstens
Clark
Danner
Johnson
Klaver
Knight
Mahoney
Moylan
Simpson
Skarda
Waldron
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 948. Laid over until Thursday, May 15, at the request of Mr. Burbach.

LEGISLATIVE BILL 1358. With emergency.

A BILL FOR AN ACT to amend section 9-108, Reissue Revised Statutes of Nebraska, 1943, relating to bingo; to reduce the age of persons permitted to participate in any bingo game conducted by a licensee as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Batchelder
Budd
Burbach
Carpenter
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Bloom
Carstens
Clark
Danner
Johnson
Klaver
Knight
Mahoney
Moylan
Simpson
Skarda
Waldron
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 244 to Select File

Mr. Adamson moved to return LB 244 to Select File for the following specific amendments:

1. In section 1, strike the last sentence.

2. Add two new sections to read as follows:

"Sec. 7. This act shall become operative ten days after adjournment sine die of the 1969 regular session of the Legislature.

Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 3, insert "; to provide an operative date; and to declare an emergency" after "prescribed".

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

MOTION—Introduce Bill

Mr. Luedtke moved the introduction of a new bill by the Committee on Judiciary, to be known as LB 1401.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1401. By Committee on Judiciary, Fred W. Carstens, 30th District, Chairman; C. F. Moulton, 8th District; Terry Carpenter, 48th District; Leslie A. Stull, 49th District; Roland A. Luedtke, 28th District; Loran Schmit, 23rd District and Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 24-311, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to provide that all judicial proceedings must be open to the attendance of the public except as prescribed; and to repeal the original section.

SELECT FILE

LEGISLATIVE BILL 435. E and R amendments found in the Legislative Journal for the Eighty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1305. E and R amendments found in the Legislative Journal for the Eighty-seventh Day were adopted.

Mr. Wylie asked unanimous consent to bracket LB 1305.

Mr. Carpenter objected.

Mr. Carpenter asked unanimous consent to hold LB 1305 until the fiscal impact is determined. No objections. So ordered.

LEGISLATIVE BILL 244. The Adamson specific amendments found in this day's Legislative Journal were adopted by unanimous consent.

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Unbracket LB 724

Mr. Swanson asked unanimous consent to unbracket LB 724 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 724. Mr. Swanson offered the following amendments, which were adopted:

1. Strike sections 1 and 2 and renumber sections 3 and 4 as sections 1 and 2.

2. Amend renumbered section 2 to read:

"Sec. 2. That original section 68-105, Reissue Revised Statutes of Nebraska, 1943, is repealed".

3. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend section 68-105, Reissue Revised Statutes of Nebraska, 1943, relating to paupers; to provide for exemption of the estate and real property of certain paupers; and to repeal the original section.".

Advanced to E and R for engrossment.

MOTION—Reconsider Action

Mr. Wallwey moved to place LB 896 on General File notwithstanding the Committee action.

Motion pending.

UNANIMOUS CONSENT—Unbracket LB 1205

Mr. Carpenter asked unanimous consent to unbracket LB 1205 on General File and consider it today. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1205. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT—Return to Committee

Mr. Carstens asked unanimous consent to return LR 39 and LB 351 to the Judiciary Committee. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1393. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 531. Laid over at the request of Mr. Proud.

Mr. Wylie Presiding

LEGISLATIVE BILL 910. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-third Day were adopted.

Mr. Ziebarth offered the following amendment, which was adopted with 19 ayes, 1 nay and 29 not voting.

1. In section 1, strike lines 14 to 21 and show the old matter as stricken, and insert the following:

"*(2) The high school tuition for nonresident pupils shall be such amount as the board of the district operating the high school may determine.*".

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 980. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-third Day was adopted.

Mr. Whitney moved to indefinitely postpone.

Speaker Warner Presiding

The Whitney motion prevailed with 26 ayes, 2 nays and 21 not voting.

LEGISLATIVE BILL 468. Laid over until Tuesday, May 20 at the request of Mr. Carpenter.

LEGISLATIVE BILL 818. Laid over until Tuesday, May 20 at the request of Mr. Carpenter.

LEGISLATIVE BILL 727. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-fourth Day were adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 829. Reading waived. Explained.

Mr. Stull offered the following amendment, which was adopted:

Amend line 20 of the Committee amendment by striking *"thirty"* and inserting *"forty"*.

Standing Committee amendment found in the Legislative Journal for the Fifty-fourth Day was adopted as amended.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 836. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-fifth Day were adopted.

Mr. Swanson offered the following amendment, which was adopted:

On Page 9, strike all of Section 10; in Sec. 11, line 2,
strike "71-3105" after word "and"; renumber Sec. 11 as Sec. 10.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 909. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Mr. Wylie moved to hold the bill.

The motion prevailed with 28 ayes, 1 nay and 20 not voting.

LEGISLATIVE BILL 330. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-sixth Day were adopted.

Mr. Luedtke offered the following amendment, which was adopted:

1. In section 2, line 12, after the semicolon
insert "and for purposes of this act, those professions
pertaining to the diagnosis, care, and treatment of humans
shall be considered to be of the same profession;".

Mr. Nore asked unanimous consent to bracket the bill.

Mr. Luedtke objected.

Mr. Nore moved to bracket the bill. The motion prevailed.

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent to take up LB 1305 on Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1305. Advanced to E and R for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 45. Re: Feedlot Regulations

Introduced by Willard H. Waldo, 31st District; Loran Schmit, 23rd District and Maurice A. Kremer, 34th District.

WHEREAS, the drain and runoff from livestock feedlots, as defined in the Feedlot Registration Regulation of April 26, 1968, in Nebraska has the possibility of causing pollution of the ground and surface water; and

WHEREAS, the livestock industry of Nebraska is desirous to see a program developed which is economically feasible for control of the pollution of the natural resources of this state; and

WHEREAS, feedlot construction and maintenance requires technical assistance and guidance by agencies possessing expertise in pollution control, agricultural engineering, livestock disease control, and animal environment knowledge; and

WHEREAS, the livestock industry of Nebraska desires the implementation of a program for the economical regulation and control of dust, methods for disposal of animal waste, water pollution control and animal disease control which could be accomplished by adequate control of drain and runoff from livestock feedlots; and

WHEREAS, an interim study committee should be established consisting of members of the Legislature to work with the administrative heads of state agencies affected, and representatives of the livestock industry, to develop recommendations for developmnt of a program to control drain and runoff from livestock feedlots in this state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study the pollution problems which can arise surrounding livestock feedlot operations and to develop recommendations for the economical control and regulation of feed lot drain and runoff, consistent with the best interests of the health and welfare of the citizens of this state and consistent with the economical interests of the livestock industry of this state.

2. That the committee report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

REFERENCE COMMITTEE REPORT

LB	Committee
1401	Judiciary

(Signed) Jerome Warner, Speaker

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1401	Monday, May 19, 1969	2:00 p.m.

(Signed) Fred W. Carstens, Chairman

Public Works

LB 1400	Wednesday, May 21, 1969	1:30 p.m.

(Signed) Rick Budd, Chairman

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 191. Placed on General File as amended.

Standing Committee amendments to LB 191:

1. In section 1 strike lines 94 to 100 and insert:

"*(c) Gross receipts from the rendering of personal services shall mean the gross income, other than that received from the sale of tangible personal property, of any barber or beauty shop, any dance school or studio, any dry cleaning, pressing, dyeing, and laundering establishment, from furniture, rug, or upholstery cleaning, from fur storage, from the rendering of interior decorating* *sevices, engineering services, investment counseling, bank service charges, dues in excess of ten dollars per year per person of any golf club, country club, lodge, or any fraternal or social organization, as fees of any parking lot, structure, or other facility, of any employment agency, for sign painting, for storage warehouse and locker services, of any Turkish bath, massage, or reducing salon or spa, and from accountant, architect, or attorney fees.".*

2. In section 2, line 12, strike "*sale of advertising*" and insert "*rendering of personal services*".

LEGISLATIVE BILL 932. Placed on General File as amended.

Standing Committee amendment to LB 932:

1. In section 2, strike lines 1 to 12, and insert:

"Sec. 2. All homesteads in this state shall be assessed for taxation the same as other property, except that there shall be exempt from taxation (1) the first twenty-five per cent of the actual value of any homestead having an actual value of fifteen hundred dollars or less, (2) the first twenty per cent of the first four thousand dollars of the actual value of any homestead having an actual value in excess of fifteen hundred dollars, and (3) the first ninety per cent of the actual value of any homestead of any veteran, as defined in section 80-401.01, Revised Statutes Supplement, 1967, drawing a pension from the Veterans Administration of the United States because of one hundred per cent disability and not eligible for total exemption under the provisions of sections 77-202.08 to 77-202.10, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto. The percentages in subdivisions (1) to (2) of this section shall be increased to thirty-five and thirty, respectively, in the case of any veteran of the Spanish-American War or World War I as defined in section 80-401.01, Revised Statutes Supplement, 1967.".

LEGISLATIVE BILL 1360. Placed on General File as amended.

Standing Committee amendment to LB 1360:

1. In section 4, line 16 insert: "*; Provided,* that it shall be unlawful to pay any such occupation tax unless the operator has actual ownership of the mechanical amusement devices being taxed and unless the sales tax has been paid on such mechanical amusement devices" after "date".

LEGISLATIVE BILL 445. Indefinitely postponed.

LEGISLATIVE BILL 446. Indefinitely postponed.

LEGISLATIVE BILL 755. Indefinitely postponed.

LEGISLATIVE BILL 940. Indefinitely postponed.

LEGISLATIVE BILL 965. Indefinitely postponed.

LEGISLATIVE BILL 1209. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 1330. Placed on General File as amended.

Standing Committee amendments to LB 1330:

1. In section 1 strike lines 7 to 31 and insert:

" 'Sec. 1. The general management of all lands ~~and funds~~ set apart for educational purposes, ~~and for the investment of school funds~~, shall be vested, under the direction of the Legislature, in a board of five members to be known as the Board of Educational Lands and Funds. The members shall be appointed by the Governor, *subject to the approval of the Legislature,* with such qualifications and for such terms and compensation as the Legislature may provide.

Sec. 9. All funds belonging to the state for educational purposes, the interest and income whereof only are to be used, shall be deemed trust funds held by the state, and the state shall supply any net aggregate losses thereof realized during any calendar year that may in any manner accrue, so that the same shall remain forever inviolate and undiminished; and notwithstanding any other provisions in the Constitution *such funds* shall be invested ~~by the Board of Educational Lands and Funds~~ as the Legislature ~~may~~ *shall* by statute provide. Such funds ~~with~~ *and* the interest and income thereof, are hereby solemnly pledged to the purposes for which they are granted and set apart, and shall not be transferred to any other fund for other uses.' ".

2. In section 2 strike lines 7 to 10 and insert:

" 'Constitutional amendment to permit the management and investment of lands and funds set apart for educational purposes as the Legislature shall provide by law, and for the approval by the Legislature the members appointed to the Board of Educational Lands and Funds.".

LEGISLATIVE BILL 1383. Placed on General File.

(Signed) Herbert J. Duis,
Vice-Chairman

Recess

At 11:59 a.m., on a motion by Mr. Adamson, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Bloom, Clark, Danner, Johnson, Klaver, Mahoney, Moylan, Simpson, Skarda and members of the Budget Committee, who were excused.

Presented to the Governor

Presented to the Governor for approval on May 13, 1969 at 8:55 a.m.: LB 801

(Signed) Ruth Bossard, Enrolling Clerk

GENERAL FILE

Mr. Syas moved that no bills be passed unless the main introducer is present.

The motion prevailed.

LEGISLATIVE BILL 984. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 375. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 376. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 377. Reading waived. Explained.

Mr. Pedersen offered the following amendment, which was adopted:

"for actions arising after the effective date of this act"
after the new matter on line 5, Section 1.

Advanced to E and R for review with 21 ayes, 3 nays and 25 not voting.

LEGISLATIVE BILL 643. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

Mr. Holmquist presiding.

LEGISLATIVE BILL 644. Reading waived. Explained.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

LEGISLATIVE BILL 647. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-first day were adopted.

Mr. Carstens offered the following amendment, which was adopted:

1. In section 1, lines 6 and 73, section 4, lines 25
and 27, and section 6, lines 68 and 69, strike "twenty-one"
and insert "~~twenty-one~~ *twenty*".

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 676. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 698. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 991. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-first day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1217. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1122. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-first Day was adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 872. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for review with 25 ayes, 0 nays, and 24 not voting.

LEGISLATIVE BILL 1025. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1054. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1185. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-first Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 967. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1071. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Mr. Pedersen asked unanimous consent to add the names of Messrs. Adamson and Swanson to LB 1071. No objections. So ordered.

Advanced to E and R for review with 24 ayes, 1 nay and 24 not voting.

LEGISLATIVE BILL 1218. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 567. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 1031. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1046. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 781. Bracketed at the request of Mr. Kennedy.

LEGISLATIVE BILL 962. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1027. Reading waived. Explained.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

LEGISLATIVE BILL 1175. Reading waived. Explained.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 1220. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 1264. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

Mr. Wylie presiding.

LEGISLATIVE BILL 347. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

Section 1, line 9 after "situated" add the following
"and if the real estate is owned by owner of cabin trailers".

Laid over until action has been taken on LB 342 at the request of Mr. Burbach.

UNANIMOUS CONSENT—Print in Journal

Mr. Pedersen asked unanimous consent to print the following material in the Journal. No objection. So ordered.

May 13, 1969

Dear Senator Pedersen:

There is no General Fund fiscal impact associated with LB 1305 (See attached).

Sincerely,

(Signed) Marlin L. Rein
Legislative Fiscal Analyst

LB 1305, along with its companion bills, LB 948 and LB 1303, would provide authorization for the issuance of $30 million of revenue bonds for the construction of Highways. With the General File amendment of May 8, 1969, the proceeds from the sale of such bonds would be appropriated to the Highway Cash Fund for expenditure.

LB 948 creates the administrative machinery for the issuance, sale, and retirement of such bonds. Administrative responsibility would be with the Nebraska Highway Bond Commission created by the act. Administrative expenses by the commission would be funded out of the appropriation to the State Highway Commission.

LB 948 also creates a special fund to be known as the Highway Trust Fund into which the revenues dedicated to the payment of principal and interest on issued bonds shall be deposited.

LB 1305 which authorizes the issuance of the bonds would not have any State General Fund fiscal impact. It would however, obligate future revenues of the Highway Trust Fund to the retirement of the bonds and interest thereon. Whether the interest on the bonds would represent an increased cost to the state or whether they would be offset by savings in construction costs by accelerating the program is unknown.

LB 1305—Fiscal Impact: None (Telephone conversation with Jack Pittman, Budget Officer, Department of Roads—May 9, 1969)

Visitors

Mr. Wylie introduced his mother, former Senator Fannie Wylie of Elgin and his cousin, Mrs. Thelma Rider of Lincoln.

Mr. Syas introduced 29—8th grade students from St. Francis Assisi of Omaha and teacher Mrs. Ravizza.

Mr. Nore introduced 29 students from District 2, Genoa and teachers, Mrs. Blance Bourn and Beverly Abbey.

Mr. Hasebroock introduced students from Bishop Neuman School, Clarkson, Nebraska and Sister M. Genima de N.B.

Mr. Nore introduced 10—8th grade students from Christ Lutheran School, Columbus and teachers, David Morkert, Caroline Eppich and Mary Folden and parents.

Mr. Carstens introduced 72 students from Pawnee City Public School, teachers Mrs. Robert Puls, Mr. Harlow and Mr. Miller and parents.

Mr. Hasebroock introduced 32 students from Trinity Lutheran School, Fremont and Harold Berft, principal.

Mr. Budd introduced 12 primary students from Nebraska Sixth Street School, Nebraska City and Daisy Stitzer, teacher.

Mr. Schreurs introduced 38 students from Bradshaw High School, Bradshaw, teachers Mrs. Briney and Mrs. Black.

Mr. Waldo intoduced 62 students from the Senior Government Classes of Wilber-Clatonia High School, Wilber, Nebraska, and Mr. Bomberger, teacher.

Mr. Carstens introduced 10 students from Rural District #5, Pawnee City, Mrs. Elsie Bartram, teacher and mothers.

Mr. Holmquist introduced 22—8th grade students from Rural School Districts 36, 28, 21, 27, 34, 17, 52, 46 and 48 of Burt County, Mrs. Belle Robertson, County Superintendent and sponsors.

Mr. Proud introduced 57—8th grade students from Valley View Junior High, Omaha, Miss Kollbaum, teacher and Mr. Peterson, Counselor.

Mr. Kokes introduced Countess Corin Fralish and Count Guran, accompanied by Mrs. Ralph Misko of Holdrege.

Mr. Waldo introduced 52—8th grade students from Crete Junior High School, Larry Starr, teacher and Willis Luedtke, principal.

Adjournment

At 4:02 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Wednesday, May 14, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

EIGHTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 14, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by Rev. W. L. Van Auken.

Prayer

O Lord, our God, we thank Thee for bringing us to the light of this new day. Grant unto us that we shall neither waste nor abuse any of its hours; nor tarnish its moments; nor neglect any of its opportunities; nor fail in any of its duties. Bring us to the evening time undefeated by temptation, at peace with Thee and our fellowmen, nor may our consciences condemn us; as we seek to serve Thee. Amen.

The roll was called and all members were present except Messrs. Bloom, Clark, Johnson, Keyes, Klaver, Mahoney, Moylan, Simpson and Skarda, who were excused.

Corrections for the Journal

Page 1955, line 36, delete "26-1,14" and insert "26-1,141".

Page 1958, line 4, insert all matter beginning with line 10 on page 1966 and ending with line 24 on page 1967.

Page 1968, line 18, delete "replace" and insert "place".

The Journal for the Eighty-eighth Day was approved as corrected.

UNANIMOUS CONSENT—Meeting

Mr. Kremer asked unanimous consent for the Committee on Agriculture to have a short meeting. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1043. Placed on Select File as amended.

E and R amendment to LB 1043:

1. In section 1, line 17 and lines 23 and 24, strike "personality" and insert "personalities"; in line 17, insert "developing" after "especially"; in line 19, strike "pupils" and insert "students"; and in line 20, insert "students" before "if".

LEGISLATIVE BILL 66. Placed on Select File as amended.

E and R amendments to LB 66:

1. For correlation purposes, in line 2 of section 1, insert ", as amended by section 1, Legislative Bill 7, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 4, strike "thirteen" and insert "nine"; strike beginning with line 5 through the period in line 33 and insert "(1) The Commissioner of Education or his designee; (2) the Chancellor of the University of Nebraska or his designee; (3) a representative of the state colleges; (4) a representative of private educational institutions of the State of Nebraska; (5) a member residing in a Class II school district; (6) a member residing in a Class III school district; (7) a member residing in a Class IV school district; (8) a member residing in a Class V school district; and (9) a member residing in a Class I or Class VI school district. No more than four of the members shall be actively engaged in the teaching profession or administration of an educational institution. The members described in subdivision (3) to (9) of this section shall be appointed by the Governor with the approval of the Legislature for a term of four years. The Governor shall select at least two members from each congressional district. Vacancies shall be filled by the Governor for the unexpired term. The members serving on the effective date of this act shall serve until the first Thursday after the first Tuesday in January, 1971."; and strike the sentence beginning in line 39.

2. In lieu of the Pedersen amendment thereto, strike standing committee amendment 1 and in line 48 of section 1, insert *"or his designee"* after *"Nebraska"*.

3. For correlation purposes, in line 2 of section 2, insert ", as amended by section 1, Legislative Bill 63, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 67, insert ", but no tax fund shall be used for program advertising which may only be

financed out of funds received from foundations or individual gifts" after "institutions"; strike beginning with "To" in line 68 through line 70 and insert "To coordinate the activities of all Nebraska agencies, supported in whole or in part by public funds, providing program material for the Nebraska educational television network and, in the event that two or more such agencies desire to provide program material that is substantially equivalent, to determine which agency shall provide specific material, taking into consideration the need to provide unified programming with the greatest economy and least duplication, with first priority being given in program development and scheduling to the instructional needs of the elementary and secondary schools of Nebraska;"; and after the period in line 83, insert "The commission shall provide to newspapers, radio stations and other news media, program schedules informing the public of programs approved by the commission.".

4. In lieu of the Pedersen amendment thereto, in the Harsh amendment, lines 4 and 5, strike *"descriptive program materials"*; in line 8, strike *"descriptive"* and *"materials"*; and after the first period in line 11 insert *"When it is obvious from an examination of the descriptive program materials that a program is suitable for presenting on the network, no further review shall be required;"*.

5. Amend renumbered section 3 to read:

"Sec. 3. That original section 79-2102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 7, Eightieth Session, Nebraska State Legislature, 1969, and section 79-2103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 63, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

6. In the title, strike lines 2 and 3 and insert:

"FOR AN ACT to amend section 79-2102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 7, Eightieth Session, Nebraska State Legislature, 1969, and section 79-2103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 63, Eightieth Session, Nebraska State Legislature, 1969, relating to the Nebraska"; in line 6, insert "to provide for review of all programs;" after the semicolon;

and in line 7, strike "section" and insert "sections".

LEGISLATIVE BILL 862. Placed on Select File as amended.

E and R amendments to LB 862:

1. In section 2, insert a comma at the end of line 16 as in the statutes; in line 36, strike *"and"* and insert an underscored comma; in line 38, insert an underscored comma after *"cremation"*; and in line 51, strike *"other"*.

2. In lieu of the Pedersen amendment, in section 2, line 13, insert *", and also to notify immediately the Director of Veterans' Affairs"* after "board".

LEGISLATIVE BILL 1002. Placed on Select File as amended.

E and R amendments to LB 1002:

1. In standing committee amendment 1, line 4, strike the first period.

2. In section 1, line 51, strike "in such community" and show the same as stricken.

3. In section 2, line 31, strike "or" and insert *"as* or *direct"*.

4. In the title, strike beginning with "provide" in line 4 through line 5, and insert "change educational requirements for licensing".

LEGISLATIVE BILL 436. Correctly re-engrossed.

LEGISLATIVE BILL 348. Correctly enrolled.

LEGISLATIVE BILL 1358. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 348 LB 1358

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 1385. Placed on General File as amended.

Standing Committee amendments to LB 1385:

1. Amend the bill by adding a new section 1 to read as follows:

"Section 1. That section 28-470, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-470. ~~Any~~ *Except as provided in sections 2 and 3, Legislative Bill 2, Eightieth Session, Nebraska State Legislature, 1969, any* person violating any of the provisions of sections 28-451 to 28-469, or any person who takes, steals, or carries away any narcotic drug which is the property of any person who is duly authorized by law to engage in administering, dispensing, or selling of narcotic drugs, shall upon conviction thereof be punished (1) for the first offense, by a fine not exceeding three thousand dollars and by imprisonment in the Nebraska Penal and Correctional Complex for not less than two years nor more than five years; (2) for a second offense or if, in case of a first conviction of violation of any of the provisions of sections 28-451 to 28-469, the offender shall previously have been convicted of any violation of the laws of the United States, or of any other state, territory, or district, relating to narcotic drugs or marihuana, by a fine not exceeding five thousand dollars and by imprisonment in the Nebraska Penal and Correctional Complex for not less than five years nor more than ten years; and (3) for a third or subsequent offense, or if the offender shall previously have been convicted two or more times in the aggregate of any violation of the provisions of sections 28-451 to 28-469, or of the laws of the United States or any other state, territory, or district relating to narcotic drugs or marihuana, by a fine not exceeding five thousand dollars and by imprisonment in the Nebraska Penal and Correctional Complex for not less than ten years nor more than twenty years.".

2. Renumber original sections 1 to 3 as sections 2 to 4 respectively.

3. In renumbered section 2 strike lines 19 to 56 commencing after the period in line 19 and show all old matter as stricken, and insert "Thereafter the officer shall cause his complaint to be filed in the district court, and the procedure set forth in sections 28-491 to 28-496, shall thereupon be applicable.".

4. In renumbered section 3, line 1 insert "28-470, Reissue Revised Statutes of Nebraska, 1943, and".

(Signed) Fred W. Carstens, Chairman

Member Excused

Mr. Adamson asked unanimous consent to be excused Thursday, May 15 and Friday, May 16. No objections. So ordered.

MOTION—Introduce Bills

Mr. Proud moved the introduction of a new bill by the Committee on Banking, Commerce and Insurance, to be known as LB 1402.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Kremer moved the introduction of a new bill by the Committee on Agriculture and Recreation, to be known as LB 1403.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1402. By Committee on Banking, Commerce and Insurance, Richard F. Proud, 12th District, Chairman; Rick Budd, 2nd District; Claire W. Holmquist, 16th District; William M. Wylie, 40th District and Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend sections 45-335, 45-339, and 45-340, Reissue Revised Statutes of Nebraska, 1943, relating to installment sales; to redefine terms; to eliminate certain requirements of the memorandum as prescribed; to eliminate certain conditions as prescribed; and to repeal the original sections, and also section 45-336, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1403. By Committee on Agriculture and Recreation, Maurice A. Kremer, 34th District, Chairman; Wayne L. Schreurs, 24th District; Lester Harsh, 38th District; Thomas C. Kennedy, 21st District; Willard H. Waldo, 31st District and Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT relating to agriculture; to define terms; to authorize the Department of Agriculture to prescribe uniform regulations in this state for safety in the design, constructions, location, installation and operation of equipment for storing, handling, transporting by tank truck or tank trailer, and utilizing anhydrous ammonia as an agricultural fertilizer; to provide for the enjoining or abatement of violations of regulations; to prohibit the refilling or use of such containers without authorization by the owner thereof; and to prohibit the adoption by municipalities or other political subdivisions of ordinances or regulations in conflict with this act.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 406. With emergency.

A BILL FOR AN ACT to amend section 77-507, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to make it mandatory that there be annual review and equalization of assessments as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Knight
Kokes
Kremer
Luedtke
Moulton
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Adamson
Bloom
Clark
Johnson
Keyes
Klaver
Mahoney
Marvel
Moylan
Reynolds
Simpson
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 615. With emergency.

A BILL FOR AN ACT to amend sections 37-215 and 37-227, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to change the manner of issuing permits to kill deer, antelope, and wild turkeys as prescribed; to increase nonresident fees; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Bloom
Clark
Johnson
Keyes
Klaver
Mahoney
Moylan
Simpson
Skarda
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 762. With emergency.

A BILL FOR AN ACT to amend section 39-767, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide for the control of highways by local authority; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Bloom
Clark
Johnson
Keyes
Klaver
Mahoney
Moylan
Simpson
Skarda
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1174. With emergency.

A BILL FOR AN ACT to amend section 60-105, Reissue Revised Statutes of Nebraska, 1943, and section 60-106, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 711, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicles; to provide when ownership of a motor vehicle shall be acquired; to change provisions for obtaining a certificate of title; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Bloom
Clark
Johnson
Keyes
Klaver
Mahoney
Moylan
Simpson
Skarda
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1178.

A BILL FOR AN ACT to amend section 39-1323.01, Reissue Revised Statutes of Nebraska, 1943, relating to state highways; to provide the State Engineer with power to execute instruments as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Bloom
Clark
Johnson
Keyes
Klaver
Mahoney
Moylan
Simpson
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1365. With emergency.

A BILL FOR AN ACT to amend Laws 1967, Chapter 376, sections 3, 25, 30, and 32, and Laws 1967, Chapter 376, section 7, as amended by section 1, Legislative Bill 882, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriations; to transfer an appropriation; to make additional appropriations; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Bloom
Clark
Johnson
Keyes
Klaver
Mahoney
Moylan
Simpson
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Return LB 893 to Select File

Mr. Waldron asked unanimous consent to return LB 893 to Select File for the following specific amendment:

1. Amend Section 1 at line 20 of the amendment by striking the period after the word "equipment" and adding the words *"unless there is issued by the Department of Motor Vehicles a special permit specifying the hauling of other products."*

2. Amend Section 1 at line 30 of the amendment so as to strike the period after the word "delivery" and adding the following: *"and the products to be hauled, if any, under a special permit."*

3. Amend Section 1 at line 30 of the amendment by inserting after the word "The" the following: "special permit and".

4. Amend Section 1 at line 34 of the amendment by striking the period after the word "trailer" and add the following, *"provided,*

that the Department of Motor Vehicles should make a charge of $10.00 for each special permit issued hereunder."

No objections. So ordered.

Member Excused

Mr. Elrod asked unanimous consent to be excused at 11:00 a.m. for the remainder of the day. No objections. So ordered.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 293. Indefinitely postponed.

LEGISLATIVE BILL 440. Indefinitely postponed.

LEGISLATIVE BILL 674. Indefinitely postponed.

LEGISLATIVE BILL 773. Indefinitely postponed.

LEGISLATIVE BILL 936. Indefinitely postponed.

LEGISLATIVE BILL 363. Placed on General File.

LEGISLATIVE BILL 1167. Placed on General File.

LEGISLATIVE BILL 1296. Placed on General File.

LEGISLATIVE BILL 778. Placed on General File as amended.

Standing Committee amendment to LB 778:

1. In section 1, line 16, following the word "streets" insert ", and bridges".

LEGISLATIVE BILL 766. Placed on General File as amended.

Standing Committee amendment to LB 766:

1. In section 1, line 3, strike "so"; strike line 4; in line 5 strike "fication", and insert "with a surface of concrete, asphalt, or material of similar quality, covering at least two traffic lanes,".

(Signed) Rick Budd, Chairman

UNANIMOUS CONSENT—Return LB 244 to Select File

Mr. Adamson asked unanimous consent to return LB 244 to Select File for the following specific amendment:

1. In section 1, line 13, strike "effective" and insert "operative".

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1015. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 886. Bracketed at the request of Mr. Holmquist.

LEGISLATIVE BILL 887. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 897. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 222. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 362. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 623. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 785. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 787. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

1. Insert 3 new sections to be known as sections 1 to 3 and to read as follows:

"Section 1. That section 26-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

26-101. There is hereby established and created in each city of the metropolitan, *and* primary *classes*, and *in* first class cities having more than thirteen thousand population located in a county having a population of more than thirty-three thousand inhabitants according to the ~~1960~~ *most recent* federal census, a municipal court, which shall be held in such place as may be provided for that purpose within such city. Any other city of the first class may establish a municipal court to be subject to the provisions of Chapter 26, article 1, upon a vote of the qualified electors of such city. Any proposition to establish such a municipal court shall be submitted by action of the city council at any regular municipal election. It is hereby made the duty of such cities to provide suitable courtrooms, necessary equipment and room for the clerk of the court and the necessary help therefor, to be appointed by the judges of the court. The city may provide rooms in such location in the city as it sees fit where the judges of the municipal court shall conduct police court and exercise the duties theretofore performed by police magistrates and be governed by the procedure and jurisdiction provided by law for police courts. The court shall be a court of record, have a seal, clerk, and a deputy clerk. It shall be deemed always open, and any cause, matter or proceeding may be proceeded with therein at any time after the giving of notice or the service of process in the manner prescribed by law.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 788. E and R amendments found in the Legislative Journal for the Eighty-eighth Day was adopted.

Mr. Pedersen asked unanimous consent to add his name to LB 788. No objections. So ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 925. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 956. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1238. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 957. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1004. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 384. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Bracketed at the request of Mr. Holmquist.

LEGISLATIVE BILL 695. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 935. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 961. E and R amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 662. E and R amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 893. The Waldron specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 244. The Adamson specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

MOTION—Introduce Bill

Mr. Marvel moved the introduction of a new bill by the Committee on Budget, to be known as LB 1404.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1404. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; Fern Hubbard Orme, 29th District; Clifton B. Batchelder, 10th District; Leslie Robinson, 36th District and John E. Knight, 26th District.

A BILL FOR AN ACT to amend section 72-1005, Reissue Revised Statutes of Nebraska, 1943, relating to the State Building

Fund; to provide for periodic transfers to such fund of the amount appropriated by the Legislature from such fund; and to repeal the original section.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules and place LB 1404 on General File without a public hearing.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 1183.	Placed on General File.
LEGISLATIVE BILL 323.	Indefinitely postponed.
LEGISLATIVE BILL 583.	Indefinitely postponed.
LEGISLATIVE BILL 607.	Indefinitely postponed.
LEGISLATIVE BILL 913.	Indefinitely postponed.
LEGISLATIVE BILL 1153.	Indefinitely postponed.

(Signed) M. A. Kremer, Chairman

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to have an executive session of the Budget Committee this afternoon at 1:30. No objections. So ordered.

MOTION—Memorial Day Recess

Mr. Elrod moved that the Legislative Staff be excused, with pay, the same days the Senators are to be gone, namely May 29 through June 2.

Mr. Warner moved the motion be referred to the Executive Board of the Legislative Council. The motion prevailed.

MOTION—Place LB 920 on General File

Mr. Knight moved to place LB 920 on General File notwithstanding the action of the Committee.

Motion pending.

Presented to the Governor

Presented to the Governor for approval on May 14, 1969 at 8:55 a.m.: LB 1063

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 177. Indefinitely postponed.

LEGISLATIVE BILL 210. Indefinitely postponed.

LEGISLATIVE BILL 632. Indefinitely postponed.

LEGISLATIVE BILL 941. Indefinitely postponed.

LEGISLATIVE BILL 1113. Indefinitely postponed.

LEGISLATIVE BILL 1114. Indefinitely postponed.

LEGISLATIVE BILL 1115. Indefinitely postponed.

LEGISLATIVE BILL 1116. Indefinitely postponed.

(Signed) Lester Harsh, Chairman

GENERAL FILE

LEGISLATIVE BILL 531. Laid over at the request of Mr. Proud.

LEGISLATIVE BILL 587. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for review with 19 ayes, 0 nays and 30 not voting.

Member Excused

Mr. Batchelder asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 282. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 571. Reading waived. Explained.

Mr. Duis offered the following amendment, which was adopted:

In Standing Committee amendment number 1, strike lines
3 to 9 and in line 10 strike (i) and insert (1).

Mr. Swanson offered the following amendment, which was adopted:

Amend the Standing Committee amendments as follows:

In Sec. 2, Subsection (i) after word "risks" and before
word "total" insert the words "other than workman's compensation insurance".

Standing Committee amendments found in the Legislative Journal for the Fifty-seventh Day were adopted as amended.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 542. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Fifty-eighth Day were adopted.

Mr. Carpenter offered the following amendments, which were adopted:

Page 13, Section 21, Line 9

After word "general" reinsert word "*city*" and strike
words "municipal" and "school".

Line 12-14, Reinsert stricken matter

Line 21, Add new language as follows:

Provided, any city may by ordinance hold their elections
in accordance with the statewide primary election and
under the provision of this act and Chapter 32. In such
case the election commissioner will be generally in
charge of such election.

Amend standing committee amendment

New section which amended 19-621

Line 4 After word "provided" strike words "by ordinance"
and insert new words "*in this act*"

Advanced to E and R for review with 19 ayes, 3 nays and 27 not voting.

Members Excused

Mr. Waldo asked unanimous consent to be excused for 30 minutes. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
1402	Banking, Commerce and Insurance
1403	Agriculture and Recreation

(Signed) John E. Everroad,
Lieutenant Governor

UNANIMOUS CONSENT—Substitute Statements

Mr. Proud asked unanimous consent to substitute amended Standing Committee Statements for LB 689 and LB 819. No objections. So ordered.

Visitors

Mr. Hasebroock introduced 30- 8th grade students from Trinity Lutheran School, Fremont, Harold Bergt and John Bickel, teachers.

Mr. Wylie introduced 14- 8th grade students from Page School and Mrs. Park, teacher and 4 parents.

Mr. Hasebroock introduced 41 students from First Lutheran School, Papillion, E. A. Luebke, principal and Mrs. Lorezen, teacher and sponsors.

Mr. Swanson introduced 14 students from district 158, Lancaster County, 4 parents and Albert H. Gana, teacher.

Mr. Robinson introduced 30 students from Trinity Lutheran School, Grand Island and Victor Peters, teacher.

Adjournment

At 11:58 a.m., on a motion by Mr. Wylie, the Legislature adjourned until 9:00 a.m., Thursday, May 15, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETIETH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 15, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by Rev. W. L. Van Auken.

Prayer

Father of our Lord Jesus Christ, grant that the fruit of Thy spirit may show forth in our lives as we seek to serve Thee. Withhold us from the error of confusing human standards with the standards of thy Holy Word. Prevent us from sacrificing inward realities for outward expressions. May our concerns be more for usefulness and helpfulness to others than for words of condemnation and rebuke. In obedience to thy will, may we all seek to overcome evil with good. For Jesus' sake, Amen.

The roll was called and all members were present except Mr. Knight, excused until 10:00 a.m., and Messrs. Adamson, Budd, Kokes and Simpson, who were excused.

Corrections for the Journal

Page 2000, line 34, delete "19-21" and insert "19-621".

The Journal for the Eighty-ninth Day was approved as corrected.

Members Excused

Mr. Duis asked unanimous consent to be excused Friday, May 16 and Monday, May 19. No objections. So ordered.

Mr. Ziebarth asked unanimous consent to be excused Friday, May 16. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1205. Placed on Select File as amended.

E and R amendment to LB 1205:

1. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "State".

LEGISLATIVE BILL 1393. Placed on Select File as amended.

E and R amendment to LB 1393:

1. In section 2, line 2, and the title, line 4, strike "Conflict of Ethics" and insert "Conflicts of Interest".

LEGISLATIVE BILL 910. Placed on Select File as amended.

E and R amendments to LB 910:

1. Renumber original section 2 as section 3 and section 3 as section 2.

2. In the title, line 3, strike "increase" and insert "provide for determination of"; in line 4, strike "and" and insert "to provide an operative date;"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 727. Placed on Select File as amended.

E and R amendments to LB 727:

1. In section 1, line 41, insert "*yet*" after the first "not"; and in line 63, strike "county" and insert "~~county~~ *counties*".

2. In section 2, line 13, insert "~~purposes~~" after "the".

LEGISLATIVE BILL 829. Placed on Select File as amended.

E and R amendments to LB 829:

1. In lieu of the Stull amendment, in standing committee amendment 1, line 10, strike "*thirty*" and insert "*forty*".

2. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 426, Eightieth Session, Nebraska State Legislature, 1969"; in section 1, lines 26 and 30, strike "eight" and insert "four"; and in line 30,

insert "Where the patrons of a Class VI school district have voted to operate and provide free bus transportation for the pupils of the district, such district shall be eligible for payment for transportation as provided for in the School Foundation and Equalization Act." after the period.

3. In the title, line 4, insert "to increase the mileage rate;" after the semicolon.

LEGISLATIVE BILL 836. Placed on Select File as amended.

E and R amendments to LB 836:

1. In section 1, line 53, strike "*for*" and insert "*have*"; and in line 66, strike "*said*" and insert "*the*".

2. In section 2, line 14, reinstate the stricken "fund"; in line 14, insert "*or park*" before "*and*"; in line 16, insert "*or park and recreation fund*" after "fund"; and in line 31, insert "*or park and recreation*" after "park".

3. In section 5, line 20, strike "the" and insert "~~the~~".

4. In section 6, line 3, strike "19-101." and insert "~~19-101.~~".

5. In section 7, line 3, strike "19-102." and insert "~~19-102.~~".

6. In renumbered section 8, lines 4 and 5, strike "*either singly or*"; in line 9, strike "*single or*"; and in line 18, insert "*individually*" after "also".

7. In renumbered section 9, line 2, insert an underscored comma after "*23-820*"; in line 4, strike "*recreation and park*" and insert "*park and recreation*"; and in line 9, strike "*appointed and*".

8. For correlation purposes, in line 2 of section 1, insert ", as amended by section 1, Legislative Bill 57, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and amend line 35 to read "~~shall each receive such compensation as the mayor and council shall fix by ordinance.~~".

9. In lieu of the Swanson amendment thereto, in renumbered section 10, line 2, strike "19-102, and 71-3105" and insert "and 19-102".

10. Renumber section 12 as section 11.

11. For correlation purposes, in renumbered section 10, line 1, and the title, line 2, strike "16-696,"; in renumbered section 10, line 3, and the title, line 4, strike "and"; in renumbered section 10, line 4, and the title, line 5, insert ", and section 16-696, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 57, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

12. In the title, line 3, strike "19-102, and 71-3105" and insert "and 19-102"; in line 8, insert "park and" after "for"; strike beginning with "to" in line 12 through the semicolon in line 13; strike beginning with "to" in line 14 through "and" in line 15; and in line 16, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 984. Placed on Select File as amended.

E and R amendments to LB 984:

1. In section 3, line 8, strike "and" and insert "or" as in the statutes; in line 12, insert an underscored comma after "employment"; in line 24, strike "surety on" and insert "~~surety on~~"; and in line 24, strike "*such*".

2. In the title, strike beginning with the second "to" in line 5 through line 7 and insert "to harmonize with previous legislation;"; and insert "a" at the end of line 8.

LEGISLATIVE BILL 375. Placed on Select File as amended.

E and R amendment to LB 375:

1. In the title, strike the semicolon at the end of line 5 and insert a comma.

LEGISLATIVE BILL 376. Placed on Select File.

LEGISLATIVE BILL 377. Placed on Select File as amended.

E and R amendments to LB 377:

1. In lieu of the Pedersen amendment, in section 1, line 5, insert "*after the effective date of this act*" after "*tort*".

2. In the title, strike lines 4 to 9 and insert "cedure; to provide an exception; and to repeal the".

LEGISLATIVE BILL 643. Placed on Select File.

LEGISLATIVE BILL 644. Placed on Select File.

LEGISLATIVE BILL 647. Placed on Select File as amended.

E and R amendments to LB 647:

1. In section 1, line 27, insert "*securities,*" before "*money*".

2. In section 2, line 59, insert an underscored comma after "ily"; and in line 94, strike the second "to" and insert "~~to~~ *of*".

3. In section 6, line 22, strike "*(a)*" and insert "*(1)*"; and in line 25, strike "and" and show the same as stricken.

4. For correlation purposes, in line 2 of section 1, insert ", as amended by section 1, Legislative Bill 972, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 8, strike "or"; and in line 9, insert ", or credit union" after "association".

5. For correlation purposes, in line 1 of section 7 and line 2 of the title, strike "38-1001,"; and in line 3 of section 7 and line 4 of the title, insert ", and section 38-1001, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 972, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

LEGISLATIVE BILL 676. Placed on Select File as amended.

E and R amendment to LB 676:

1. In section 1, line 3, reinstate the stricken "to".

LEGISLATIVE BILL 698. Placed on Select File as amended.

E and R amendments to LB 698:

1. In section 1, line 15, strike "federal" and insert "~~federal~~ *state*".

2. In the title, line 5, strike "such"; and in line 6, insert "to harmonize with previous legislation;" after the semicolon.

LEGISLATIVE BILL 724. Correctly engrossed.

LEGISLATIVE BILL 1305. Correctly engrossed.

LEGISLATIVE BILL 406. Correctly enrolled.

LEGISLATIVE BILL 615. Correctly enrolled.

LEGISLATIVE BILL 762. Correctly enrolled.

LEGISLATIVE BILL 1174. Correctly enrolled.

LEGISLATIVE BILL 1178. Correctly enrolled.

LEGISLATIVE BILL 1365. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 406 LB 615 LB 762 LB 1174 LB 1178 LB 1365

Message from the Governor

May 14, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 13, 1969 I approved LB 801.

Respectfully,

(Signed) Norbert T. Tiemann,
Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 960. Indefinitely postponed.

LEGISLATIVE BILL 1069. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 188.

A BILL FOR AN ACT to amend sections 32-304 and 85-103, Reissue Revised Statutes of Nebraska, 1943, relating to the Board of Regents of the University of Nebraska; to increase the number of members of the Board of Regents of the University of Nebraska as provided in Article VII, section 10 of the Constitution of Nebraska; to provide for terms and election of members of the board; to define districts; to provide for terms of members of the board serving on the effective date of this act; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Holmquist
Stull

Not voting, 8:

Adamson
Budd
Burbach
Clark
Knight
Kokes
Mahoney
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 370.

A BILL FOR AN ACT to adopt the Nebraska Housing Authorities Law; to amend sections 71-1503 and 71-1509, Reissue Revised Statutes of Nebraska, 1943; to change internal references; and to repeal the original sections, and also Chapter 14, article 14, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, and

Chapter 19, article 10, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Bloom
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Batchelder
Proud
Wylie

Not voting, 9:

Adamson
Budd
Carstens
Knight
Kokes
Marvel
Nore
Simpson
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 732.

A BILL FOR AN ACT to amend section 77-1241, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969, relating to taxation; to provide the date after which unpaid motor vehicle taxes shall be delinquent; to provide for notice of delinquency, and for collection by distress warrant as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist

Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Adamson
Budd
Carpenter
Knight
Kokes
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Waldo asked unanimous consent to be excused for half an hour. No objections. So ordered.

LEGISLATIVE BILL 874. With emergency.

A BILL FOR AN ACT to amend section 60-311.03, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide an exception; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Batchelder
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Orme
Warner

Not voting, 9:

Adamson
Bloom
Budd
Klaver
Knight
Kokes
Mahoney
Simpson
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 948. With emergency.

A BILL FOR AN ACT to adopt the Nebraska Highway Bond Act; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Batchelder
Klaver

Not voting, 8:

Adamson
Budd
Knight
Kokes
Kremer
Nore
Simpson
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Meeting

Mr. Klaver asked unanimous consent for the Salaries and Claims Committee to have a short meeting. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 46. Re: Family Farms
Introduced by Henry F. Pedersen, Jr., 4th District.

WHEREAS, agriculture traditionally has been Nebraska's major industry; and

WHEREAS, the family farm has been the backbone of Nebraska agriculture throughout the state's history and

WHEREAS, recent years have seen a steady decline in the number of family farms in Nebraska; and

WHEREAS, one of the causes for the decline in family farming is alleged to be the rapid entry of large conglomerate corporations into the farming field; and

WHEREAS, it is believed that the decline in family farming will be damaging to the economy of Nebraska and the general welfare of its citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Executive Board of the Legislative Council appoint a committee to study the overall problem of declining numbers of family farms and the growth of corporate farming, and report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

MOTIONS—Introduce Bills

Mr. Carpenter moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1405.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Duis moved the introduction of a new bill by the Committee on Miscellaneous Subjects, to be known as LB 1406.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Klaver moved the introduction of a new bill by the Committee on Salaries and Claims, to be known as LB 1407.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

Mr. Marvel moved the introduction of a new bill by the Committee on Budget, to be known as LB 1408.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1405. By Committee on Government and Military Affairs, Terry Carpenter, 48th District, Chairman; William F. Swanson, 27th District; James Waldron, 42nd District; Eugene T. Mahoney, 5th District; William R. Skarda, Jr., 7th District; Donald Elrod, 35th District; Robert L. Clark, 47th District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 19-2905 and 19-2907, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to require filing of annual audits with the Auditor of Public Accounts as prescribed; to provide a penalty for failure to cause an annual audit and file same with the Auditor of Public Accounts as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1406. By Committee on Miscellaneous Subjects, Harold T. Moylan, 6th District, Chairman; Herbert J. Duis, 39th District; Ellen E. Craft, 45th District; Richard F. Proud, 12th District and Bill K. Bloom, 20th District.

A BILL FOR AN ACT relating to state-owned property; to authorize the Governor to release a certain easement and right-of-way in Dawson County, Nebraska, as prescribed; and to declare an emergency.

LEGISLATIVE BILL 1407. By Committee on Salaries and Claims, Rudolf C. Kokes, 41st District, Chairman; Sam Klaver, 9th District, Vice Chairman; Loran Schmit, 23rd District; George Syas, 13th District; Roland A. Luedtke, 28th District; Theodore C. Wenzlaff, 32nd District and J. W. Burbach, 19th District.

A BILL FOR AN ACT to make appropriations for the payment of claims not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; and to declare an emergency.

LEGISLATIVE BILL 1408. By Committee on Budget, Richard D. Marvel, 33rd District, Chairman; Fern Hubbard Orme, 29th District; Leslie Robinson, 36th District; John E. Knight, 26th District and W. H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to political subdivisions; to adopt the Nebraska Budget Act; to amend sections 3-504, 12-914, 16-706, 17-703, 17-711, 17-715, 17-718, 18-1006, 23-132, 23-343.46, 23-904, 23-920, 31-513, 31-827, 35-509, 39-1621, 39-1634, 46-543, 46-544, 51-316, 71-1611, 71-2910, 79-431, 79-435, 79-1007.02, 79-1613, and 79-2210, Reissue Revised Statutes of Nebraska, 1943, and sections 2-958, 2-1549.02, 2-1560, 16-702, 16-718, 17-702, 17-708, 19-1302, 23-343.19, and 79-1445.30, Revised Statutes Supplement, 1967; and to repeal the original sections, and also section 23-343.44, Reissue Revised Statutes of Nebraska, 1943.

MOTIONS—Suspend Rules

Mr. Duis moved to suspend the rules to place LB 1406 on General File without a public hearing.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Klaver moved to suspend the rules to place LB 1407 on General File without a public hearing.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Presented to the Governor

Presented to the Governor for approval on May 15, 1969 at 9:25 a.m.: LB 348 LB 1358 LB 406 LB 615 LB 762 LB 1174 LB 1178 LB 1365

(Signed) Ruth Bossard, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 1043. E and R amendment found in the Legislative Journal for the Eighty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 66. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Mr. Pedersen asked unanimous consent to add his name to LB 66. No objections. So ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 862. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1002. E and R amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for engrossment.

MOTION—Place LB 896 on General File

Mr. Wallwey renewed his pending motion to place LB 896 on General File notwithstanding the Committee action.

The motion lost with 13 ayes, 21 nays and 15 not voting.

Mr. Wylie Presiding

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 1403 Wednesday, May 21, 1969 1:00 p.m.

(Signed) M. A. Kremer, Chairman

UNANIMOUS CONSENT—LB 718

Mr. Elrod asked unanimous consent that LB 718 be the first order of business on General File on Monday, May 26. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 603. Reading waived. Explained.

Mr. Carstens offered the following amendments, which were adopted:

1. Amend the bill by adding a new section 2 to read as follows:

"Sec. 2. The Deputy Director for Juvenile Delinquency shall:

(1) Develop specialized programs and services within the Division of Juvenile Delinquency for the guidance, treatment, and rehabilitation of juveniles committed to the division;

(2) Cooperate with the courts and all other agencies, public and private, which are concerned with the prevention or control of juvenile delinquency;

(3) Coordinate the programs and services of the division with the programs and services of other agencies, public and private, relating to the prevention and control of juvenile delinquency;

(4) Advise the Office of Parole Administration in the development of specialized and diversified community-based programs and services for the parole of juveniles; and

(5) Encourage the planning and implementation of a statewide program for the prevention and control of juvenile delinquency.".

2. Renumber original sections 2 to 4 as sections 3 to 5 respectively.

3. Amend renumbered section 4, line 3, by striking "probation" and inserting "parole".

Advanced to E and R for review with 19 ayes, 6 nays and 24 not voting.

MOTIONS—Introduce Bills

Mr. Carstens moved the introduction of a new bill by the Committee on Judiciary, to be known as LB 1409.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Mr. Mahoney moved the introduction of a new bill by the Committee on Government and Military Affairs, to be known as LB 1410.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Carpenter moved the introduction of a new bill by the Committee on Miscellaneous Subjects, to be known as LB 1411.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Mr. Keyes moved the introduction of a new bill by the Committee on Education, to be known as LB 1412.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1409. By Committee on Judiciary, Fred W. Carstens, 30th District, Chairman; Roland A. Luedtke, 28th District; C. F. Moulton, 8th District; Terry Carpenter, 48th District; Loran Schmit, 23rd District; Sam Klaver, 9th District; Leslie A. Stull, 49th District and Donald Elrod, 35th District.

A BILL FOR AN ACT relating to the University of Nebraska; to grant the Board of Regents of the University of Nebraska the power of eminent domain to acquire lands owned by cities of the metropolitan class and cities of the primary class for use for university purposes; and to declare an emergency.

LEGISLATIVE BILL 1410. By Committee on Government and Military Affairs, Terry Carpenter, 48th District; Chairman; Eugene T. Mahoney, 5th District; William F. Swanson, 27th District; William R. Skarda, Jr., 7th District; Donald Elrod, 35th District and Wayne W. Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 23-1901, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide that in counties having a population of fifty thousand or more inhabitants the county surveyor shall be either a professional engineer or a registered land surveyor; and to repeal the original section.

LEGISLATIVE BILL 1411. By Committee on Miscellaneous Subjects, Harold T. Moylan, 6th District, Chairman; Bill K. Bloom, 20th District; Richard F. Proud, 12th District; E. Thome Johnson, 15th District; Ellen E.

Craft, 45th District and Herbert J. Duis, 39th District.

A BILL FOR AN ACT relating to institutions of higher education; to make it unlawful to discriminate against or in favor of any person on the basis of race, religion, creed, or national origin as prescribed; to make certain acts unlawful as prescribed; and to provide penalties.

LEGISLATIVE BILL 1412. By Committee on Education; Orval Keyes, 3rd District; Wayne W. Ziebarth, 37th District; Robert L. Clark, 47th District; Theodore C. Wenzlaff, 32nd District; Henry F. Pedersen, Jr., 4th District and Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend section 79-1603, Revised Statutes Supplement, 1967, relating to junior college districts; to provide that a junior college district may be organized in a school district having an assessed valuation of less than sixty-five million dollars if such district is eligible for federal funds for aid to grades thirteen and fourteen under Public Law 874, 81st Congress as amended, and to repeal the original section.

Member Excused

Mr. Waldron asked unanimous consent to be excused for this afternoon and Monday morning, May 19. No objections. So ordered.

MOTION—Place LB 177 on General File

Mr. Danner moved to place LB 177 on General File notwithstanding the Committee action.

Motion pending.

Recess

At 12:09 p.m., on a motion by Mr. Hasebroock, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Adamson, Budd, Kokes, Simpson, Waldron and members of the Budget Committee, who were excused.

REFERENCE COMMITTEE REPORT

LB	Committee
1405	Government and Military Affairs
1408	Budget
1409	Judiciary
1410	Government and Military Affairs
1411	Miscellaneous Subjects
1412	Education

(Signed) John E. Everroad,
Lieutenant Governor

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 1195. Placed on General File as amended.

Standing Committee amendment to LB 1195:

1. In section 1, line 7, reinstate the stricken matter; in lines 7 and 8 strike the new matter; in lines 17 and 18 reinstate the stricken matter; and strike the new matter in line 18.

LEGISLATIVE BILL 1387. Placed on General File as amended.

Standing Committee amendment to LB 1387:

1. In section 1, line 4, strike "within five miles of a city or village"; and in line 8 after "any" insert ", and the leaseholder shall be paid for improvements and the value of the leasehold for agricultural purposes".

(Signed) Lester Harsh, Chairman

MOTION—Order of the Day

Mr. Holmquist moved to consider only the underlined bills this afternoon.

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 1039. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-first Day was adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1021. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 918. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 694. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Laid over at the request of Mr. Danner.

LEGISLATIVE BILL 725. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-third Day were adopted.

Mr. Holmquist offered the following amendment, which was adopted:

(1) Amend the bill, Section 1. (6), line 39, page 4, by inserting after "States" the following: "or the Interstate Commerce Commission under the Interstate Commerce Act".

(2) Amend the bill, Section 2. (1) (e), line 24, page 4, by inserting after "States" the following: "and the Interstate Commerce Act".

(3) Amend the title, line 5 by inserting after "Commission" the following: "or the Interstate Commerce Commisison".

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1080. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-fourth Day was adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1182. Reading waived. Explained.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 246. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 610. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

Advanced to E and R for Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1089. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

Mr. Wylie Presiding

LEGISLATIVE BILL 1024. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1248. Reading waived. Explained.

Mr. Harsh offered the following amendment, which was adopted:

Amend 26-184, after word "panel" line 3,
include same provision "Selected by the Clerk at random
from the names that the jury commissioner has in his
jury box".

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1373. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1283. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

Member Excused

Mr. Klaver asked unanimous consent to be excused Friday, May 16. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 719. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 720. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 937. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1270. Reading waived. Explained.

Mr. Carstens offered the following amendment, which was adopted:

1. Amend the bill by adding a new section to be known as section 3 and to read as follows:

"Sec. 3. That section 43-206.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-206.04. (1) The juvenile court judge shall keep a minute book in which he shall enter minutes of all proceedings of the court in each case, including appearances, findings, orders, decrees and judgments, and any evidence which he feels it is necessary and proper to record. Juvenile court legal records shall be deposited in files and shall include the petition, summons, notice, certificates or receipts of mailing, minutes of the court, findings, orders, decrees, judgments and motions.

(2) The medical, psychological, psychiatric and social welfare reports and the records of juvenile probation officers as relate to individual proceedings in the juvenile court shall not be open to inspection, without order of the court. *Such records shall be made available to a district court of this state and federal district court on the order of a judge thereof for the confidential use of such judge or his probation officer as to matters pending before said court but shall not be made available to parties or their counsel.*".

2. Amend the bill by renumbering original section 3 as section 4.

3. Amend renumbered section 4, line 1 by striking "and 43-206" and inserting ", 43-206, and 43-206.04".

Add emergency clause.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Bracket LB 694

Mr. Duis asked unanimous consent to bracket LB 694 for the first order of business on Tuesday afternoon, May 20. No objections. So ordered.

LEGISLATIVE BILL 1076. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1102. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

MOTIONS—Introduce Bills

Mr. Burbach moved the introduction of a new bill by the Committee on Revenue, to be known as LB 1413.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Mr. Burbach moved the introduction of a new bill by the Committee on Revenue, to be known as LB 1414.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Mr. Burbach moved the introduction of a new bill by the Committee on Revenue, to be known as LB 1415.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Burbach moved the introduction of a new bill by the Committee on Revenue, to be known as LB 1416.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1413. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; Eugene T. Mahoney, 5th District; William F. Swanson, 27th District; William R. Skarda, Jr., 7th District and Maurice A Kremer, 34th District.

A BILL FOR AN ACT relating to taxation; to create a rate for taxpayers who elect to pay an income tax on the basis of a percentage of gross sales as provided in Chapter 77, article 29, Article III, section 2, Revised Statutes Supplement, 1967; and to declare an emergency.

LEGISLATIVE BILL 1414. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; Eugene T. Mahoney, 5th District; William F. Swanson, 27th District; William R. Skarda, Jr., 7th District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend sections 77-2768 and 77-2770, Revised Statutes Supplement, 1967, relating to taxation; to change the conditions for extension of time for filings and payment of tax as prescribed; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 1415. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; Eugene T. Mahoney, 5th District; William F. Swanson, 27th District; William R.

Skarda, Jr., 7th District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to taxation; to define terms; to provide for the registration of nonresident contractors; to provide for the registration of certain contracts; to set a fee for such registration; to provide for a surety bond; to provide penalties; and to declare an emergency.

LEGISLATIVE BILL 1416. By Committee on Revenue, J. W. Burbach, 19th District, Chairman; Eugene T. Mahoney, 5th District; William R. Skarda, Jr., 7th District; William F. Swanson, 27th District and Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to establish the Natural Disaster Fund and prescribe the use and administration thereof; to make appropriations; and to declare an emergency.

MOTION—Suspend Rules

Mr. Burbach moved to suspend the rules to place LB 1413, LB 1414, and LB 1415 on General File without a public hearing.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

GENERAL FILE

LEGISLATIVE BILL 1182. Considered.

Standing Committee amendments found in the Legislative Journal for the Seventy-fourth Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Mr. Syas Presiding

LEGISLATIVE BILL 1103. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-fifth Day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1030. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 1 nay and 26 not voting.

NOTICE OF COMMITTEE HEARINGS

Government and Military Affairs

LB 1398	Thursday, May 22, 1969	1:00 p.m.
LB 1399	Thursday, May 22, 1969	1:00 p.m.
LB 1405	Thursday, May 22, 1969	1:00 p.m.
LB 1410	Thursday, May 22, 1969	1:00 p.m.

(Signed) Terry Carpenter, Chairman

Visitors

Mr. Batchelder introduced 25 Junior and Senior students from American Government class, Omaha.

Mr. Moylan introduced 29—8th grade students and sponsors from Jackson School, Omaha.

Mr. Burbach introduced 17 students from District 11, Saline County, Dorchester.

Mr. Schreurs introduced 21—4th grade students, teacher, Ruby Peterson, two mothers, Mrs. Bob Beckler and Mrs. Ardys Wambold and bus driver, Wilber Stutsman, Centennial School, Beaver Crossing.

Mr. Hasebroock introduced his wife, Margaret.

Mr. Wiltse introduced 11 members of the Fairview Club, Richardson County, and leader, Mrs. Robert Werner.

Mr. Waldo introduced 17 kindergarten through 8th grade students and teacher, Mrs. Karoline W. Kasl from District 11, Saline County, Dorchester.

Mr. Warner introduced Messrs. Charles P. Kaneko, Tokyo; Mr. Hosei Hiyane, Mr. Seijin Toguchi and Mr. Yufeiyus Tomimoto of Okinawa.

Mr. Wenzlaff introduced the Younger Set Home Extension Club, Chester, Nebraska.

Mr. Waldo introduced Mrs. Thomas Keeley, teacher, 7 adults and 26—5th grade students from Crete Elementary School, Crete.

Mr. Wylie introduced teacher, Mrs. Brabec, sponsors, and 12 kindergarten through 7th grade students of District 34, Colfax County, Clarkson, Nebraska.

Mr. Burbach introduced Mary Ausdemore and Karen Anderson of Crofton.

Adjournment

At 4:12 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Friday, May 16, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Friday, May 16, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., Mr. Wylie presiding.

Prayer was offered by Rev. W. L. Van Auken.

Prayer

We are grateful, dear Lord, for the finer memories that are particularly ours to keep. Especially, we thank Thee upon every remembrance of those who have touched our lives and made us better. For those who have inspired us, who believed in us, and who helped us when we were too weak, too immature, or too foolish to help ourselves, we praise Thy name. Grant that we may be such friends to others, that some one of them may thank God when they call us to mind. Amen.

The roll was called and all members were present except Mr. Bloom, excused until 9:40 a.m., and Messrs. Adamson, Batchelder, Budd, Carpenter, Duis, Klaver, Kokes, Kremer, Nore, Warner and Ziebarth, who were excused.

Corrections for the Journal

Page 2023, line 20, insert: "Add emergency clause.".

Pages 2002, 2004, 2006, 2008, 2010, 2012, 2014, 2016, 2018, 2020, 2022, 2024 and 2026 delete "EIGHTY-NINTH DAY" at top of page and insert "NINETIETH DAY".

The Journal for the Ninetieth Day was approved as corrected.

Messages from the Governor

May 15, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 14, 1969 I approved LB 1063 and on May 15, 1969 I approved LB 348, LB 406, LB 615, LB 762, LB 1174, LB 1178, LB 1358 and LB 1365.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 1411	Thursday, May 22, 1969	1:30 p.m.

(Signed) Harold T. Moylan, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 787. Replaced on Select File as amended.

E and R amendments to LB 787:

1. In the Carpenter amendment 1, adopted 5/14, strike lines 1 and 2 and insert "1. Add a new section to read as follows:".

2. Renumber original sections 1 to 3 as sections 2 to 4.

3. In renumbered section 3, line 2, strike "is" and insert "and section 26-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969, are".

4. In the title, line 3, insert "and section 26-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969," after the second comma; at the end of line 4, insert "to clarify provisions; to change reference to federal census;" and in line 5, strike "section" and insert "sections".

LEGISLATIVE BILL 935. Replaced on Select File as amended.

E and R amendment to LB 935:

1. In line 1 of E & R amendment 1, adopted 5/14, insert a semicolon before "to".

LEGISLATIVE BILL 893. Replaced on Select File as amended.

E and R amendments to LB 893:

1. In the Waldron amendment 4, adopted 5/14, line 2, strike *"provided"* and insert *"; Provided"*; in line 3, strike *"should"* and insert *"shall"*; in line 3, strike *"$10.00"* and insert *"ten dollars"*; and in line 4, strike the period and insert a period at the end of the line.

2. In line 4 of E & R amendment 2, adopted 5/2, insert "to provide for a special permit for the use of dealer plates and the fee therefor;" after the first semicolon.

LEGISLATIVE BILL 991. Placed on Select File as amended.

E and R amendments to LB 991:

1. In section 1, line 10, insert "be guilty of a felony and shall," after "shall"; and strike lines 12 and 13 and insert "rectional Complex not less than one year nor more than five years and by a fine of not".

2. In the title, line 4, insert "farming or ranching operations or" after "with".

LEGISLATIVE BILL 1217. Placed on Select File as amended.

E and R amendment to LB 1217:

1. In section 1, lines 6 and 8, strike "their" and insert "their *its*"; in line 24, strike *"they"* and insert *"it"*; in line 26, strike *"their"* and insert *"its"*; and in line 27, strike *", or copy of"* and insert *"or of its"*.

LEGISLATIVE BILL 1122. Placed on Select File as amended.

E and R amendments to LB 1122:

1. In standing committee amendment 1, line 3, strike *"; Provided, that for"* and insert *"For"*; and in line 4, strike *"Nebraska"*.

2. In the title, lines 3 and 4, strike "Nebraska" and insert "State".

LEGISLATIVE BILL 872. Placed on Select File as amended.

E and R amendments to LB 872:

1. In section 2, line 86, strike the semicolon and insert "; ,"; and in line 87, strike the semicolon and insert "; , *and*".

2. In standing committee amendment 3, insert quotation marks before the second "section" and strike the first quotation marks in line 2.

3. In the title, line 2, strike "section 3-502" and insert "sections 3-502 and 3-507"; in line 10, insert "to increase the maximum interest rate on bonds and notes;" after the semicolon; and in line 10, strike "section" and insert "sections".

LEGISLATIVE BILL 1025. Placed on Select File as amended.

E and R amendments to LB 1025:

1. In section 2, line 7, strike "six" and insert "seven".

2. In section 11, line 3, strike "city" and insert "county"; in line 13, strike "airports" and insert "airport"; and in line 68, strike "said" and insert "such".

3. In section 12, lines 21 and 22, insert "be" after "or"; strike line 23, and insert "so fined and imprisoned;"; in line 28, strike "may also" and insert "also to"; and in lines 54, 67, 75, and 86, strike "revenues" and insert "revenue".

4. In section 15, line 1, strike "revenues" and insert "revenue"; in line 8, strike "said" and insert "such"; in line 14, insert a comma after "authority"; and in line 28, strike "cities" and insert "counties".

5. In section 16, line 22, insert a comma after "issuance"; in lines 35, 45, 131, and 133, strike "six" and insert "seven"; in line 83, strike the semicolon and insert a comma; in line 84, strike the semicolon and insert ", and"; and in line 120, strike "said" and insert "such".

6. In section 17, line 19, strike "said" and insert "such".

7. In section 18, insert "the" at the end of line 6.

8. In section 20, line 13, strike "such bonds" and insert "bonds, issued under the provisions of sections 10 to 20 of this act,"; and in line 18, strike "revenues" and insert "revenue".

9. In the title, line 10, insert "to provide for the creation, operation, and financing of county airport authorities as prescribed;" after the semicolon.

LEGISLATIVE BILL 1054. Placed on Select File as amended.

E and R amendments to LB 1054:

1. In standing committee amendment 4, line 4, strike "line 42" and insert "lines 42 and 43".

2. In section 6, line 43, strike "municipality" and insert "political subdivision".

3. In section 7, insert a comma at the end of line 56.

4. In section 8, lines 124 and 125, strike "examination" and insert "examinations".

LEGISLATIVE BILL 1185. Placed on Select File as amended.

E and R amendment to LB 1185:

1. In the title, line 4, insert "to increase the maximum bond interest rate;" after the semicolon.

LEGISLATIVE BILL 967. Placed on Select File as amended.

E and R amendments to LB 967:

1. In section 1, line 24, strike *"said"* and insert *"such"*.

2. In standing committee amendment 1, line 2, insert an underscored comma before *"if"* and after *"provided"*; and in line 5, insert *"in this section"* after *"nothing"*.

3. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1071. Placed on Select File as amended.

1. Insert a new section to read as follows:

"Section 1. That section 79-4,147, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,147. The ~~State Board~~ *Commissioner* of Education shall have authority to issue a certificate of high school equivalency to those persons who have been released from institutions under the direction and supervision of the Department of Public Institutions, where the applicant is unable to secure a high school diploma in the usual manner. This certificate shall be issued on the basis of examination of verified records of education, training, and experience, and upon results of approved educational tests. Such certificate shall be issued only when it has been determined that the applicant has attained the general educational development and ability of the standard high school graduate. This certificate carries with it the significance and privilege of a regular high school diploma. The ~~State Board~~ *Commissioner* of Education shall charge a fee of three dollars to cover the costs of these examinations and issuance of such certificate, which fee shall be paid into the state treasury as provided by law. All rules and regulations governing the issuance of this certificate shall be established by the State Board of Education.".

2. Renumber present sections 1 to 6 as sections 2 to 7.

3. In renumbered section 2, line 1, strike "Section" and insert "Sec."; and in lines 26 and 27, strike *"the applicant"* and insert *"he"*.

4. In renumbered section 4, line 11, strike *"79-4,147"* and insert *"79-4,147.01"*.

5. Amend renumbered section 6 to read:

"Sec. 6. That original sections 79-4,147, 79-4,147.01, 79-4,147.02, and 80-401.05, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

6. In renumbered section 7, line 1, strike "3" and insert "7".

7. In the title, line 2, strike "79-4,147.01 and" and insert "79-4,147, 79-4,147.01,"; at the end of line 2, insert "and 80-401.05,"; insert "the" at the end of line 5; in line 8, strike "and" and insert "to eliminate a fee; to provide the acceptance of certificates of equivalency;"; and in line 9, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 1218. Placed on Select File as amended.

E and R amendments to LB 1218:

1. In section 1, line 13, insert an underscored comma after *"district"*.

2. In the title, line 6, strike "the original section" and insert "provisions".

LEGISLATIVE BILL 567. Placed on Select File as amended.

E and R amendment to LB 567:

1. In the title, lines 4 and 5, insert "protection" after "fire"; and in line 7, strike the first "district" and insert "commission".

LEGISLATIVE BILL 1031. Placed on Select File.

LEGISLATIVE BILL 244. Correctly re-engrossed.

LEGISLATIVE BILL 662. Correctly engrossed.

LEGISLATIVE BILL 695. Correctly engrossed.

LEGISLATIVE BILL 956. Correctly engrossed.

LEGISLATIVE BILL 957. Correctly engrossed.

LEGISLATIVE BILL 188. Correctly enrolled.

LEGISLATIVE BILL 370. Correctly enrolled.

LEGISLATIVE BILL 732. Correctly enrolled.

LEGISLATIVE BILL 948. Correctly enrolled.

LEGISLATIVE BILL 874. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Member Excused

Mr. Wiltse asked unanimous consent to be excused Monday, May 19. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage;

LEGISLATIVE BILL 89.

A BILL FOR AN ACT relating to labor; to provide a merit system for employees of the Division of Safety of the Department of Labor; to amend section 81-8,107, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 15:

Adamson
Batchelder
Bloom
Budd
Carpenter
Duis
Klaver
Kokes
Kremer
Nore
Pedersen
Proud
Schreurs
Warner
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 428. Laid over at the request of Mr. Wallwey.

LEGISLATIVE BILL 661.

A BILL FOR AN ACT to amend section 44-710.15, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to extend provisions to all insurers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock

Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 15:

Adamson
Batchelder
Bloom
Budd
Carpenter
Duis
Klaver
Kokes
Kremer
Mahoney
Nore
Schreurs
Waldron
Warner
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 768.

A BILL FOR AN ACT to amend section 33-114, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to provide a fee for county treasurers for the collection of money for watershed and watershed conservancy districts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 13:

Adamson
Batchelder
Bloom
Budd
Carpenter
Duis
Klaver
Kokes
Kremer
Nore
Skarda
Warner
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 803. With emergency.

A BILL FOR AN ACT to amend section 77-911, Reissue Revised Statutes of Nebraska, 1943, relating to insurance companies; to change the time for notice to rescind insurance licenses; to change internal references; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 12:

Adamson
Batchelder
Bloom
Budd
Carpenter
Duis
Klaver
Kokes
Kremer
Nore
Warner
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 813. With emergency.

A BILL FOR AN ACT to amend sections 59-301, 59-302, 59-303, and 59-304, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change internal references; to clarify the manner of appeal from the Department of Insurance; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 13:

Adamson
Batchelder
Bloom
Budd
Carpenter
Duis
Klaver
Kokes
Kremer
Nore
Warner
Whitney
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 985.

A BILL FOR AN ACT to amend section 66-311, Reissue Revised Statutes of Nebraska, 1943, relating to oil inspection; to harmonize with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 12:

Adamson
Batchelder
Bloom
Budd
Carpenter
Duis
Klaver
Kokes
Kremer
Nore
Warner
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1035.

A BILL FOR AN ACT relating to revenue and taxation; to provide for the reporting of aircraft in the state to the Tax Commissioner as prescribed; and to provide a penalty.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 12:

Adamson
Batchelder
Bloom
Budd
Carpenter
Duis
Klaver
Kokes
Kremer
Nore
Warner
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1309.

A BILL FOR AN ACT to amend section 79-1603, Revised Statutes Supplement, 1967, relating to schools; to provide that certain junior college districts shall include the same territory as the school district in which they are organized; to provide an exception; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Bloom
Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse
Wylie

Voting in the negative, 1:

Orme

Not voting, 12:

Adamson
Batchelder
Budd
Carpenter
Duis
Klaver
Kokes
Kremer
Nore
Warner
Whitney
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Order of the Day

Mr. Pedersen asked unanimous consent to take up underlined bills on General File.

Mrs. Orme asked unanimous consent to amend the request to take up LB 1095 and LB 412 before the underlined bills. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1205. E and R amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1393. E and R amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 910. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Mr. Syas offered the following amendment, which was adopted by unanimous consent:

1. Strike the new matter in the Ziebarth amendment adopted 5/13 and insert:

"*(2) The high school tuition rate for nonresident pupils shall be determined annually by the receiving district on a uniform basis for all pupils but such rate shall in no event be less than the average per pupil cost for the preceding school year determined as provided in subsection (3) of section 79-486. The superintendent of the receiving school shall certify such rate to the county superintendent on or before the second Monday in July of each year.*".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 727. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 829. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 836. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 984. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 375. E and R amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 376. Advanced to E and R for engrossment.

LEGISLATIVE BILL 377. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 643. Advanced to E and for for engrossment.

LEGISLATIVE BILL 644. Advanced to E and R for engrossment.

LEGISLATIVE BILL 647. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 676. E and R amendment found in the Legislative Journal for the Ninetieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 698. E and R amendments found in the Legislative Journal for the Ninetieth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to have an executive session of the Budget Committee this afternoon at 1:30 p.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1095. Reading waived. Explained.

Mrs. Orme offered the following amendments, which were adopted:

1. Amend the bill by adding a new section 2 and to read as follows:

"Sec. 2. That section 84-1005, Revised Statutes Supplement, 1967, be amended to read as follows:

84-1005. Sections 84-1001 to 84-1005 shall not apply to *employees of the University of Nebraska, University of Nebraska at Omaha, the state teachers colleges, Nebraska Brand Committee, nor to* the members of any board or commission not required to render full-time service but they shall apply to their full-time deputies, assistants, and employees nor shall they apply to the superintendent of law enforcement and public safety, his deputies, assistants, and members of the Nebraska State Patrol, the superintendent of weighing stations, his deputies, assistants, and employees, and the employees of the Division of Motor Fuels of the office of the Tax Commissioner who shall render service on such days and maintain such hours as the Governor may designate.".

2. Renumber original section 2 as section 3, and in line 2 of such section strike "is" and insert "and section 84-1005, Revised Statutes Supplement, 1967, are".

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 412. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Knight asked unanimous consent to consider LB 442 on General File at this time. No objections. So ordered.

LEGISLATIVE BILL 442. Reading waived. Explained.

Mr. Knight offered the following amendment, which was adopted:

1. In standing committee amendment 1, line 2, strike "approved by the department".

Standing Committee amendments found in the Legislative Journal for the Fifty-ninth Day were adopted as amended.

Advanced to E and R for review with 18 ayes, 3 nays and 28 not voting.

UNANIMOUS CONSENT—Return LB 412 to General File

Mr. Pedersen asked unanimous consent to return LB 412 to General File. No ojections. So ordered.

LEGISLATIVE BILL 1285. Laid over at the request of Mr. Simpson.

LEGISLATIVE BILL 750. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 412. Considered.

Mr. Pedersen offered the following amendment, which was adopted:

Amend LB 412 to strike in lines 6 and 7 the words
"not in a single family" and insert in lieu thereof *"in any"*.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1074. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-second Day was adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

Member Excused

Mr. Marvel asked unanimous consent to be excused for Monday, May 19. No objections. So ordered.

Visitors

Messrs. Knight and Proud escorted Mr. Dennis Morgan and Mr. Allen Beermann, Deputy Secretary of State to the rostrum. Mr. Beermann introduced Mr. Morgan to the Legislature, who is here on behalf of the National Cancer Crusade. Mr. Morgan addressed the members briefly.

GENERAL FILE

LEGISLATIVE BILL 1051. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-fifth Day was adopted.

Mr. Whitney offered the following amendments for Mr. Carpenter, which were adopted;

1. Section 1. That section 28-1214, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-1214. In any prosecution under section 28-1213, as against the maker or drawer thereof, the making, drawing, uttering or delivering of a check, draft, order or assignment of funds, payment of which is refused by the drawee because of lack of funds or credit, shall be presumptive evidence of intent to defraud and of knowledge of insufficient funds in, or credit with such bank, cooperative credit association or other depository; *Provided,* such maker or drawer shall not have paid the payee thereof the amount due thereon, together with all costs and protest fees, within five days ~~after receiving notice that~~ *after notice was sent by the county attorney to such maker or drawer by United States mail that* such check, draft, order or assignment of funds shall have been ~~protested; and the notice of protest thereof shall be admissible as proof of such presentation for payment, nonpayment and protest; and if such notice of protest, or the drawee's notice of dishonor thereof, shall state that payment of such check, draft, order or assignment of funds was refused because of lack of funds or credit of the maker or drawer, then such notice of protest or notice of dishonor shall be presumptive evidence that there was a lack of funds in, or credit with, such bank, cooperative credit association or other depository for the payment of such check, draft, order or assignment of funds~~ *returned to the depositor.*

2. Sec. 2. That original section 28-1214, Reissue Revised Statutes of Nebraska, 1943, is repealed.

3. Amend LB 1051 by inserting at the end of Section 1, as amended by the Carpenter amendment a new sentence, as follows: *"Upon request of the depositor, the county attorney or his deputy, shall be required to mail the notice to such maker or drawer.".*

Advancd to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1104. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 769. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

Mr. Proud Presiding

LEGISLATIVE BILL 771. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 751. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

Member Excused

Mr. Carstens asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

LEGISLATIVE BILL 1147. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1235. Reading waived. Explained.

Mr. Waldron offered the following amendment, which was adopted:

> On line 33 and after the word "salary" insert the following: *"may, at the discretion of the Board of Supervisors or County Commissioners be retained by the surveyor or be credited to the General Fund of the County,"* in place of "shall be turned over to the county treasurer monthly, and shall be credited to the general fund of the county".

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted as amended.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1276. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 767. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 628. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted as amended.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

Member Excused

Mr. Whitney asked unanimous consent to be excused Monday morning. No objections. So ordered.

Visitors

Mr. Burbach introduced 22 seniors, teachers, Mrs. Ronald Babb and Mr. Paul Winslow; principal, Mr. R. G. Sweeley and 5 sponsors from Wakonda High School, Wakonda, South Dakota.

Mr. Swanson introduced 66 students and teachers from Everett Jr. High School, Lincoln.

Mr. Elrod introduced 30—4th through 8th grade students, 4 mothers and 2 teachers from Districts 3 and 28, Hall County, Grand Island.

Mr. Schreurs introduced 120—9th grade students; principal, Wayne Ulrich; teachers, Mrs. Abbott, Mrs. Logan, Mr. Van Horn, Mr. Kron and Mr. Emil Korinek of Seward Junior High School, Seward.

Mr. Elrod introduced 95—8th grade students; teachers, Father James O'Kane, Mrs. Robert Dreher, Sister Rose Helen, Mr. James Schulte from Central Catholic School, Grand Island.

Mr. Wallwey introduced 30—8th grade students, 2 parents, 2 sponsors, Mr. M. J. Masten, Superintendent and Mrs. Ivan Reber, teacher from Winside Public School.

Mr. Mahoney introduced 40 students; principal, Sister Miriam Patricia, Mrs. Molly Pruitt and Mrs. Mary Ellen Uphoff from St. Mary's School, Bellevue, Nebraska.

Mr. Syas introduced 28—8th grade students, 3 adults; teachers, Sister Katherine Ann and Father Millenkamp of St. Richard's School, Omaha.

Mr. Hasebroock introduced 40 seniors; principal, Carl C. Cochran and teachers, Wayne Willett and Charlene Pittman of Milan C2 School, Milan, Missouri.

Mr. Wenzlaff introduced 37—4th grade students; teachers, Judith Laursen and Becky Hajny of District 70, Clay Center, Nebraska.

Mrs. Orme introduced Pierre Sarria, Director of the Cabinet in the Ministry of Foreign Affairs of Chad, Africa; Kal Muller of the State Department and Burkett Graf, Lincoln escort.

NOTICE OF COMMITTEE HEARINGS

Education

LB 1412	Monday, May 26, 1969	1:00 p.m.

(Signed) Lester Harsh, Chairman

Budget

LB 1408	Thursday, May 22, 1969	2:00 p.m.

(Signed) Richard D. Marvel, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1416	General File

(Signed) William M. Wylie, Chairman
Committee on Committees

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period May 9, 1969 through May 15, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Gary G. Frandsen, Lincoln; Nebraska Association of Insurance Agents and Omaha Public Power District

Frank Rall, Lincoln; Kearney State Alumni Association and Better Nebraska Association

James Moylan, Omaha; Nebraska Association of Trial Attorneys

James Raglin, Lincoln; Better Nebraska Association.

Adjournment

At 11:53 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Monday, May 19, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 19, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by Rev. W. L. Van Auken.

Prayer

Grant, O Heavenly Father, in the midst of busy days that we shall be enabled to move with spirits and hearts at peace with Thee. May we so possess an inner calm, that nothing shall disturb our best judgment and finest will to serve Thee. Inwardly right with Thee, bless our outward works as we labor for our fellow man. And to Thee be all praise and glory. In Jesus' name. Amen.

The roll was called and all members were present except Mr. Bloom, excused until 9:30 a.m., and Messrs. Duis, Luedtke, Marvel, Nore, Waldron and Wiltse, who were excused.

Corrections for the Journal

Page 2034, line 13, delete "1013" and insert "1031".

The Journal for the Ninety-first Day was approved as corrected.

Message from the Governor

May 16, 1969

Mr. Speaker, Mr. President
and Members of the Legislature

Gentlemen:

Please be informed that I have made the following appointments requiring Legislative confirmation:

Liquor Control Commission

Ray Osborn, Lincoln, re-appointed for a six year term

Ivan Armstrong, Ogallala, appointed to fill the unexpired term of Mrs. Alma Stephens of McCook who resigned, effective May 15, 1969. Mr. Osborn's term expires May 24, 1975 and Mr. Armstrong's term expires May 24, 1973.

Motor Vehicle Dealers License Board

Dick Flynn, Lincoln, appointed for a three year term, replacing Orville M. Parrish, Lincoln, whose term expires May 18, 1969.

Mr. Flynn's term will expire May 18, 1972.

Respectfully submitted,

(Signed) Norbert T. Tiemann,
Governor

lt

Referred to the Committee on Committees.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 362. Replaced on Select File as amended.

E and R amendments to LB 362:

1. In section 2, line 22, strike "to".

2. In line 2 of E & R amendment 1, adopted 5/14, strike "insurance" and insert "surance".

LEGISLATIVE BILL 785. Replaced on Select File as amended.

E and R amendment to LB 785:

1. In line 3 of E & R amendment 1, adopted 5/14, insert "after 'therein' " before the period.

LEGISLATIVE BILL 1046. Placed on Select File as amended.

E and R amendments to LB 1046:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 254, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in section 1, line 94, strike "77-2702" and insert "77-2703"; in line 106, strike "coin operated" and insert "coin-operated"; in line 118, strike "or"; in line 118, insert "or rural or sub-

urban fire protection district," after the third comma; after the period in line 120, insert "Any rural or suburban fire protection district shall, upon the filing of a claim therefor in the manner provided in subdivision (1)(i) of section 77-2703, be entitled to a refund of any sales or use tax which it has paid prior to the effective date of this act from which it is made exempt by the provisions of this act, but no refund shall be made in any amount less than five dollars; and"; before line 121, insert:

"(n) The purchase price of a motor vehicle purchased with funds substantially contributed by the Veterans' Administration of the United States for a disabled veteran under the provisions of section 1901, Chapter 39, Title 38, United States Code."; in line 145, strike the first "this section" and insert "section 77-2703"; in line 147, strike "herein fixed" and insert "imposed by section 77-2703"; and in line 150, strike "herein" and insert "by section 77-2703".

LEGISLATIVE BILL 962. Placed on Select File.

LEGISLATIVE BILL 1027. Placed on Select File.

LEGISLATIVE BILL 1175. Placed on Select File as amended.

E and R amendment to LB 1175:

1. In the title, line 4, strike "Deed" and insert "Deeds"; and in lines 4 and 5, strike "of trust deed".

LEGISLATIVE BILL 1220. Placed on Select File.

LEGISLATIVE BILL 1264. Placed on Select File.

LEGISLATIVE BILL 587. Placed on Select File.

LEGISLATIVE BILL 282. Placed on Select File as amended.

E and R amendment to LB 282:

1. In section 1, line 212, strike "or lienholder)" and insert the same between lines 210 and 211.

LEGISLATIVE BILL 571. Placed on Select File as amended.

E and R amendment to LB 571:

1. In line 2 of the Duis amendment adopted 5/14, strike "(1)" and insert "(h)".

2. In standing committee amendment 1, lines 14 and 20, strike "full time" and insert "full-time"; in line 19, strike "which" and insert "who"; and in line 21, strike the comma.

3. In lieu of the Swanson amendment thereto, in standing committee amendment 1, line 18, insert ", other than workmen's compensation insurance," after "risks".

4. In section 2, insert "or" at the end of line 36; in line 66, strike the second "of" and insert "or"; and in line 103, strike "such" and insert "any".

5. In section 3, line 5, strike "of this state".

6. In section 4, lines 6 and 7, strike "or his successor in office"; and in line 50, strike "receipts" and insert "the receipt".

7. In section 5, strike lines 2 and 3 and "process in" in line 4 and insert "or causes to be filed any pleading or other response in any court action, suit, or proceeding or in any"; at the end of line 16, strike the period & insert "; or"; and at the end of line 20, insert a comma.

8. In section 6, line 14, strike "said" and insert "such"; in line 15, strike the period and insert a semicolon; in lines 24, 48 and 49, and 52, strike "of this state"; in line 30, insert "any" after the second "of"; insert a comma at the end of line 32; in line 44 strike "post office" and insert "post-office"; in line 44, strike the semicolon and insert a period; in line 56, strike "; and" and insert a period; in line 76, insert "the" after "of"; and in line 77, strike "transcription" and insert "transcribing,".

9. In section 7, line 3, insert "be guilty of a misdemeanor and shall," after "shall".

10. In the title, strike lines 2 to 4 and insert "FOR AN ACT to adopt the Uniform Unauthorized Insurers Act.".

LEGISLATIVE BILL 603. Placed on Select File.

LEGISLATIVE BILL 1039. Placed on Select File as amended.

E and R amendments to LB 1039:

1. In section 3, line 5, strike "*one thousand* dollars or less" and insert "*less than one thousand* dollars or less"; and in line 12, strike "*, guardian, or upon the courts*" and insert "*or guardian or upon the court's*".

2. In section 4, strike line 7 and insert "section 38-121,"; in line 8, strike "*1943,*"; and in line 11, strike "*, guardian, or upon the courts*" and insert "*or guardian or upon the court's*".

3. In the title, insert "to clarify provisions;" at the end of line 5.

LEGISLATIVE BILL 1021. Placed on Select File as amended.

E and R amendment to LB 1021:

1. In section 1, line 42, strike "ins uch" and insert "in such".

LEGISLATIVE BILL 897. Correctly engrossed.

LEGISLATIVE BILL 961. Correctly engrossed.

LEGISLATIVE BILL 1015. Correctly engrossed.

LEGISLATIVE BILL 1238. Correctly engrossed.

LEGISLATIVE BILL 89. Correctly enrolled.

LEGISLATIVE BILL 661. Correctly enrolled.

LEGISLATIVE BILL 768. Correctly enrolled.

LEGISLATIVE BILL 803. Correctly enrolled.

LEGISLATIVE BILL 813. Correctly enrolled.

LEGISLATIVE BILL 985. Correctly enrolled.

LEGISLATIVE BILL 1035. Correctly enrolled.

LEGISLATIVE BILL 1309. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 89 LB 661 LB 768 LB 803 LB 813 LB 985 LB 1035 LB 1309 LR 26 LR 34 LB 188 LB 370 LB 732 LB 874 LB 948

Visitor

President Everroad introduced his brother, Henry, from Columbus, Indiana.

UNANIMOUS CONSENT—Executive Session

Mr. Proud asked unanimous consent to hold an executive session of the Banking, Commerce and Insurance Committee at noon in the Legislative Council hearing room. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 436.

A BILL FOR AN ACT relating to civil procedure; to provide for attorney's fees on appeal when a judgment or award has been secured against a political subdivision; and to provide exceptions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 22:

Adamson
Carpenter
Carstens
Clark
Elrod
Hasebroock
Johnson
Keyes
Knight
Kokes
Mahoney
Moulton
Orme
Pedersen
Reynolds
Schmit
Simpson
Skarda
Swanson
Warner
Wylie
Ziebarth

Voting in the negative, 14:

Budd
Burbach
Craft
Harsh
Holmquist
Kennedy
Kremer
Proud
Robinson
Schreurs
Stull
Syas
Waldo
Wenzlaff

Not voting, 13:

Batchelder
Bloom
Danner
Duis

Klaver
Luedtke
Marvel
Moylan
Nore
Waldron
Wallwey
Whitney
Wiltse

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

SELECT FILE

LEGISLATIVE BILL 787. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 935. E and R amendment found in the Legislative Journal for the Ninety-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 893. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 991. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1217. E and R amendment found in the Legislative Journal for the Ninety-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1122. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 872. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1025. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1054. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Laid over.

LEGISLATIVE BILL 1185. E and R amendment found in tht Legislative Journal for the Ninety-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 967. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1071. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1218. E and R amendments found in the Legislative Journal for the Ninety-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 567. E and R amendment found in the Legislative Journal for the Ninety-first Day was adopted.

Bracketed at the request of Mr. Warner.

LEGISLATIVE BILL 1031. Advanced to E and R for engrossment.

MOTION—Place LB 293 on General File

Mrs. Craft moved to place LB 293 on General File, notwithstanding Committee action.
Laid over.

Members Excused

Messrs. Budd, Burbach and Carpenter asked unanimous consent to be excused for half an hour. No objections. So ordered.

MOTION—Place LB 177 on General File

Mr. Danner renewed his pending motion to place LB 177 on General File, notwithstanding Committee action.

Mr. Danner requested a Call of the House. The Call showed 39 members present.

Mr. Clark moved the Call be raised. The motion prevailed with 31 ayes, 2 nays and 16 not voting.

Mr. Danner requested a record vote on his original motion.

Voting in the affirmative, 26:

Adamson
Bloom
Carstens
Clark
Danner
Johnson
Kennedy
Keyes
Klaver
Knight
Mahoney
Moulton
Moylan
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Warner
Whitney
Wylie

Voting in the negative, 8:

Batchelder
Harsh
Hasebroock
Holmquist
Pedersen
Waldo
Wenzlaff
Ziebarth

Not voting, 15:

Budd
Burbach
Carpenter
Craft
Duis
Elrod
Kokes
Kremer
Luedtke
Marvel
Nore
Orme
Waldron
Wallwey
Wiltse

The motion prevailed.

Speaker Warner Presiding

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 1212. Placed on General File as amended.

Standing Committee amendment to LB 1212:

1. In section 1 strike lines 10 to 14 and insert:

"(2) Notwithstanding the limitations imposed by subsection 1 of this section, the commission shall procure an appropriate plaque upon which shall be placed the names of each Nebraska resident awarded the Medal of Honor as a result of his services in the armed forces of the United States. Such plaque shall have sufficient space for listing the names of persons who shall be awarded the Medal of Honor in the future. The plaque shall have a suitable place in the Hall of Fame.".

LEGISLATIVE BILL 1389. Placed on General File as amended.

Standing Committee amendment to LB 1389:

1. In the bill insert new sections 2 and 3 to read as follows:

"Sec. 2. The conveyance authorized by section 1 of this act is conditioned that such real estate shall be used as an opportunity center. At any time such tract is not used as an opportunity center, the title to such tract shall revert to the State of Nebraska.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Harold T. Moylan, Chairman

MOTION—Return LB 647 to Select File

Mr. Carstens moved to return LB 647 to Select File for the following specific amendment:

1. In section 1, line 5 insert *"or the proceeds from the life insurance policy or annuity contract"* after "contract", line 63 strike the period and insert "; and", and after line 87 insert the following:

"(e) If the subject of the gift is proceeds from a life insurance policy or an annuity contract, by making an otherwise effective designation of an adult member of the minor's family, a guardian of the minor, or a trust company, as beneficiary of the policy, followed, in substance, by the words: As custodian for .... under the Nebraska Uniform Gifts to Minors Act.".

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 647. The Carstens specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

President Everroad Presiding

GENERAL FILE

LEGISLATIVE BILL 601. Reading waived. Explained

Advanced to E and R for review with 22 ayes, 13 nays and 14 not voting.

LEGISLATIVE BILL 531. Reading waived. Explained.

Mr. Holmquist moved to indefinitely postpone.

The motion prevailed with 24 ayes, 14 nays and 11 not voting.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1409 Monday, May 26, 1969 1:45 p.m.

(Signed) Fred W. Carstens, Chairman

UNANIMOUS CONSENT—Substitute Statement

Mr. Carstens asked unanimous consent to substitute a corrected Committee Statement on LB 1348. No objections. So ordered.

Members Excused

Mr. Knight asked unanimous consent to be excused this afternoon and Thursday, May 22. No objections. So ordered.

Mr. Danner asked unanimous consent to be excused Wednesday, Thursday and Friday, May 21, 22 and 23. No objections. So ordered.

Mr. Proud asked unanimous consent to be excused tomorrow afternoon and Wednesday morning, May 21. No objections. So ordered.

Mr. Bloom asked unanimous consent to be excused this afternoon. No objections. So ordered.

Recess

At 11:54 a.m., on a motion by Mrs. Orme, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Speaker Warner presiding.

The roll was called and all members were present except Miss Reynolds, excused until 3:00 p.m., Messrs. Bloom, Duis, Keyes, Knight, Marvel, Nore and members of the Retirement Committee, who were excused.

MOTION—Clarify Rules

Mr. Proud moved that the Rules Committee clarify the rules as to how many votes are necessary to indefinitely postpone a bill.

Referred to the Rules Committee.

GENERAL FILE

LEGISLATIVE BILL 909. Considered.

Mr. Proud offered the following amendment, which was adopted:

Add the following to the Committee amendment after the word "system":

"or contracts for such services and facilities
with an entity or entities other than such city of the
first class".

Advanced to E and R for review with 25 ayes, 3 nays and 21 not voting.

LEGISLATIVE BILL 705. Reading waived. Explained.

Mr. Simpson offered the following amendment, which was adopted:

In Section 1, line 3, after "waycars" insert "owned
by such carrier"; in line 4 after "investigation" insert
", notice and hearing"; in line 6 after "the" insert "type
of"; and in line 8 after "waycar" insert "placed in service
after January 1, 1971; *Provided,* that nothing in this act
shall prevent any railroad carrier from operating equipment
not in conformity with the provisions of this act over any
main line for a distance of less than fifty miles and on

any branch line of such carrier for a distance less than
fifty miles".

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Mr. Simpson Presiding

LEGISLATIVE BILL 1049. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

1. In Section 1, strike lines 18, 19, 20, 21, 22,
30, 31, 32, 33, 34, 46, 47 and 48.

2. Section 2, line 8, strike "fifty" and insert
"seventy-five".

Standing Committee amendments found in the Legislative Journal for the Fifty-eighth Day were adopted as amended.

Mr. Pedersen moved to indefinitely postpone LB 1049.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 9:

Batchelder
Clark
Johnson
Kennedy
Pedersen
Robinson
Wallwey
Wenzlaff
Whitney

Voting in the negative, 19:

Burbach
Carpenter
Danner
Harsh
Hasebroock
Klaver
Luedtke
Mahoney
Moylan
Proud
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Warner

Not voting, 21:

Adamson
Bloom
Budd
Carstens
Craft
Duis
Elrod
Holmquist
Keyes
Knight
Kokes
Kremer
Marvel
Moulton
Nore
Orme
Reynolds
Waldo
Wiltse
Wylie
Ziebarth

The motion lost.

Mr. Whitney offered the following amendment, which was adopted:

Sec. 1. (3) insert the following in lines 18 and 19 in place of the stricken matter by the Carpenter amendment:

"any individual employed as a baby sitter in or about a private home".

Advanced to E and R for review with 22 ayes, 4 nays and 23 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Syas asked unanimous consent to have the following amendment to LB 606 printed in the Journal:

1. In section 1 as amended by the Carstens Select File amendment, strike subdivision (5) and insert the following:

"(5) The commission has the right to reserve permanent access easements across portions of the right-of-way sold, to portions of the right-of-way owned by the commission which would otherwise be inaccessible, such easements to be used by the commission, its officers and employees, and its invitees, and licensed in accordance with the objective and purposes of the land retained by the commission;".

2. Strike section 2 added by the Carstens Select File amendment, and insert the following:

"Sec. 2. Each of such tracts described in section 1 of this act shall, when determined by the Game and Parks Commission pursuant to section 3 of this act, shall be sold at public auction to the highest bidder. Notice of the sale shall be given by publication in a legal newspaper in circulation in the county where the land is situated, for at least thirty days prior to the date of sale; *Provided,* no such bid shall be considered sufficient unless it shall be for an amount both in excess of the appraised value thereof, as determined by the Game and Parks Commission, and of the total of all costs of acquisition, custody, and disposal which may have been incurred by the Game and Parks Commission relating to such tract.".

3. Insert two new sections to be known as sections 3 and 4 to read as follows:

"Sec. 3. Each of the tracts shall be sold when the commission determines such sale to be in the public interest, such determination to be made in consideration of all factors bearing on the question of such public interest, including the following:

(1) The present and foreseeable utility of such land for public hunting, outdoor recreation and propagation of wildlife;

(2) The availability of alternative lands in the vicinity having similar use and desirability for such purposes;

(3) The utility of the land for uses by private interests in the event of sale;

(4) The effect of the sale of such land upon other lands owned by the commission;

(5) The amount of money which might be received from the sale of such tract; and

(6) The number of potential bidders for the tract, which factor shall be determined, in part through requests which may have been made by any person or persons for the sale of the tract.

Sec. 4. Any portion of the lands described in section 1 of this act, may in the discretion of the Game and Parks Commission, be exchanged by the commission as provided by the provisions of section 81-805.02, Reissue Revised Statutes of Nebraska, 1943.".

4. Renumber sections 3 and 4 as sections 5 and 6 respectively.

No objections. So ordered.

Mr. Carstens asked unanimous consent to have the following amendment to LB 606 printed in the Journal:

1. In section 1 as amended by the Carstens Select File amendment, strike subdivision (5) and insert the following:

"(5) The commission has the right to reserve permanent access easements across portions of the right-of-way sold, to portions of the right-of-way owned by the commission which would otherwise be inaccessible, such easements to be used by the commission, its officers and employees, and its invitees, and licensed in accordance with the objective and purposes of the land retained by the commission;".

2. Strike section 2 added by the Carstens Select File amendment, and insert the following:

"Sec. 2. Each of such tracts described in section 1 of this act shall, when determined by the Game and Parks Commission pursuant to section 3 of this act, shall be sold at public auction to the highest bidder. Notice of the sale shall be given by publication in a legal newspaper in circulation in the county where the land is situated, for at least thirty days prior to the date of sale; *Provided,* no such bid shall be considered sufficient unless it shall be for an amount both in excess of the appraised value thereof, as determined by the Game and Parks Commission, and of the total of all costs of acquisition, custody, and disposal which may have been incurred by the Game and Parks Commission relating to such tract.".

3. Insert two new sections to be known as sections 3 and 4 to read as follows:

"Sec. 3. The Game and Parks Commission shall keep all tracts described in section 1 of this act, fenced with a lawful fence when requested by an adjoining landowner until such tract is sold. Such fencing shall be at the expense of the commission. When the land is owned on both sides of a tract as described in section 1 of this act, the commission shall provide gates in the fencing and grant a right-of-way across such tract to such landowner.

Sec. 4. Any portion of the lands described in section 1 of this act, may in the discretion of the Game and Parks Commission, be exchanged by the commission as provided by the provisions of section 81-805.02, Reissue Revised Statutes of Nebraska, 1943.".

4. Renumber sections 3 and 4 as sections 5 and 6 respectively.

No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 521. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-first Day were adopted.

Mr. Schmit offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 23 ayes, 8 nays and 18 not voting.

UNANIMOUS CONSENT—Expedite LB 435

Mr. Kennedy asked unanimous consent that LB 435 be expedited on E and R. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 555. Bracketed until May 22 at the request of Mr. Waldron.

LEGISLATIVE BILL 987. Bracketed until May 26 at the request of Mr. Waldo.

LEGISLATIVE BILL 763. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following amendments to LB 580 and LB 342 printed in the Journal. No objections. So ordered.

Amendments to LB 580

1. In section 1, line 14, add the following new language: *"When the county clerk serves as ex officio county assessor, the county clerk shall receive a minimum annual salary of six thousand dollars to be paid monthly out of the county general fund."*
2. In section 2, line 4, strike "assessor,". In section 2, line 10, insert following the comma the following: *"the county assessor shall receive a minimum annual salary of seven thousand dollars,"*
3. In section 3, line 4, strike "assessor,". In section 3, line 7, following the comma, insert as follows: *"the county assessor shall receive a minimum annual salary of eight thousand dollars,"*
4. In section 4, line 4, strike "assessor,". In section 4, line 8, following the comma, insert as follows: *"the county assessor shall receive a minimum annual salary of nine thousand dollars."*

5. In section 5, line 4, strike "assessor,". In section 4, line 8, following the comma, insert as follows: *"the county assessor shall receive a minimum annual salary of ten thousand dollars,"*

6. Add a new section 6 as follows:

   Sec. 6. That section 23-1114.07, Revised Statutes Supplement, 1967, be amended to read as follows:

   23-1114.07. Members of the county board shall each receive an annual salary of eight thousand dollars in counties of Class 6 and eight thousand dollars in counties of Class 7, to be paid monthly out of the county general fund. Salaries of other officers in counties of Class 6 or 7, *except the county assessor*, shall be established by the county board. *In counties of Class 6, the county assessor shall receive an annual salary of twelve thousand five hundred dollars to be paid monthly out of the county general fund. In counties of Class 7, the county assessor shall receive an annual salary of fifteen thousand dollars to be paid monthly out of the county general fund.*

7. In section 6, line 1, strike 5 and insert "~~5~~ *6*."

8. In section 7, line 2, strike "and" and following the fourth comma, insert "and 23-1114.07."

Amendments to LB 342

1. In section 1 of Standing Committee Amendments to LB 342, line 15, strike *"or more than sixty eight feet in length"*

2. In section 2 of Standing Committee Amendments to LB 342, lines 5 and 6, strike *"or more than sixty eight feet in length"*

3. In section 4 of Standing Committee Amendments to LB 342, line 41, reinsert "two" and strike *"five."*

4. In section 4 of Standing Committee Amendments to LB 342, line 55, insert as follows after the period: *"The assessed valuation shall be determined pursuant to section 77-201."*

5. In section 4 of Standing Committee Amendments to LB 342, line 61, strike *"or fractions thereof."*

6. In section 5 of Standing Committee Amendments to LB 342, line 8, strike "two" and insert "~~two~~ *six*."

7. In section 7 of Standing Committee amendments to LB 342, line 7, insert following the comma, *"and assessed pursuant to section 77-1242."*

8. In section 7 of Standing Committee Amendments to LB 342, lines 22, 30, 40 and 46, strike *"basic appraised or"*

9. In section 8 of Standing Committee Amendments to LB 342, strike following the semi colon *"and provided further, that if the landowner files a list of mobile homes located on his land on or before February 1 of each year, beginning in 1971, the landowner shall not be liable for taxes due on such mobile home not owned by him nor shall such taxes be or become a lien on such real estate."* and insert "~~;~~ ."

10. In section 13 of Standing Committee Amendments to LB 342, lines 5 and 6, strike "immediately thereafter" and insert following "assessor," *"upon forms sent by the county assessor not oftener than one each thirty days."*

11. In section 13 of Standing Committee Amendments to LB 342, line 12, add a new section as follows following the period:
    "Failure to report to the county assessor as required in this section shall result in forfeiture and cancellation of the annual fee paid pursuant to section 15 of this act."

12. In section 13 of Standing Committee Amendments to LB 342, lines 8 to 11, strike as follows: "and place of business or occupation," "the make, year, model, length and trade name or other designation given thereto by the manufacturer, if any."

13. In section 14 of Standing Committee Amendments to LB 342, lines 10 to 14, strike as follows: "and all peace officers in any municipality," "board or city council, as the case may be," and insert "~~board or city council, as the case may be~~, *assessor*"

14. In section 15 of Standing Committee Amendments to LB 342, lines 2 and 3, strike as follows: *"over eight feet wide or over sixty feet long," "street, alley,"*

15. Add a new section 18 to Standing Committee Amendments to LB 342 to read as follows: *"Every owner, lessee or manager of land upon which is located two or more trailers shall pay an annual fee of twenty-five dollars to the county clerk wherein such land is located by February 1 of each year. Failure to pay such fee shall be punishable upon conviction by a penalty of $100 or 30 days in jail for each offense."*

16. Renumber section 18 of Standing Committee Amendments to LB 342 as section 19.

MOTION—Place LB 607 on General File

Mr. Waldron moved to place LB 607 on General File notwithstanding the Committee action.

Laid over.

Visitors

Mr. Holmquist introduced 31 students and sponsors from Tekamah.

Mr. Bloom introduced 36- 8th grade students; teachers, Mr. D. M. Wolf and Mrs. L. Brown from Our Lady of Lourdes School, Omaha.

Mr. Pedersen introduced 65- 8th grade students; teachers, Sister Mary Eva and Sister Mary Phyllis, Mr. Smith and 2 mothers from Christ the King, Omaha.

Mr. Kokes introduced Donald E., Tim, and Tom Briese from Albion.

Mrs. Orme introduced Joseph and Maria Feger of Austria.

Mr. Batchelder introduced 46- 12th grade students; teachers, Miss Janet Zieg and Mr. Clyde Lincoln from Benson High School, Omaha.

Mrs. Orme introduced 15 special education students and Mrs. A. R. Murdoch, Mr. Bernard Levermann from Plattsmouth.

Mr. Proud introduced 50- 8th grade students; teachers, Miss Delzell and Sister Mary Janet of St. James School, Omaha.

Mr. Schreurs introduced 24 students from Seward Grade School, Mrs. W. Dowding and Mrs. Dale Fosler.

Mr. Clark introduced Mr. John Baudek, City Manager and Mr. Gordon Tobin, City Clerk of Sidney.

Mr. Waldo introduced 31- 4th grade students from Crete Public School, Mrs. Kalkwarf, teacher and 2 mothers.

Mr. Schreurs introduced 24- 7th grade students from Lincoln School, York, Delmar Coe, teacher and 4 sponsors.

Mr. Batchelder introduced Mr. Bob Gunderson, Treasurer of the Douglas County Republicans, from Omaha.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 1047. Placed on General File as amended.

Standing Committee amendments to LB 1047:

1. In the bill strike sections 1 to 8 and insert the following:

"Section 1. This act may be cited as the Nebraska Poultry Disease Control Act.

Sec. 2. As used in this act, unless the context otherwise requires:

(1) Poultry shall mean domestic chickens, turkeys, ducks, and geese of all ages;

(2) Hatching eggs shall mean eggs of poultry for hatching purposes including embryonated eggs;

(3) Hatchery shall mean hatchery equipment on one premise operated or controlled by any person.

(4) Breeding flock shall mean two or more individuals of the same species and different sexes maintained together to produce fertile eggs for the hatching of offspring.

(5) Person shall mean an individual, corporation, firm or partnership or any member or officer of same.

(6) Pullorum-Typhoid clean shall mean flocks in which no pullorum or typhoid reactors were found on the first official blood test or have been retested with two consecutive official negative tests.

Sec. 3. The intent of this act shall be to control and eradicate hatchery-disseminated diseases, to provide for cooperation with the United States Department of Agriculture and other states to that end, and to provide authority to test breeding flocks and quarantine infected flocks.

Sec. 4. No person shall buy, sell, offer for sale, ship or import into this state hatching eggs or poultry, except for immediate slaughter, unless the flock or hatchery of origin is following a disease control program officially approved or recognized by the State Veterinarian.

Sec. 5. The State Veterinarian, subject to the approval of the Director of Agriculture, shall adopt such rules and regulations as are needed to carry out the purposes and intent of this act; *Provided*, that as far as practical, the disease provisions of the rules and regulations officially promulgated by the United States Department of Agriculture, commonly known and cited as the National Poultry and Turkey Improvement Plan, shall be adopted (1) to establish and maintain breeding poultry flocks and hatcheries as pullorum and typhoid clean, (2) to require poultry entering exhibitions be pullorum-typhoid tested negative, or originate in a typhoid or pullorum clean flock, and (3) to assure only pullorum and typhoid clean breeding poultry and hatching eggs are moved into and within Nebraska.

Sec. 6. Field sampling and testing required by the provisions of this act and the rules and regulations duly promulgated under the provisions of this act, and the costs of maintaining quarantined poultry shall be at the expense of the owner. No indemnity shall be paid to owners of pullorum or typhoid infected flocks slaughtered or disposed of in any manner.

Sec. 7. The State Veterinarian or anyone authorized thereby, upon contacting the person in charge, may enter upon all land or enter any building maintained for the production of poultry or hatching eggs to examine the poultry or hatching eggs to ascertain the existence of pullorum or typhoid in poultry. It shall be unlawful to hinder, impede or prevent any authorized agent of the Department of Agriculture from entering any building maintained for the production of poultry or hatching eggs in the performance of his duty or from making any examinations duly ordered by the State Veterinarian.

Sec. 8. Any person violating the provisions of this act or the rules and regulations promulgated under the provisions of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than fifty dollars nor more than two hundred dollars, or be imprisoned in the county jail for not more than thirty days, or be both fined and imprisoned.

Sec. 9. If any provision of this act or the application thereof to any person or circumstances is held invalid by any court, the validity of the remainder of the act and of the application of such provision to other persons and circumstances shall not be affected thereby.".

LEGISLATIVE BILL 1066. Placed on General File as amended.

Standing Committee amendments to LB 1066:

1. In section 1, line 29 strike *"are"* and insert *"as may be"*.

2. In section 2, line 4 insert *"and expenses"* after *"costs"*; line 5 strike *"amount"* and insert *"amounts"*; in lines 7, 19, and 25 strike "23-320.07" and insert "~~23-320.07~~ *23-320.06*".

3. Amend the bill by adding a new section 3 to read as follows:

"Sec. 3. That section 23-320.06, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-320.06. For the purpose of carrying out any of the provisions of sections 23-320.01 to 23-320.07, the county board is hereby authorized to enter into agreements with (1) the United States of America or any department or agency thereof, (2) any city, (3) any drainage district, (4) any other county, (5) any soil and water conservation district, (6) any special watershed district or planning board, (7) any irrigation district, (8) any reclamation district, (9) any body politic, (10) any person, (11) any firm, or (12) any individual, whenever it shall be necessary as a condition to the construction of flood control works or other similar projects hereunder, and for the maintenance, repair, or operation thereof. To aid and assist in carrying out a coordinated soil and water resource program or program of flood control for any county, the county board may also employ the services of any nonprofit corporation or organization that has as one of its principal objectives or purposes the promotion and development of soil and water resource projects and flood control *and to receive gifts and contributions from public and private sources to be expended in providing funds for construction costs and expenses in excess of funds to be provided by the federal government and the mill levy.*".

4. Renumber original sections 3 and 4 as sections 4 and 5 respectively.

5. In renumbered section 4, line 15 strike "23-320.07" and insert "~~23-320.07~~ *23-320.06*"; line 16 insert *"and expenses"* after *"costs"*, and line 16 strike *"amount"* and insert *"amounts"*.

6. Amend renumbered section 5, line 1 by striking "section 23-320.01" and inserting "sections 23-310.01 and 23-320.06".

7. Add a new section 6 to read as follows:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1184. Placed on General File as amended.

Standing Committee amendments to LB 1184:

1. In section 3, lines 13 and 14 strike "who buys, sells, or solicits" and insert "whose principal occupation is buying, selling, and soliciting".

2. In section 5 strike "Verterinarian" and insert "Veterinarian".

3. In section 6 strike lines 24 to 36.

4. In section 11 strike lines 1 to 9 and insert:

"Sec. 11. Any livestock dealer who violates any of the provisions of this act or any rule or regulation promulgated thereunder, or any order of the department after such order has become final or upon termination of any review proceeding where the order has been sustained by a court of law, shall, upon conviction thereof, be fined not less than one hundred dollars nor more than five hundred dollars, or be imprisoned in the county jail for a period not to exceed ninety days, or be both fined and imprisoned. That each day of continued violation shall constitute a separate offense.".

LEGISLATIVE BILL 1213. Placed on Gentral File as amended.

Standing Committee amendments to LB 1213:

1. Amend the bill by striking sections 1 to 18, and inserting the following:

"Section 1. This act may be cited as the Nebraska Livestock Sellers Protective Act.

Sec. 2. As used in this act, unless the context otherwise requires:

(1) Director shall mean the Director of Agriculture;

(2) Department shall mean the Department of Agriculture;

(3) Slaughter livestock shall mean cattle, sheep, and swine produced or fed in this state and destined for immediate slaughter;

(4) Purchaser shall mean any person, firm, corporation or association engaged in the purchase of slaughter livestock in excess of five hundred animal units per year based upon two hundred sixty slaughtering days;

(5) Animal unit shall consist of one cattle, or three calves, under four hundred fifty pounds, or five hogs, or ten sheep and lambs;

(6) Insolvent shall mean a person either has ceased to pay his debts in the ordinary course of business or cannot pay his debts as they become due or is insolvent within the meaning of the Federal Bankruptcy Act;

(7) Person shall include individuals, firms, associations or corporations or employees or officers of same; and

(8) Purchase of livestock for slaughter shall mean the purchase of livestock for immediate use in manufacturing or preparing meat or meat food products.

Sec. 3. After the effective date of this act, it shall be unlawful for any person engaged in the business of purchasing slaughter livestock to:

(1) Purchase slaughter livestock when insolvent; or

(2) Neglect, before the close of the next business day following the purchase of slaughter livestock or within twenty-four hours following the determination of the purchase price, whichever may occur last, to remit to the seller or his representative the full amount of the purchase cost; *Provided,* that this section does not require payment in lieu of an express agreement to the contrary.

Sec. 4. Any purchaser who buys slaughter livestock other than through a selling agent who is bonded or otherwise secured to assure payment as required by the United States Packers and Stockyards Act (7 US.C. 181) and the rules and regulations promulgated thereunder, shall be required to register with the director, and shall provide assurance of his financial ability to faithfully and promptly account for and pay to the seller or his designated representative, the total proceeds from the sale of slaughter livestock in accordance with the requirements which the director may establish by rule and regulation in accordance with Chapter 84, article 9, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.

Sec. 5. Whenever the director has reason to believe that the purchase of livestock for slaughter by a purchaser is causing or may reasonably be expect to result in a failure by the purchaser to fulfill obligations incurred in the purchase of livestock for slaughter, or in the event of a violation of any of the provisions of this act or the rules and regulations duly promulgated thereunder, the director may apply for a temporary or permanent injunction restraining any purchaser from purchasing slaughter livestock or violating or continuing to violate any of the provisions of this act or any rule or regulation promulgated under the act, notwithstanding the existence of other remedies at law. It shall be the duty of each county attorney or the Attorney General to whom the director reports any violation to cause appropriate proceedings to be instituted in the proper courts without delay and to be prosecuted in the manner required by law.

Sec. 6. The director shall have the power and authority to enter into reciprocal agreements with the duly authorized representatives of other jurisdictions, federal or state, for the exchange of information and audit reports on a cooperative basis which may assist the director in the proper administration of this act.

Sec. 7. All purchasers of slaughter livestock shall keep accurate records of all transactions conducted in the ordinary course of their business. Such records shall be available for examination and audit by the director or his duly authorized agent; *Provided,* that the director or his agent shall not divulge or make known in any manner, except in hearings before a court of law, any facts or information regarding the purchaser which may be obtained by reason of such examination or audit of the records and transactions of the purchaser.

Sec. 8. Any person violating any provision of this act shall be guilty of a felony and shall, upon conviction thereof, be fined not less than fifty dollars nor more than five hundred dollars, or be imprisoned in the Nebraska Penal and Correctional Complex for a period of not less than one year nor more than three years, or be both fined and imprisoned, and shall be liable in double damages to the suit of the party injured thereby.

Sec. 9. If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

(Signed) M. A. Kremer, Chairman

Member Excused

Mr. Ziebarth asked unanimous consent to be excused tomorrow. No objections. So ordered.

Adjournment

At 4:00 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Tuesday, May 20, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 20, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Everroad presiding.

Prayer was offered by Rev. W. L. Van Auken.

Prayer

O Lord, our Savior God, look with pity and compassion upon all those of Thy children who have slipped the anchor of their lives and are drifting aimlessly about. Draw them back to Thee with the cords of Thy tender love and tie them safely within the harbor of Thy grace and loving favor. Grant unto them, and to us, the sense of security which comes from abiding in Thee, the courage for life's duties that is given in answer to prayer, and the unconquerable optimism that belongs to all who believe in Thee, who art the Lord of all life. Amen.

The roll was called and all members were present except Mr. Bloom, excused until 9:45 and Mr. Knight, excused until 10:15; Mr. Ziebarth, who was excused.

Corrections for the Journal

Page 2051, line 8, correct spelling of "Parrish".

The Journal for the Ninety-second Day was approved as corrected.

Member Excused

Mr. Clark asked unanimous consent to be excused at 9:45 this morning. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

The Committee on Committees will meet at 1:15 p.m., Monday, May 26, 1969, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann, as follows:

Marvin L. Nuernberger—State Engineer of Department of Roads

Larry Johns—Director, Department of Motor Vehicles

(Signed) William M. Wylie, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 925. Replaced on Select File as amended.

E and R amendment to LB 925:

1. In line 3 of E & R amendment 1, adopted 5/14, strike "himself".

LEGISLATIVE BILL 1004. Replaced on Select File as amended.

E and R amendment to LB 1004:

1. In line 3 of E & R amendment 2, adopted 5/14, insert a semicolon after "matter".

LEGISLATIVE BILL 66. Replaced on Select File as amended.

E and R amendment to LB 66:

1. In the Harsh amendment, line 5, strike "for".

LEGISLATIVE BILL 918. Placed on Select File as amended.

E and R amendments to LB 918:

1. In section 2, line 1, strike "does provide" and insert "provides".

2. In section 3, line 8, strike "would provide" and insert "provides"; in line 9, strike "could" and insert "can"; and in line 10, strike "within the area".

3. In standing committee amendment 2, line 2, insert "the first" after the first "after"; in line 3, strike "15 and 16" and insert "14 and 15"; in line 10, strike "set for in this section"; in lines 10 and 11, strike "such tax" and insert "the tax authorized by this act"; in line 20, strike the second comma; in line 22,

insert "the" after "by"; and in line 27, strike "said" and insert "such".

4. In section 4, line 15, strike the period and insert a semicolon.

5. In section 6, line 5, strike "; the" and insert ". The"; strike lines 10 to 13 and through the period in line 14, and insert "bers, appointed initially one for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years, and one for a term of five years. As the terms of the initial members expire, their successors shall be appointed for terms of five years each."; and in line 15, strike "council" and insert "the council,".

6. In standing committee amendment 3, lines 5 and 6, strike "Downtown Development Board" and insert "board"; in line 29, strike "said" and insert "the"; and in line 31, strike "said".

7. Renumber original section 7 as section 20 and original sections 8 to 20 as sections 7 to 19 respectively.

8. In renumbered section 7, line 5, insert "the" after "for".

9. In renumbered section 8, line 6, strike "is"; and in line 15, strike "owners or users" and insert "owner's or user's".

10. In standing committee amendment 4, line 2, insert a period after "notice".

11. In renumbered section 9, lines 1 and 2, strike "sections 9 and 19" and insert "sections 8 and 18".

12. In renumbered section 10, line 2, insert "(1)" after "council"; in line 4, strike "; the council shall also" and insert "(2) shall"; insert a comma at the end of line 4; in line 5, strike "determination" and insert "rulings"; and in line 5, strike "; and the council may" and insert ", and (3) may".

13. In standing committee amendment 6, line 4, strike "users".

14. In renumbered section 11, line 4, strike "9" and insert "8".

15. In renumbered section 12, strike line 1 and insert:

"Sec. 12. Following the hearing, the council".

16. The bill already carrying the emergency clause, strike standing committee amendments 11 and 12.

LEGISLATIVE BILL 725. Placed on Select File as amended.

E and R amendments to LB 725:

1. In section 1, strike beginning with the comma in line 8 through *"1943"* in line 9; and in line 24, strike *"town,"*.

2. In standing committee amendment 1, line 2, strike *"which gases are"* and insert *", and which is"*; and in line 3, strike "29" and insert "39".

3. In section 2, strike beginning with *"Reissue"* in line 3 through the second comma in line 4.

4. Because of standing committee amendment 1, strike the Holmquist amendment 1.

5. In lieu of the Holmquist amendment 2, in section 2, line 26, insert *"and the Interstate Commerce Act"* after *"States"*.

6. In standing committee amendment 2, line 7, insert an underscored comma after *"determined"*.

7. In section 5, strike lines 28 and 29.

8. In section 6, strike lines 1 to 4 and *"district courts,"* in line 5 and insert:
"Sec. 6. *(1) The district courts shall have jurisdiction"*; in line 14, strike *"However, the"* and insert *"The"*; and in line 22, strike *"of"* and insert *"in"*.

9. Renumber section 12, added by standing committee amendment 3 as section 9 and renumber original sections 9 to 11 as sections 10 to 12 respectively.

10. In renumbered section 10, line 8, insert *"sections 1 to 9 of"* after *"and"*; and in line 30, insert *"sections 1 to 9 of"* after *"of"*.

11. In renumbered section 11, line 6, insert *"sections 1 to 9 of"* after *"and"*; and in line 9, strike "or" and insert *"of or"*.

12. In renumbered section 12, line 8, insert *"sections 1 to 9 of"* after *"and"*.

13. In renumbered section 13, strike line 4 and insert *"81-541, shall"*.

14. In renumbered section 14, line 1, strike *"This"* and insert *"Sections 1 to 9 of this"*; and in line 2, strike *"Pipeline"* and insert *"Pipe Line"*.

15. In the title, line 5, strike "pipelines" and insert "pipe lines"; and in line 8, strike "pipeline" and insert "pipe line".

16. In the Holmquist amendment 3, line 1, strike "5" and insert "6".

LEGISLATIVE BILL 1080. Placed on Select File as amended.

E and R amendment to LB 1080:

1. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 246. Placed on Select File as amended.

E and R amendment to LB 246:

1. In section 1, line 3, insert a comma after "affiliate"; and in line 9, strike "subscriptions" and insert "subscription".

LEGISLATIVE BILL 610. Placed on Select File as amended.

E and R amendments to LB 610:

1. In standing committee amendment 1, line 2, insert *"and"* after the semicolon.

2. In section 1, line 361, strike "provinces" and insert "~~provinces~~ *province*".

LEGISLATIVE BILL 222. Correctly engrossed.

LEGISLATIVE BILL 623. Correctly engrossed.

LEGISLATIVE BILL 788. Correctly engrossed.

LEGISLATIVE BILL 862. Correctly engrossed.

LEGISLATIVE BILL 887. Correctly engrossed.

LEGISLATIVE BILL 935. Correctly engrossed.

LEGISLATIVE BILL 1002. Correctly engrossed.

LEGISLATIVE BILL 1043. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 724.

A BILL FOR AN ACT to amend section 68-105, Reissue Revised Statutes of Nebraska, 1943, relating to paupers; to provide for exemption of the estate and real property of certain paupers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 5:

Bloom
Knight
Marvel
Whitney
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Hold LB 1305

Mr. Carstens moved that LB 1305 be held on final reading until the Legislature has an opportunity to consider and pass a revenue bill needed to finance repayment of any revenue bonds issued under authority of LB 1305.

The motion lost with 10 ayes, 32 nays and 7 not voting.

LEGISLATIVE BILL 1305. With emergency.

A BILL FOR AN ACT relating to bonds; to authorize the issuance of bonds of the state as prescribed; to appropriate the proceeds thereof; to establish a priority; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 7:

Adamson
Batchelder
Harsh
Nore
Simpson
Waldo
Wylie

Not voting, 4:

Bloom
Knight
Stull
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 1054. Mr. Luedtke offered the following amendment which was adopted by unanimous consent:

1. Strike section 15 and renumber original sections 16 to 18 as sections 15 to 17.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 362. E and R amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 785. E and R amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1046. E and R amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 962. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1027. Mr. Luedtke offered the following amendment, which was adopted by unanimous consent:

Change Section 2 to Section 3 and add a new Section 2 to read:

Section 2. *The recording of all instruments by the roll form of microfilm may be substituted for the method of recording instruments in books. If this method of recording instruments on microfilm is used, a security copy on silver negative microfilm in roll form must be maintaned and filed off premises under safe conditions to insure the protection of the records. The fee books will provide the proper index information as to the microfilm roll and numerical sequence of all such recorded instruments. The internal reference copies or work copies of the instruments recorded on microfilm may be in any photographic form to provide the necessary information as may be determined by the official in charge, and shall meet the microfilm standards as prescribed by the state records administrator as provided in sections 84-1201 to 84-1220.*

That original Section 2 be renumbered Section 3.

Add a new Section 4 to read: *Section 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.*

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1175. E and R amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1220. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1264. Advanced to E and R for engrossment.

LEGISLATIVE BILL 587. Advanced to E and R for engrossment.

LEGISLATIVE BILL 282. E and R amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 571. E and R amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 603. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1039. E and R amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1021. E and R amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Executive Session

Mr. Carpenter asked unanimous consent to have an executive session of the Government and Military Affairs Committee this afternoon at 1:00 in the Supreme Court Hearing Room. No objections. So ordered.

MOTION—Unbracket Bills

Mr. Carpenter moved that all bills which have been bracketed on Select File, which have an appropriation of more than fifty thousand dollars, be unbracketed.

The motion lost with 18 ayes, 21 nays and 10 not voting.

UNANIMOUS CONSENT—Return LB 862 to Select File

Mr. Pedersen asked unanimous consent to return LB 862 to Select File for the following specific amendment:

Amend LB 862 by striking the Pedersen General File amendment adopted on May 12, 1969, and reinstate the stricken words *"nor shall any such body be delivered to the board if the deceased was honorably discharged from the military or naval service of the United States",* in lines 29 through 32 in Section 2.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 862. The Pedersen specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 47. Re: Study of Nebraska School Laws

Introduced by Willard H. Waldo, 31st District; Wayne W. Ziebarth, 37th District and Lester Harsh, 38th District.

WHEREAS, Nebraska statutes relating to schools were last recodified in 1949; and

WHEREAS, in the past twenty years there have been many changes of major significance in the field of education, and in the structure of the State Department of Education; and

WHEREAS, the Legislature recognizes that an educational system that is responsive to the needs of the people is essential to the progress and prosperity of the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study Nebraska's school laws, and the operation of the State Department of Education and the State Board of Education.

2. That such committee report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

MOTION—Place LB 293 on General File

Mrs. Craft renewed her pending motion to place LB 293 on General File notwithstanding the Committee action.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 28 ayes, 5 nays and 16 not voting.

The Craft motion prevailed with 27 ayes, 14 nays and 8 not voting.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 464. Placed on General File as amended.

Standing Committee amendments to LB 464:

1. In section 1, line 6 strike ", motels or restaurants" and insert "and motels", and line 8 insert ", except those powers, duties and functions relating to restaurant registration and inspection, concessionaries registration and inspection and automatic vending machine registration and inspection, which shall remain under the administration of the Department of Agriculture".

2. Strike section 2 and renumber original section 3 as section 2.

3. In renumbered section 2, line 6 insert "partial" after "the", and line 8 insert ", and he is further authorized and directed to recodify and harmonize those powers, duties and functions relating to restaurant registration and inspection, concessionaries registration and inspection and automatic vending machine registration and inspection contained within sections 41-101 to 41-121 and sections 81-2,111 to 81-2,121, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, to accomplish the purposes of this act" after "act".

(Signed) M. A. Kremer, Chairman

Enrollment and Review

LEGISLATIVE BILL 435. Replaced on Select File as amended.

E and R amendments to LB 435:

1. In section 9, line 3, strike "does" and insert "~~does~~ *do*"; in line 5, strike "provides" and insert "~~provides~~ *provide*"; in line 6, strike "it relates" and insert "~~it relates~~ *they relate*"; and in line 7, strike "its" and insert "~~its~~ *their*".

2. In section 17, line 16, strike *"16-814"* and insert *"3 of this act"*.

3. In section 18, line 5, insert *"or second"* after "first".

4. In line 3 of the Elrod amendment 13, insert *"sections 1 to 26 of"* after *"by"*.

5. In E & R amendment 25, adopted 5/13, line 8, strike the semicolon and insert a comma.

(Signed) Wayne W. Ziebarth, Chairman

Nebraska Retirement Systems

LEGISLATIVE BILL 880. Indefinitely postponed.

(Signed) C. W. Holmquist, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 1384. Placed on General File.

(Signed) Richard F. Proud, Chairman

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent for the Budget Committee to meet in executive session at 1:30 p.m. today. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on May 20, 1969 at 9:00 a.m.: LB 948 LB 874 LB 732 LB 370 LB 188 LB 1309 LB 1035 LB 985 LB 813 LB 803 LB 768 LB 661 LB 89

(Signed) Ruth Bossard,
Enrolling Clerk

GENERAL FILE

LEGISLATIVE BILL 468. Reading waived. Explained.

Mr. Wylie moved to indefinitely postpone.

The motion prevailed with 34 ayes, 9 nays and 6 not voting.

LEGISLATIVE BILL 818. Reading waived.

Bracketed until Monday 5/26 at the request of Mr. Pedersen.

Members Excused

Messrs. Hasebroock, Stull, Wylie, Wallwey, Holmquist and Burbach asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

LEGISLATIVE BILL 694. Considered.

Standing Committee amendment found in the Legislative Journal for the Seventy-third Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

NOTICE OF COMMITTEE HEARINGS

Retirement

(East Chamber)

LB 530	Wednesday, May 28, 1969	2:00 p.m.
LB 922	Wednesday, May 28, 1969	2:00 p.m.
LB 952	Wednesday, May 28, 1969	2:00 p.m.
LB 1070	Wednesday, May 28, 1969	2:00 p.m.
LB 1278	Wednesday, May 28, 1969	2:00 p.m.
LB 1345	Wednesday, May 28, 1969	2:00 p.m.
LB 1369	Wednesday, May 28, 1969	2:00 p.m.

(Signed) C. W. Holmquist, Chairman

Recess

At 12:00 noon, on a motion by Mr. Klaver, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Speaker Warner presiding.

The roll was called and all members were present except Mr. Burbach, excused until 2:20 p.m., Mr. Luedtke, excused until 3:30 p.m.; Messrs. Holmquist, Proud, Stull, Ziebarth and members of the Budget Committee, who were excused.

STANDING COMMITTEE REPORT

Public Health and Welfare

LEGISLATIVE BILL 1036. Indefinitely postponed.

(Signed) Elmer Wallwey, Chairman

GENERAL FILE

LEGISLATIVE BILL 924. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fifth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

Member Excused

Mr. Wylie asked unanimous consent to be excused at 3:00 p.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE RESOLUTION 21. Laid over until the first order of business tomorrow morning at the request of Mr. Elrod.

LEGISLATIVE BILL 443. Reading waived. Explained.

Advanced to E and R for review with 20 ayes, 2 nays and 27 not voting.

LEGISLATIVE BILL 597. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Laid over at the request of Mr. Carpenter.

UNANIMOUS CONSENT—Order of the Day

Mr. Waldron asked unanimous consent to take up underlined bills.

Mr. Carpenter asked unanimous consent to take up LB 1350 before underlined bills. No objections. So ordered.

LEGISLATIVE BILL 1350. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Members Excused

Messrs. Duis and Wenzlaff asked unanimous consent to be excused for the remainder of the afternoon. No objections. So ordered.

Mr. Simpson Presiding

LEGISLATIVE BILL 669. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

Member Excused

Mr. Waldron asked unanimous consent to be excused for the remainder of the afternoon. No objections. So ordered.

LEGISLATIVE BILL 688. Reading waived. Explained.

Mr. Pedersen offered the following amendment to the Standing Committee amendment, which was adopted:

"Reinstate the stricken matter in lines 14 - 24 and change the age to 20 instead of 21".

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted as amended.

Mr. Carstens offered the following amendment, which was adopted:

1. Amend the bill by adding a new section 1 and to read as follows:

"Section 1. That section 53-123.07, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-123.07. A nonbeverage user's license shall allow the licensee to purchase alcoholic liquor from a licensed manufacturer or distributor, without the imposition of any tax upon the business of such licensed manufacturer or distributor as to such alcoholic liquor, to be used by such licensee solely for the nonbeverage purposes set forth in section 53-160; *Provided,* if any such licensee is engaged in the business of manufacturing, compounding or preparing pharmaceutical products or similar preparations or products containing alcohol to be sold in both intrastate and interstate commerce, such license shall allow the licensee to purchase at wholesale or otherwise from manufacturers or distributors not licensed in the state and to import alcohol either in barrels, drums, casks or other containers*; and provided further, if any such licensee is engaged in the business of manufacturing or preparing food products containing alcoholic liquor to be sold in both intrastate and interstate commerce, such license shall allow the licensee to purchase at wholesale from alcoholic liquor distributors licensed within the state alcoholic liquor either in barrels, drums, casks or other containers.* All such licenses shall be divided and classified and shall permit the purchase during the term for which such licenses shall be issued of limited and stated quantities of alcoholic liquor as follows:

Class 1, not to exceed .... 100 gallons
Class 2, not to exceed ....1,000 gallons
Class 3, not to exceed ....5,000 gallons
Class 4, not to exceed ....10,000 gallons
Class 5, in excess of ....10,000 gallons.".

2. Renumber original section 1 as section 2.

3. Add a new section 3 to read as follows:

"Sec. 3. That section 53-180.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-180.04. Every licensee of a place where alcoholic liquor is sold shall display at all times in a prominent place a printed card with a minimum height of twenty inches, and a width of fourteen inches with each letter to be a minimum of one-fourth inch in height, which shall read as follows:

WARNING TO MINORS
YOU ARE SUBJECT TO A FINE UP TO
$250 FINE
60 DAYS IN JAIL
OR BOTH
IF A MINOR AND YOU PURCHASE
OR ATTEMPT TO PURCHASE
OR HAVE IN YOUR POSSESSION
ALCOHOLIC LIQUOR IN THIS ESTABLISHMENT
JAIL SENTENCE MANDATORY FOR USE OF

FALSE OR ALTERED IDENTIFICATION
AND
WARNING TO ADULTS
$500 FINE AND
15 DAYS IN JAIL
IF OVER ~~21~~ *20* AND YOU PURCHASE ALCOHOLIC LIQUOR
FOR A MINOR
LAWS OF THE STATE OF NEBRASKA".

4. Strike original section 2 and insert the following:

"Sec. 4. That original sections 53-123.07, 53-180.02, and 53-180.04, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 820. Reading waived. Explained.

Standing committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

Mr. Carpenter asked unanimous consent to have the following amendment to LB 820 printed in the Journal:

1. Add a new section to read as follows:

"Sec. 2. That section 60-1008, Reissue Revised Statutes of Nebraska, 1943, as amended by section 32, Legislative Bill 154, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

60-1008. The Department of Insurance, acting as agent for the state agencies as defined in section 60-1009, shall purchase a liability insurance policy or policies, to protect the agencies and their employees against loss occasioned by negligence in the operation of any trucks, automobiles, snowplows, road graders, or other vehicles. Such policy or policies shall be purchased by public bidding conducted by the Director of Insurance upon terms and forms prepared by him, in a limit of not less than fifty thousand dollars to cover the death or bodily injury or injuries of one person and, subject to the limitation to one person, one hundred thousand dollars to cover death or bodily injury or injuries to more than one person in the same accident, and ten thousand dollars to cover property damage. ~~Such policy or policies shall contain a deductible provision of five hundred dollars of any claim, and the State of Nebraska shall be considered a self-insurer for that amount.~~ The premium on the policy or policies shall be paid from an appropriation to each agency in accordance with a formula prepared by the Department of Insurance based on the rate per vehicle times the number of vehicles operated by the agency including an amount of the premium, not to exceed ~~twenty five thousandths of one~~ *two and one half* per cent, for the payment to the Department of Insurance for administrative costs.".

2. Renumber original section 2 as section 3, and in line 2 thereof strike "is" and insert "and section 60-1008, Reissue Revised Statutes of Nebraska, 1943, as amended by section 32, Legislative Bill 154, Eightieth Session, Nebraska State Legislature, 1969, are".

No objections. So ordered.

LEGISLATIVE BILL 917. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 1012. Reading waived. Explained.

Mr. Carpenter offered the following amendment to the Standing Committee amendment, which was adopted:

"In line 2 strike "circumstances" and insert "evidence".

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted as amended.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 597. Considered.

Mr. Schmit moved the adoption of the following amendment by Mr. Danner, which was adopted:

Amend Section 1, Subsection 1 beginning on line 12 after "rent", delete "~~on behalf of a principal, where such principal has not so restricted or limited~~ and add "to" before prospective purchasers in line 14.

Mr. Schmit offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

LEGISLATIVE BILL 1150. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 1254. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 943. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 19 ayes, 0 nays and 30 not voting.

Member Excused

Mr. Carstens asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

LEGISLATIVE BILL 1219. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

Mr. Luedtke Presiding

LEGISLATIVE BILL 1084. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Mr. Clark offered the following amendment, which was adopted:

Amend LB 1084, line 8, after "deputies" insert:
"as specified by the Telecommunications Board".

Advanced to E and R for review with 19 ayes, 4 nays and 26 not voting.

Visitors

Mr. Wenzlaff introduced 53 juniors; sponsors, Mr. Fisher and Mr. Parsons from Hebron High School.

Mr. Hasebroock introduced 13 kindergarten through 6th grade students; teacher, Mrs. Bonnie Vacha, 13 parents and guests from Colfax County District 32R, Howells.

Mr. Wiltse introduced 25 - 5th through 8th grade students; teacher, Mrs. Harlan Pasco and 5 adults from Brownville Public School.

Mr. Duis introduced his mother-in-law, Mrs. J. W. Trusdale.

Mr. Waldo introduced 25—5th grade students; teacher, Mrs. Olga Kupka and 3 sponsors from Crete Public Schools.

Mr. Warner introduced Mrs. C. J. Wolstrom and Mrs. Titus Johnson from the Davey Women's Club.

Mr. Johnson introduced Mesdames Cliff Campbell, Bob Voss, L. Sexton and Lawrence Williams from Fremont.

Miss Reynolds introduced 96—6th grade students; principal, Mrs. Wilhelmina Fischer; teachers, Mrs. Arlene Mitchell, Miss Marcia Raymo, Mr. Rodney Whorlow and Mr. Duane Birginol from Miller Park School in Omaha.

Mr. Johnson introduced 9—8th grade students from St. Paul's Lutheran School, Arlington and teacher, George Bluma.

Mr. Wenzlaff introduced 21 students from Ayr School, teacher Mrs. Keith Harris and 3 mothers.

Explanation of Vote

Had I been present I would have voted in favor of indefinitely postponing LB 468.

(Signed) Robert L. Clark

Adjournment

At 3:59 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Wednesday, May 21, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 21, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by Rev. W. L. Van Auken.

Prayer

Almighty God, our Heavenly Father, we thank Thee this day for the many manifestations of Thy presence with us; for all private individuals, prayer groups, churches and other organizations which seek the right ordering of our society. Grant unto this Senate the boldness to proceed with its business as it strives to serve Thee. Grant endurance and strength to those who lead in paths of righteousness; patience and wisdom to those who must judge with equity; and brotherly love and peace to all as we work together for the common good. Let your benediction rest upon us as a mantle, making us visible to one another and acceptable unto Thee. Amen.

The roll was called and all members were present except Mr. Bloom, excused until 10:30 a.m., Mr. Warner, excused until 11:00 a.m., Mr. Proud, excused until 11:30 a.m., Miss Reynolds and Messrs. Danner, Swanson and Wylie, who were excused.

Corrections for the Journal

Page 2096, line 15, correct spelling of "Waldo".

The Journal for the Ninety-third day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 862. Replaced on Select File as amended.

E and R amendment to LB 862:

1. Strike E & R amendment 2, adopted 5/15/69.

LEGISLATIVE BILL 1024. Placed on Select File as amended.

E and R amendment to LB 1024:

1. In the title, strike beginning with "provide" in line 3 through "thereof" in line 10 and insert "change reserve requirements as prescribed".

LEGISLATIVE BILL 1248. Placed on Select File as amended.

E and R amendments to LB 1248:

1. Pursuant to the Harsh amendment, add a new section to read as follows:

"Section 1. That section 26-184, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

26-184. The clerk shall notify the parties litigant, or their attorneys, that at a designated time, at least two days before the trial, he will, in his office select a panel. The clerk shall, at the time specified, and in the presence of the parties or their attorneys, if such parties or their attorneys appear, write in a panel the names of twenty persons *selected by the clerk at random from the names that the jury commissioner has in his jury box*, citizens of the minicipality, from which the defendant, or attorney, shall strike one, and then the plaintiff, or attorney, shall strike one, and so on alternately until each have stricken six names, and the remaining eight shall constitute the jury to try such case. If either party neglects or refuses to aid in striking the jury as aforesaid, the clerk shall strike the same in behalf of such party.".

2. Renumber original sections 1 to 3 as sections 2 to 4.

3. In renumbered section 2, line 17, strike "to" and insert "o *to*".

4. In line 1 of renumbered section 4, strike "27-903" and insert "26-184, 27-903,".

5. In the title, line 2, strike "27-903" and insert "26-184, 27-903,".

LEGISLATIVE BILL 1373. Placed on Select File.

LEGISLATIVE BILL 1283. Placed on Select File.

LEGISLATIVE BILL 720. Placed on Select File as amended.

E and R amendment to LB 720:

1. In section 1, line 9, strike "same".

LEGISLATIVE BILL 937. Placed on Select File as amended.

E and R amendments to LB 937:

1. In section 3, line 2, strike "shall" and insert the same after "controversy" in the same line.

2. Renumber original section 5 as section 6 and section 6 as section 5.

3. In renumbered section 5, strike line 1 and insert "Sec. 5. This act may be".

LEGISLATIVE BILL 1270. Placed on Select File as amended.

E and R amendments to LB 1270:

1. In section 1, line 13, insert *"military"* after *"his"*; and an underscored comma after *"assignment"* in line 13.

2. In section 2, strike line 16 and insert *"this chapter."*.

3. In the Carstens amendment, strike the material interlined in line 18 and insert *"or the District Court of the United States"*; and in line 21, strike *"said"* and insert *"such"*.

4. Add a new section to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5. In the title, line 2, strike "and 43-206" and insert ", 43-206, and 43-206.04"; in line 7, strike "and" and insert "to provide for the use of certain reports and records;" and in line 8, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 1076. Placed on Select File.

LEGISLATIVE BILL 1102. Placed on Select File as amended.

E and R amendments to LB 1102:

1. The typed bill being correct, strike the standing committee amendment.

2. In section 5, line 25, strike "fee" and insert "fees" as in the statutes.

LEGISLATIVE BILL 1182. Placed on Select File as amended.

E and R amendments to LB 1182:

1. In section 2, line 6, insert "from" after "or"; in line 11, insert a comma after "centimeters"; in line 23, strike "is" and insert "shall mean"; and in line 24, strike "said" and insert "such".

2. In section 3, line 16, strike "common carrier possession" and insert "possession by a common carrier".

3. In section 6, line 5, strike "said" and insert "such".

4. In renumbered section 9, line 6, strike "or" and insert "nor"; and strike line 7 and insert "or be both so fined and imprisoned.".

5. In the title, line 8, insert ", 54-727.04" after "54-727.03".

LEGISLATIVE BILL 362. Correctly engrossed.

LEGISLATIVE BILL 375. Correctly engrossed.

LEGISLATIVE BILL 376. Correctly engrossed.

LEGISLATIVE BILL 643. Correctly engrossed.

LEGISLATIVE BILL 785. Correctly engrossed.

LEGISLATIVE BILL 910. Correctly engrossed.

LEGISLATIVE BILL 1205. Correctly engrossed.

LEGISLATIVE BILL 724. Correctly enrolled.

LEGISLATIVE BILL 1305. Correctly enrolled.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 724 LB 1305

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 244. With emergency.

A BILL FOR AN ACT to establish the Nebraska Constitutional Revision Commission as prescribed; to provide an operative date; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Adamson
Budd
Burbach
Carpenter
Carstens
Clark
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Batchelder
Nore
Waldron

Not voting, 8:

Bloom
Craft
Danner
Proud
Reynolds
Swanson
Warner
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 662.

A BILL FOR AN ACT to amend section 44-311.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 121, Eightieth Session, Nebraska State Legislature, 1969, relating to insurance; to change provisions for real estate investments by domestic insurance companies as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Bloom
Danner
Proud
Reynolds
Swanson
Warner
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 695.

A BILL FOR AN ACT to amend section 66-424.01, Revised Statutes Supplement, 1967, as amended by section 10, Legislative Bill 1010, Eightieth Session, Nebraska State Legislature, 1969, relating to highways; to increase the allocation of Gasoline Tax Fund to the Grade Crossing Protection Fund; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Danner
Kokes
Proud
Reynolds
Swanson
Warner
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 956.

A BILL FOR AN ACT relating to motor vehicles; to prohibit registration of vehicles of persons against whom there are outstanding certain arrest warrants, as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 1:

Waldron

Not voting, 8:

Bloom
Danner
Proud
Reynolds
Swanson
Warner
Whitney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 957.

A BILL FOR AN ACT relating to motor vehicles; to prohibit the issuance of an operator's license to persons against whom there are outstanding certain arrest warrants, as prescribed.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 1:

Waldron

Not voting, 8:

Bloom
Danner
Proud
Reynolds
Swanson
Warner
Whitney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 925. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1004. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 66. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 918. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E an R for engrossment.

LEGISLATIVE BILL 725. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Mr. Holmquist offered the following amendments, which were adopted by unanimous consent:

1. In section 1, line 39 insert *"or the Interstate Commerce Commission under the Interstate Commerce Act"* after *"States"*.

2. In section 2, line 24 insert *"and the Interstate Commerce Act"* after *"States"*.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1080. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 246. E and R amendment found in the Legislative Journal for the Ninety-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 610. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 435. E and R amendments found in the Legislative Journal for the Ninety-third Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Return to Select File

Mr. Waldo asked unanimous consent to return LB 872 to Select File for a specific amendment.

Mr. Kokes objected.

Mr. Waldo moved to return LB 872 to Select File for a specific amendment.

The motion lost with 21 ayes, 12 nays and 16 not voting.

Mr. Waldo asked unanimous consent to return LB 1025 to Select File for a specific amendment.

Mr. Kokes objected.

Mr. Waldo moved to return LB 1025 to Select File for a specific amendment.

Mr. Waldo asked for a record vote.

Voting in the affirmative, 13:

Adamson
Craft
Harsh
Johnson
Keyes
Kremer
Moulton
Nore
Schreurs
Waldo
Wenzlaff
Whitney
Wiltse

Voting in the negative, 19:

Batchelder
Carpenter
Carstens
Clark
Elrod
Knight
Kokes
Luedtke
Mahoney
Marvel
Moylan
Pedersen
Robinson
Simpson
Skarda
Stull
Syas
Waldron
Ziebarth

Not voting, 17:

Bloom
Budd
Burbach
Danner
Duis
Hasebroock
Holmquist
Kennedy
Klaver
Orme
Proud
Reynolds
Schmit
Swanson
Wallwey
Warner
Wylie

The motion lost.

MOTION—Return LB 1054 to Select File

Mr. Waldo moved to return LB 1054 to Select File for a specific amendment.

The motion lost with 13 ayes, 18 nays and 18 not voting.

MOTION—Place LB 1036 on General File

Mrs. Orme moved to place LB 1036 on General File notwithstanding the Committee action.

Motion pending.

MOTION—Place LB 920 on General File

Mr. Knight renewed his pending motion to return LB 920 to General File notwithstanding the Committee action.

Mr. Carpenter moved to amend the motion to return LB 920 to the Education Committee.

The motion lost with 23 ayes, 8 nays and 18 not voting.

Mr. Knight requested a Call of the House on his motion. The Call showed 39 members present.

Mr. Skarda moved the Call be raised. The motion prevailed with 27 ayes, 8 nays and 14 not voting.

The Knight motion lost with 22 ayes, 11 nays and 16 not voting.

Members Excused

Mr. Batchelder asked unanimous consent to be excused tomorrow. No objections. So ordered.

Mr. Clark asked unanimous consent to be excused Monday, Tuesday and Wednesday, May 26, 27 and 28. No objections. So ordered.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 1322. Placed on General File.

LEGISLATIVE BILL 929. Indefinitely postponed.

LEGISLATIVE BILL 1045. Indefinitely postponed.

LEGISLATIVE BILL 1316. Indefinitely postponed.

LEGISLATIVE BILL 1317. Indefinitely postponed.

LEGISLATIVE BILL 1355. Indefinitely postponed.

(Signed) Terry Carpenter, Chairman

Mr. Simpson Presiding

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to have an executive session of the Budget Committee at 1:30 p.m. today. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 48. Re: Economic Activity and Job Opportunities

Introduced by Lester Harsh, 38th District; Henry F. Pedersen, Jr., 4th District and Ramey C. Whitney, 44th District.

WHEREAS, the exodus of farmers from the land is the greatest migration in history; and

WHEREAS, there are serious problems from declining cities and villages in unemployment; and

WHEREAS, the exodus is causing serious problems in absorbing untrained workers and children in our public schools.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the federal government is urged to establish a clear and unequivocal policy for a total commitment to the stimulation of economic activity and job opportunities in the sparsely populated rural areas of the country.

2. That such total commitment include the awarding of defense and other government contracts, the distribution of education and research grants, tax incentives, loan programs, freight rates and other transportation policy, and the whole range of influences available to the federal government.

3. That copies of this resolution be sent by the Clerk of the Legislature to the President of the United States and to each member of Congress from Nebraska.

President Everroad Presiding

GENERAL FILE

LEGISLATIVE RESOLUTION 21. Read and Considered.

Mr. Adamson moved to indefinitely postpone.

Mr. Klaver requested a record vote.

Voting in the affirmative, 27:

Adamson
Batchelder
Budd
Burbach
Carstens
Clark
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Nore
Proud
Robinson
Schmit
Stull
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 18:

Bloom
Carpenter
Elrod
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Schreurs
Simpson
Skarda
Syas
Waldron
Warner

Not voting, 4:

Danner
Reynolds
Swanson
Wylie

The motion prevailed.

NOTICE OF COMMITTEE HEARINGS

Retirement

LB 1345 (cancelled) Wednesday, May 28, 1969 2:00 p.m.

(Signed) C. W. Holmquist, Chairman

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 999. Placed on General File as amended.

Standing Committee amendment to LB 999:

1. In section 2, strike the new matter in lines 27 to 33, and insert: "*; Provided, that a certificate or permit shall be issued for authority to transport livestock for hire on a statewide basis to any applicant who is engaged in the transportation of livestock for hire in intrastate commerce on the effective date of this act if the applicant files his application for such authority within one hundred and eighty days after the effective date of this act.*"

LEGISLATIVE BILL 1168. Placed on General File as amended.

Standing Committee amendments to LB 1168:

1. Strike original section 1, and in lieu thereof insert the following:

"Section 1. Except as otherwise provided, it shall be unlawful for any common, contract or private carrier of property by motor vehicle in interstate commerce to operate any motor vehicle within this state without first having registered with the State Railway Commission in accordance with the provisions of this act; *Provided,* that it shall not be necessary for such common, contract or private carrier to prove public convenience and necessity as a condition for such registration; *and provided further,* that the provisions of this act shall not apply to common carriers or contract carriers which presently hold or which in the future may hold certificates of public convenience and necessity or permits issued by the State Railway Commission pursuant to the provisions of sections 75-301 to 75-347, Reissue Revised Statutes of Nebraska, 1943.

Sec. 2. Applications for registration shall be made to the commission in writing, shall be verified under oath, and shall be in such form and shall contain such information as the commission shall require by rule or regulation. Such required information shall include statements of the ownership, motor vehicle equipment to be used within the state and a description of the products proposed to be transported and the territory or routes to be traveled in such transportation. Whenever the applicant is a motor common or contract carrier in interstate commerce, in lieu of the foregoing required description there shall be attached to the original of the application of a copy of the operating authority issued to the applicant by the Interstate Commerce Commission. Upon receipt of an application, which is in compliance with the provisions of this act and the rules and regulations promulgated by the commission thereunder, and the filing fee, if any, required by law, the commission shall approve the application for registration.

Sec. 3. Every motor common or contract carrier shall be required to file and maintain with the commission a current record of its operating authority issued to it by the Interstate Commerce Commission permitting operation within the state, and it shall be unlawful for any motor common or contract carrier to exercise such interstate operating authority within the state until there shall have been filed with and approved by the commission an application for the registration of such interstate operating authority as provided for in this act and there shall have been a compliance with all other requirements of this act; *Provided,* that a motor common or contract carrier shall only be required to file with the commission that portion of its interstate operating authority permitting operation within the state; *and provided further,* that a motor common or contract carrier shall not be required to file with the commission an emergency temporary authority having a duration of thirty consecutive days or less if such carrier has (1) registered its other interstate operating authority, if any, under the provisions of this act; and (2) furnished to the commission a telegram or other written communication describing such emergency or temporary operating authority and stating that the operation thereunder shall be in full compliance with the provisions of this act.

Sec. 4. The initial registration of such interstate motor common or contract carrier operating authority shall be in the form prescribed by section 2 of this act for the filing of an application for registration, and subsequent applications shall be in such form and contain such information as the commission shall require by rule or regulation. All applications for the registration of such interstate operating authorities shall be filed in duplicate with the commission. The original, to which a copy of the interstate operating authority shall be attached, shall be retained by the commission. The copy of the application shall be transmitted to the motor common or contract carrier applicant when the application is approved by the commission. The application shall be accompanied by the filing fee, if any, prescribed by law.

Sec. 5. It shall be unlawful for any common, contract or private carrier to conduct any operations under the registration provided for by this act until such carrier has registered each motor vehicle to be operated thereunder with the commission and such motor vehicles are identified as being registered with the commission in a manner to be provided in rules and regulations which shall be adopted by the commission.

Sec. 6. Every common, contract or private carrier of property by motor vehicle operating a motor vehicle under the registration required by this act shall file with the commission an identification of newly acquired motor vehicles on or before the fifteenth day after such carrier initiates or discontinues operation of a motor vehicle or motor vehicles within the state.

Sec. 7. For the purpose of sustaining the administration and enforcement of this act, there is hereby affixed an application fee of ten dollars payable at the time of filing the original or subsequent applications. In addition thereto, there is affixed an annual fee of twenty-five cents per motor vehicle for the issuance by the commission of the motor vehicle identification provided for by this act. Such fees shall be paid to and collected by the commission, and deposited with the State Treasurer within thirty days from the receipt thereof. The money so received shall be paid into the state treasury and by the State Treasurer placed in the General Fund.

Sec. 8. In the event the commission fails to act upon any filing provided for in this act within thirty days after the receipt thereof and such filings have been made in compliance with the provisions of this act and the rules and regulations promulgated thereunder, then the common, contract or private carrier for whose benefit such filing was made may begin operation within the state in such manner as would have been authorized if the filing had been acted upon favorably by the commission within such period of thirty days. Such carrier may continue such operation until the time the commission acts upon such filing.

Sec. 9. Motor vehicles from states other than Nebraska entering Nebraska shall be required to comply with all the laws and regulations as to the payment of the motor vehicle identification fees owners of motor vehicles operated in Nebraska are required to pay when operating in such foreign state, unless the state or states in which such motor vehicles are domiciled grant reciprocity comparable to that extended by the laws of Nebraska.

Sec. 10. In order to effect the purposes of section 9 of this act, the State Railway Commission shall have the power, duty and authority to enter into reciprocal agreements with the duly authorized representatives of other jurisdictions, including states in districts of the United States, granting to vehicles which are domiciled in such jurisdictions, and for which evidence of compliance is supplied, benefits, privileges and exemptions from the payment, in whole, of any motor vehicle identification fees upon such vehicles or owners with respect to the operation or ownership of such vehicles under the laws of this state. The State Railway Commission may withdraw from any agreement when it determines that the other state which has entered into the agreement has withdrawn from such agreement. In the absence of an agreement or arrangement with any jurisdiction, the State Railway Commission is authorized to examine the laws and requirements of such jurisdiction and to declare the extent and nature of exemptions, benefits and privileges to be extended to vehicles domiciled in such jurisdiction. Where no written agreement or arrangement has been entered into with another jurisdiction or declaration issued pertaining thereto, any vehicle properly registered in such jurisdiction and for which evidence of compliance is supplied, may be operated in the state and shall receive the same exemptions, benefits and privileges granted such other jurisdiction to vehicles domiciled in the state. All agreements, arrangements, and declarations authorized in this section shall be in writing and shall become effective when filed in the offices of the State Railway Commission.

The domicile of a vehicle shall mean the jurisdiction in which the vehicle is most frequently dispatched, garaged, serviced, maintained, operated or otherwise controlled and, in the event the domicile of a vehicle is questioned, then the State Railway Commission shall finally determine the proper place of domicile of the vehicle.

Sec. 11. Any person knowingly and willfully violating any provision of this act or any rule or regulation of the commission, or any term or condition of any registration shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine not less than twenty-five dollars nor more than two hundred dollars for the first offense, and not less than fifty dollars nor more than five hundred dollars for any subsequent offense. Each day of such violation shall constitute a separate offense.

Sec. 12. This act shall become operative on July 1, 1970.".

(Signed) Rick Budd, Chairman

Recess

At 12:01 p.m., on a motion by Mr. Holmquist, the Legislature recessed until 2:00 p.m.

After Recess

The Legislative reconvened at 2:00 p.m., President Everroad presiding.

A quorum not being present, the Chair declared the Legislature recessed until 3:00 p.m.

After Recess

The Legislature reconvened at 3:05 p.m., Speaker Warner presiding.

The roll was called and all members were present except Miss Reynolds, Messrs. Danner, Mahoney, Skarda, Swanson and Waldron, and members of the Budget Committee, who were excused.

Member Excused

Mr. Elrod asked unanimous consent to be excused Thursday, May 22. No objections. So ordered.

MOTION—Adjournment

Mr. Syas moved that when we adjourn tomorrow, we adjourn at noon until Friday morning.

The motion lost.

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 1059. Placed on General File as amended.

Standing Committee amendment to LB 1059:

1. In section 1, line 5 strike "five" and insert "two"; and line 7 strike "five-year" and insert "two-year".

LEGISLATIVE BILL 1323. Placed on General File as amended.

Standing Committee amendments to LB 1323:

1. In the bill strike sections 1 to 7 and insert the following:

"Section 1. There is hereby created a Capital Facilities Planning Bureau in the General Services Division of the Department of Administrative Services. The Governor shall appoint the head of the bureau subject to confirmation by the Legislature.

Sec. 2. The head of the Capital Facilities Planning Bureau shall be a person who has a bachelor's degree or higher degree from an accredited college or university in either architecture, architectural engineering, or civil engineering. In addition, he shall have at least four years administrative experience in planning, design, or construction of major construction projects. Eight years of additional applicable experience may be substituted for the above mentioned educational requirements.

Sec. 3. The Capital Facilities Planning Bureau shall assist the Director of Administrative Services in administering the provisions of section 81-1108, Revised Statutes Supplement, 1967.

Sec. 4. No state agency or department may contract for the planning, design, or construction of new facilities or major modification or repair of existing facilities unless the conditions of the contracts are approved in writing by the Governor; *Provided,* that the provisions of this section shall not apply to projects whose total design and construction cost is less than twenty thousand dollars. Such contracts will be reviewed first by the Capital Facilities Planning Bureau. The bureau shall file a written report on each contract reviewed with the Governor and the Executive Board of the Legislative Council. This report shall cover the consistency of the project with the agency or department six-year plan for capital construction. A subsequent review and report upon completion of the planning or design phase of the project shall indicate the compatibility of the project with the agency or department six-year plan for capital construction, compare the probable cost of the project with accepted cost standards for similar construction projects, and review the relationship of the project to other state agency or department capital facilities in the same complex.

Sec. 5. The Director of Administrative Services shall not issue his warrant for final payment for any contract for the construction, reconstruction, remodeling, or repair of any capital facility for any state agency or department unless there is on file in his office the certificate of a professional engineer or architect that, to the best of his knowledge, all work under the contract substantially conforms to the plans and specifications and that the contract has been fully and satisfactorily performed except for the making of the final payment.

Sec. 6. No state agency or department shall perform for itself any of the services normally performed by a professional engineer or architect as defined in section 81-840, Reissue Revised Statutes of Nebraska, 1943, in the preparation of plans and specifications for the construction, reconstruction, or alteration of any building or other structure, or in the inspection and final approval thereof, and no state agency shall employ its own work force for any such construction, reconstruction, or alteration of capital facilities; *Provided,* that the terms of this section shall not apply to capital construction projects where the total project cost is less than fifty thousand dollars; *and provided further,* that the terms of this section shall not apply to section 83-134, Reissue Revised Statutes of Nebraska, 1943, or to the Department of Roads, nor to any public power district, public power and irrigation district, or metropolitan utilities district. The Director of Administrative Services shall not issue any warrant in payment for any work on a capital construction project unless the state agency or department files a certificate that the provisions of this section have been complied with or unless such project was commenced prior to the effective date of this act.

Sec. 7. Nothing in this act shall apply to any actions of the Legislature in contracting for the planning, design, construction, or leasing of capital facilities for any state use.".

LEGISLATIVE BLL 1352. Placed on General File as amended.

Standing Committee amendments to LB 1352:

1. In section 4, lines 3 and 4 strike "five" and insert "four"; line 5 strike "seven" and insert "five"; and in line 17 insert "; *Provided,* that one of the causes for removal shall be absence from three regularly scheduled meetings of the commission during any six-month period where the member has failed to advise the commission in advance of such meeting that he will be absent and stating a reason therefor" after "hearing".

(Signed) Terry Carpenter, Chairman

GENERAL FILE

LEGISLATIVE BILL 1347. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1351. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1370. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1371. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for review with 21 ayes, 2 nays and 26 not voting.

LEGISLATIVE BILL 1110. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1207. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1328. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-first Day was adopted.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1356. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-first Day were adpoted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1375. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 672. Reading waived. Explained.

Mr. Harsh offered the following amendments, which were adopted:

1. The parcels of land sold cannot be in excess of 320 acres per unit so as not to preclude purchase by smaller operators.

2. That these lands be appraised in the same way as state school lands and if this price is not reached, the land shall not be sold.

Standing Committee amendments found in the Legislative Journal for the Eighty-first Day were adopted as amended.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT—LB 860

Mr. Carpenter asked unanimous consent that the first order of business tomorrow morning on General File be LB 860. No objections. So ordered.

LEGISLATIVE BILL 1374. Laid over at the request of Mr. Waldo.

Explanation of Vote

Had I been present this morning, I would have voted to indefinitely postpone LR 21.

(Signed) William M. Wylie

UNANIMOUS CONSENT—LB 718

Mr. Elrod asked unanimous consent that LB 718 be the first order of business on General File on May 28. No objections. So ordered.

UNANIMOUS CONSENT—Expedite LB 909

Mr. Elrod asked unanimous consent that LB 909 be expedited by E and R across the board. No objections. So ordered.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 1018. Placed on General File.

LEGISLATIVE BILL 1286. Placed on General File as amended.

Standing Committee amendment to LB 1286:

In the bill strike lines 202 to 207, and show the old matter as stricken matter, and insert the following:

"*(a) Materials for future processing, manufacture or conversion into articles of tangible personal property for resale where such materials become an ingredient or component part of the finished product or are used directly and immediately dissipated in fabricating, converting, or processing such materials or parts thereof. Immediately dissipated as used in this subdivision shall mean one time use.*"

LEGISLATIVE BILL 1289. Placed on General File.

LEGISLATIVE BILL 159. Indefinitely postponed.

LEGISLATIVE BILL 382. Indefinitely postponed.

LEGISLATIVE BILL 1260. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 934. Placed on General File as amended.

Standing Committee amendments to LB 934:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. After December 1, 1969, it shall be unlawful to import swine into this state unless the state of origin is participating in a hog cholera eradication program that requires (1) reporting of suspicious hog cholera to animal health authorities, (2) depopulating of infected or exposed swine herds, and (3) prohibiting the use of hog cholera vaccines, except any importations destined for immediate slaughter in this state may be imported in strict compliance with rules and regulations promulgated by the State Veterinarian governing entry of swine into this state.

Sec. 2. Any person who shall violate the provisions of section 1 of this act shall be guilty of a felony, and shall, upon conviction thereof, be fined not less than one hundred dollars nor more than five hundred dollars, or be imprisoned in the Nebraska Penal and Correctional Complex for not less than one or more than three years, or by both such fine and imprisonment.".

LEGISLATIVE BILL 1249. Placed on General File as amended.

Standing Committee amendment to LB 1249:

1. Amend lines 4 and 5 by striking "were irrigable and were being served or were" and inserting "are irrigable and are being served or are".

(Signed) M. A. Kremer, Chairman

Visitors

Mr. Kokes introduced 39 students of the Petersburg High School, accompanied by teachers, Mr. Simpson, Mr. Ham and Mr. Cady.

Mr. Kennedy introduced 36 students from the Christ Lutheran School, Norfolk, teacher, Mr. John Moritz and parents.

Mr. Kokes introduced 5 members of the Evergreen Club of Dannebrog, Nebraska, Mmes. Reimers, Jensen, Jackson, Gibault and Nikolis.

Mr. Bloom introduced his mother, Mrs. Margaret Bloom of Omaha.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1417. By Henry F. Pedersen, Jr., 4th District, at the Request of the Governor.

A BILL FOR AN ACT relating to criminal procedure; to provide for discovery by defendants in felony cases; to provide for discovery by the prosecution in felony cases; to provide for the taking of depositions in criminal cases; and to provide a validity clause.

Adjournment

At 4:15 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Thursday, May 22, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, May 22, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our gracious Lord, while endeavoring to be positive in our actions, help us to be reflective enough to see our own faults.

Forgive us, and may we forgive each other, for ignoring those whom we feel are unimportant to our careers; for our prejudices which blind us from seeing the values of those with whom we differ; for repudiating those who act proud in their own sense of superiority, when we believe we are superior to them; for being paternalistic to those in despair, rather than providing the means by which they may elevate themselves.

Forgive us for overlooking the inestimable value of each individual human being, by reminding us that we are all children of an everlasting Father, and thus related to one another as His own. Amen.

The roll was called and all members were present except Messrs. Batchelder, Danner, Elrod, Knight and Swanson, who were excused.

Corrections for the Journal

Page 2109, line 25, delete *"eight"* and insert *"eighty"*.
Page 2120, line 18, correct the spelling of "being".

The Journal for the Ninety-fourth Day was approved as corrected.

Message from the Governor

May 21, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 20, 1969 I approved LB 89, LB 188, LB 370, LB 661, LB 768, LB 803, LB 813, LB 874, LB 985, LB 1035 and LB 1309.

Respectfully,

(Signed) Norbert T. Tiemann,
Governor

NTT:sjs

Invitation

Mr. Warner received an invitation from Merk Hobson, Acting Chancellor of the University of Nebraska for the members of the Legislature to attend a noon luncheon on Monday, May 26, at the Nebraska Union, in appreciation of their interest in and contributions to the University.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 725. Replaced on Select File as amended.

E and R amendment to LB 725:

1. Because they duplicate previously adopted amendments, strike the Holmquist amendments adopted 5/21.

LEGISLATIVE BILL 542. Placed on Select File as amended.

E and R amendments to LB 542:

1. Renumber sections 37 to 39, added by standing committee amendment 38, as sections 19 to 21 respectively.

2. Renumber original sections 20 to 23 as sections 22 to 25, original sections 25 to 29 as sections 26 to 30; reinstate original numbers to original sections

31 to 33; renumber original sections 35 to 37 as sections 34 to 36, original section 39 as section 37, and original sections 41 and 42 as sections 38 and 39.

3. In new section 2, strike the quotation marks in line 15, strike line 16 and insert "*for.*

Be it ordained by the mayor and council of the city of ____________ (or the chairman and board of trustees of the village of ____________)"; in line 21, insert "*, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto*" after "*32*"; in line 21, strike "*All other ordinance(s)*" and insert "*All ordinances*"; strike line 24 and insert "*passage and publication according to*"; and in line 40, insert "*the*" after "*or*".

4. In lieu of the standing committee amendment thereto, in renumbered section 3, line 1, insert "*, except any city having adopted the commissioner or city manager form of government,*" after "*class*".

5. In section 3, line 2, strike the first comma and insert "*at large and*"; in lines 4 and 5 strike "*, a police magistrate, and in cities*" and insert "*. In any city of the first class not having a municipal court pursuant to section 26-101, there shall also be elected a police magistrate and in any city*"; in line 5, strike "*their*" and insert "*its*"; and in line 5, insert "*there shall also be elected*" after the comma; and in line 15, strike "*and*".

6. In standing committee amendment 4, line 5, strike the comma; and in line 13, insert an underscored comma after "*June*".

7. In standing committee amendment 5, line 2, insert "show the same as stricken and" after "and".

8. In standing committee amendment 6, line 6, strike "*canvass*" and insert "*canvassing*".

9. In standing committee amendment 8, line 9, strike the comma.

10. In renumbered section 9, lines 14 and 15, strike ", however," and insert "~~, however,~~".

11. In standing committee amendment 9, line 4, strike "*canvass*" and insert "*canvassing*".

12. In renumbered section 10, line 8, strike "*10 or 12*" and insert "*9 or 11*".

13. In standing committee amendment 11, line 7, strike "*and*"; in line 9, strike "*belelected*" and insert "*be elected*".

14. For correlation purposes, in line 2 of renumbered section 13, insert ", as amended by section 2, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in line 5, insert "and cities of the first class which have a municipal court pursuant to section 26-101".

15. In renumbered section 21, line 6, strike "*on*" and insert "*in*"; and in line 16, strike "imprisoned" and insert "~~imprisoned~~ *by imprisonment*".

16. In lieu of the Carpenter amendments to original section 21, in renumbered section 23, strike the new matter and reinstate the stricken matter in line 9; reinstate the stricken matter in lines 12 to 15; and in line 21, insert "*; Provided, that any city may by ordinance provide for the holding of its elections at the time of the statewide primary election under the provisions of this act and Chapter 32, in which event the election commissioner or county clerk shall supervise the conducting of such election*" before the period.

17. In lieu of the Carpenter amendment thereto, in renumbered section 20, line 13, strike "*by ordinance*" and insert "*in this act*".

18. In standing committee amendment 21, lines 71 and 76, strike "(c)" and insert "~~(c)~~ *(b)*"; in lines 82 and 83, strike the new matter and reinstate the stricken matter; and in line 84, insert "*, or with the Secretary of State*" after "elected".

19. In standing committee amendment 22, line 2, insert "and show the same as stricken" before the first comma; insert "*for*" at the end of line 5; in line 6, strike "*shall file*" and insert an underscored comma; and in lines 7 and 8, strike "*. The filing shall*" and insert "*, with the filing to*".

20. In renumbered section 29, line 28, strike ". Nomination papers" and show the same as stricken; and in line 30, strike "shall be filed" and insert "~~shall be filed,~~".

21. In standing committee amendment 26, strike the period in line 2.

22. In renumbered section 31, strike the commas in line 9.

23. In renumbered section 35, as found in standing committee amendment 31, strike the comma in line 7; in line 8, strike "*, the*" and insert "*. The*"; in line 18, strike "*Provided, the*" and insert "*The*"; insert "*that*" at the end of line 19; in lines 22 and 23, strike "*; at*" and insert "*. At*"; at the end of line 24, insert "*in each such district*"; in line 25, strike "*, the*" and insert "*. The*".

24. In renumbered section 36, line 2, strike "*36*" and insert "*35*".

25. In renumbered section 38, line 27, insert an underscored period after "*elected*".

26. In standing committee amendment 36, line 5, strike "*, the*" and insert "*The*"; and in line 6, strike the comma and insert "*and*".

27. In standing committee amendment 37, line 7, strike "*(a)*"; in line 12, strike "*on uneven numbered*" and insert "*in odd-numbered*"; in line 15, strike "*, the*" and insert "*. Either the*"; in line 16, strike the comma and insert "*and*"; in line 18, strike "*; or (b) with*" and insert "*, or the*"; in lines 19 and 21, strike "*being*" and insert "*shall be*"; in line 20, strike the comma; and in line 23, strike "*32*" and insert "*35*".

28. Amend renumbered section 40 to read:

"Sec. 40. That original sections 16-306, 17-102, 17-104, 17-107, 17-202, 17-203, 19-404, 19-411, 19-418, 19-432, 19-621, 19-3002, 32-201, 32-502, 32-504, 32-512, 32-513, 79-525, and 79-701, Reissue Revised Statutes of Nebraska, 1943, sections 17-701, 19-621, and 79-803, Revised Statutes Supplement, 1967, and section 18-209, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969, and also sections 16-301, 16-303, 17-601, 19-405 to 19-410, 32-118, 32-901, 79-427, 79-516.03, 79-803.01, 79-803.02, 79-803.03, 79-803.04, 79-804, and 79-808, Reissue Revised Statutes of Nebraska, 1943, and sections 16-302, 79-702, and 79-803.06, Revised

Statutes Supplement, 1967, are repealed.".

29. In the title, line 2, insert "certain" after "harmonize"; and strike lines 9 to 26 and insert "tion; to amend sections 16-306, 17-102, 17-104, 17-107, 17-202, 17-203, 19-404, 19-411, 19-418, 19-432, 19-621, 19-3002, 32-201, 32-502, 32-504, 32-512, 32-513, 79-525, and 79-701, Reissue Revised Statutes of Nebraska, 1943, sections 17-701, 19-621, and 79-803, Revised Statutes Supplement, 1967, and section 18-209, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections, and also sections 16-301, 16-303, 17-601, 19-405 to 19-410, 32-118, 32-901, 79-427, 79-516.03, 79-803.01, 79-803.02, 79-803.03, 79-803.04, 79-804, and 79-808, Reissue Revised Statutes of Nebraska, 1943, and sections 16-302, 79-702, and 79-803.06, Revised Statutes Supplement, 1967; and to declare an emergency.".

LEGISLATIVE BILL 1030. Placed on Select File.

LEGISLATIVE BILL 1095. Placed on Select File as amended.

E and R amendments to LB 1095:

1. In section 1, line 7, strike "*such week as*" and insert "*any week in which*"; in line 30, strike "*the*" and insert "*a*"; and in line 44, strike "*act*" and insert "*section*".

2. In section 2, line 6, insert "*the*" after the first comma.

3. For correlation purposes, in line 2 of section 2, insert ", as amended by section 1, Legislative Bill 61, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in line 13, insert "the employees of the Nebraska Educational Television Commission," after the fourth comma.

4. In line 3 of the Orme amendment 2, insert ", as amended by section 1, Legislative Bill 61, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

5. In the title, line 3, insert ", and section 84-1005, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 61, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 8, insert "to provide exceptions;" after the semicolon; and in line 9, strike "section" and insert "sections".

LEGISLATIVE BILL 442. Placed on Select File.

LEGISLATIVE BILL 750. Placed on Select File as amended.

E and R amendments to LB 750:

1. In section 1, line 45, strike "of" and insert "or" as in the statutes.

2. In the title, line 6, insert "to establish" after "surveyors"; and in line 7, insert "to remove authority of the county surveyor;" after the semicolon.

LEGISLATIVE BILL 412. Placed on Select File as amended.

E and R amendments to LB 412:

1. In section 1, line 18, strike "that" and insert "to the".

2. In the title, line 2, strike "and".

LEGISLATIVE BILL 66. Correctly engrossed.

LEGISLATIVE BILL 435. Correctly re-engrossed.

LEGISLATIVE BILL 925. Correctly engrossed.

LEGISLATIVE BILL 1004. Correctly engrossed.

LEGISLATIVE BILL 1393. Correctly engrossed.

LEGISLATIVE BILL 244. Correctly enrolled.

LEGISLATIVE BILL 662. Correctly enrolled.

LEGISLATIVE BILL 695. Correctly enrolled.

LEGISLATIVE BILL 956. Correctly enrolled.

LEGISLATIVE BILL 957. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 244 LB 662 LB 695 LB 956 LB 957

MOTION—Send Flowers

Mr. Kremer moved to send flowers to Mr. Danner, who is in the hospital in Omaha.

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 897. With emergency.

A BILL FOR AN ACT to amend section 71-162, Revised Statutes Supplement, 1967, as amended by section 6, Legislative Bill 338, Eightieth Session, Nebraska State Legislature, 1969, relating to public health and welfare; to increase fees for licenses to practice optometry and pharmacy as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Adamson
Bloom
Budd
Burbach
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Clark
Wenzlaff

Not voting, 7:

Batchelder
Carpenter
Danner
Elrod
Knight
Robinson
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 961.

A BILL FOR AN ACT to amend sections 2-1506.04, 2-1506.05, 2-1506.06, and 2-1506.13, Revised Statutes Supplement, 1967, relating to soil and water conservation; to change and clarify flood plain zoning provisions as prescribed; to authorize a political subdivision to issue permits upon application; and to repeal the original sections.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Bloom
Budd
Burbach
Carstens
Clark
Craft
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Carpenter
Danner
Duis
Elrod
Knight
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1015. Laid over at the request of Mr. Pedersen.

LEGISLATIVE BILL 1238. With emergency.

A BILL FOR AN ACT relating to insurance; to provide for hearings before the Director of Insurance as prescribed; to provide rules and procedures for such hearings; to provide rules and procedures for appeals; to provide for a bond; to provide for the appointment of special employees as prescribed; to repeal section 44-154, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 121, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Harsh
Hasebroock
Holmquist

Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Batchelder
Danner
Elrod
Knight
Kokes
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

REFERENCE COMMITTEE REPORT

LB	Committee
1417	Judiciary

(Signed) John E. Everroad,
Lieutenant Governor

RESOLUTIONS

LEGISLATIVE RESOLUTION 48.

LR 48 was adopted with 38 ayes, 0 nays and 11 not voting.

Mr. Harsh asked unanimous consent to send a copy of LR 48 to the Secretary of Agriculture, Clifford Hardin. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 862. E and R amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1024. E and R amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1248. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1373. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1283. Advanced to E and R for engrossment.

LEGISLATIVE BILL 720. E and R amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 937. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1270. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Mr. Pedersen offered the following amendment, which was adopted by unanimous consent:

Amend LB 1270 by adding a new section to be known as Section 4 and to read as follows:

"Section 4. That section 43-206.01 (3), Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

"43-206.01 (3) Personal or residence service shall be effected at least ~~twenty-four~~ *seventy-two* hours before the time set for the hearing. Registered or certified mail shall be mailed at least five days before the time of the hearing."

Amend the bill by renumbering original section 4 as section 5 and inserting therein *"and 43-206.01* (3).

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1076. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1102. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1182. E and R amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—LB 861

Mr. Carpenter asked unanimous consent to put LB 861 on General File ahead of LB 860. No objections. So ordered.

Mr. Carpenter asked unanimous consent to add his name to LB 861. No objections. So ordered.

MOTION—Change of Order

Mr. Schreurs moved that LB 832 be put at the top of General File tomorrow.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Bracket LB 555

Mr. Waldron asked unanimous consent to bracket LB 555 until Tuesday, May 27.

Mr. Carstens objected.

Mr. Waldron moved to bracket LB 555 until Tuesday, May 27.

Mr. Waldron requested a Call of the House. The Call showed 44 members present.

Mr. Pedersen moved the Call be raised. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

The Waldron motion prevailed with 25 ayes, 10 nays and 14 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Adamson asked unanimous consent that LB 761, LB 318, LB 877 and LB 1088 be moved to the head of General File after LB 832 tomorrow morning. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 1407

Mr. Kokes asked unanimous consent that LB 1407 be bracketed on General File for Monday, May 26. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 704. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-first Day was adopted.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 860. Reading waived. Explained

Mr. Carpenter offered the following amendments which were adopted:

1. Insert a new section to be known as section 1 and to read as follows:

"Section 1. That section 16-702, Revised Statutes Supplement, 1967, be amended to read as follows:

16-702. (1) The mayor and council shall have power to levy and collect taxes for all municipal purposes on all real estate and personal property within the corporate limits of the city taxable according to the laws of this state. All city taxes, both real and personal, except special assessments otherwise provided for, shall become due on the first day of December of each year.

(2) At the time provided for by law, the council shall cause to be certified to the county clerk the percentage or mills on the dollar of taxes levied for all purposes by them on the taxable property within the corporation for the year then ensuing, as shown by the assessment roll for such year, including all special assessments and taxes assessed as hereinbefore provided. The clerk shall place the same on the proper tax list to be collected in the manner provided by law for the collection of state and county taxes in the county where such city is situated.

(3) In all sales for delinquent taxes for municipal purposes, if there be other delinquent taxes due from the same person or lien on the same property, the sales shall be for all the delinquent taxes; and such sales and all sales made under and by virtue of this section or the provisions of law herein referred to shall be of the same validity, and in all respects be deemed and treated as though such sale had been made for the delinquent state and county taxes exclusively.

(4) ~~The maximum amount which may be certified, assessed, and collected shall not exceed twenty-five mills on the dollars upon the assessed value of all the taxable property within such municipality, except intangible property, to defray its general, incidental, and all other municipal expense, in addition to any special assessments or special taxes or amounts assessed as taxes, and such sum as may be authorized by law to be levied for the payment of outstanding bonds and debts; *Provided*, that a further~~ *An* appropriation not to exceed two mills on the dollar upon the assessed value of all the taxable property within such city, except intangible property, may be levied for the purpose of establishing the sinking fund or sinking funds authorized by sections 19-1301 to 19-1304; and in additional thereto, when required by section 18-501, a further levy of three mills on the dollars upon the assessed value of all the taxable property, except intangible property, within such city or village, may be imposed.

(5) Nothing contained in this section shall be construed to authorize an increase in the amounts of levies for any specific municipal purpose or purposes elsewhere limited by law, whether limited in specific sums or by mill levies."

2. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 17-702, Revised Statutes Supplement, 1967, be amended to read as follows:

17-702. (1) The council or trustees of each city of the second class or village shall, at the time provided by law, cause to be certified to the county clerk the percentage or number of mills on the dollar upon the assessed value of all the taxable property of the city or village, except intangible property, of the tax levied for all city or village purposes by such council or trustees upon the assessed value of all the taxable property of the city or village, except intangible property, within the corporate limits of such city or village for the year then ensuing, as shown by the assessment roll for such year, including all special assessments and taxes assessed as hereinbefore provided. The county clerk shall place the same on the property tax lists, to be collected in the manner provided by law for the collection of state and county taxes in the county where such city or village is situated. In all sales for any delinquent taxes for municipal purposes, if there be other delinquent taxes due from the same person, or lien on the same property, the sale shall be for all the delinquent taxes. Such sales, and all sales made under or by virtue of this section or the provision of law herein referred to, shall be of the same validity, and in all respects be deemed and treated as though such sales had been made for the delinquent state and county taxes exclusively. ~~The amount which may be so certified, assessed, and collected shall not exceed thirty mills on the dollar upon the assessed value of all the taxable property within the corporate limits of such city or village, except intangible property, to defray its general, incidental, and all other municipal expenses, together with any special assessments or special taxes, or amounts assessed as taxes, and such sum as may be authorized by law for the payment of outstanding bonds and debts.~~

(2) An appropriation of not to exceed three mills on the dollar upon the assessed value of all the taxable property within such city or village, except intangible property, may be levied for the purpose of establishing the sinking fund or funds authorized by sections 19-1301 to 19-1304. Nothing contained in subsection (1) or (2) of this section shall be construed to authorize an increase in the amount of levies for any specific municipal purpose or purposes elsewhere limited by law, whether limited in specific sums or by mill levies.

(3) When required by section 18-501, an additional levy of two mills on the dollar upon the assessed value of all the taxable property, except intangible property, within the city of the second class or village, may be imposed.".

Mr. Wylie Presiding

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were rejected.

Mr. Carpenter offered the following amendments which were adopted:

1. Amend LB 860 by striking Sections 1, 2 and 3.
2. Add the emergency clause.
3. Add the name of Mr. Carpenter to LB 860 as co-introducer.

Mr. Carpenter asked unanimous consent that LB 860 be expedited across the board. No objections. So ordered.

Advanced to E and R for review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 861. Laid over at the request of Mr. Hasebroock.

LEGISLATIVE BILL 657. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 153. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

Member Excused

Mr. Duis asked unanimous consent to be excused for a short time. No objections. So ordered.

LEGISLATIVE BILL 523. Reading waived. Explained.

Mr. Waldo offered the following amendments which were adopted:

1. In Standing Committee amendment 1, line 9, after "*department*" insert "*for the purpose of moving the swine to a place for immediate slaughter*".

2. In Standing Committee amendment 1, line 13, strike "*an average of*".

Mr. Keyes offered the following amendment to Standing Committee amendment #1:

Amend Standing Committee amendment #1 by striking the new matter after Section 1, line 6.

Mr. Waldo requested a Call of the House. The Call showed 34 members present.

Mr. Proud moved the Call be raised. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The Keyes amendment was adopted with 16 ayes, 5 nays and 28 not voting.

Remainder of the Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted as amended.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

MOTION—Return LB 732 to Final Reading

Mr. Luedtke moved to request the Governor to return LB 732 to the Legislature.

Mr. Luedtke requested a Call of the House. The Call showed 32 members present.

Mr. Luedtke moved the Call be raised. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

The Luedtke motion prevailed with 30 ayes, 0 nays and 19 not voting.

Member Excused

Mr. Moylan asked unanimous consent to be excused tomorrow. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on May 22, 1969 at 9:10 a.m.: LB 1305 LB 724

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Budget

LB 1394 Tuesday, May 27, 1969 2:00 p.m.

(Signed) Richard D. Marvel, Chairman

Member Excused

Mr. Marvel asked unanimous consent to be excused Friday, May 23. No objections. So ordered.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 964. Placed on General File as amended.

Standing Committee amendments to LB 964:

1. In section 1, line 15, strike "*6 to 12*" and insert "*8 to 13*".

2. In section 2, lines 39, 70, and 85, strike "*9*" and insert "*11*".

3. In section 2, line 69, strike "*basic cost*" and insert "*retail price*".

4. Insert a new section to read as follows:

"Sec. 3. That section 81-263.40, Revised Statutes Supplement, 1967, be amended to read as follows:

81-263.40 (1) The Director of Agriculture is hereby entrusted with the administration and enforcement of the provisions of sections 81-263.37 to 81-263.49. There is hereby created in the Department of Agriculture a division to be known as the division of dairy trade practices. The head of the division shall be the chief of the division of dairy trade practices. All powers of the director under sections 81-263.37 to 81-263.49 may be exercised by and through the chief of the division of dairy trade practices. The director shall employ such accountants and other personnel as in his judgment shall be necessary for the proper performance of his duties.

(2) All money paid to or received by the director under the provisions of sections 81-263.37 to 81-263.49 shall be paid into the state treasury, thereafter to be placed by the State Treasurer in the ~~General Fund~~ *Dairy Industry Trade Practices Fund which is hereby created and which shall be used solely for the administration of sections 81-263.37 to 81-263.49 and sections 9 to 13 of this act.*

(3) The director shall quarterly set a fee of not to exceed ~~two~~ *four* mills for each pound of butterfat contained in dairy products sold for consumption within this state, such fee to be an amount that will permit an adequate administration of the provisions of sections 81-263.37 to 81-263.49 *and sections 9 to 13 of this act* ~~and within the appropriation by the Legislature for such purpose~~. Fees shall be collectible quarterly from the first processor of dairy products, but liability therefor shall extend to any distributor thereof. Products on which fees have been paid

shall be exempt from further fees in subsequent transactions. The director may recover the amount of any fees from distributors in suits instituted for that purpose. The court may in such suits impose a penalty for delinquent fees in the amount of five per cent of the amount due for each month of delinquency.

5. Renumber original sections 3 and 4 as sections 4 and 5.

6. In renumbered section 4, insert "*, not less than minimum basic cost as determined under the provisions of subsection (1) of section 11 of this act,*" at the end of line 16; strike beginning with "where" in line 22 through "act" in line 53 and show the same as striken; strike beginning with the period in line 70 through "act" in line 76 and show the same as striken; in line 104, insert "*not more than once to any one retailer*" after "cost"; in line 125 insert "*which is suitable only for use by a retailer and which is surplus to the needs of the distributor*" after "products"; in line 149, strike "; or" and insert ". ~~; or~~"; and strike lines 150 to 152 and show the same as stricken.

7. Insert a new section to read as follows:

"Sec. 6. That section 81-263.44, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-263.44. (1) Whenever the director has reason to believe that any person has violated any of the provisions of this act or any rules or regulations adopted thereunder, he may *(a) enter an order directing such person to comply with any specific provision of this act or any specific rule or regulation adopted thereunder or (b)* enter an order requiring such person to appear before him and show cause why an order should not be entered requiring such person to cease and desist from the violations charged. Such *cease and desist* order shall set forth the alleged violations, fix the time and place of the hearing and provide for notice thereof which shall be given not less than twenty days before the date of such hearing. After hearing by the director, or if the person charged with such violation fails to appear at the time of such hearing, if he finds such person to be in violation he shall enter an order requiring such person to cease and desist from the specific acts, practices or omissions. Any such *cease and desist* order shall become final upon the expiration of thirty days after its entry if no appeal is taken therefrom.

(2) Any person aggrieved by any *cease and desist* order entered by the director or other action of the director may take an appeal therefrom under the provisions of sections 84-917 to 84-919.

(3) Any person violating any *cease and desist* order of the director entered under the provisions of *subdivision (b) of* subsection (1) of this section, after the same has become final or on the termination of any review proceedings shall be fined in a proceeding instituted for that purpose in the district court of Lancaster County in an amount of not less than five hundred dollars and not more than ten thousand dollars; *Provided,* that in the case of continuing violations the minimum amount of such penalty shall be either five hundred dollars or twenty-five dollars for each day of violation, whichever is larger. All such penalties shall be paid into the state treasury and by the State Treasurer placed in the Temporary School Fund.

8. Renumber original sections 5 to 14 as sections 7 to 16 respectively.

9. In renumbered section 7, line 7, strike "*6 to 11*" and insert "*8 to 13*".

10. In renumbered section 11, line 24, insert "*not in excess of the number given in normal trade*" after "*stamps*"; and in line 55, insert "*, but such sales shall not be made at a price below minimum basic cost as determined under the provisions of subsection (1) of this section*" after "*agencies*".

11. In renumbered section 12, line 6, strike "9" and insert "*11*".

12. In renumbered section 15, line 2, insert "81-263.44," after the first comma; and in line 3, insert ", 81-263.40," after "81-263.39".

(Signed) M. A. Kremer, Chairman

Education

LEGISLATIVE BILL 1083. Placed on General File.

(Signed) Lester Harsh, Chairman

Urban Affairs

LEGISLATIVE BILL 1392. Placed on General File as amended.

Standing Committee amendments to LB 1392:

1. In section 2, lines 6 and 8, strike the word "shall" and insert the word "may".

2. In section 4, line 3, strike the words "3 and 4" and insert the words "2 and 3".

3. Add a new section to be known as section 5 and to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

(Signed) Bill K. Bloom, Chairman

GENERAL FILE

LEGISLATIVE BILL 1294. Reading waived. Explained.

Recess

At 11:55 a.m., on a motion by Mr. Klaver, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Batchelder, Danner, Elrod, Knight, Swanson and members of the Budget Committee, who were excused.

UNANIMOUS CONSENT—Suspend Rules

Mr. Carstens asked unanimous consent to suspend the rules to permit a public hearing on LB 1417, Monday, May 26, at 1:45 p.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1294. Laid over at the request of Mr. Wylie.

LEGISLATIVE BILL 1201. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Advanced to E and R for review with 27 ayes, 2 nays and 20 not voting.

LEGISLATIVE BILL 1285. Considered.

The pending Simpson amendment of May 9, 1969 was rejected.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

LEGISLATIVE BILL 664. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 342. Reading waived. Explained.

The Carpenter pending amendments of 5/19 were adopted.

Mr. Burbach offered the following amendment to the Carpenter amendment, which was adopted:

Amend Carpenter amendment #15 by striking *"twenty-five"* and inserting *"five"*.

Standing Committee amendment found in the Legislative Journal for the Eighty-third Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 346. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 686. Reading waived. Explained.

Bracketed along with LB 418 at the request of Mr. Carpenter.

LEGISLATIVE BILL 757. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-sixth Day was adopted.

Mr. Clark offered the following amendment, which was adopted:

The antidote for the poison shall be printed on the container along with the skull and crossbones.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 756. Reading waived. Explained.

Adanced to E and R for review with 18 ayes, 4 nays and 27 not voting.

LEGISLATIVE BILL 916. Reading waived. Explained.

Mr. Waldron offered the following amendment, which was adopted:

1. In section 1, line 55, strike "and", and show the same as stricken, and after "tenth" insert *", and eleventh"*; in line 59 strike *"two"* and insert *"three"*; and in line 61 after *"4"* insert *"and one additional judge for District No. 11"*.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 970. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Mr. Duis offered the following amendment, which was adopted with 14 ayes, 12 nays and 23 not voting:

1. In section 2, line 3, after "court" insert
", after agreement with the chief of police or county sheriff having charge of the jail,".

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

Visitors

Mr. Carstens introduced 28 students from the 8th grade, 2 teachers, Mr. Gafford and Mrs. Boyer from Seneca Grade School, Seneca, Kansas.

Mr. Carstens introduced 27- 3rd through 5th grade students; teacher, Miss Morton and 3 parents from Trinity Lutheran School, rural Beatrice.

Mr. Pedersen introduced 73- 8th grade students; teacher, Mrs. Ramacciotti and 5 parents from Lewis and Clark Junior High School, Omaha.

Mr. Schmit introduced 25- 3rd grade students; Miss Mary Ann Kazisek, Fr. Pat Murphy and 2 parents from St. Wenceslaus, Wahoo.

Mr. Proud introduced 52- 8th grade students; teachers, Sister Ellen and Mr. Becker; principal, Sister Menard; pastor, Father Craft from Mary Our Queen School, Omaha.

Mr. Hasebroock introduced Roy Ehlers of Stockton, California.

Mr. Moulton introduced 42- 3rd and 4th grade students and Mrs. Paul Filipi and Mrs. Fred Curtis of Brownell-Talbot School, Omaha.

Mr. Wallwey introduced 18 kindergarten through 8th grade students; teacher, Mrs. Irene Hamilton and 10 adults from School District 23, Wayne.

Mr. Schreurs introduced 25- kindergarten through 3rd grade students; teachers, Mrs. Mengersan and Mrs. Fleischer and 5 parents from St. Johns Peace Lutheran School, Waco.

Mr. Holmquist introduced former Governor Dwight Burney from Hartington.

Mr. Holmquist introduced 12- 4th through 8th grade students; teacher, Anita Holstein and parent, Mrs. Mel Hoter from Marca School, Washington County.

Mr. Schreurs introduced 30- 4th grade students; teacher, Mrs. Bowmaster and aide; Mrs. King from Seward Public School, Seward.

Mr. Duis introduced 23 members of the Kearney Junior High Service Club.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 48

Mr. Ziebarth Presiding

GENERAL FILE

LEGISLATIVE BILL 1000. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-seventh Day was adopted.

Mr. Carstens offered the following amendments:

Amend LB 1000, line 10, by striking "twenty-five"
and inserting "*two*".

Line 12, strike "fifty thousand" and insert "seventy-five
hundred".

Line 13, strike "fifty thousand" and insert "seventy-five
hundred".

Amendments pending.

LEGISLATIVE BILL 1374. Reading waived. Explained.

Mr. Waldo offered the following amendment, which was adopted with 18 ayes, 9 nays and 22 not voting:

1. In section 1, line 17 insert *"; Provided, that school buses and emergency vehicles shall be permitted to use metal or metal-type studs between April 15 and October 1"* after *"15"*

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 395. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 1411. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

Judiciary

LEGISLATIVE BILL 1401. Placed on General File.

(Signed) Fred W. Carstens, Chairman

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1417	Monday, May 26, 1969	1:45 p.m.

(Signed) Fred W. Carstens, Chairman

Adjournment

At 4:08 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Friday, May 23, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, May 23, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Most merciful God, since none of us can escape from our responsibilities in life, let us face our challenges courageously. Help us not to wander somewhat aimlessly through the capitol corridors as if endeavoring to find our way out of a maze. Assist us that we may all be aware of the immediate concerns of our great State, not only the immediate problems confronting the various sections but also the problems of our individual constituents. Help us to give thanks to You that we may recognize the privilege given to each and every one of us in the Legislature in making decisions on issues of far reaching import.

We know good laws can only be achieved by strong, courageous, independent lawmakers—lawmakers who are not concerned with only a position of popularity, but lawmakers of vision and strong convictions, rather than personal advantage or advancement.

So help us to direct our minds that when we cast our votes they will be for the best interests of the people we are sent here to serve. Give us the wisdom which lifts us above the spirit of partisanship and makes us instruments of Thy will. May Your blessings rest upon each one here in our deliberations, not only today, but also in the days ahead. We ask this in our Master's name. Amen.

The roll was called and all members were present except Mr. Warner, excused for a short time; Messrs. Danner, Marvel, Moylan and Swanson, who were excused.

Corrections for the Journal

Page 2146, line 19, insert "Chairman" after "Moylan,".

The Journal for the Ninety-fifth Day was approved as corrected.

Members Excused

Mr. Hasebroock asked unanimous consent to be excused at 10:00 a.m. this morning. No objections. So ordered.

Mr. Kremer asked unanimous consent to be excused Monday, May 26. No objections. So ordered.

Mr. Waldo asked unanimous consent to be excused Tuesday, June 3. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Wallwey asked unanimous consent to hold an executive session of the Public Health & Welfare Committee at 1:00 p.m., Tuesday, May 27. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 909. Placed on Select File as amended.

E and R amendments to LB 909:

1. In section 1, line 5, strike "provided" and insert "if".

2. In the Proud amendment, line 2, insert " in the last line" before the colon.

3. Renumber original sections 2 to 7 as sections 3 to 8.

4. In renumbered section 3, line 6, strike "; and such" and insert ". Such"; in line 18, insert "immediately" after "existed"; strike line 20 and insert "nexed shall be deemed"; and in line 22, strike "said".

5. In renumbered section 4, strike line 4 and insert "second-class city so annexed"; and in line 5, strike "first class".

6. In renumbered section 5, line 7, strike "as annexed"; in line 10, strike "thus" and insert "so"; and in line 10, strike "with it".

7. In renumbered section 6, strike line 3 and insert "ond-class city so annexed"; in line 4, strike

"class"; in line 6, strike "as the case may be"; in line 7, insert "so" after "city"; strike line 8 and insert "at the time of such an-"; and in line 12, strike "as annexed".

8. In renumbered section 7, strike line 2 and insert "class city so annexed"; and strike line 12 and insert "class city so annexed shall".

9. In the title, line 6, insert ", except as prescribed" after "met".

LEGISLATIVE BILL 1074. Placed on Select File as amended.

E and R amendments to LB 1074:

1. In the title, strike lines 2 to 11 and insert:

"FOR AN ACT to amend section 43-901, Reissue Revised Statutes of Nebraska, 1943, relating to the Home for Children; to provide for operation and maintenance of the home; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 1051. Placed on Select File as amended.

E and R amendments to LB 1051:

1. In lieu of the amendments found on page 2045 of the Journal, in section 1, line 14, insert *"by the county attorney or his deputy"* after *"sent"*; and at the end of line 28, insert *"Upon request of the depositor, the county attorney or his deputy shall be required to mail the notice to such maker or drawer."*.

2. In the title, line 6, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1104. Placed on Select File as amended.

E and R amendments to LB 1104:

1. In section 1, line 23, strike *"last-named"* and insert *"last-known"*.

2. In section 2, line 12, strike ", as the case may be," and show the same as stricken; and in line 19, strike "conforms" and insert "~~conforms~~ *conform*".

3. In section 3, line 22, insert an underscored comma after *"act"*.

4. In section 5, line 9, strike "; and all" and insert ". *All*"; and in line 10, strike "*of*" and insert "*owned by*".

5. In section 6, lines 16 and 17, strike "*to be filed under the provisions of section 11 of this act*".

6. In section 8, both places in line 5, strike "*should*" and insert "*shall*".

7. In section 9, line 4, strike "*3 to 10*" and insert "*8*"; and in line 12, strike "*stockholder*" and insert "*member*".

8. In standing committee amendment 4, line 1, strike ", 4, and 11" and insert "and 4 and line 7".

9. In section 11, lines 1 and 2, strike "*and continuance*" and insert "*or revival*"; in line 5, strike "*; such*" and insert "*, which*"; in line 8, strike "*the*"; in line 9, strike "*; and such*" and insert ". *Such*"; and in line 14, strike "*had*" and insert "*has*".

10. In section 12, line 9, strike "*that*" and insert "*and*".

11. Renumber original section 13 as section 14, and in lieu of the standing committee amendment thereto, in line 2, insert ", and also section 21-1992, Revised Statutes Supplement, 1967, and section 21-1990, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 789, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

12. In the title, line 4, strike "corporation act" and insert "corporations"; in line 11, insert "to provide for revision of articles of incorporation; after the semicolon; and in line 11, insert ", and also section 21-1992, Revised Statutes Supplement, 1967, and section 21-1990, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 789, Eightieth Session, Nebraska State Legislature, 1969". after "sections".

LEGISLATIVE BILL 769. Placed on Select File as amended.

E and R amendments to LB 769:

1. In renumbered section 1, line 12, strike the comma; and in line 45, strike the period and insert ". *; and*".

2. In renumbered section 2, line 24, strike "months" and insert "~~months~~ *months'* ".

3. In section 3, line 37, strike *"said"* and insert *"such"*.

4. In the title, line 2, strike "81-2,162.02," and "and"; in line 3, insert "and 81-2,162.07" after "81-2,162.06"; and strike lines 5 to 8 and insert "vide for expiration of registrations; to provide for a fund; to provide for return or destruction of samples; and to".

LEGISLATIVE BILL 771. Placed on Select File as amended.

E and R amendment to LB 771:

1. In the title, strike beginning with "provide" in line 4 through line 8 and insert "change the method for determination of certain fees;".

LEGISLATIVE BILL 751. Placed on Select File as amended.

E and R amendments to LB 751:

1. In standing committee amendment 2, line 3, strike "6" and insert "7".

2. In section 3, line 23, strike *"equivalence"* and insert *"equivalency"*.

3. In the title, line 3, strike "recording" and insert "filing"; and strike line 5 and insert "scribed; to provide for violations; to amend section 81-8,117, Reissue Revised Statutes of Nebraska, 1943; to change qualifications for registration; and to repeal the original section.".

LEGISLATIVE BILL 1147. Placed on Select File as amended.

E and R amendments to LB 1147:

1. In section 1, line 3, strike "82-201." and insert "82-201."

2. In section 2, line 3, strike "82-202." and insert "82-202.".

3. In section 3, line 3, strike "82-203." and insert "82-203.".

4. In section 4, line 3, strike "82-204." and insert "82-204.".

5. In lieu of the standing committee amendment thereto, in section 5, line 13, insert *"or, after*

the effective date of this act, from the Nebraska State Historical Society" after "Council".

6. In section 6, line 4, strike "82-201 to 82-206" and insert "~~82-201 to 82-206~~ *1 to 6 of this act*".

7. In the title, lines 4 and 6, insert "the" after "to".

LEGISLATIVE BILL 1235. Placed on Select File as amended.

E and R amendments to LB 1235:

1. In standing committee amendment 1, strike numbered line 28 and insert "*the county board may,*"; in line 29, strike "*their*" and insert "*its*"; and in line 32, strike "*said*".

2. In lieu of the Waldron amendment, in standing committee amendment 1, strike numbered lines 33 to 35 and insert "*so receiving a salary may, with the authorization of the county board, be retained by the surveyor, but in the absence of such authorization all such fees shall be turned over to the county treasurer monthly for credit to the county general fund*".

3. In the title, line 5, insert "to provide for disposition of fees;" after the semicolon.

LEGISLATIVE BILL 1276. Placed on Select File as amended.

E and R amendments to LB 1276:

1. In standing committee amendment 1, lines 3 and 5, insert "show the same as stricken and" after "and".

2. In section 1, insert "*with*" at the end of line 12.

3. In section 3, line 3, insert a comma after "approval".

4. For correlation purposes, in line 2 of sections 1 and 2, and line 3 of the title, insert ", as amended by section 3, Legislative Bill 261, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in section 1, strike the new and stricken matter in lines 6 to 8 and insert "as defined in section 80-401.01"; and strike the new and stricken matter in line 38 and insert "benefits".

5. In the title, insert "the" at the end of line 5.

LEGISLATIVE BILL 767. Placed on Select File as amended.

E and R amendments to LB 767:

1. In renumbered section 4, line 11, strike *"ninety day"* and insert *"ninety-day"*; and in line 12, strike *"said"* and insert *"such"*.

2. In the title, line 2, insert ", 54-830" after "54-828"; strike beginning with "provide" in line 4 through "feeds" in line 6, and insert "redefine a term; to provide an alternative".

LEGISLATIVE BILL 628. Placed on Select File as amended.

E and R amendments to LB 628:

1. In the title, line 3, insert "the" after "to"; and in line 6, insert "and when official action shall be taken" after "held".

LEGISLATIVE BILL 377. Correctly engrossed.

LEGISLATIVE BILL 644. Correctly engrossed.

LEGISLATIVE BILL 676. Correctly engrossed.

LEGISLATIVE BILL 698. Correctly engrossed.

LEGISLATIVE BILL 727. Correctly engrossed.

LEGISLATIVE BILL 787. Correctly engrossed.

LEGISLATIVE BILL 829. Correctly engrossed.

LEGISLATIVE BILL 836. Correctly engrossed.

LEGISLATIVE BILL 872. Correctly engrossed.

LEGISLATIVE BILL 967. Correctly engrossed.

LEGISLATIVE BILL 984. Correctly engrossed.

LEGISLATIVE BILL 1031. Correctly engrossed.

LEGISLATIVE BILL 1122. Correctly engrossed.

LEGISLATIVE BILL 1185. Correctly engrossed.

LEGISLATIVE BILL 1217. Correctly engrossed.

LEGISLATIVE BILL 897. Correctly enrolled.

LEGISLATIVE BILL 961. Correctly enrolled.

LEGISLATIVE BILL 1238. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Public Health and Welfare

LEGISLATIVE BILL 1390. Placed on General File as amended.

Standing Committee amendment to LB 1390:

1. In section 1, lines 7 and 8 strike *"the Nebraska Soldiers' and Sailors' Home, the Nebraska Psychiatric Institute,"*; line 15 strike *"and"*, after line 15 insert

"(4) Represent the Department of Public Institutions in its relationship with the University of Nebraska College of Medicine concerning the Nebraska Psychiatric Institute; Provided, that the provisions of this act shall not otherwise alter the terms of the existing relationship between the Department of Public Institutions and the Board of Regents of the University of Nebraska relating to the Nebraska Psychiatric Institute; and"
line 16 strike *"(4)"* and insert *"(5)"*.

LEGISLATIVE BILL 1391. Placed on General File as amended.

Standing Committee amendments to LB 1391:

1. Strike original sections 1 and 2 and insert the following:

Section 1. That section 71-1,103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 333, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

71-1,103. The following classes of persons shall not be construed to be engaged in the unauthorized practice of medicine: (1) Persons rendering gratuitous services in cases of emergency; (2) persons administering ordinary household remedies; (3) the members of any church practicing its religious tenets; *Provided,* they do not prescribe or administer drugs or medicines, perform surgical or physical operations, nor assume the title of, or hold themselves out to be physicians or surgeons; *and provided further,* that such members shall not be exempt from the quarantine laws of this state; (4) students of medicine and surgery who are studying in an accredited school or college of medicine and who gratuitously prescribe for and treat disease under the supervision of a licensed physician; (5) physicians and surgeons of the United States armed forces or Public Health Service or United States Veterans' Administration, when acting in the line of such duty in this state; (6) physicians and surgeons who are graduates of an accredited school or college of medicine with the degree of Doctor of Medicine and licensed in another state when incidentally called into this state for consultation with a physician and surgeon licensed in this state, *;* (7) physicians and surgeons who are graduates of an accredited school or college of medicine with the degree of Doctor of Medicine and who reside in a state bordering this state, and who are duly licensed under the laws thereof to practice medicine and surgery but who do not open an office or maintain or appoint a place to meet patients or to receive calls within this state; (8) persons providing or instructing as to use of braces, prosthetic appliances, crutches, contact lenses and other lenses and devices prescribed by a doctor of medicine licensed to practice while working under the direction of said physician; (9) dentists practicing their profession, when licensed and practicing in accordance with the provisions of sections 71-183 to 71-193; (10) optometrists practicing their profession, when licensed and practicing under and in accordance with the provisions of sections 71-1,133 to 71-1,136; (11) osteopaths practicing their profession, if licensed and practicing under and in accordance with the provisions of sections 71-1,137 and 71-1,141; (12) chiropractors practicing their profession, if licensed and practicing under the provisions of sections 71-177 to 71-182; (13) podiatrists practicing their profession, when licensed and practicing under and in accordance with the provisions of sections 71-173 to 71-176; and (14) any licentiates, licensed under the laws of this state to practice a limited field of the healing art, not heretofore specifically named, when confining themselves strictly to the field for which they are licensed, not assuming the title of physicians, suregon, or physician and surgeon, and not professing or holding themselves out as qualified to administer or prescribe drugs in any form, to perform operative surgery, or to practice obstetrics*; and (15) physicians and surgeons who are duly licensed to practice medicine and surgery in another state, who have been recommended by the secretary of the board of examiners in the state of licensure, and who have been granted* *temporary practice rights by the Board of Examiners in Medicine and Surgery, with the approval of the Director of Health, for a period not to exceed six weeks in any twelve-month period.*

Every act or practice falling within the practice of medicine and surgery as defined not specially excepted herein, shall constitute the practice of medicine and surgery and may be performed in this state only by those licensed by law to practice medicine in Nebraska.

Sec. 2. That original section 71-1,103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 333, Eightieth Session, Nebraska State Legislature, 1969, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Elmer Wallwey, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 222. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to make certain acts unlawful; to provide exceptions; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Burbach
Carpenter
Danner
Marvel
Moylan
Swanson
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 623.

A BILL FOR AN ACT to amend section 60-427, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate the endorsement on the license by the magistrate or judge of a court when a person has been convicted of violation of a law or ordinance pertaining to the operation of a motor vehicle; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Bloom
Harsh
Orme

Not voting, 6:

Budd
Danner
Marvel
Moylan
Robinson
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 788. With emergency.

A BILL FOR AN ACT to amend sections 26-117, 26-120, 26-1,135, and 26-1,141, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to increase the maximum amount for jurisdiction in civil cases; to repeal the original sections; and to declare an emergency.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Budd
Danner
Marvel
Moylan
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 887. With emergency.

A BILL FOR AN ACT to amend section 71-122, Revised Statutes Supplement, 1967, relating to public health; to increase the compensation of members of the Board of Examiners in Optometry as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh

Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Danner
Marvel
Moylan
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 935. With emergency.

A BILL FOR AN ACT relating to elections; to provide for the withdrawal of signatures from any statewide initiative or referendum petition as prescribed; to provide when petitions shall not be accepted for filing; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Nore
Orme
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Bloom
Pedersen
Proud

Not voting, 4:

Danner
Marvel
Moylan
Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1002.

A BILL FOR AN ACT to amend sections 71-320 and 71-322, Revised Statutes Supplement, 1967, relating to public health and welfare; to change educational requirements for licensing as a cosmetologist; to reduce the number of students required for renewal of a certificate for a school of cosmetology; and to repeal the original sections.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 27:

Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Kremer
Mahoney
Pedersen
Proud
Robinson
Schreurs
Skarda
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 17:

Adamson
Batchelder
Bloom
Clark
Elrod
Johnson
Kokes
Luedtke
Moulton
Nore
Orme
Reynolds
Schmit
Simpson
Stull
Waldron
Wiltse

Not voting, 5:

Danner
Klaver
Marvel
Moylan
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1043. Laid over at the request of Mr. Clark.

Speaker Warner Presiding

MOTION—Suspend Rules

Mr. Luedtke moved to suspend the rules to reconsider action on LB 732 and place in on Select File for the following specific amendments

1. In section 1, line 14, strike ", including motor vehicle taxes".

2. In section 1, line 20, strike "motor vehicles", and insert "~~motor vehicles~~ *cabin trailers*".

3. In section 1, line 27, strike "motor vehicle", and insert "~~motor vehicles~~ *cabin trailers*".

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 49. Re: Study of Nebraska Laws Concerning Sexual Offenders

Introduced by Willard H. Waldo, 31st District; Henry F. Pedersen, Jr., 4th District and Fred W. Carstens, 30th District.

WHEREAS, there has been an increase in crimes of violence of a sexual nature; and

WHEREAS, it appears that many of these crimes are attributable to repeat offenders; and

WHEREAS, the Nebraska State Medical Association has established a committee on sexual deviation; and

WHEREAS, there is a need for a comprehensive study of the Nebraska laws concerning sexual offenders, and the methods used for treatment and incarceration of such persons.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the executive Board of the Legislative Council appoint a committee to study all phases of the problem of treatment and incarceration of sexual offenders, and report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 50. Re: Railroad Passenger Service

Introduced by Robert L. Clark, 47th District; Leslie Robinson, 36th District; Donald Elrod, 35th District; Herb Nore, 22nd District and Bill K. Bloom, 20th District.

WHEREAS: during most of its history Nebraska has enjoyed excellent service from the large network of railroads providing passenger and freight service within the state; and

WHEREAS: in recent years, some railroads in the State of Nebraska have followed a consistent policy of attempting to reduce and curtail their services; and

WHEREAS: this policy has now resulted in many instances of inconvenient and inadequate services being furnished to the public without any regard for the public's interest, necessity or convenience; and

WHEREAS: the Union Pacific Railroad Company has posted notices stating that they are discontinuing the operation of passenger trains numbers five and six between Omaha, Nebraska and Los Angeles, California, on June 29, 1969; and

WHEREAS: the Union Pacific Railroad passenger trains numbers five and six now affords excellent local passenger service to several Nebraska cities and towns, including the principal cities of Omaha, Fremont, Columbus, Grand Island, Kearney, North Platte, Ogallala, Sidney and Kimball.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN THE EIGHTIETH SESSION ASSEMBLED:

1. That we respectfully petition and request the Interstate Commerce Commission to intervene and to deny the proposed discontinuance of the railroad passenger service for the reasons outlined in the preamble to this resolution.

2. That printed copies of this resolution be mailed by the Clerk of the Legislature to the Interstate Commerce Commision, Nebraska State Railway Commission, United States Senators and Congressmen, State of Nebraska.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 897 LB 961 LB 1238

SELECT FILE

LEGISLATIVE BILL 732. The Luedtke specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for re-engrossment.

MOTION—Consider LB 909

Mr. Elrod moved to consider LB 909 on Select File today.

The motion prevailed with 26 ayes, 3 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 725. E and R amendment found in the Legislative Journal for the Ninety-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 542. E and R amendment found in the Legislative Journal for the Ninety-fifth Day was adopted.

Bracketed at the request of Mr. Budd.

LEGISLATIVE BILL 1030. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1095. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Mr. Clark offered the following amendment, which was adopted by unanimous consent:

Amend LB 1095, on line 6 of General File amendments after "Committee" insert "the Nebraska Oil and Gas Commission".

Bracketed at the request of Mrs. Orme.

LEGISLATIVE BILL 442. Mr. Holmquist offered the following amendment, which was adopted by unanimous consent:

Amend LB 442 to add a new section to read as follows:

"Sec. 4. Nothing in this act shall be construed to require an employee working for a single employer as part of such employer's full time staff and not holding himself out to the public for hire to hold a license while acting within the scope of his employment."

Advanced to E and R for engrossment.

LEGISLATIVE BILL 750. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 412. E and R amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 1025 to Select File

Mr. Carpenter moved to return LB 1025 to Select File for the following specific amendments:

1. Insert a new section to be known as section 10 and to read as follows:

"Sec. 10. As used in sections 11 to 21 of this act, project shall mean any airport operated by the authority, including all real and personal property, structures, machinery, equipment, and appurtenances or facilities which are part of such airport or used or useful in connection therewith either as ground facilities for the convenience of handling aviation equipment, passengers, and freight, or as part of aviation, air navigation, and air safety operation.".

2. Renumber sections 10 to 20, added by Standing Committee amendment 1, as sections 11 to 21.

3. Insert a new section to be known as section 22 and to read as follows:

"Sec. 22. Sections 10 to 21 of this act shall be full authority for the creation of airport authorities by counties, and for the exercise of powers therein granted to counties and to such authorities, and no action, proceeding or election shall be required prior to the creation of such airport authorities other than those provided for in sections 10 to 21 of this act.".

4. Strike Standing Committee amendment 2, and renumber original section 10 as section 22.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1025. The Carpenter specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Bracket LB 1015

Mr. Pedersen asked unanimous consent to bracket LB 1015 on Final Reading. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 855

Mr. Wylie asked unanimous consent to bracket LB 855 on General File for Tuesday, May 27. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 783 and LB 784

Mr. Skarda asked unanimous consent to bracket LB 783 and LB 784 on General File for June 9. No objections. So ordered.

MOTION—Return LB 909 to General File

Mr. Mahoney moved to return LB 909 to General File for the following specific amendment:

In Section 1, starting on line 20 insert a new section (5)
to read as follows:

> (5) the city has subdivided and platted the land surrounding the village or second class city and provided further that this land has been developed similar to adjacent land of the first class city so that said land is no longer being used primarily for an agricultural purpose.

The motion lost with 16 ayes, 16 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 909. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

Presented to the Governor

Presented to the Governor for approval on May 23, 1969 at 8:55 a.m.: LB 244 LB 662 LB 695 LB 956 LB 957

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 979. Placed on General File as amended.

Standing Committee amendments to LB 979:

1. In section 1, strike line 10 and in lieu thereof insert *"tional technical education, and comprehensive*

community service programs"; in line 12 strike *"local"* and insert *"area"*; strike line 21 and insert *"the purpose of education"*; in line 22 strike *"and are"*; and in line 26 strike *"liberal arts colleges"* and insert *"baccalaureate degree-granting institutions"*.

2. In section 2, line 5, insert a comma after *"programs"*, and strike *"and adult"*; strike line 6 and insert *"comprehensive community service programs"*; and strike lines 11 and 12 and insert the following:

"(4) State board shall mean the State Board of Education, acting as such or as the State Board of Vocational Education; and".

3. In section 3, line 2, strike *"seven"* and insert *"eight"*; strike line 9 and insert *"and Lincoln;"*; strike lines 10 to 27 and insert the following:

"(3) Community College Area No. 3: The counties of Perkins, Chase, Dundy, Hayes, Hitchcock, Frontier, Red Willow, Dawson, Gosper, and Furnas;

(4) Community College Area No. 4: The counties of Valley, Greeley, Sherman, Howard, Buffalo, Hall, Hamilton, Phelps, Kearney, Adams, Clay, Fillmore, Saline, Harlan, Franklin, Webster, Nuckolls, Thayer, Jefferson, and Gage;

(5) Community College Area No. 5: The counties of Merrick, Nance, Boone, Platte, Colfax, Dodge, Polk, Butler, Saunders, York, Seward, Lancaster, Otoe, Johnson, Nemaha, Pawnee, and Richardson;

(6) Community College Area No. 6: The counties of Boyd, Holt, Garfield, Wheeler, Knox, Antelope, Pierce, Madison, Cedar, Dixon, Wayne, Stanton, Cuming, Dakota, Thurston, and Burt;

(7) Community College Area No. 7: The counties of Washington, Douglas, Sarpy, and Cass, except the territory in such counties comprising a Class V school district; and

(8) Community College Area No. 8: The territory located in Community College Area No. 7 comprising a Class V school district.".

4. Strike section 4.

5. Renumber original section 5 as section 4, and strike lines 22 to 39 thereof and insert the following:

"For the purposes of this act, the director shall be the executive officer of the board, serve as its secretary, and under its supervision administer the provisions of this act and the rules, regulations, and orders adopted pursuant to this act. He shall be responsible for the preparation of reports and the collection and dissemination of data and other public information relating to the state system of community colleges. With the approval of the state board, he shall appoint and employ such field and office assistants, clerks, and other employees as may be required to carry out the provisions of this act and for whose services funds have been appropriated.".

6. Strike original section 6 and in lieu thereof insert the following:

"Sec. 5. *Within thirty days after the effective date of this act, the state board shall adopt rules and regulations for the administration of this act. The state board, immediately after the effective date of this act, shall proceed to assist the area boards in the assumption of administration, control, and occupancy of the various junior colleges and such other vocational technical facilities as are covered by this act. The state board shall transmit a report before December 1 of each year which shall contain a summary of its proceedings and a detailed and itemized statement of all revenue and expenditures made by or on behalf of the board pursuant to this act."*.

7. Strike original section 7.

8. Renumber original section 8 as section 6; in line 40 thereof strike *"master"*; in line 56 after *"policies"* insert *", and such policies may provide for preference for Nebraska residents in the event facilities are not adequate to accommodate all applicants for admission"*; in line 64 strike *"and"*; in line 67 strike the period and insert *"; and"*; and add a new subdivision to read as follows:

"(10) Provide to each community college area state support at the rate of three hundred dollars for each full-time student pursuing an academic course and four hundred dollars for each student pursuing a vocational technical course.".

9. Renumber original section 9 as section 7; in line 4 strike *"eleven"* and insert *"nine"*; in line 6 strike *"thirty"* and insert *"forty-five"*; strike lines 7 to 14 and

insert "*In making such appointments, the Governor shall appoint four members in each area to serve until their successors, elected at the first state general election after the effective date of this act, take office, and five members in each area to serve until their successors, elected at the second general election after the effective date of this act, take office. Each area board member shall be a resident of his community college area and a registered voter.*".

10. Renumber original section 10 as section 8; strike beginning with "*The*" in line 6 through the period in line 8 and insert "*The board shall appoint a secretary and a treasurer, and one person may hold both offices.*"; in line 10 strike "*of the board*" and insert "*present and voting*".

11. Renumber original section 11 as section 9; in line 3, after "*and*" insert "*area*"; in line 8 strike the first "*college*" and the second "*a*"; strike lines 10 and 11 and insert "*an area president in the*"; in line 58 before "*board*" *insert* "*area*", and strike "*of trustees*"; and in line 88 strike "*district*" and insert "*area*".

12. Strike original section 12, and in lieu thereof insert:

"Sec. 10. *Area board members shall be elected for four-year terms, with four members to be elected for each area board at the first state general election after the effective date of this act, and five to be elected at the second state general election after the effective date of this act. Thereafter, members shall be elected each two years to succeed those members whose terms are expiring. Members shall be elected on a nonpartisan ballot and shall not be required to pay a filing fee. Provisions of law governing election of county officers on a nonpartisan ballot shall be applicable to election of members of area boards, except that nominating petitions shall be filed with the Secretary of State.*".

13. Strike original section 13 and insert the following:

"Sec. 11. *When any resident of the state enrolls in any program or course maintained or conducted by a community college area other than the one in which he is a resident, and such program or course is not offered in the area in which he is a resident, such person shall pay the same tuition as a resident of the area offering the course, and the excess cost shall be paid by the area of which he is a resident.*".

14. Renumber original section 14 as section 12, and in lines 44 and 45 strike "*, and the State Board of Community Colleges*".

15. Renumber original section 15 as section 13; and in line 6 after the period insert "*Separate tuition rates may be established for students who are nonresidents of the State of Nebraska.*".

16. Renumber original section 16 as section 14; in line 5 and in line 6 strike "*district*" and insert "*area*"; and in line 5 after "*levy*" insert "*not to exceed two mills*".

17. Strike original section 17.

18. Renumber original section 18 as section 15; and in line 10 strike "*seven*" and insert "*eight*".

19. Renumber original section 19 as section 16.

20. Strike original section 20.

21. Renumber original sections 21 to 30 as sections 17 to 26 respectively.

22. In renumbered section 18, line 3, after "*teachers*" insert "*administrators*".

23. In renumbered section 19, line 3, strike "*teachers*" and insert "*faculty*".

24. In renumbered section 20, lines 4 and 5, strike "*an employee*" and insert "*employees*".

25. In renumbered section 21, lines 2 and 3, strike "*community*" and insert "*junior*", and in line 3 strike "*institutes*" and insert "*schools*"; and in lines 6, 10, 14, 21, 22, 26, 30, and 31 strike "*pension*" and insert "*retirement*".

26. In renumbered section 22, line 3, after "*college*" insert "*or vocational technical school*".

27. In renumbered section 23, line 1, after "*district*" insert "*or junior college district*"; in line 5 strike "*local school district*" and insert "*community college area*"; and in line 6 strike "*continue to*".

28. Insert a new section to be known as section 27 and to read as follows:

"Sec. 27. That section 79-1422, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1422. It shall be the duty of the State Board of Vocational Education to adopt the policies to be followed in administering vocational education ~~and the Nebraska Vocational Technical School~~, and to supervise the administration thereof by the assistant commissioner of education, who shall be in charge of vocational education. The board is further authorized and empowered to cooperate, as provided and required by the acts of Congress specified in section 79-1419, with the United States Office of Education in the administration of the provisions of said acts, and to do all things necessary to entitle the state to receive the benefits thereof. The board is further empowered to do all acts and things and to make such rules and regulations as are necessary to properly carry out the aforesaid acts and the provisions of sections 79-1419 to 79-1435.".

29. Renumber original section 31 as section 28; in line 4 after the second comma insert *"community college,"*; strike the new matter in lines 5 and 6; in line 8 after "giving" insert *"occupational"*; strike lines 9 to 12 and show the same as stricken, and insert *"less than baccalaureate level."*; strike line 13 and line 14 through "classes" and show the same as stricken and insert *"(2) All occupational programs"*; and in lines 17 and 18 strike "local board and the state board" and show the same as stricken, and insert *"agencies involved"*.

30. Strike original section 32.

31. Insert 3 new sections to be known as sections 29 to 31 and to read as follows:

"Sec. 29. That section 79-1436, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1436. ~~The control of the institution at one time known as the Branch Institution of the Soldiers' and Sailors' Home at Milford is vested in the State Board of Vocational Education. The Department of Public Institutions is authorized to make the facilities of the engineering and purchasing departments available to the State Board of Vocational Education whenever the interests of the vocational technical school may be advantageously served; Provided, the expenses of all such services must be paid from funds available to the vocational technical school. The State Board of Vocational Education is authorized to commence immediately the operation of the institution as a vocational technical school as provided in sections 79-1436 to 79-1439, to be known as the~~ Nebraska Vocational Technical School *at Milford shall be* *transferred by the State Board of Vocational Education to Community College Area No. 5 in the manner provided by section 12 of this act.*

Sec. 30. That section 79-1445.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1445.01. ~~There shall be established a vocational and technical school which shall be known as the~~ *The* Western Nebraska Vocational Technical School at Sidney, Cheyenne County, Nebraska, ~~upon a tract of land known as Sioux Army Depot which shall be conveyed to the State of Nebraska for such purpose; Provided, that the real estate shall be conveyed to the State of Nebraska at no cost to the state; and provided further, that the suitability of such tract of land~~ shall be ~~subject to the aproval of~~ *transferred by* the State Board of Vocational Education *to Community College Area No. 1 in the manner provided by section 12 of this act.*

Sec. 31. *Any money remaining in the State Treasury to the credit of the Vocational Technical School Cash Fund or the Western Nebraska Vocational Technical School Cash Fund when the transfers pursuant to sections 79-1436 and 79-1445.01 are completed shall be placed by the State Treasurer in the General Fund.*".

32. Renumber original section 33 as section 32.

33. Insert a new section to be known as section 33 and to read as follows:

"Sec. 33. That section 85-121, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

85-121. ~~For the furtherance and promotion of agriculture and stockraising interests of this state, an additional school of agriculture, the location of which has been established by the Board of Educational Lands and Funds, pursuant to law, near the town of Curtis in Frontier County, Nebraska, shall be maintained under the conditions hereinafter prescribed, and known as the~~ *The* Nebraska School of Agriculture. ~~Such school of agriculture shall be under the control and management of~~ *near Curtis in Frontier County shall be transferred by* ~~The~~ *the* Board of Regents of the University of Nebraska, ~~and it shall perform the same duties and exercise the same powers with reference to the Nebraska School of Agriculture as such board by law may be authorized to perform or exercise with reference to the present Col-~~

~~lege of Agriculture and Home Economics of the University of Nebraska, so far as the same may be applicable~~ *to Community College Area No. 3 in the manner provided by section 12 of this act.*".

34. In section 34, line 1, after the second comma insert "79-1422,"; in line 2 strike "79-1429, and 79-2208" and insert "79-1436, 79-1445.01, 79-2208, and 85-121"; in line 4 after "sections" insert "79-1436.01, 79-1437, 79-1437.01, 79-1438, 79-1438.01, 79-1439, 79-1440, 79-1441, 79-1442, 79-1443, 79-1444, 79-1445, 79-1445.02, 79-1445.03, 79-1445.04, 79-1445.05, 79-1445.06, 79-1445.07, 79-1445.08, 79-1445.09, 79-1445.10, 79-1445.11,"; and in line 7 after "sections" insert "79-1438.02, 79-1438.03, 79-1438.04, 79-1438.05, 79-1438.06, 79-1438.07, 79-1438.08, 79-1438.09, 79-1438.10, 79-1438.11, 79-1438.12".

LEGISLATIVE BILL 1397. Placed on General File as amended.

Standing Committee amendments to LB 1397:

1. In section 1, strike the new matter in lines 13 through 22 and insert "*The board of any Class VI district formerly organized as a rural high school district or the board of any Class II district may pay tuition based on the actual per pupil cost of the receiving district for any junior high, junior-senior high, or senior high school pupil residing in the district to attend an accredited junior high, junior-senior high, or senior high school outside such district when such facilities are located closer to the residence of the pupil, and when in the opinion of the board the best interest of such pupil or such school district may so require.*".

2. Add a new section to be known as section 3 and to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval according to law.".

(Signed) Lester Harsh, Chairman

Judiciary

LEGISLATIVE BILL 351. Placed on General File.

(Signed) Fred W. Carstens, Chairman

GENERAL FILE

LEGISLATIVE BILL 832. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Laid over at the request of Mr. Pedersen.

LEGISLATIVE BILL 761. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 318. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 877. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-fourth Day was adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1088. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1313. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-second Day was adopted.

Mr. Harsh moved to indefinitely postpone.

The motion lost with 16 ayes, 19 nays and 13 not voting.

Advanced to E and R for review with 22 ayes, 13 nays and 14 not voting.

Visitors

Mr. Nore introduced 27 students, 5 adults and Ken Runker, teacher, from the Immanuel Lutheran School, Columbus, Nebraska.

Mr. Schreurs introduced 54 — 4th grade students, Joan Sterns and Joyce Gerdes, teachers from the Milford Public School.

Mr. Mahoney introduced 74 — 6th grade students from the Corrigan School and teachers Mrs. Giles, Mrs. Becker and Miss Sailors.

Mr. Elrod introduced 37 — 7th and 8th grade students from Stolley Park School, Grand Island, Mrs. Cox Co-ordinator, Mr. Meidell and Mrs. Heady, teachers.

Mr. Wylie introduced Arimi Mamadou, Abdou Fogue and Zada Adamou, representatives to the National Assembly of Niger from West Africa, accompanied by Jean-Pierre Gouirand, interpreter from the United States Department of State.

Mr. Elrod introduced 19 students from the Christ Evangelical Lutheran School, Grand Island and Daniel Hennig, principal.

Members Excused

Mr. Adamson asked unanimous consent to be excused Monday and Tuesday of next week. No objections. So ordered.

Mr. Bloom asked unanimous consent to be excused Tuesday morning, May 27. No objections. So ordered.

Mr. Mahoney asked unanimous consent to be excused Tuesday and Wednesday, May 27 and 28. No objections. So ordered.

Mr. Pedersen asked unanimous consent to be excused Wednesday morning, May 28. No objections. So ordered.

Mr. Duis asked unanimous consent to be excused Monday, May 26. No objections. So ordered.

Mr. Skarda asked unanimous consent to be excused Monday morning, May 26. No objections. So ordered.

Mr. Elrod asked unanimous consent to be excused Monday and Tuesday, May 26 and 27. No objections. So ordered.

UNANIMOUS CONSENT — Bracket LB 454

Mr. Bloom asked unanimous consent that LB 454 be bracketed on General File for Wednesday, May 28. No objections. So ordered.

UNANIMOUS CONSENT — Withdraw LB 844

Mr. Waldron asked unanimous consent to withdraw LB 844. Laid over.

UNANIMOUS CONSENT — Bracket LB 1389

Mr. Kennedy asked unanimous consent to bracket LB 1389 on General File for Monday, May 26. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 51. Re: State Water Plan

Introduced by Loran Schmit, 23rd District; Herb Nore, 22nd District; Sam Klaver, 9th District and Richard F. Proud 12th District.

WHEREAS, Legislative Resolution No. 5 of the 1967 Legislature recognized the need for a State Water Plan; and

WHEREAS, the Nebraska Soil and Water Conservation Commission has done considerable work on this plan; and

WHEREAS, a large reservoir is being proposed on the Platte River along the eastern edge of the state; and

WHEREAS, the orderly development and utilization of water and land resources of Nebraska is essential to the fullest utilization of these resources and the economic development of the state; and

WHEREAS, the construction of the Platte River Dam may establish certain priorities on water usage that should be carefully examined.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Nebraska Soil and Water Conservation Commission is directed to give the Lower Platte Basin Study No. 1 priority.

2. That the commission complete the study of the Lower Platte Basin prior to expressing an opinion on the Lower Platte Dam.

Adjournment

At 11:53 a.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., May 26, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, May 26, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty Father, we are grateful for the health and vigor to fulfill our duties and for the opportunities of another day to serve our State. May we not become weary with those necessary safeguards which have been built into our system, but determine rather to think and live through them to the best possible solution. So guide our thinking, that it may be accurate; guide our emotions, that they may be kept under control; and guide our will, that it may ever be striving to fulfill the tasks of life which confront us. Give us new depth of faith so we may climb to new heights of accomplishment in fulfilling our destiny as leaders of this State. Amen.

The roll was called and all members were present except Mr. Bloom, excused until 9:30 a.m.; Mr. Skarda, excused until 9:45 a.m.; and Messrs. Adamson, Clark, Duis, Elrod, Kremer, Moylan and Stull, who were excused.

The Journal for the Ninety-sixth Day was approved.

Members Excused

Mr. Ziebarth asked unanimous consent to be excused from 10:30 a.m. to 12:00 noon. No objections. So ordered.

Messrs. Carstens and Wenzlaff asked unanimous consent to be excused June 3. No objections. So ordered.

Mrs. Craft asked unanimous consent to be excused June 5, 6, 9, 10 and 11. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Wylie asked unanimous consent to start taking up Constitutional Amendments on June 3. No objections. So ordered.

Message from the Governor

May 23, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 22, 1969 I approved LB 724 and on May 23, 1969 I approved LB 948 and LB 1305.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

Communications

Acknowledged receipt of Resolution from Colorado Senate regarding tax credits.

Acknowledged receipt of petition from Omaha regarding LB 6.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to take up tomorrow's Final Readings today.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1027. Replaced on Select File as amended.

E and R amendments to LB 1027:

1. In new section 2, line 1, strike "Section" and insert "Sec."; and in line 7, strike "*will*" and insert "*shall*".

2. In new section 4, line 1, strike "Section" and insert "Sec."

3. In the title, line 5, strike "and" insert "to provide for mocrofilming as prescribed;" ;and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1270. Replaced on Select File as amended.

E and R amendments to LB 1270:

1. In lieu of the new section added by the Pedersen amendments adopted 5/22, insert a new section to read as follows:

"Sec. 3. That section 43-206.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-206.01. (1) Service of summons shall be made by the delivery of a copy thereof to the person summoned or by leaving one at his usual place of residence.

(2) Notice, when required, shall be given in the following manner:

(a) If the person to be notified resides in the county where the action is pending, by delivery of a copy thereof to the person to be notified or by leaving it at his usual place of residence;

(b) If the person to be notified resides outside or has left the county where the action is pending, by mailing a copy thereof by registered or certified mail to the last-known address of such person; or

(c) If after reasonable inquiry, the whereabouts or an address of the parent, guardian or a relative cannot be ascertained, the court may publish a notice in a newspaper of general circulation in the county in which the proceeding is pending. The published notice shall simply state that a proceeding concerning the child is pending in the court and that an order making an adjudication and disposition will be entered therein. If the names of one or both parents or the guardian are unknown, he or they may be notified as the parent or parents, or guardian of (naming or describing the child) found (stating address or place where the child was found). Such notice shall be published once each week for three weeks, the last publication of which shall be at least five days before the time of hearing.

(3) Personal or residence service shall be

effected at least ~~twenty-four~~ *seventy-two* hours before the time set for the hearing. Registered or certified mail shall be mailed at least five days before the time of the hearing.

(4) Service of summons, notice or subpoena may be made by any suitable person under the direction of the court.".

2. Renumber sections 3 to 5 as sections 4 to 6.

3. In lieu of the Pedersen amendment to renumbered section 5, in line 2 of the Carstens amendment 3, adopted 5/15, insert "43-206.01," before the third "and".

4. In E & R amendment 5, adopted 5/22, line 2, insert "43-206.01," before the second "and".

5. In the title, lines 6 and 7, strike "upon minors" and insert "of summons".

LEGISLATIVE BILL 860. Placed on Select File as amended.

E and R amendments to LB 860:

1. In the Carpenter amendment 1, found on page 2136 of the Legislative Journal, line 1, insert "original" after "striking".

2. Insert a new section to read as follows:

"Section 1. That section 16-203, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-203. A city of the first class may levy taxes for general revenue purposes in any one year, not exceeding twelve mills on the dollar upon the assessed value of all the taxable property in the limits of such city, except intangible property; ~~Provided, that the provisions of this section shall never be construed so as to affect the limitation on maximum annual levies for all municipal purposes in said cities in any one year, as set forth in section 16-702.~~".

3. Renumber section 1 as section 2; in line 32 thereof, strike "~~dollars~~" and insert "~~dollar~~" as in the statutes; and in line 44, strike "additional" and insert "addition" as in the statutes.

4. Insert two new sections to read as follows:

"Sec. 4. That section 16-704, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-704. The city shall within the last quarter of each fiscal year pass an ordinance to be termed "The Annual Appropriation Bill," in which corporate authorities may appropriate such sums of money as may be deemed necessary to defray all necessary expenses and liabilities of such corporations, not exceeding in the aggregate the amount of tax authorized to be levied and revenue available during the then ensuing year. In such ordinance there shall be specified the object and purpose for whiich such appropriations are made and the amount or amounts appropriated for each object or purpose. No further appropriations shall be made at any other time within such fiscal year, unless the proposition to make such appropriations has been sanctioned by a majority of the legal voters of such city, either by a petition signed by them or at a general or special election duly called therefor. All appropriations shall end with the fiscal year for which they are made; *Provided,* the fund arising from road taxes and bridge taxes shall be deemed especially appropriated for street repair purposes; and the income arising from the operation of water, lighting, power, heating, and sewer system shall be deemed especially appropriated to the payment of the current expenses of and to the cost of improvements and extensions and additions to said systems respectively, and shall not be included in the annual appropriation ordinance. Nothing hereinafter contained shall be construed to prohibit the council from appropriating other money in the annual appropriation bill for the use of streets, grades, and bridges, and for water, lighting, power, heating, and sewer systems; ~~Provided, the sums so appropriated in the aggregate do not exceed the maximum of tax allowed to be levied and collected as fixed in section 16-702~~.

Sec. 5. That section 16-705, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-705. Before such annual appropriation bill shall be passed, the council shall prepare ~~within the maximum levy determined by section 16-702~~ an estimate of the probable money necessary for all purposes to be raised in said city during the fiscal year for which the appropriation is to be made, together with and in addition thereto interest and principal due on the bonded debt and sinking fund and except money deemed especially appropriated by section 16-704, itemizing and classifying the different objects and branches of expenditure, as near as may be. The council shall enter the same at large upon its minutes and cause the same to be published one week in some newspaper published and of general circulation in the city.".

5. Renumber section 2 as section 5.

6. Insert three new sections to read as follows:

"Sec. 6. That section 18-512, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

18-512. For the purpose of creating a fund out of which anti-pollution of water measures may be financed, any city or village in this state is hereby authorized and empowered to make a special levy of not exceeding one mill on the dollar upon the assessed value of all the taxable property within any such municipality, except intangible property, the proceeds thereof to be used for such purpose. The levy authorized in this section shall be in addition to the maximum levies provided in sections 14-514, 16-702, and 17-506.

Sec. 7. That original sections 16-203, 16-704, 16-705, and 18-512, Reissue Revised Statutes of Nebraska, 1943, and sections 16-702 and 17-702, Revised Statutes Supplement, 1967, and also section 17-230, Revised Statutes Supplement, 1967, are repealed.

Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

7. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to amend sections 16-203, 16-704, 16-705, and 18-512, Reissue Revised Statutes of Nebraska, 1943, and sections 16-702 and 17-702, Revised Statutes Supplement, 1967, relating to municipalities; to remove the limitation on the maximum mill levy of cities of the first and second classes and villages; to harmonize with previous legislation; to repeal the original sections, and also section 17-230, Revised Statutes Supplement, 1967; and to declare an emergency.".

LEGISLATIVE BILL 601. Placed on Select File as amended.

E and R amendments to LB 601:

1. In section 4, line 6, insert "and" after "Game" as in the statutes.

2. For correlation purposes, in line 2 of section 4, insert ", as amended by section 1, Legislative Bill 820, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 9, strike "and"; in line 10, insert "and persons employed by the Tax Commissioner for state revenue enforcement purposes," after the comma; in line 11, after "purposes" insert "and state revenue enforcment purposes"; in line 15, insert "the Nebraska Penal and Correctional Complex or" after "of"; in line 16 and in line 17, insert "or Girls' Training School" after "*schools*"; in line 20, insert "and also except such motor vehicles as are used or controlled by vocational rehabilitation counselors and the Department of Health for the purpose of communicable disease control or for the prevention and control of those communicable diseases which endanger the public health," after the comma; and in line 27, strike "normal school" and insert "college".

3. In section 5, line 8 and section 7, line 8, strike "Soldiers' and Sailors' " and insert "~~Soldiers' and Sailors'~~ *Veterans'* ".

4. In section 6, strike lines 11 to 13 and show the same as stricken.

5. In section 18, line 4, strike "feeble-minded" and insert "~~feeble minded~~ *mentally handicapped*".

6. For correlation purposes, in section 19, line 1, and the title, line 5, strike "60-1001,"; in section 19, line 5 and the title, line 9, strike "and"; and in section 19, line 5, and the title, line 10, insert ", and section 60-1001, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 820, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

7. In the title, line 5, insert "to harmonize with previous legislation; to delete obsolete matter;" after the semicolon.

LEGISLATIVE BILL 705. Placed on Select File as amended.

E and R amendments to LB 705:

1. In section 1, line 5, strike "Nebraska" both places.

2. In the Simpson amendment, lines 5 and 7, strike "act" and insert "section".

LEGISLATIVE BILL 1049. Placed on Select File as amended.

E and R amendments to LB 1049:

1. In the Carpenter amendment 1, line 2, strike "32, 33, 34," because of duplication; and in line 2, insert "and show the old matter as stricken" after "48".

2. In lieu of the Whitney amendment, in section 1, line 18, reinstate "(b)"; and at the end of line 19, insert "*Any individual employed as a baby sitter in or about a private home;*".

3. In section 1, line 23, strike "(d)" and insert "~~(d)~~ *(c)*"; in line 25, strike "(e)" and insert "~~(e)~~ *(d)*"; redesignate original subdivisions (h) to *(k)* as subdivisions *(e)* to *(h)*; at the end of line 40, insert "*or*"; and at the end of line 45, insert "*and*".

4. In the title, line 4, insert "to remove exclusions;" after the semicolon; and in lines 4 and 5, strike "of fifty cents per hour".

LEGISLATIVE BILL 521. Placed on Select File as amended.

E and R amendments to LB 521:

1. In section 1, line 8, insert "or the Legislative Council" after "Legislature".

2. In standing committee amendment 1, strike line 7 and insert "at the end of the line.".

3. In standing committee amendment 2, line 2, strike "Legislative Executive" and insert "Executive Board of the Legislative".

4. In section 4, line 10, strike "Nebraska".

5. The typed bill being correct, strike standing committee amendment 5.

6. In section 5, line 8, strike "this" and insert "the".

7. In section 6, lines 5, 11, and 17, strike the period and insert a semicolon; and in line 27, strike the period and insert "; and".

8. In section 7, line 2, strike "should" and insert "shall".

9. In section 8, line 8, strike "the Public Counsel's" and insert "his"; in line 14, strike "The Public Counsel's" and insert "His": and in line 19, strike ", however,".

10. Add a new section to read as follows:

"Sec. 16. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

11. In the title, line 4, strike "and"; and in line 5, insert "; and to declare an emergency" after "penalty".

LEGISLATIVE BILL 763. Placed on Select File as amended.

E and R amendments to LB 763:

1. In section 1, line 28, insert an underscored comma after "shall".

2. In the title, line 3, insert "relating to the Governor;" after the second comma.

LEGISLATIVE BILL 694. Placed on Select File as amended.

E and R amendment to LB 694:

1. In the title, strike line 3 and insert "certain property"; and in line 4, insert "to provide a penalty;" after the semicolon.

LEGISLATIVE BILL 924. Placed on Select File as amended.

E and R amendment to LB 924:

1. In the title, strike line 4, and insert "increase the maximum unsecured loan; to provide flexibility;"; and in line 5, strike "prescribed;".

LEGISLATIVE BILL 820. Placed on Select File as amended.

E and R amendments to LB 820:

1. In standing committee amendment 1, line 2, strike the comma and insert "*or*".

2. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 417, Eightieth Session, Ne-

braska State Legislature, 1969" after "1943"; in section 1, insert "or Girls' Training School" both places after "School" in line 18; insert "and also except such motor vehicles as are used or controlled by vocational rehabilitation counselors and the Department of Health for the purpose of communicable disease control or for the prevention and control of those communicable diseases which endanger the public health," after the comma in line 21; and in line 28, strike "normal school" and insert "college".

3. In the title, line 4, strike "certain" and insert "additional"; and in lines 4 and 5, strike "of the Tax Commissioner".

LEGISLATIVE BILL 893. Correctly re-engrossed.

LEGISLATIVE BILL 962. Correctly engrossed.

LEGISLATIVE BILL 1046. Correctly engrossed.

LEGISLATIVE BILL 1071. Correctly engrossed.

LEGISLATIVE BILL 1218. Correctly engrossed.

LEGISLATIVE BILL 1002. Correctly enrolled.

LEGISLATIVE BILL 935. Correctly enrolled.

LEGISLATIVE BILL 887. Correctly enrolled.

LEGISLATIVE BILL 788. Correctly enrolled.

LEGISLATIVE BILL 623. Correctly enrolled.

LEGISLATIVE BILL 222. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1002 LB 935 LB 887 LB 788 LB 623 LB 222

Appreciation

Mr. Danner thanked the members for their floral offerings and cards while he was in the hospital.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 362.

A BILL FOR AN ACT to amend sections 44-1703 and 44-1706, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide an exception; to clarify a termination provision; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Bloom
Clark
Duis
Elrod
Kremer
Moylan
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 375.

A BILL FOR AN ACT to amend section 25-824, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to eliminate the requirement of verification of pleadings; and to repeal the original section, and also sections 25-825, 25-826, 25-827, 25-828, 25-829, 25-830, 25-831, and 26-139, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Adamson
Bloom
Clark
Duis
Elrod
Kokes
Kremer
Marvel
Moylan
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 376.

A BILL FOR AN ACT relating to adoptions; to extend residency for purposes of adoption to persons in the military service stationed in the State of Nebraska for one year.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Bloom
Clark
Duis
Elrod
Kremer
Marvel
Moylan
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 643.

A BILL FOR AN ACT relating to criminal procedure; to adopt the provisions of the Uniform Rendition of Accused Persons Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Adamson
Bloom
Clark
Duis
Elrod
Holmquist
Keyes
Kremer
Moylan
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 785.

A BILL FOR AN ACT to amend sections 29-1401 and 29-1401.01, Reissue Revised Statutes of Nebraska, 1943, relating to grand juries; to prescribe the procedure by which grand juries shall be called; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Craft
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Budd
Clark
Danner
Duis
Elrod
Kremer
Moylan
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 910. With emergency.

A BILL FOR AN ACT to amend section 79-4,102, Revised Statutes Supplement, 1967, relating to schools; to provide for determination of the nonresident high school tuition rate; to provide an operative date; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner

Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Adamson
Clark
Duis
Elrod
Kremer
Moylan
Skarda
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1205. With emergency.

A BILL FOR AN ACT relating to law; to provide for calling of special state elections for the submission to the electors of proposed amendments to the Constitution; to provide procedures; to provide duties for the Secretary of State; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Clark
Duis
Elrod
Kremer
Moylan
Skarda
Stull
Waldo
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 66.

A BILL FOR AN ACT to amend section 79-2102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 7, Eightieth Session, Nebraska State Legislature, 1969, and section 79-2103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 63, Eightieth Session, Nebraska State Legislature, 1969, relating to the Nebraska Educational Television Commission; to authorize representatives to act for certain members of the commission as prescribed; to provide for review of all programs; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Adamson
Clark
Duis
Elrod
Kremer
Moylan
Stull
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 435. With emergency.

A BILL FOR AN ACT to amend section 16-803, Reissue Revised Statutes of Nebraska, 1943, and sections 16-812, 16-813, 16-814, 16-815, 16-816, 16-817, 16-818, 16-819, 16-820, 16-821, 16-822, 16-823, 16-824, 16-825, 16-826, 16-827, 16-828, 16-829, 16-830, 16-831, 16-832, 16-833, 16-834, 16-835, 16-836, and 16-837, Revised Statutes Supplement, 1967, relating to cities of the first class; to extend provisions of the Off-Street Parking District Act to cities of the second class; to change provisions for formation and financing of districts; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Clark
Duis
Elrod
Kremer
Moylan
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 925

Mr. Proud moved to return LB 925 to Select File for the following specific amendment:

In Sec. 1, line 3, after the word "any" insert
"*reasonable*".

The motion lost with 16 ayes, 24 nays and 9 not voting.

LEGISLATIVE BILL 925. With emergency.

A BILL FOR AN ACT relating to legal jeopardy; to provide that no person shall be placed in legal jeopardy for acts of self defense or in aid of another in certain cases; to provide for indemnification or reimbursement; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Nore
Reynolds
Robinson
Schmit
Skarda
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 8:

Luedtke
Orme
Pedersen
Proud
Schreurs
Simpson
Waldron
Warner

Not voting, 8:

Adamson
Clark
Duis
Elrod
Keyes
Kremer
Moylan
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1004.

A BILL FOR AN ACT to amend section 28-607, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to make it unlawful to alter coins of the United States or to put any altered coin into circulation; to delete obsolete matter; to provide a penalty; and to repeal the original section.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 9:

Adamson
Clark
Duis
Elrod
Kremer
Moylan
Stull
Wallwey
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1393. With emergency.

A BILL FOR AN ACT to appropriate five thousand dollars to aid in defraying the salaries, wages, and expenses of the Code of Ethics Board and Conflicts of Interest Committee as provided by the provisions of Legislative Bill 75, Eightieth Session, Nebraska State Legislature, 1969, for the biennium ending June 30, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 10:

Adamson
Clark
Duis
Elrod
Kremer
Moylan
Nore
Simpson
Stull
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Presented to the Governor

Presented to the Governor for approval on May 26, 1969 at 8:40 a.m.: LB 897 LB 961 LB 1238

(Signed) Ruth Bossard,
Enrolling Clerk

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 713. Placed on General File as amended.

Standing Committee amendment to LB 713:

1. In section 1, line 18, reinstate the stricken matter, and after "generally" insert "*shall order the number of inspection stickers they will require, and shall pay to the department a fee of twenty-five cents for each sticker ordered at the time of placing such order and*"; strike the new matter in line 19; strike lines 25 to 32 and show the old matter as stricken; and in line 33 strike "(5)" and insert "*(4)*".

LEGISLATIVE BILL 1006. Placed on General File as amended.

Standing Committee amendments to LB 1006:

1. In section 1 insert ", except in those instances where traffic upon the portion being constructed was contemplated in the specifications" after "contractor".

2. Add a new section 2 to read as follows:

"Sec. 2. A contractor shall not be held responsible, either during construction or after construction is completed, for damages which may result from or be due to inadequate, faulty, or insufficient design, plans, or specifications.".

3. Renumber original section 2 as section 3.

LEGISLATIVE BILL 1306. Placed on General File as amended.

Standing Committee amendments to LB 1306:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. It shall be unlawful for any person, partnership, firm or corporation to load, unload, transport or cause to be transported over the public highways of this state anhydrous ammonia in a tank vehicle with a water gallon capacity of three thousand gallons or less, which will not withstand two hundred and fifty pounds per square inch gauge pressure, or in a tank vehicle with a water gallon capacity of more than three thousand gallons which will not withstand two hundred and sixty-five pounds per square inch gauge pressure and does not meet all the other requirements of the United States Department of Transportation Specifications MC 330 or MC 331, as amended, and effective September 1, 1965. Compliance with this act must be shown by an identification plate permanently affixed to a conspicuous place of each tank vehicle.

Sec. 2. All anhydrous ammonia railroad tank cars operated over the railroads of this state shall comply with all of the applicable requirements of the United States Department of Transportation in effect on the effective date of this act.

Sec. 3. Any person violating any provisions of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not less than two hundred and fifty dollars or more than five hundred dollars for each offense. Each day of such violation shall constitute a separate offense, and any person, partnership, firm or corporation operating a tank vehicle not in compliance with the requirements of this act and any person, partnership, firm or corporation loading or unloading a tank vehicle not in compliance with the requirements of this act shall be considered as separate violations of this act.".

LEGISLATIVE BILL 1400. Placed on General File as amended.

Standing Committee amendment to LB 1400:

1. In section 1, line 19, insert "*, or the spouse of any such person or to a person who has been with such member of the armed forces,*" after "*forces*".

(Signed) Rick Budd, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 52. Re: LB 75

Introduced by Rick Budd, 2nd District; Jerome Warner, 25th District and William F. Swanson, 27th District.

WHEREAS, by the enactment of Legislative Bill 75, this Legislature has adopted a code of ethics covering its members and employees and made provisions for the adoption of such codes throughout the executive branch of state government, which bill also provides for the regulation of conflicts of interest throughout the legislative and executive branches; and

WHEREAS, Legislative Bill 75 resulted from an interim study by a committee of the Legislative Council which conducted an extensive inquiry into the possibilities of conflicts of interest at the state level; and

WHEREAS, no such study has ever been made of the possibility of conflicts of interest within the various political subdivisions of this state; and

WHEREAS, great possibilities of conflicts of interest exist within the various political subdivisions; and

WHEREAS, though the judicial branch was excluded from the coverage of Legislative Bill 75 because of its regulation by the Canons of Judicial Ethics, recent federal developments indicate the possible desirability of requiring financial disclosure by judges.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That a committee of the Legislative Council be appointed to conduct a study of the possibilities of conflicts of interest within the various political subdivisions of this state and the desirability of requiring financial disclosure by judges and report its findings and recommendations for legislation, if any, to the 1971 session of the Legislature.

2. That the committee be authorized to employ such personnel as may be necessary for the conduct of the study assigned to it.

Referred to the Executive Board of the Legislative Council.

SELECT FILE

LEGISLATIVE BILL 1074. E and R amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1051. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1104. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 769. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 771. E and R amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 751. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1147. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1235. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1276. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 767. E and R amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 628. E and R amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to print the following proposed amendments to LB 542 in the Journal and unbracket the bill tomorrow. No objections. So ordered.

These select file amendments take care of the following problems:

1. Dakota City this year because of population changed from a village to a second class city. Inasmuch as they elected all city officials this year, this amendment is needed to establish to rotation of officers to be elected in 1970 and 1972. This situation was not known when L.B. 542 was first drafted.
2. A select file amendment to take care of Nebraska City which is the only Commissioner form of Government City in Nebraska. This amendment incorporates the provisions of L.B. 288 (Sen. Budd) now bracketed on Final Reading. The amendment provides for four year terms on a rotated basis.
3. A select file amendment to provide that the county board shall approve joint city and county elections on the day of the statewide primary. This is necessary because by law the county board must approve expenditure of county funds.

1. AMENDMENT TO STANDING COMMITTEE AMENDMENTS

In renumbered section 8, Line 14, after word "act" insert new language as follows:

Provided, However, in any second class city holding an initial election of all officers in 1969, those officers elected for a two year term shall have their terms extended and serve until the first Tuesday in June of 1972. Their successors shall be elected for four year terms.

Those officers elected for a one year term in 1969, shall serve until the first Tuesday in June of 1970, and their successors shall be elected for four year terms.

2. Add new sections to L.B. 542 as follows:
That section 19-405, Reissue Revised Statutes of Nebraska, 1943, be Amended to read as follows:

19-405. Candidates for the office of councilman provided for in section 19-404 shall be ~~nominated~~ *elected* ~~at large at a primary election, and no other names shall be placed upon the official ballot to be used~~ at the regular ~~or general~~ city election ~~except those selected at such primary in the manner hereinafter prescribed. Notwithstanding any more general law respecting the time or manner of holding primary elections, the primary election for such nominations shall be held in all cities containing over twenty-five thousand population, on the fourth Tuesday, and in all cities containing two thousand and not more than twenty-five thousand population, on the third Tuesday preceding the date of the general or regular city election provided by law in any such city election.~~ Any person desiring to become a candidate for councilman, shall, ~~at least ten days prior to the date of holding such primary~~, file with the city clerk a statement of such candidacy in substantially the following form:

> State of Nebraska .... County, ss. I, ...
> being first duly sworn, say that I reside at No. .... street in the
> city of ...., county of .... and State of
> Nebraska; that I am a qualified voter of said city; that I am a
> candidate for ~~nomination~~ *election* for the office of ~~councilman~~
> ....*(specifying one of the positions named in*
> *section 19-415)* to be voted upon at the ~~primary~~ election to be
> held on the .... day of ...., 19 ......, and I hereby
> request that my name be printed upon the official ~~primary~~ ballot
> for ~~nomination by such primary~~ election for said office.
>
> (Signed) ....

Subscribed and sworn to before me by the said

That section 19-408, Reissue Revised Statute of Nebraska, 1943, be amended to read as follows:

19-408. notwithstanding any more general law respecting ~~primary~~ elections in force in the state, the official ballot to be prepared and used at such ~~primary~~ *election* shall be in substantially the following form, inserting in the blanks the name of the city and the ~~number of councilmen~~ *designation of the officers* to be elected in the particular city where such ~~primary~~ *election* is to be held and placing simply the names of all candidates *for each such office* upon the ticket without any party designation, circle or mark whatever: Candidates for ~~nominations~~ *election* for ~~councilman~~.................... *(specifying one* *of the positions named in section 19-415)* of the city of .... at the ~~primary~~ *regular* election. Vote for ~~only~~ .... ~~(names of candidates)~~ *one. The names of the candidates shall then be listed, each preceded by a box or square in which the voter shall indicate his choice. The positions for which candidates are to be elected shall appear on the ballot in the order listed in section 19-415.*

At the election of 1970 there shall be elected a mayor for a two year term of office. Also, in 1970 there shall be elected two commissioners for a term of four years to serve until their successors are elected and qualified. At the election held in 1972, the mayor shall be elected for a four year term to serve until his successor is elected and qualified. If an incumbent shall file for an office other than the one he holds, such incumbent candidate shall file for such other office at least 10 days prior to the regular filing deadline established by law.

In all other respects the general character of the paper ballot to be used shall be the same as authorized by the Austrialian Ballot Law of the state. In printing, the names shall not be arranged alphabetically but shall be rotated according to the following plan, to wit: The form shall be set up by the printer with the names in the order in which they are placed upon the sample ballot prepared by the city clerk or officer whose duty it shall be to have the ballots prepared; and in printing the ballots for the various election districts or precincts, the position of the names shall be changed for each election district. In making the change of position the printer shall take the line of type containing the names at the head of the form and place it at the bottom, shoving up the column so that the name that was second before the change shall be the first after the change. After receiving such ballot from the election judges, endorsed by them as by law provided, the voter shall mark and cast such ballot. Any voter who shall declare that he will require assistance in voting shall be aided in the manner provided by general law. The polls at any such ~~primary~~ election shall be open at eight o'clock a.m. and close at eight o'clock p.m. In all other respects such ~~primary~~ election shall be held and conducted and the vote canvassed and the result declared as by law provided for holding other city ~~primary~~ elections in any city embraced in the class to which any general state ~~primary~~ law applies. If such ~~primary~~ election be held in any city to which, as to city elections, the general ~~primary~~ laws of this state do not apply, the such ~~primary~~ election shall be, except in the respects hereinbefore provided, proclaimed, noticed, held and conducted, and the vote canvassed and the result declared as by law provided for holding the general or regular city election in any such city; and all officers charged with any duty respecting the proclaiming, holding and conducting of any such general or regular city election in any such city, shall perform such duties for and at such ~~primary~~ election.

That section 19-410, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-410. At the regular ~~or general~~ city election at which such candidates ~~so nominated~~ are to be elected, ~~the ballot shall be prepared in substantially the same general form and the names rotated as hereinbefore provided for their nomination at the primary election; and the three, five or seven persons, as the case may be,~~ *person* receiving the highest number of votes *for each position to be filled* shall be the ~~councilmen~~ *person* elected; and in any city where excisemen are to be elected, the three persons receiving the highest number of votes for such office shall be the excisemen elected. In all other respects the general laws in force in any city respecting the holding, conducting, and declaring the result of any such regular ~~or general~~ city election shall apply, so far as the same are applicable and not inconsistent with the provisions of sections 19-401 to 19-433.

That section 19-415, Revised Statutes Supplement, 1967, be amended to read as follows:

19-415. ~~The council in all such cities shall, at its first meeting, elect, by a majority vote, one of its members president of the council, and he shall be styled and known as mayor of the city, but he shall have no power to vote any ordinance, resolution or measure passed by the council; and he shall preside at all meetings of the city council.~~ In metropolitan cities the council shall ~~also at such meetings, or as soon as practicable thereafter, designate, by a majority vote~~ *consist of the mayor who shall be superintendent of the department of public affairs* one councilman to be superintendent of the department of accounts and finances; one to be superintendent of the department of police, sanitation, and public safety; one to be superintendent of the department of fire protection and water supply; one to be superintendent of the department of street cleaning and maintenance; one to be superintendent of the department of public improvements; and one to be superintendent of parks and public property; ~~and the mayor of the city shall be the superintendent of the department of public affairs.~~ In cities containing forty thousand population and less than two hundred thousand population, the council shall ~~at such meeting, or as soon as practicable thereafter, designate, by a majority vote~~ *consist of the mayor who shall be superintendent of the department of public affairs,* one councilman to be superintendent of the department of accounts and finances; one to be superintendent of the department of public safety; one to be superintendent of the department of streets and public improvements; and one to be superintendent of the department of parks and public property; ~~and the mayor shall be the superintendent of the department of public affairs.~~ In cities containing two thousand population and less than forty thousand population, the council shall ~~at such meeting, or as soon as practicable thereafter, designate, by a majority vote~~ *consist of the mayor who shall be superintendent of the department of public affairs and public safety,* one councilman to be superintendent of the department of streets, public improvements and public property; *and* one councilman to be superintendent of public accounts and finances; ~~and the mayor shall be superintendent of the department of public affairs and public safety.~~ In all of said cities the superintendent of the department of accounts and finances shall be vice president of the city council, and in the absence or inability of the mayor to serve shall perform the duties of the mayor of the city; and in case of vacancy in the office of mayor by death or otherwise, the vice president shall perform the duties of mayor of the city until such time as the council; ~~after filling the office of councilman left vacant, shall select another or new chairman and mayor, which it shall do, in case of such vacancy, at the first council meeting, or as soon as practicable thereafter, after such vacancy occurs~~ *shall fill such vacancy, which shall be done at the first council meeting after such vacancy occurs or as soon thereafter as may be practicable.* ~~In all of such cities the council may change the superintendency of any of the departments, except that of public affairs, from one of the councilman to another, whenever it appears that the public service and management of the business affairs of the city would be benefited by such change.~~

3. Amend standing committee amendments, in new section 2., line 7, after word
"32" add new words as follows:

"*if the county board consents in writing to permit such joint elections*"

Amend line 10 of new section 2. by adding new words as follows after word "32" *"after having obtained consent in writing from the county board"*

1. Amend Enrollment and Review Amendment to renumbered section 40 to read:

Sec. 40. That original sections 16-306, 17-102, 17-104, 17-107, 17-202, 17-203, 19-404, *19-405, 19-408, 19-410,* 19-411, 19-418, 19-432, 19-612, 19-3002, 32-201, 32-502, 32-504, 32-512, 32-513, 79-525, and 79-701 Reissue Revised Statutes of Nebraska 1943, sections 17-701, *19-415*, 19-621, and 79-803, Revised Statutes Supplement, 1967 and section 18-209, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 1293, Eightieth Session. Nebraska State Legislature, 1969, and also sections 16-301, 16-303, 17-601, *19-406, 19-409, 19-625, 19-626, 19-3007, 19-3008, 19-3009, 19-3010,* 32-118, 32-901, *79-516.02,* 79-516.03, 79-803.01, 79-803.02, 79-803.03, 79-803.04, 79-804, and 79-808, Reissue Revised Statutes of Nebraska, 1943, and sections 16-302, *18-2103.01*, 79-702, and 79-803.06, Revised Statutes Supplement, 1967, are repealed.

UNANIMOUS CONSENT—Bracket LB 1248

Mr. Harsh asked unanimous consent to bracket LB 1248 on E and R until the week of June 3. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1389. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-second Day was adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 818. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Fifty-fourth Day was adopted.

Advanced to E and R for review with 19 ayes, 0 nays and 30 not voting.

LEGISLATIVE BILL 987. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-first Day were rejected.

Mr. Waldo offered the following amendments which were adopted:

1. Strike the Standing Committee amendments.

2. In section 1, lines 2 and 3, strike "plumbing hazards and warm air heating hazards."

3. In section 2, line 1, strike the comma and insert "or", strike lines 2 and 3 and insert "trician,", and line 4, strike "heating contractor".

4. In section 3, lines 2 and 3, strike "Contractors and Artisans" and insert "Electrical", strike lines 21 to 24 member" and insert "five-member", lines 12 and 13 strike "plumber, one shall be a warm air heating contractor" and insert "master electrician", and strike line 15 and insert "and".

5. In section 4, lines 1 and 2, strike "Contractors and Artisans" and insert "Electrical", strike lines 21 to 24 and insert "an adopted by the National Fire Protection Association in 1968, Publication Number 70 as amended,", line 31, strike the comma and insert "or", and strike lines 32 to 34 and insert "man electrician, as herein provided;".

6. In section 5, line 1, strike "Contractors and Artisans" and insert "Electrical".

7. In section 6, strike lines 1 to 73 and insert:

"(1) The State Electrical Board, using the requirements of the National Electrical Code, as a minimum basis, shall promulgate and establish an examination and minimum qualifications for taking and passing each examination for master electrician and journeyman electrician. Satisfactory completion of the examination and a passing grade thereon as set forth herein, shall qualify an individual for a state license in his trade or skill and at his level of qualification as established by the board. All said individuals wishing to qualify for a state license hereunder shall file a written application, together with the examination fee required in this act, on an application form prepared and furnished by the State Electrical Board. The board shall, not less than thirty days prior to a scheduled examination, notify each applicant that the evidence submitted with his application is sufficient to qualify him to take such written examination as the board deems necessary, or that such evidence is insufficient and is rejected. In the event the application is rejected, the board shall set forth the reasons therefor in the notice to the applicant, and shall forthwith return such applicant's examination fee. The places of examination shall be designated in advance by the board and examinations shall be held not less than once a year and at such other times as, in the opinion of the board, the number of applicants warrants. The examination shall include at least thirty questions requiring written answers designed to fairly test the applicant's knowledge in his particular trade or skill.

All persons that have been engaged in the occupation of either master electrician or journeyman electrician, as defined in this act, on the effective date of this act, shall be granted a license at his level of qualification without examination, upon payment of the prescribed fee; *Provided,* that all such applications for licenses without examination shall be made to the board within three months after the effective date of this act.

Each holder of a license shall keep the license at his place of business or employment or residence. No license issued under the provisions of this act shall be transferable.

(2) The examination passing grade for a master electrician or journeyman electrician examination shall be seventy-five per cent of perfection. If it shall be determined that the applicant has passed his examination, the secretary of the board, upon payment by the applicant of the fee provided in this act, shall issue to the applicant a license, which shall authorize him to engage in his trade or skill. Each such original license shall by its term expire on December 31 of each year. All licenses of master electricians or journeyman electricians, unless such licenses have been suspended or revoked by the board, shall be renewed for a period of one year by the board upon application for such renewal being made to the State Electrical Board prior to December 31 in the year which the prior license expired and on the payment of an annual renewal fee in the amount hereinafter provided. If application for renewal is made not prior to December 31, an additional fee of five dollars shall be paid on account of such delinquency in renewal; but all such applications for renewal must be made prior to January 15 in the new year, otherwise, the license shall be forfeited.".

8. In section 7, line 1, strike "Contractors and Artisans" and insert "Electrical", line 2 strike the comma

and insert "or", and strike lines 3 to 5 and insert "journeyman electricians, who furnish evidence".

9. In section 8, line 1, strike "Contractors and Artisans" and insert "Electrical", line 2 strike the comma and insert "or", strike lines 3 to 5 and insert "electrician, to any applicant without examination", line 10 strike the comma and insert "or", and strike lines 11 to 13 and insert "neyman electricians; *Provided,* that the".

10. Add a new section 9 to read as follows:

"Sec. 9. (1) Nothing in this act shall be construed to require employees of municipal corporations, public power districts, public power and irrigation districts, electric membership or cooperative associations, public utility corporations, petroleum companies, petrochemical companies, pipe line companies, telephone or telegraph systems or employees of affiliated companies performing manufacturing, installation and repair work for such corporations, street railway systems or railroad corporations to hold licenses while acting within the scope of their employment.

(2) Nothing in this act shall be construed to require any master electrician or journeyman electrician to hold a license if he is the holder of a valid license issued by any city or other political subdivision, so long as he makes electrical installations in the jurisdictional limits of such city or political subdivision in which he is the holder of a valid license.

(3) Nothing in this act shall be construed to cover the installation, maintenance, repair, or alteration of vertical transportation or passenger conveyors, elevators, moving walks, dumbwaiters, stagelifts, manlifts or appurtenances thereto beyond the terminals of the controllers. The licensing of elevator contractors or constructors shall not be considered a part of the licensing requirements of this act.

(4) Any person who plugs in any electrical appliance where approved electrical outlets are already installed shall not be considered as an installer.

(5) Nothing in this act shall be construed to require an employee working for a single employer as part of such employers full-time staff and not holding himself out to the public for hire to hold a license while acting within the scope of his employment.".

11. Renumber original sections 9 to 13 as sections 10 to 14 respectively.

12. In renumbered section 10, strike lines 13 to 16, renumber subdivision (7) and (8) as subdivisions (5) and (6) respectively, line 18 insert "and" after the semicolon, line 20 strike the semicolon and insert a period; and strike lines 21 to 29.

13. In renumbered section 11, line 1 insert "There shall be created in the office of the State Treasurer the Electrical Division Fund. Such fund shall receive and disburse all funds appropriated for use of the Electrical Division." before "All", line 9 insert "electrical" after "on", line 9 strike "involving", strike line 10 and insert a period.

14. In renumbered section 13, strike lines 19 to 67, renumber subdivisions (8) and (9) as subdivisions (3) and (4) respectively.

15. In renumbered section 14, line 9 insert "or without any permit" after "permit".

16. Add three new sections to be known as sections 15 to 17, and to read as follows:

"Sec. 15. Nothing in this act shall be construed to limit the right of any political subdivision or municipal corporation to adopt and enforce building and construction codes, to require building or construction permits or smilar permits not related to the qualifications of workmen, or to require bonds conditional upon the faithful performance of work.

Sec. 16. Any political subdivision or municipal corporation shall be authorized to adopt the state license as the sole necessary license for work within its jurisdiction and to thereby eliminate its local licensing procedures.

Sec. 17. Nothing contained in this act shall be construed to prohibit a homeowner from personally performing work on the property in which he resides and he will not be required to have a license to do such work.".

17. Renumber original section 14 as section 18.

Advanced to E and R for review with 27 ayes, 3 nays and 19 not voting.

LEGISLATIVE BILL 1407. Reading waived. Explained.

Mr. Waldron offered the following amendment, which was adopted:

Amend LB 1407, page 6, line 168, strike "Mrs".

Mr. Wylie offered the following amendment, which was adopted:

1. In section 1 after line 475 insert the following:

"City of O'Neill O'Neill, Nebraska	Assessment for paving adjacent to the National Guard Armory"	General Fund	$3,706.43

Laid over until June 3 at the request of Mr. Klaver.

LEGISLATIVE BILL 992. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

1. In section 2, lines 6 and 7, strike "*the effective date of this act*" and insert "*after the creation of a College of Home Economics by the Board of Regents*".

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 832. Considered.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

LEGISLATIVE BILL 1000. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-seventh Day were adopted.

Mr. Carstens offered the following amendment, in lieu of his pending amendment of 5/22, which was adopted:

Amend LB 1000 in line 10, strike "twenty-five thousand" and insert "*seventy-five hundred*"; in line 12, strike "fifty" and insert "*twenty-five*"; in line 13, strike "fifty" and insert "*twenty-five*".

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

UNANIMOUS CONSENT—Withdraw LB 781

Mr. Kennedy asked unanimous consent to withdraw LB 781.

Laid over.

UNANIMOUS CONSENT—Committee Meetings

Mr. Carstens asked unanimous consent for the Judiciary Committee to use the East Chamber this afternoon. No objections. So ordered.

Mr. Burbach asked unanimous consent to have an executive session of the Revenue Committee at 1:30 p.m. in the West Lounge. No objections. So ordered.

Mr. Marvel asked unanimous consent to have an executive session of the Budget Committee in the East Lounge at 2:00 p.m. No objections. So ordered.

Recess

At 11:57 a.m., on a motion by Mr. Wylie, the Legislature recessed until 2:30 p.m.

After Recess

The Legislature reconvened at 2:35 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Adamson, Clark, Danner, Elrod, Kremer, Pedersen and Stull, and members of the Budget Committee and the Judiciary Committee, who were excused.

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 1412. Placed on General File.

(Signed) Lester Harsh, Chairman

Announcement

Mr. Holmquist announced that the temporary employees would have the same time off for the Memorial Day holiday as the Legislature.

UNANIMOUS CONSENT—Order of the Day

Mr. Holmquist asked unanimous consent to take only the underlined bills on General File. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 844

Mr. Waldron renewed his pending request to withdraw LB 844. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1236. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

Mr. Harsh Presiding

LEGISLATIVE BILL 804. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1098. Reading waived. Explained.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 1232. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-second Day was adopted.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

LEGISLATIVE BILL 1359. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-second Day was adopted.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1361. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-second Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1362. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-second Day was adopted.

Advanced to E and R for review with 24 ayes, 1 nay and 24 not voting.

LEGISLATIVE BILL 1363. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1364. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1023. Reading waived. Explained.

Standing Committee amendments of May 5 were adopted.

Mr. Budd offered the following amendments, which were adopted:

1. Section 8 (d) (page 9) at line 33: strike "and"
insert "or".

2. Section 10 (1) (page 13) at line 2, following "affiliates"
insert: "occurring after the effective date of this act".

3. Section 21 (page 20) at line 10 following "aggregate"
insert: "cost of".

4. Section 22 (page 21) at line 10 following "aggregate"
insert: "cost of".

5. Amend the title to insert: "to amend Sections 44-311.03 and
44-311.04 and repeal the original sections".

Advanced to E and R for review with 18 ayes, 1 nay and 30 not voting.

LEGISLATIVE BILL 1376. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-third Day were adopted.

Advanced to E and R for review with 18 ayes, 0 nays and 31 not voting.

LEGISLATIVE BILL 1191. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Advanced to E and R for review with 18 ayes, 0 nays and 31 not voting.

Visitors

Mr. Marvel introduced his son and daughter-in-law, Mr. and Mrs. Doug Marvel, from Traverse City, Michigan.

Mr. Schmit introduced 29—8th grade students; sponsor, Willard Jensen and Mr. and Mrs. Max Simonsen, Osceola Public School.

Mr. Harsh introduced 25—8th grade students; sponsor, Mrs. Birth and bus drivers Mr. Latimer and Mr. Young of Maywood.

M. Proud introduced 45—6th grade students, teachers and sponsors from Valley.

Mr. Bloom introduced 70 students from St. Joan of Arc School, Omaha and sponsors, Sister Mary Raymonda, Sister Mary Marjorie and Father Sellintin.

Adjournment

At 3:48 p.m., on a motion by Mr. Simpson, the Legislature adjourned until 9:00 a.m., Tuesday, May 27, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, May 27, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty God, give us a renewed sense of direction and purpose in our living. We know we are here not just to exist. We were elected not just to occupy a chair. May we not, through default and stagnation, become zeroes on the ledger sheet of Thy divine economy. May we give more service, which is the rent we pay for our space on earth. Give to each of us the ability not to try to save ourselves from the issues and remain aloof from the struggles of life. If we seek to save ourselves, we will lose ourselves. But Thou hast plainly taught that if we lose our lives, we'll find them, and be found of Thee. In our Lord's name. Amen.

The roll was called and all members were present except Mr. Skarda, excused until 10:45 a.m., and Messrs. Adamson, Bloom, Clark, Danner, Elrod, Mahoney and Stull, who were excused.

Corrections for the Journal

Page 2210, line 24, delete "were" and insert "who".

The Journal for the Ninety-seventh Day was approved as corrected.

Message from the Governor

May 26, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 24, 1969 I approved LB 662, LB 695, LB 956 and LB 957.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

Communications

May 9, 1969

Honorable Jerome Warner
Speaker of the Legislature
State Capitol
Lincoln, Nebraska

Dear Mr. Speaker:

This is written to express the appreciation of the Nebraska Educational Television Network to you and the other forty eight senators forming the 1969 Legislature for your cooperation in presenting UNICAMERAL '69.

The series, as recorded from the Chamber two days per week, edited and televised the following Sunday throughout the statewide network, has been a most important addition to our broadcast schedule and a prime illustration of public television at work. Reaction from every section of the State has been good. Nebraskans of all ages have indicated their keen interest in learning more about the workings of their State Government. By letter, telephone and word of mouth have people these past weeks reported their pleasure at being able to follow the legislative process in an intimate way never before possible. They have had the opportunity, in the comfort of their homes, to study prospective legislation, listen to debate and become cognizant of and sympathetic to the problems and issues—so important to Nebraska—daily being faced by each of you senators. Every indicator points to the telecasts as being highly successful.

As reported when we first requested approval to broadcast, the remote series was made possible through a special $10,000 grant from the Corporation For Public Broadcasting. Originally a total of ten programs were to be provided. We will be able to stretch grant funds to a total of thirteen UNICAMERAL '69 programs. But, because this special budget will soon expire, we reluctantly report that the May 25, 1969 broadcast must be our last.

We are most hopeful that the Legislature will approve the request currently contained in the ETV Commission's 1969-71 appropriations projection, to fund the remote television unit on a permanent basis. This will enable us regularly to broadcast from the Unicameral in the future, as well as to bring to Nebraska's classrooms and home the hundreds of other educational, cultural and public television resources so readily available.

Once again, on behalf of the Nebraska ETV Commissioners, the remote crew and all others working in Nebraska ETV, let me express our deepest appreciation to the 1969 Legislature for your cooperation and support in making this most important series possible. This has been public television at its best. And Nebraska has achieved another national first.

Sincerely,

(Signed) Jack McBride
General Manager

JMcB:kp
cc: Clerk of the Legislature
Chairman J. Arthur Danielson

MOTION—Determine Cost to Televise Sessions

Mr. Carpenter moved that the Legislative Council, between now and the time we convene on June 3, take it upon themselves to determine what it would cost to televise sessions further.

The motion prevailed.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 732. Replaced on Select File as amended.

E and R amendments to LB 732:

1. In the Luedtke amendments 2 and 3, adopted 5/23, line 2, strike the matter shown as stricken; and in amendment 3, strike "*trailers*" and insert "*trailer*".

2. In section 1, line 27, insert "*each*" after "*such*".

3. In the title, line 5, insert "on cabin trailers" after "taxes".

LEGISLATIVE BILL 1025. Replaced on Select File as amended.

E and R amendments to LB 1025:

1. In renumbered section 13, line 87, strike "are" and insert "is".

2. In renumbered section 14, line 2, strike "12" and insert "13".

3. In the Carpenter amendment 4, adopted 5/23, line 2, strike "22" and insert "23".

LEGISLATIVE BILL 1054. Replaced on Select File as amended.

E and R amendments to LB 1054:

1. In line 2 of the E & R amendment 1, adopted 5/19, strike "42 and 43" and insert "41 and 42".

2. In line 1 of E & R amendment 4, adopted 5/19, strike "8" and insert "7".

LEGISLATIVE BILL 442. Replaced on Select File as amended.

E and R amendment to LB 442:

1. In standing committee amendment 1, strike the comma at the end of line 2.

LEGISLATIVE BILL 443. Placed on Select File as amended.

E and R amendments to LB 443:

1. In section 1, line 70, strike "*section*" and insert "*subsection*"; and strike line 85 and insert "*in this section.*".

2. In the title, strike line 4 and insert "requirements for removal of licenses as pre-".

LEGISLATIVE BILL 719. Placed on Select File as amended.

E and R amendments to LB 719:

1. In section 1, strike the new matter in lines 14 to 16, and in line 18 insert "*, or may impound the license for a period of not more than ninety days and order that such person not operate a motor vehicle during the period such license is impounded*" after "law".

2. In new section 4, line 3, insert a comma after "approval".

3. For correlation purposes, in line 2 of section 1 and renumbered section 3 and line 3 of the title, in-

sert ", as amended by section 1, Legislative Bill 623, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in section 1, strike the sentence beginning in line 26; and in line 33, strike "the Department of".

4. In the title, line 6, strike "and" and insert "to provide for courses of instruction as prescribed;"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1350. Placed on Select File as amended.

E and R amendments to LB 1350:

1. In section 3, line 57, strike "*petitions*" and insert "*petition*"; in line 60, strike "*elector*" and insert "*electors*"; in line 70, strike "*will*" and insert "*shall*"; in line 83, strike "*to*" and insert "*with*"; and in line 90, strike "*to*" and insert "*of*".

2. In section 4, line 66, strike "twenty-one" and insert "~~twenty-one~~ *twenty*".

3. In section 6, strike beginning with "who" in line 6 through the comma in line 8 and show the same as stricken; in lines 9 and 10, strike "so registered" and insert "~~so~~ registered *as an elector*"; and after the comma in line 43, insert "*or any person who accepts money or other things of value for signing any petition, or any circulator who offers money or other things of value in exchange for a signature upon any petition,*".

4. In the title, line 6, strike the second "and" and insert "to harmonize with previous legislation;"; and in line 7, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 669. Placed on Select File.

LEGISLATIVE BILL 688. Placed on Select File as amended.

E and R amendments to LB 688:

1. In renumbered section 2, reinstated lines 19 and 24, strike "twenty-one" and insert "~~twenty-one~~ *twenty*".

2. In the title, line 2, strike "section 53-180.02" and insert "sections 53-123.07, 53-180.02, and 53-180.04"; in line 3, insert "to provide authority under a nonbeverage user's license;" after the semicolon;

in lines 7 and 8, strike "to provide penalties; and" and insert "to harmonize with previous legislation;"; and in line 8, strike "section" and insert "sections; and to declare an emergency".

LEGISLATIVE BILL 917. Placed on Select File.

LEGISLATIVE BILL 1012. Placed on Select File as amended.

E and R amendment to LB 1012:

1. In the title, strike lines 4 and 5 and insert "and to provide for evidence.".

LEGISLATIVE BILL 597. Placed on Select File as amended.

E and R amendments to LB 597:

1. In lieu of the Danner amendment, in section 1, strike beginning with "on" in line 12 through line 13, showing the same as stricken, and insert "*to*".

2. In section 1, insert "any material particular or in" at the end of line 16 as in the statutes.

3. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 4, strike "and"; and in line 5, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1150. Placed on Select File.

LEGISLATIVE BILL 1254. Placed on Select File as amended.

E and R amendments to LB 1254:

1. In section 3, line 3, strike "herein" and insert "in this act".

2. In the title, line 6, insert "; and to declare an emergency" after "Nebraska".

LEGISLATIVE BILL 943. Placed on Select File as amended.

E and R amendments to LB 943:

1. In section 1, line 12, strike "*with*" and insert "*within*".

2. In section 2, strike line 7 and show the same as stricken.

3. In standing committee amendment 2, lines 3 and 6, strike "*a*" and insert "*an area*"; in lines 4 and 7, strike "*area*"; and in line 9, strike "*said*" and insert "*such*".

4. In the title, strike the comma at the end of line 3; in line 4, strike "79-1445.26," ; in line 6, strike "school" and insert "schools"; strike beginning with "to" in line 8 through "and" in line 9 and insert "to provide for board membership when a county withdraws;"; in line 11, strike "and"; and in line 12, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 1219. Placed on Select File as amended.

E and R amendment to LB 1219:

1. In the title, line 2, strike "79-1280,"; and in line 7, strike "on" and insert "in".

LEGISLATIVE BILL 1084. Placed on Select File as amended.

E and R amendments to LB 1084:

1. In lieu of the Clark amendment, in section 1, line 8, insert "*as specified by the state telecommunications board,*" after the comma.

2. In section 1, line 18, strike "privately owned" and insert "~~privately owned~~ *privately-owned*".

LEGISLATIVE BILL 1347. Placed on Select File as amended.

E and R amendment to LB 1347:

1. In the title, strike lines 4 to 7 and insert "agencies; to provide for the composition and duties of such agencies; and to repeal the original".

LEGISLATIVE BILL 1351. Placed on Select File as amended.

E and R amendments to LB 1351:

1. In section 1, line 3, insert "*the*" after "of".

2. In Section 3, line 2, strike "shall".

LEGISLATIVE BILL 1370. Placed on Select File as amended.

E and R amendment to LB 1370:

1. In section 2, lines 42 and 47, strike "*where*" and insert "*when*"; and in line 51, strike "*where said*" and insert "*when such*".

LEGISLATIVE BILL 1371. Placed on Select File as amended.

E and R amendments to LB 1371:

1. In section 1, line 8, strike "said flags".

2. In standing committee amendment 1, line 2, insert "where flown" after "buildings".

3. In new section 2, line 1, strike "within".

4. In the title, line 5, insert "to provide an operate date;" after the semicolon.

LEGISLATIVE BILL 1110. Placed on Select File as amended.

E and R amendment to LB 1110:

1. In standing committee amendment 1, lines 2 and 3, strike "first comma" and insert "comma after '81-8,169' ".

LEGISLATIVE BILL 1207. Placed on Select File as amended.

E and R amendment to LB 1207:

1. In section 1, line 5, strike "*case*" and insert "*cases*".

LEGISLATIVE BILL 1328. Placed on Select File as amended .

E and R amendment to LB 1328:

1. Amend line 3 of the standing committee amendment to read "*81-253*' and in line 6, strike the second 'Babcock' and show the same as stricken.".

LEGISLATIVE BILL 1375. Placed on Select File as amended.

E and R amendments to LB 1375:

1. In standing committee amendment 1, line 2, strike "*therefore*" and insert "*therefor*".

2. In the title, line 6, strike "and" and insert "to provide additional use of funds;"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 672. Placed on Select File as amended.

E and R amendments to LB 672:

1. In new section 1, line 5, strike "County" and insert "counties".

2. In lieu of the Harsh amendment, in new section 1, insert "The real property shall be sold in parcels no larger than three hundred twenty acres." at the end of line 14.

3. In the title, strike lines 2 and 3 and insert:

"FOR AN ACT relating to the Department of Aeronautics; to require the sale of certain property as prescribed; and to declare an emergency.".

LEGISLATIVE BILL 1356. Placed on Select File as amended.

E and R amendments to LB 1356:

1. In section 1, line 63, strike "state" and insert "state".

2. In section 2, line 32, strike "state" and insert "~~state~~".

3. In section 4, line 33, strike "*authorize*" and insert "*authorizes*".

4. In the title, line 12, strike "circulations" and insert "circulation".

LEGISLATIVE BILL 246. Correctly engrossed.

LEGISLATIVE BILL 282. Correctly engrossed.

LEGISLATIVE BILL 571. Correctly engrossed.

LEGISLATIVE BILL 587. Correctly engrossed.

LEGISLATIVE BILL 603. Correctly engrossed.

LEGISLATIVE BILL 909. Correctly engrossed.

LEGISLATIVE BILL 991. Correctly engrossed.

LEGISLATIVE BILL 1021. Correctly engrossed.

LEGISLATIVE BILL 1024. Correctly engrossed.

LEGISLATIVE BILL 1039. Correctly engrossed.

LEGISLATIVE BILL 1080. Correctly engrossed.

LEGISLATIVE BILL 1175. Correctly engrossed.

LEGISLATIVE BILL 1220. Correctly engrossed.

LEGISLATIVE BILL 1264. Correctly engrossed.

LEGISLATIVE BILL 66. Correctly enrolled.

LEGISLATIVE BILL 362. Correctly enrolled.

LEGISLATIVE BILL 375. Correctly enrolled.

LEGISLATIVE BILL 376. Correctly enrolled.

LEGISLATIVE BILL 435. Correctly enrolled.

LEGISLATIVE BILL 643. Correctly enrolled.

LEGISLATIVE BILL 785. Correctly enrolled.

LEGISLATIVE BILL 910. Correctly enrolled.

LEGISLATIVE BILL 925. Correctly enrolled.

LEGISLATIVE BILL 1004. Correctly enrolled.

LEGISLATIVE BILL 1205. Correctly enrolled.

LEGISLATIVE BILL 1393. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 66 LB 362 LB 375 LB 376 LB 435 LB 643 LB 785 LB 910 LB 925 LB 1004 LB 1205 LB 1393

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to take up the final reading bills scheduled for tomorrow.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

MOTIONS—Return Bills

Mr. Wallwey moved to return LB 428 to Select File for the following specific amendment:

Amend Sec. 1, lines 6 and 7 by striking $27,500 and inserting $30,000.

1. Amend the bill by inserting a new section 2 and to read as follows:

"Sec. 2. That section 1, Legislative Bill 598, Eightieth Session, Nebraska State Legislature, be amended to read as follows:

The State Board of Health may appoint and fix the compensation of an acting Director of Health who shall serve at the pleasure of the board and who shall have the powers and the duties of the Director of Health during the periods of temporary absence of the Director of Health, or upon the death, resignation, or other permanent absence of the Director of Health. The compensation of the acting Director of Health shall not exceed 30,000 dollars a year payable in monthly installments; and shall receive such compensation only while serving as acting Director of Health. Such acting Director of Health shall (1) be a graduate of a recognized school of medicine, (2) have some special training in public health work, (3) be a qualified person employed by the department, and (4) have such other qualifications as the State Board of Health may prescribe. Such acting Director of Health shall not be required to serve on a full-time basis, and may be removed by the State Board of Health at its discretion, but only by a majority vote of the members of the board.".

2. Renumber original sections 2 and 3 as sections 3 and 4 respectively.

3. Amend renumbered section 3, line 2 by striking "is" and inserting "and section 1, Legislative Bill 598, Eightieth Session, Nebraska State Legislature, 1967, are" after the second comma.

The motion prevailed with 30 ayes, 6 nays, and 13 not voting.

Mr. Carstens moved to return LB 606 to Select File for the following specific amendment:

1. In section 1 as amended by the Carstens Select File amendment, strike subdivision (5) and insert the following:

"(5) The commission has the right to reserve permanent access easements across portions of the right-of-way sold, to portions of the right-of-way owned by the commission which would otherwise be inaccessible, such easements to be used by the commission, its officers and employees, its invitees, and those persons licensed in accordance with the provisions of Chapter 37, Reissue Revised Statutes of Nebraska, 1943,".

2. Strike section 2 added by the Carstens Select File amendment, and insert the following:

"Sec. 2. Each of such tracts described in section 1 of this act shall, when determined by the Game and Parks Commission, be sold at public auction to the highest bidder. Notice of the sale shall be given by publication in a legal newspaper in circulation in the county where the land is situated, for at least thirty days prior to the date of sale; *Provided*, no such bid shall be considered sufficient unless it shall be for an amount both in excess of the appraised value thereof, as determined by the Game and Parks Commission, and of the total of all costs of acquisition, custody, and disposal which may have been incurred by the Game and Parks Commission relating to such tract.".

3. Insert two new sections to be known as sections 3 and 4 and to read as follows:

"Sec. 3. The Game and Parks Commission shall keep all tracts described in section 1 of this act, fenced with a lawful fence when required by an adjoining landowner until such tract is sold. Such fencing shall be at the expense of the commission. When the land is owned on both sides of a tract as described in section 1 of this act, the commission shall provide gates in the fencing and grant a right-of-way across such tract to such landowner.

Sec. 4. Any portion of the lands described in section 1 of this act, may in the discretion of the Game and Parks Commission, be exchanged by the commission as provided by the provisions of section 81-805.02, Reissue Revised Statutes of Nebraska, 1943.".

4. Renumber sections 3 and 4 as sections 5 and 6 respectively.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 377.

A BILL FOR AN ACT to amend section 25-1202, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to provide an exception; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Bloom
Clark
Danner
Elrod
Mahoney
Proud
Reynolds
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 644.

A BILL FOR AN ACT relating to criminal procedure; to adopt the provisions of the Uniform Rendition of Prisoners as Witnesses in Criminal Proceedings Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Bloom
Budd
Clark
Danner
Elrod
Mahoney
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 676.

A BILL FOR AN ACT to amend sections 15-264 and 47-306, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to provide for joint use of jails and the keeping of prisoners as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Adamson
Bloom
Clark
Danner
Elrod
Mahoney
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 698.

A BILL FOR AN ACT to amend section 30-1202, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide additional grounds for district courts or judges thereof to authorize fiduciaries to mortgage real estate; to harmonize with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 9:

Adamson
Bloom
Clark
Danner
Elrod
Mahoney
Reynolds
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 727.

A BILL FOR AN ACT to amend sections 79-403 and 79-426.05, Reissue Revised Statutes of Nebraska, 1943, and section 79-486, Revised Statutes Supplement, 1967, relating to schools; to provide the date transfers may be made to another district as prescribed; to provide for representation on the county committee for the reorganization of school districts; to provide the requirements for opening a schoolhouse in the district when instruction has been contracted for two or more years; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Budd
Burbach
Carpenter
Carstens
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Adamson
Bloom
Clark
Craft
Danner
Elrod
Mahoney
Marvel
Nore
Skarda
Stull
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 787. With emergency.

A BILL FOR AN ACT to amend section 26-107, Reissue Revised Statutes of Nebraska, 1943, and section 26-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969, relating to municipal courts; to change the duties of the presiding judge; to clarify provisions; to change reference to federal census; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter

Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Bloom
Clark
Danner
Elrod
Mahoney
Marvel
Skarda
Stull
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 829. Bracketed until June 3 at the request of Mr. Harsh.

LEGISLATIVE BILL 836. With emergency.

A BILL FOR AN ACT to amend sections 16-697, 17-948, 17-951, 17-952, 19-101, and 19-102, Reissue Revised Statutes of Nebraska, 1943, section 23-820, Revised Statutes Supplement, 1967, and section 16-696, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 57, Eightieth Session, Nebraska State Legislature, 1969, relating to recreation; to change the number of members of park and recreation boards as prescribed; to provide for park and recreation boards as prescribed; to remove the limitation on levies for park and recreation facilities; to provide for contracts; to authorize county boards to issue bonds for parks and recreation facilities; to authorize townships to provide parks and recreation facilities; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Budd
Burbach
Carpenter
Carstens
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver

Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Batchelder
Bloom
Clark
Craft
Danner
Elrod
Mahoney
Skarda
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 872.

A BILL FOR AN ACT to amend sections 3-502 and 3-507, Revised Statutes Supplement, 1967, relating to airport authorities; to remove the limitation as to certain cities of the primary and first class as prescribed; to eliminate the provisions providing for creation of airport authorities by any county, city and county, group of cities, or group of counties as prescribed; to eliminate provisions for certain agreements as prescribed; to increase the maximum interest rate on bonds and notes; and to repeal the original sections, and also sections 3-502.01 and 3-502.02, Revised Statutes Supplement, 1967.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Waldo
Wallwey

Not voting, 10:

Adamson
Bloom
Budd
Clark
Danner
Elrod
Keyes
Mahoney
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 967. With emergency.

A BILL FOR AN ACT to amend section 79-2208, Reissue Revised Statutes of Nebraska, 1943, relating to educational services units; to provide for contracting local health department services as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 9:

Adamson
Batchelder
Bloom
Clark
Danner
Elrod
Mahoney
Skarda
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 984.

A BILL FOR AN ACT to amend sections 66-503, 66-518, and 66-520, Reissue Revised Statutes of Nebraska, 1943, and section 66-502, Revised Statutes Supplement, 1967, relating to liquid fuels; to harmonize with previous legislation; to eliminate provision for a bond in lieu of a policy of insurance; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Bloom
Clark
Danner
Elrod
Klaver
Mahoney
Skarda
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1031.

A BILL FOR AN ACT to amend section 60-1608, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide for the reporting of cabin trailers in this state to the county assessor as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh

Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Adamson
Bloom
Clark
Danner
Elrod
Kokes
Mahoney
Marvel
Proud
Stull
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1122.

A BILL FOR AN ACT to amend section 75-128, Revised Statutes Supplement, 1967, relating to the State Railway Commission; to authorize the State Railway Commission to charge fees for filing complaints and petitions with the commission as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Bloom
Clark
Danner
Elrod
Mahoney
Proud
Stull
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1185. With emergency.

A BILL FOR AN ACT to amend section 31-755, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to increase the maximum bond interest rate; to provide for the rate of interest upon warrants; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative. 0.

Not voting, 9:

Adamson
Bloom
Clark
Danner
Elrod
Kokes
Mahoney
Proud
Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1217.

A BILL FOR AN ACT to amend section 28-1401, Reissue Revised Statutes of Nebraska, 1943, and sections 28-1405, 28-1408, and 28-1409, Revised Statutes Supplement, 1967, relating to crimes and punishments; to change provisions for obtaining approval and filing reports for persons and organizations which solicit funds; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Carpenter
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Kokes

Not voting, 8:

Adamson
Bloom
Carstens
Clark
Danner
Elrod
Mahoney
Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Wylie Presiding

RESOLUTIONS

LEGISLATIVE RESOLUTION 53. Re: Commending Lt. Governor John E. Everroad

Introduced by Herbert J. Duis, 39th District.

WHEREAS, Lieutenant Governor John Everroad has made numerous trips throughout the United States for speeches and other appearances promoting the State of Nebraska; and

WHEREAS, Lieutenant Governor John Everroad's speeches and appearances have had significant beneficial effects for the State of Nebraska; and

WHEREAS, it is fitting and proper for the Legislature to recognize devotion to the State of Nebraska that goes far beyond the requirements of official duties.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That Lieutenant Governor John Everroad is officially commended for his activities on behalf of this state, is urged and requested to continue such activities, and is hereby appointed as the official good will ambassador of the State of Nebraska.

Mr. Duis asked unanimous consent that all members names be added to LR 53. No objections. So ordered.

Mr. Warner asked unanimous consent that copies of LR 53 be sent to the Congressional and Senate Delegation from Nebraska.

Presented to the Governor

Presented to the Governor for approval on May 27, 1969 at 8:45 a.m.: LB 222 LB 623 LB 788 LB 887 LB 935 LB 1002

(Signed) Ruth Bossard, Enrolling Clerk

President Everroad Presiding

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 1403. Indefinitely postponed.

(Signed) M. A. Kremer, Chairman

Public Works

LEGISLATIVE BILL 911. Placed on General File as amended.

Standing Committee amendments to LB 911:

1. In section 1, line 117, strike "*66,000*", line 118, strike "*66,500*", line 119, strike "*67,000*", line 120, strike "*68,000*", line 121, strike "*68,500 74,000*", line 122, strike "*74,500*", line 123, strike "*75,000*", line 124, strike "*75,500*", line 125, strike "*76,500*", line 126, strike "*77,000*", line 127, strike "*77,500*" line 128, strike "*78,000*", line 129, strike "*78,500*", line 130, strike "*79,000*", line 131, strike "*64,500*" and insert "*65,500*" and strike "*8,000*", line 132, strike "*80,500*", and line 133, strike "*81,000*".

2. In section 2 strike line 16 and insert

"(5) of section 39-722; . ~~*Provided*, any person operating a~~", and strike lines 17 to 21 and show same as stricken matter.

3. In section 3, lines 27 to 30, strike the new matter and insert "*; Provided, that no person shall be guilty of multiple offenses when the violations (1) involve the excess weight of an axle or a group of axles and the excess weight of the gross load of a single vehicle or (2) occur on the National System of Interstate and Defense Highways*".

LEGISLATIVE BILL 1382. Placed on General File as amended.

Standing Committee amendments to LB 1382:

1. In section 3, line 29, strike "section 76-710.01" and insert "*Chapter 76, article 7, and any compensation received pursuant to said chapter and article, up to the amount received under this act*", line 23 insert "*; but shall have the purpose of insuring that all compensation received, whether relocation allowances, moving expense allowance, or other payments or allowances provided by the terms of this act, shall be credited or set off against any award of the court under the terms of Chapter 76, article 7*".

2. In section 5, lines 5 and 6 strike "*not to exceed two hundred dollars,*".

3. Insert 2 new sections to be known as sections 11 and 12 and to read as follows:

"Sec. 11. *Should any parties otherwise subject to the terms of this act have been dislocated in the period prior to the effective date of this act, and after August 22, 1968, the Department of Roads is authorized to make payment in accordance with the provisions and conditions of this act, where so required under the terms of the Federal Highway Act of 1968.*

Sec. 12. That section 76-719.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

76-719.01. Upon stipulation of the parties in interest, the county judge may order that ~~not to exceed eighty per cent~~ *the amount stipulated by the parties,* of the money deposited by the condemner in the county court be paid forthwith for or on account of the damages the condemnee has sustained or will sustain by the appropriation of the property to the use of the condemner. If all the parties in interest waive the right of appeal, the county judge shall distribute the money deposited by the condemner forthwith in accordance with the award of the appraisers and as soon as deposited by the condemner. If the compensation finally awarded in respect to the said property shall be less than the amount of the money so received by the condemnee, the court shall enter judgment against the condemnee for the amount that the condemnee has been overpaid, together with interest at six per cent per annum from the date of withdrawal.".

3. Renumber original sections 11 to 13 as sections 13 to 15 respectively.

4. In renumbered section 14, line 1 strike "and" and insert a comma, and line 2 insert ", 76-719.01" after "39-1320".

(Signed) Rick Budd, Chairman

Committee on Committees

May 26, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by the Legislative Body, and Suggests a record vote on each confirmation.

Marvin Nuernberger, State Engineer of Department of Roads

Larry Johns, Director, Department of Motor Vehicles

Respectfully submitted,

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report and a record vote taken on each confirmation. The motion prevailed.

Vote on Mr. Nuernberger

Voting in the affirmative, 35:

Budd
Burbach
Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 14:

Adamson
Batchelder
Bloom
Clark
Danner
Elrod
Kennedy
Klaver
Mahoney
Moulton
Schmit
Stull
Wenzlaff
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Nuernberger confirmed.

Vote on Mr. Johns

Voting in the affirmative, 35:

Batchelder
Budd
Burbach
Carpenter
Craft
Duis
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 14:

Adamson
Bloom
Carstens
Clark
Danner
Elrod
Kennedy
Klaver
Mahoney
Moulton
Schmit
Simpson
Stull
Wenzlaff

Having received a majority of the votes of all members, the President declared the appointment of Mr. Johns confirmed.

SELECT FILE

LEGISLATIVE BILL 1027. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1270. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 860. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 601. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Mr. Pedersen offered the following unanimous consent amendment:

Section 1, end of line 5, add *"that there shall be appropriated at a sum not to exceed $15,000"*.

Mr. Holmquist objected.

Mr. Pedersen moved to return LB 601 to General File for the specific amendment.

Mr. Carstens requested a Call of the House. The Call showed 37 members present.

Mr. Carstens moved the Call be raised. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

The Pedersen motion prevailed with 25 ayes, 1 nay and 23 not voting.

LEGISLATIVE BILL 705. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1049. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Mr. Pedersen offered the following amendment, which was adopted by unanimous consent:

Amend LB 1049 by reinstating lines 32 through 34 in Section 1, and reinstate lines 46 through 48 in Section 1 and insert after the word "welfare" and before the "semi-colon" in line 48 the words *"who is physically or mentally disabled and employed in a program of rehabilition; the wage paid shall be at levels consistent with their health, efficiency and general well-being."*

Advanced to E and R for engrossment.

LEGISLATIVE BILL 521. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Bracketed at the request of Mr. Holmquist.

LEGISLATIVE BILL 763. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 694. E and R amendment found in the Legislative Journal for the Ninety-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 924. E and R amendment found in the Legislative Journal for the Ninety-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 820. E and R amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

The Carpenter pending amendments found in the Legislative Journal for the Ninety-third Day were adopted by unanimous consent.

Bracketed at the request of Mr. Carpenter.

UNANIMOUS CONSENT—Unbracket LB 1095

Mrs. Orme asked unanimous consent to unbracket LB 1095 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1095. Mrs. Orme offered the following amendment which was adopted by unanimous consent:

1. In section 1, strike lines 5 to 19, and insert "except *permanent* part-time employees, *temporary employees, and the members of any board or commission not required to render full-time service,* shall render not less

than forty hours of labor each week *except such week as a paid holiday may occur.*

(2) Regular work by such ~~persons~~ *employees* shall not be performed on *paid holidays,* Saturday afternoons, *or* Sundays, and days declared by law or proclamation of the President or Governor to be holidays, except in case of emergency or when otherwise ordered *or deemed essential* by the Governor.

(3) For the purposes of this section, paid holidays shall include all of the days enumerated in section 25-2221 and days declared by law or proclamation of the President or Governor to be holidays.".

2. In section 1, line 18, strike "*(2)*" and insert "*(4)*"; in line 19 strike "*(3)*" and insert "*(5)*"; in line 31 strike "*(3)*" and insert "*(5)*".

3. In new section 2, strike lines 3 to 17, and show the old matter as stricken, and insert the following:

"84-1005. *The provisions of subsection (2) of section 84-1001 shall not apply to employees of the University of Nebraska, the University of Nebraska at Omaha, the state colleges, the Nebraska Brand Committee, the Nebraska Oil and Gas Conservation Commission, the Superintendent of Law Enforcement and Public Safety, his deputies, assistants, and members of the Nebraska State Patrol, the superintendent of weighing stations, his deputies, assistants and employees, or the employees of the Division of Motor Fuels of the office of the Tax Commissioner who shall render service on such days and maintain such hours as the Governor may designate, except that when employees are required to work on days designated as a paid holiday the provisions of subsections (4) and (5) of section 84-1001 shall apply.*".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 428. The Wallwey specific amendment found in this Day's Journal was adopted with 26 ayes, 1 nay and 22 not voting.

Advanced to E and R for re-engrossment.

Member Excused

Mr. Keyes asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

UNANIMOUS CONSENT—Unbracket LB 542

Mr. Carpenter asked unanimous consent to unbracket LB 542 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 542. The Carpenter specific amendments found in the Legislative Journal for the Ninety-seventh Day were adopted by unanimous consent.

Mr. Carpenter offered the following amendments, which were adopted by unanimous consent:

1. In new section 2, line 7, after "32" insert "*if the county board consents in writing to permit joint elections*"; in line 10, after "32" insert "*after having obtained the consent of the county board*".

2. In Standing Committee amendment 8, line 9, after "*act*" insert "*; Provided, in any second-class city holding an initial election of all officers in 1969, those officers elected for a two-year term shall have their terms extended and serve until the first Tuesday in June of 1972, and their successors shall be elected for four-year terms; those officers elected for a one-year term in 1969, shall serve until the first Tuesday in June of 1970, and their successors shall be elected for four-year terms*".

3. Insert 3 new sections to be known as sections 15 to 17 and to read as follows:

"Sec. 15. That section 19-405, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 288, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

19-405. Candidates for the office of councilmen provided for in section 19-404 shall be ~~nominated at large at a primary election, and no other names shall be placed upon the official ballot to be used~~ *elected* at the regular ~~or general~~ city election ~~except those selected at such primary in the manner hereinafter prescribed. Notwithstanding any more general law respecting the time or manner of holding primary elections, the primary election for such nominations shall be held in all cities containing over twenty-five thousand population, on the fourth Tuesday, and in all cities containing two thousand and not more than twenty-five thousand popula-~~

~~tion, on the third Tuesday preceding the date of the general or regular city election provided by law in any such city.~~ Any person desiring to become a candidate for councilman shall, ~~at least ten days prior to the date of holding such primary,~~ file with the city clerk a statement of such candidacy in substantially the following form:

State of Nebraska .... County, ss. I,
....................being first duly sworn, say that I reside at
No. .... street in the city of ....,
county of .... and State of Nebraska; that I am a qualified voter of said city; that I am a candidate for ~~nomination~~ *election* for the office of ....
(specifying one of the positions named in section 19-415) to be voted upon at the primary election to be held on the .... day of .... ,
19......., and I hereby request that my name be printed upon the official ~~primary~~ ballot for ~~nomination by such primary~~ election for said office.

(Signed) ....

Subscribed and sworn to before me by the said
.... this day of ...., 19.......

(Signed) ....

Sec. 16. That section 19-408, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 288, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

19-408. Notwithstanding any more general law respecting ~~primary~~ elections in force in the state, the official ballot to be prepared and used at such ~~primary~~ *election* shall be in substantially the following form, inserting in the blanks the name of the city and the designation of the officers to be elected in the particular city where such ~~primary~~ *election* is to be held and placing simply the names of all candidates for each such office upon the ticket without any party designation, circle or mark whatever: Candidates for ~~nominations~~ *election* for .... (specifying one of the positions named in section 19-415) of the city of .... at the primary election. Vote for .... one. The names of the candidates shall then be listed, each preceded by a box or square in which the voter shall indicate his choice. The positions for which candidates are to be nominated shall appear on the ballot in the order listed in section 19-415.

At the election in 1970, a mayor shall be elected for a two-year term, and two commissioners shall be elected for four-year terms, and until their successors are elected and qualified. At the election in 1972, a mayor shall be elected for a four-year term. If an incumbent files for a city office other than the one he holds, he shall file at least ten days prior to the regular filing deadline established by law, and the office he holds shall become vacant as of the date of the commencement of the term of the office for which he has filed. If such vacancy results in an unexpired term, such vacancy shall be filled by election for the remainder of the unexpired term.

In all other respects the general character of the paper ballot to be used shall be the same as authorized by the Australian Ballot Law of the state *and the election shall be governed by the provisions of Chapter 32.* In printing, the names shall not be arranged alphabetically but shall be rotated according to the following plan: The form shall be set up by the printer with the names in the order in which they are placed upon the sample ballot prepared by the city clerk or officer whose duty it shall be to have the ballots prepared; and in printing the ballots for the various election districts or precincts, the position of the names shall be changed for each election district. In making the change of position the printer shall take the line of type containing the names at the head of the form and place it at the bottom, shoving up the column so that the name that was second before the change shall be the first after the change. ~~After receiving such ballot from the election judges, endorsed by them as by law provided, the voter shall mark and cast such ballot. Any voter who shall declare that he will require assistance in voting shall be aided in the manner provided by general law. The polls at any such primary election shall be open at eight o'clock a.m. and close at eight o'clock p.m. In all other respects such primary election shall be held and conducted and the vote canvassed and the result declared as by law provided for holding other city primary elections in any city embraced in the class to which any general state primary law applies. If such primary election be held in any city to which, as to city elections, the general primary laws of this state do not apply, then such primary election shall be, except in the respects hereinbefore provided, pre-~~

~~claimed, noticed, held and conducted, and the vote canvassed and the result declared as by law provided for holding the general or regular city election in any such city; and all officers charged with any duty respecting the proclaiming, holding and conducting of any such general or regular city election in any such city, shall perform such duties for and at such primary election.~~

Sec. 17. That section 19-410, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 288, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

19-410. At the regular ~~or general~~ city election at which such candidates ~~so nominated~~ are to be elected, the ~~ballot shall be prepared in substantially the same general form and the names rotated as hereinbefore provided for their nomination at the primary election; and the~~ person receiving the highest number of votes for each position to be filled shall be the person elected; and in any city where excisemen are to be elected, the three persons receiving the highest number of votes for such office shall be the excisemen elected. In all other respects the general laws in force in any city respecting the holding, conducting, and declaring the result of any such regular ~~or general~~ city election shall apply, so far as the same are applicable and not inconsistent with the provisions of sections 19-401 to 19-433."

4. Renumber renumbered sections 15 to 40 as sections 18 to 43, and renumber new section 41 as section 44.

5. Strike Enrollment and Review amendment 24, and in renumbered section 39, line 2, strike "*36*" and insert "*38*".

6. In Enrollment and Review amendment 28, numbered line 5, strike "19-621" and insert "19-612"; numbered line 6 after the last comma insert "sections 19-405, 19-408, and 19-410, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 1, 3, and 5, Legislative Bill 288, Eightieth Session, Nebraska State Legislature, 1969,"; in numbered line 10 strike "19-405 to"; strike numbered line 11 and insert "19-625, 19-626, 19-3007, 19-3008, 19-3009, 19-3010, 32-118, 32-901, 79-516.02, 79-516.03, 79-803.01"; in numbered line 13 after the last comma insert "sections 19-406 and 19-409, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 2 and 4, Legislative Bill 288,

Eightieth Session, Nebraska State Legislature, 1969,"; and in numbered line 14 after the first comma insert "18-2103.01,".

7. In Enrollment and Review amendment 29, line 7, strike "19-621" and insert "19-612"; line 8 after the second comma insert "sections 19-405, 19-408, and 19-410, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 1, 3, and 5, Legislative Bill 288, Eightieth Session, Nebraska State Legislature, 1969,"; in line 11 strike "19-405 to 19-410" and insert "19-625, 19-626, 19-3008, 19-3009, 19-3010"; in line 12 strike "79-427" and insert "79-516.02"; in line 14 after the second comma insert "sections 19-406 and 19-409, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 2 and 4, Legislative Bill 288, Eightieth Session, Nebraska State Legislature, 1969,"; and in line 14 after the third comma insert "18-2103.01,".

Mr. Pedersen offered the following amendments, which were adopted by unanimous consent:

1. In Standing Committee amendment 31, numbered line 7, after "*district*" insert "*except a Class III district located in whole or in part in a city of the metropolitan class*".

2. Insert a new section to be known as section 40 and to read as follows:

"Sec. 40. That section 79-803.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-803.03. The board of education of a Class III school district which lies ~~outside of the corporate limits of any~~ *in whole or in part in a* city *of the metropolitan class* ~~or village~~ shall consist of six members to be elected by legal voters who are taxpayers of the school district at the time of the primary election held for the nomination of candidates for state and county officers. Two weeks prior to the holding of the election, there shall be nominated by a caucus held within the district, two candidates for each vacancy to be filled by the election. Two members shall be elected at each general election for a term of six years."

Advanced to E and R for engrossment.

LEGISLATIVE BILL 606. The Carstens specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and for re-engrossment.

MOTION—Return LB 1021

Mr. Waldron moved to return LB 1021 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1021. The Waldron specific amendment was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Introduce New Bill

Mr. Harsh asked unanimous consent to introduce a new bill. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1418. By Lester Harsh, 38th District.

A BILL FOR AN ACT to amend section 79-520, Revised Statutes Supplement, 1967, relating to schools; to authorize school districts in Class II and VI districts to borrow money as prescribed; and to repeal the original section.

MOTION—Return LB 1015

Mr. Pedersen moved to return LB 1015 to Select File for the following specific amendment:

Strike commencing with the word *"to"* in line 22 and continue to strike through word *"insured"* in line 24.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1015. The Pedersen specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 723. Placed on General File as amended.

Standing Committee amendments to LB 723:

1. Strike section 1.

2. In section 2, strike lines 16 to 25 and insert "*is no longer needed at public auction as hereafter provided in this section. Prior to any such sale, the real estate shall be appraised for sale purposes by a qualified appraiser who shall be appointed by the governing board of the district. Such real estate shall not be sold for less than the appraised value, which shall be the starting bid price at the public sale. Notice of such sale shall be given by publication three consecutive weeks in some legal newspaper published in the county where the real estate is located.*".

3. Renumber original section 3 as section 2; and in line 1 thereof strike "sections 31-427" and insert "section"; and in line 2 strike "are" and insert "is".

(Signed) M. A. Kremer, Chairman

UNANIMOUS CONSENT—Withdraw LB 781

Mr. Kennedy renewed his pending request to withdraw LB 781. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 342

Mr. Carpenter asked unanimous consent to bracket LB 342 when it reaches Select File. No objections. So ordered.

MOTION—Return LB 818

Mr. Pedersen moved to return LB 818 to General File for a specific amendment.

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Recess

At 11:55 a.m., on a motion by Mr. Syas, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Adamson, Clark, Danner, Elrod, Mahoney, Stull and members of the Budget Committee, who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 377. Correctly enrolled.

LEGISLATIVE BILL 644. Correctly enrolled.

LEGISLATIVE BILL 676. Correctly enrolled.

LEGISLATIVE BILL 698. Correctly enrolled.

LEGISLATIVE BILL 727. Correctly enrolled.

LEGISLATIVE BILL 787. Correctly enrolled.

LEGISLATIVE BILL 836. Correctly enrolled.

LEGISLATIVE BILL 872. Correctly enrolled.

LEGISLATIVE BILL 967. Correctly enrolled.

LEGISLATIVE BILL 984. Correctly enrolled.

LEGISLATIVE BILL 1031. Correctly enrolled.

LEGISLATIVE BILL 1122. Correctly enrolled.

LEGISLATIVE BILL 1185. Correctly enrolled.

LEGISLATIVE BILL 1217. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 377 LB 644 LB 676 LB 698 LB 727 LB 787 LB 836 LB 872 LB 967 LB 984 LB 1031 LB 1122 LB 1185 LB 1217

Presented to the Governor

Presented to the Governor for approval on May 27, 1969 at 1:50 p.m.: LB 66 LB 362 LB 375 LB 376 LB 435 LB 643 LB 785 LB 910 LB 925 LB 1004 LB 1205 LB 1393

(Signed) Mary Ostdiek, Asst. Enrolling Clerk

UNANIMOUS CONSENT—Print in Journal

Mr. Warner asked unanimous consent to have the following messages printed in the Journal. No objections. So ordered.

April 14, 1969

Honorable Jerome Warner
State Senator
State Capitol Building
Lincoln, Nebraska 68509

Dear Senator Warner:

The Department of Insurance respectfully requests the approval of the Legislature to move its offices on July 1, 1969 to the Pioneer Building, 1335 "L" Street, Lincoln, Nebraska. The Department proposes to rent one and one-half floors (approximately 9,000′) at an annual rental of not more than $29,000.00. Part of the space is the same as that previously leased by the Tax Commissioner. Although the Pioneer Building is presently owned by an insurance company, it will be sold prior to our proposed occupancy. The Department has proposed a figure of $60,000.00 per biennium in our 1969-71 budget for rent.

At the present time the Department is operating in four different locations on the lower floor of the Capitol. The offices are overcrowded and we have three positions which have not been filled due to a lack of space. In addition there are three additional personnel positions in the proposed 1969-71 budget which will require additional space.

In addition the Department is in need of additional space for a combination hearing room-conference room-law library and space for the public to review records and take examinations. We also need space for our fourteen examiners to prepare and review examination reports. We feel that the facilities at the Pioneer Building will permit more efficient and orderly use of space and personnel.

Our work load is increasing at a rapid rate in direct comparison with the increased activity of the insurance companies and insurance salesmen as well as the increased activities of citizens in their insurance dealings. The move should facilitate the projected work load increase for the next two bienniums.

Thank you for your consideration.

Respectfully,

(Signed) Benjamin C. Neff, Jr.
Director of Insurance

BCN:kkm

cc Governor Norbert T. Tiemann
Senator Richard D. Marvel
Robert Rogers

May 26, 1969

The Honorable Jerome Warner, Speaker
The Nebraska State Legislature
State Capitol
Lincoln, Nebraska 68509

Dear Senator Warner:

I have now reviewed the request of the Department of Insurance, dated April 14, 1969 to move from the Capitol Building to the Pioneer Building, 1335 "L" Street.

The request of the Department of Insurance has my approval and it is requested that the Legislature approve this move.

Sincerely yours,

(Signed) Norbert T. Tiemann
Governor

bb

RESOLUTIONS

LEGISLATIVE RESOLUTION 54. Re: Grain Storage Loans

Introduced by Thomas C. Kennedy, 21st District.

WHEREAS, the United States Department of Agriculture has issued a policy order stating that no no farm owned grain storage payment will be received while stored in local or terminal elevators; and

WHEREAS, an increase in interest rates for grain storage and drying facilities has been proposed; and

WHEREAS, the term of facility loans has been limited to one years crop; and

WHEREAS, these proposed orders will have a tremendous economic impact on the State of Nebraska and on the entire nation.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. We hereby request the United States Department of Agriculture to postpone the implementation of these orders for thirty days until July 1, 1969, and a group of interested persons appear before the Secretary of Agriculture at a hearing as soon as possible.

2. That the Clerk of the Legislature send a copy of this resolution at once to each of the Nebraska delegation in Congress and to the Secretary of Agriculture.

MOTION—Suspend Rules

Mr. Kennedy moved to suspend the rules to consider LR 54 today.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

LR 54 was adopted with 33 ayes, 0 nays and 16 not voting.

MOTION—Appreciation

Mr. Warner moved the following be adopted on behalf of all members of the Legislature:

WHEREAS, Frank Wolf is retiring after many years of service as legislative representative for his employer; and

WHEREAS, he has earned the respect and confidence of all of the Legislators with whom he has worked, and they value his friendship;

NOW, THEREFORE, BE IT RESOLVED that we extend thanks to Frank Wolf for his high-principled service to the Legislature and we wish him many happy years of retirement.

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 1319. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 983. Reading waived. Explained.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 889. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 495. Reading waived. Explained.

Mr. Luedtke offered the following amendment, which was adopted:

1. In section 1, strike the new matter in lines 19 to 25 and insert "*; Provided, that such party or his attorney shall within five days after the last day for filing of such lien, send by United States mail, postage prepaid, notice of such filing to the party or parties shown on the indexes of the register of deeds to be the owners of record of such real property on the date of filing of the lien and whose name and post office address are known to him. Proof by affidavit of the party or his attorneys shall be filed with the register of deeds not later than ten days after mailing of such notice. In the event that the last-known address of the party appearing to be the owner of record cannot be ascertained, the affidavit shall so state. Failure to serve notice of lien, if required by this section, shall make such lien void and unenforceable; Provided, it shall not be necessary to serve the notice prescribed by this section upon any competent person, fiduciary, partnership or corporation who has waived notice in writing or who has actual knowledge of the filing of the lien*".

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Speaker Warner Presiding

LEGISLATIVE BILL 641. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for Eighty-fourth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

Member Excused

Mr. Wylie asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 646. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-fourth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 715. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 890. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays, and 20 not voting.

LEGISLATIVE BILL 1154. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

Members Excused

Mr. Kokes asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

Mr. Nore asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1386. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Bracketed until Wednesday, June 4, at the request of Mr. Keyes.

LEGISLATIVE BILL 1388. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1206. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

Mr. Burbach Presiding

LEGISLATIVE BILL 1141. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1142. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 1353. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-fifth Day was adopted.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 1068. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1224. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1097. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Presented to the Governor

Presented to the Governor for approval on May 27, 1969 at 2:45 p.m.: LB 1217 LB 1185 LB 1122 LB 1031 LB 984 LB 967 LB 872 LB 836 LB 787 LB 727 LB 698 LB 676 LB 644 LB 377

(Signed) Mary Ostdiek
Assistant Enrolling Clerk

Visitors

Mrs. Orme introduced Mr. and Mrs. Madan L. Arora of Punjab, India and Ames, Iowa.

Mr. Keyes introduced his daughter and three of her friends.

Mr. Nore introduced principal, Norman Hoppmann; Susan Groteluschen and Rodney Theilen of St. John's Lutheran School, Columbus.

Mr. Kennedy introduced 55—7th & 8th grade students and sponsors from Battle Creek Public Schools.

Mr. Waldo introduced 21—6th grade students; teacher, Mrs. Betty Menke and Mrs. Novak of Crete Elementary School.

Mr. Pedersen introduced his wife, Sara.

Mr. Swanson introduced Edward and Irine Woz of Detroit, Mich.

Mr. Luedtke introduced 41—6th grade students and two teachers from Elliott School.

Mr. Burbach introduced Speaker Warner's mother from Waverly.

Mr. Proud introduced Bill Alf.

REFERENCE COMMITTEE REPORT

LB	Committee
1418	Education

(Signed) John E. Everroad
Lieutenant Governor

NOTICE OF COMMITTEE HEARINGS

Education

LB 1418	Wednesday, June 4, 1969	1:30 p.m.

(Signed) Lester Harsh, Chairman

Member Excused

Mr. Carpenter asked unanimous consent to be excused tomorrow. No objections. So ordered.

Adjournment

At 3:56 p.m., on a motion by Mr. Carstens, the Legislature adjourned until 9:00 a.m., Wednesday, May 28, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

NINETY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, May 28, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty God, we are very much aware these days of issues having fiscal impact, and it is well that we should be good stewards of the monies of this State. In this we pray for a due sense of proportion in the allocation of our resources. Help us, at the same time, to be aware of the social impact of what we do and say here, the ethical impact of the way we conduct our affairs, and the moral impact of our voting record. Therefore, we pray for Thy spirit of truth and power in our lives, that we may feel the spiritual impact of exposing our minds and consciences to Thee. Amen.

The roll was called and all members were present except Messrs. Carpenter, Clark, Mahoney, Pedersen and Wylie, who were excused.

Corrections for the Journal

Page 2221, line 19, delete "81-8-8,169" and insert 81-8,169".

Page 2223, line 21, insert "(Signed) Wayne W. Ziebarth, Chairman".

Page 2249, line 1, insert "R" after "and".

The Journal for the Ninety-eighth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 647. Replaced on Select File as amended.

E and R amendments to LB 647:

1. In line 1 of the Carstens amendment 1, adopted 5/19, strike "section 1" and insert "section 2"; in line 3, strike "; and" and insert ". *; and*"; in line 10, strike "*As*" and insert "*as*"; and beneath the blank in line 10 insert "*(name of minor)*".

2. In section 1, line 8, insert a comma after the second "bank".

3. In section 2, line 56, strike "or" and insert "~~or~~".

LEGISLATIVE BILL 1089. Placed on Select File as amended.

E and R amendments to LB 1089:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 787, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in section 1, line 4, insert "and in first class cities having more than thirteen thousand population located in a county having a population of more than thirty-three thousand inhabitants according to the most recent federal census," after the comma; and in line 6, insert "Any other city of the first class may establish a municipal court to be subject to the provisions of Chapter 26, article 1, upon a vote of the qualified electors of such city. Any proposition to establish such a municipal court shall be submitted by action of the city council at any regular municipal election." after the period.

2. In section 1, strike line 22 and insert "*in any city may*".

LEGISLATIVE BILL 704. Placed on Select File as amended.

E and R amendments to LB 704:

1. In section 1, line 7, strike "or" and insert "~~or~~" in line 9, strike "*revenues*" and insert "*revenue*"; and in line 22 strike the first comma.

2. In section 3, line 2, insert a comma after "effect".

3. In the title, line 7, strike "revenues" and insert "revenue".

LEGISLATIVE BILL 657. Placed on Select File as amended.

E and R amendments to LB 657:

1. In section 5, line 7, insert "of this act" after "1"; and strike the comma in line 11.

2. In the title, line 2, strike "making" and insert "to make".

LEGISLATIVE BILL 153. Placed on Select File as amended.

E and R amendment to LB 153:

1. In section 1, line 7, strike *"from"* and insert *"after"*.

LEGISLATIVE BILL 523. Placed on Select File as amended.

E and R amendments to LB 523:

1. In standing committee amendment 2, line 2, strike the second "of" and insert "for" as in the statutes; and in line 5, strike "19, 20," and insert "20".

2. In section 2, line 29, strike the comma; and in line 31, strike *"this act"* and insert *"such sections"*.

LEGISLATIVE BILL 1201. Placed on Select File as amended.

E and R amendment to LB 1201:

1. In section 1, line 41, strike the comma and show the same as stricken.

LEGISLATIVE BILL 1285. Placed on Select File as amended.

E and R amendment to LB 1285:

1. In lieu of the Simpson amendment, in section 1, insert *"The receiving and holding of deposits, cashing of checks, and buying, selling, and holding of bonds of indebtedness of a district by a financial institution, or any combination of such activities, shall not be considered as a contract within the meaning of this section."* at the end of line 16.

LEGISLATIVE BILL 664. Placed on Select File as amended.

E and R amendment to LB 664:

1. In the title, line 2, strike the comma and insert a semicolon.

LEGISLATIVE BILL 342. Placed on Select File as amended.

E and R amendments to LB 342:

1. In section 4, line 38, strike “*of ownership*”; in line 62, strike “*to*” and insert “*into*”; and in line 68, insert “*taxes*” after “*property*”.

2. In section 5, strike beginning with the semicolon in line 14 through “60-311” in line 17 and show the same as stricken.

3. In the Carpenter amendment 5, line 2, strike the period and insert a period at the end of the line.

4. In section 7, line 20, strike the first “*for*” and insert “*at*”; and in line 38, strike the period and insert “*; or*”.

5. In the Carpenter amendment 7, line 3, strike the period and insert an underscored comma.

6. In the Carpenter amendment 8, line 2, insert “and 47” after “46”.

7. In lieu of the Carpenter amendment 9, in section 8, strike beginning with the semicolon in line 13 through “*estate*” in line 18.

8. In section 9, line 6, strike “*a*” and insert “*the*”.

9. In section 10, lines 12 and 13, strike “*, chattel mortgage*”.

10. In section 11, line 4, insert “*the*” after “*by*”; in line 8, strike “*said*” and insert “*such*”; in line 10, strike “*section*” and insert “*sections*”; and in line 11, insert “*and 60-1603*” after “*60-1602*”.

11. In section 12, line 5, insert “*and*” after “*nor*”; and in line 8, insert “*either*” after “wise”.

12. In the Carpenter amendment 10, line 2, insert “show the same as stricken and” after the second “and”; in line 3, strike the comma; insert an underscored comma before “*upon*” in line 3 and after “*days*” in line 4; and in line 4, strike the period and insert a period at the end of the line.

13. In lieu of the Carpenter amendment 11, in section 13, insert “*Failure to make any report required by this section shall result in cancellation of the permit*

issued and forfeiture of the fee paid pursuant to section 14 of this act." at the end of line 12.

14. In lieu of the Carpenter amendment 12, in section 13, strike lines 8 to 11 and insert "address and place of business or occupation of the owner or occupant thereof, the make, year, model, length and trade name or other designation given thereto by the manufacturer, if any, and the date the cabin trailer *or*".

15. In lieu of the Carpenter amendment 15, insert a new section to read as follows:

"Sec. 14. *60-1609.01. Every owner, lessee, or manager of land upon which are located or to be located two or more cabin trailers or mobile homes shall obtain a permit therefor from the county treasurer upon payment of an annual fee of five dollars. Application for such permit shall be made on forms prescribed and furnished by the Tax Commissioner. Any person required to obtain such permit who fails to do so shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of one hundred dollars or by imprisonment for thirty days for each offense."*.

16. Renumber sections 14 to 17 as sections 15 to 18.

17. In lieu of the Carpenter amendment 13, in renumbered section 15, line 10, strike "and all peace officers in any municipality" and show the same as stricken; and in lines 13 and 14, strike "board or city council, as the case may be," showing the same as stricken and insert *"assessor"*.

18. In lieu of the Carpenter amendment 14, in renumbered section 16, strike lines 2 and 3 and insert *"may not be moved upon any road or highway in the state"*.

19. In renumbered section 16, line 10, strike *"said"* and insert *"such"*; and in line 19, strike *"divisions and"*.

20. For correlation purposes, in line 2 of section 4, insert ", as amended by section 1, Legislative Bill 322, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 39, strike "to" and insert "or a copy thereof for".

21. For correlation purposes, in line 2 of section 13, insert "as amended by section 1, Legislative

Bill 1031, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 12, preceding the sentence inserted by E & R amendment 13, insert "In addition, the owner, lessee or manager of land upon which is parked or located a cabin trailer *or mobile home* shall report by February 1 of each year to the county assessor in the county in which such land is located all cabin trailers *or mobile homes* located thereon as of January 1 of each year and the additional information required by this section.".

22. In renumbered section 19, line 2, strike "60-1603," and "60-1608," and in line 4, insert ", section 60-1603, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 322, Eightieth Session, Nebraska State Legislature, 1969, and section 60-1608, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1031, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

23. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to amend sections 60-1601, 60-1602, 60-1604, 60-1605, 60-1606, 60-1607, 60-1609, and 60-1610, Reissue Revised Statutes of Nebraska, 1943, section 60-1603, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 322, Eightieth Session, Nebraska State Legislature, 1969, and section 60-1608, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1031, Eightieth Session, Nebraska State Legislature, 1969, relating to cabin trailers; to extend provisions to mobile homes; to define and redefine terms; to provide for registration and taxation; to make certain acts unlawful; to provide penalties; to provide for administration; and to repeal the original sections.".

LEGISLATIVE BILL 346. Placed on Select File as amended.

E and R amendment to LB 346:

1. In section 1, line 6, insert *"or mobile homes"* after *"trailers"*.

LEGISLATIVE BILL 412. Correctly engrossed.

LEGISLATIVE BILL 720. Correctly engrossed.

LEGISLATIVE BILL 750. Correctly engrossed.

LEGISLATIVE BILL 937. Correctly engrossed.

LEGISLATIVE BILL 1030. Correctly engrossed.

LEGISLATIVE BILL 1076. Correctly engrossed.

LEGISLATIVE BILL 1102. Correctly engrossed.

LEGISLATIVE BILL 1182. Correctly engrossed.

LEGISLATIVE BILL 1283. Correctly engrossed.

LEGISLATIVE BILL 1373. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period May 16, 1969 through May 27, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Robert B. Crosby, Lincoln; Nebraska Consolidated Communications Corporation

David Tews, Lincoln; Gulf Central Pipeline Company

UNANIMOUS CONSENT—Return LB 1103

Mr. Carstens asked unanimous consent to return LB 1103 to General File for the following specific amendment:

1. Strike standing committee amendment 2.

2. In section 11, insert "and also sections 21-309 and 21-320, Reissue Revised Statutes of Nebraska, 1943, and sections 21-307 and 21-308, Revised Statutes Supplement, 1967," at the end of line 4.

No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 51.

LR 51 was adopted with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE RESOLUTION 53.

LR 53 was adopted with 40 ayes, 0 nays and 9 not voting.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Marvel asked unanimous consent to withdraw the following bills: LB 1118, LB 1119, LB 1120, LB 1121, LB 1124, LB 1128, LB 1129 and LB 1131.

Laid over.

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 852. Indefinitely postponed.

LEGISLATIVE BILL 1106. Placed on General File as amended.

Standing Committee amendment to LB 1106:

1. In section 1, line 5 strike the new matter, line 11 strike *"asylums, reformatories"* and insert *"and all correctional institutions"*, line 14 insert *"state"* after *"each"*, line 18 insert *"The inspection of state public and correctional institutions shall include an inspection of the dietary facilities at the institution."* after the period, lines 31 and 32 insert *"with a population of seven or more children"* after "facilities" in both lines.

(Signed) Elmer Wallwey, Chairman

SELECT FILE

LEGISLATIVE BILL 732. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1025. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1054. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted,

Advanced to E and R for engrossment.

LEGISLATIVE BILL 442. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Bracketed at the request of Mr. Knight.

LEGISLATIVE BILL 443. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 719. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1350. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Mr. Syas offered the following amendment, which was adopted by unanimous consent:

1. Insert a new section to be known as section 4 and to read as follows:

"Sec. 4. *When a copy of the form of any initiative petition is filed with the Secretary of State prior to the obtaining of signatures, as required by section 32-704, the issue presented by such petitions shall be placed before the voters at the next ensuing general election after the date that such copy is filed, if the petitions are found to be valid and sufficient. All such petitions shall become invalid on the date of the first general election after the date on which a copy of the form is filed with the Secretary of State.*".

2. Renumber original sections 4 to 7 as sections 5 to 8.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 669. Advanced to E and R for engrossment.

LEGISLATIVE BILL 688. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Laid over.

LEGISLATIVE BILL 917. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1012. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 597. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1150. Mr. Waldo offered the following amendments, which were adopted by unanimous consent:

1. In the bill insert a new section 2 to read as follows:

"Sec. 2. *After July 1, 1970, no permit shall be issued to process garbage as provided in section 1 of this act; Provided, that any person who has such a permit on June 30, 1970 may have his permit renewed on the conditions as set forth in section 1 of this act.*".

2. Renumber original section 2 as section 3.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1254. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 943. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1084. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1347. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1351. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1370. E and R amendment found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1371. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1110. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1207. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Mr. Pedersen offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1328. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1375. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 672. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Bracketed at the request of Mr. Wenzlaff.

LEGISLATIVE BILL 1356. E and R amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 469

Mr. Syas asked unanimous consent to unbracket LB 469 on Select File. No objections. So ordered.

LEGISLATIVE BILL 469. Mr. Syas offered the following amendment, which was adopted by unanimous consent:

1. In section 1, lines 3, 9, and 14, strike "firearms,".

2. In section 1, reinstate the matter in lines 7 to 17 stricken by Standing Committee amendment 1.

3. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. If any part of section 1 of this act shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portion thereof.".

4. Renumber section 2 added by Standing Committee amendment 2, as section 3.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 820

Mr. Duis asked unanimous consent to unbracket LB 820 on Select File. No objections. So ordered.

LEGISLATIVE BILL 820. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1219. E and R amendment found in the Legislative Journal for the Ninety-eighth Day was adopted.

Advanced to E and R for engrossment.

MOTION—Reconsider Action

Mrs. Orme moved to place LB 1036 on General File notwithstanding the Committee action.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Visitors

Mr. Stull introduced his grandchildren, Greg and Sandra Stull, from Mullen.

Mr. Schreurs introduced 50—8th grade students and teacher, Roger Huss, from Milford Public School.

Mr. Wenzlaff introduced Dr. A. H. Griess of State College, Pennsylvania, and his sister, Miss Helen Griess, editor of the Nebraska Blue Book.

Mr. Holmquist introduced 6—3rd through 6th grade students from Summers School District 19, Blair; and teacher, Ruth Jensen.

GENERAL FILE

LEGISLATIVE BILL 1103. The Carstens specific amendment found in this Day's Journal was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 454. Reading waived. Explained.

Mrs. Orme offered the following amendments, which were adopted:

Line 1, Section 12, amend to read *"January 1, 1970"*
instead of "October 1, 1969".

Amend LB 454 by changing "October 1, 1969" in line 1,
Section 2, to *"January 1, 1970"* and delete Section 13.

Standing Committee amendments found in the Legislative Journal for the Sixty-seventh Day were adopted as amended.

Mr. Simpson offered the following amendment, which was adopted with 22 ayes, 0 nays and 27 not voting.

Strike lines 14 through 19 of Section 3.

Advanced to E and R for review with 25 ayes, 6 nays and 18 not voting.

Mr. Simpson Presiding

Message from the Governor

May 28, 1969

The President, the Spaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session:

I am returning to you herewith LB 925 without my signature for the following reasons:

1. The bill does not define the limits within which one may act to protect himself, his family, or his real or personal property. Apparently, therefore, there are no limits. The bill says that a person is immune from any legal action, regardless of the means he uses, founded on anything he might do in protecting himself, his family, or his property. In other words, conduct by authorized persons which is justified may still allow the victim to respond with "necessary force." For example, the language of LB 925 would allow a person to kill a police officer attempting to make a valid arrest since he would be "protecting himself." Likewise, the unreasonable use of force to repel minimal non-deadly force being used by an aggressor is condoned.

2. In protecting property, LB 925 makes no provision for controversies involving legitimate claims by two individuals to the same property. If two individuals claim the same property, both would be entitled to use deadly force, if necessary, against the other.

3. LB 925 makes no provision for the case where the individual is the initial aggressor using minimal force and then discovers the intended victim is responding with deadly force. Thus, if someone committed an armed robbery on a victim, and the victim turned out to have a gun and started to use it to stop the robbery, the robber would be entitled to use any "necessary force" to protect himself.

4. What constitutes "necessary force" is not defined. Since it apparently is an attempt to change the existing law in Nebraska, law which requires a standard of "reasonable force," it must mean something different than "reasonable." Under existing law, the

decision as to whether the actor acted reasonably is made in light of the emergency that he faced at the time. A reasonable mistake of fact does not nullify the defense of self-defense. Under LB 925, however, a person who attempts to use the argument of self-defense may in act be held to a standard of absolute knowledge of facts. This would give him less protection than the current law of self-defense in Nebraska gives him.

5. The statute is so ambiguous as to be extremely difficult to enforce and perhaps be unconstitutional as vague. I have already mentioned some of those areas. There are others. "Holdup," "heinous crime," "legal investigation," "court action," and "other expense" are all terms for which there should be clear definitions. Likewise, who makes the determination of whether substantial questions of self-defense exist, when it is made, and how it is made is left unanswered by the statute.

6. There is no limit on the amount of "loss of time, legal fees, court costs, or other expense" which must be reimbursed or indemnified by the state to the defendant should the action be found justified. With unscrupulous defendants, this amount could be limitless. Not only could a defendant pay an attorney any amount for legal fees, but he also could incur unreasonable expenses and the state would be obligated to pay for them.

7. Enactment of LB 925 or the passage of any law which would encourage the use of private force is most inappropriate at this time when Nebraskans are most concerned with the rising level of violence. I feel that LB 925 might increase rather than diminish the level of violence in Nebraska and would escalate the breakdown of law and order. I am insistent upon preserving law and order in Nebraska. Rather than authorize the unreasonable use of private force, as LB 925 does, we must solve the problems of increased violence and unreasonable private force if we are not to perpetuate the very evil we seek to eliminate. This bill permits private individuals to take the law into their own hands in order to deter other individuals from taking the law into their own hands. It implements a system of vigilante law enforcement, a system long ago proved to be destructive of civilized society.

The answer to better law enforcement is not vigilante law enforcement. It is better training, standards, qualifications, etc. for law enforcement officials, and an increased public awareness of the reasonableness and fairness of our laws and the ability and fairness of those officials who enforce the law.

Respectully submitted,

(Signed) Norbert T. Tiemann, Governor

NTT:lt

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 1299. Placed on General File as amended.

Standing Committee amendment to LB 1299:

1. In section 1, strike line 9 and insert *"partment of"*, line 14 strike *"that month"* and insert *"each month, on or before the twenty-fifth day of the succeeding month"*, and line 21 insert *"the county board of commissioners or supervisors of such county and"*, after *"notify"*.

LEGISLATIVE BILL 1300. Placed on General File as amended.

Standing Committee amendments to LB 1300:

1. In the bill insert a new section 1 to read as follows:

"Section 1. That section 66-410, Revised Statutes Supplement, 1967, be amended to read as follows:

66-410. At the time of filing the statement, required by section 66-409, such dealer shall, in addition to the other taxes provided for by law, pay a tax of ~~seven~~ *eight* and one half cents per gallon upon all motor vehicle fuels as shown by such statement. Such dealers shall remit such tax to the Tax Commissioner. The Tax Commissioner shall receipt the dealer therefor.".

2. Renumber original sections 1 to 4 as sections 2 to 5 respectively.

3. In renumbered section 3, line 4 strike *"nine"* and insert *"eight"*; and in line 9 insert *", except that for liquefied petroleum gas the rate shall be eight and one half cents per gallon"* after "66-602".

4. In renumbered section 5, line 2 insert ", and section 66-410, Revised Statutes Supplement, 1967" after "1943".

LEGISLATIVE BILL 1301. Placed on General File as amended.

Standing Committee amendments to LB 1301:

1. In section 4, line 9 strike *"Allocation"* and insert *"Trust"*.

2. In the bill strike section 6 and insert two new sections to read as follows:

"Sec. 6. *There is hereby established in the state treasury a special fund to be known as the Highway Allocation Fund. There shall be paid into such fund the amounts disbursed from time to time from the Highway Trust Fund as provided by law together with such sums as may be appropriated thereto from the General Fund.*

Sec. 7. *Notwithstanding the provisions of section 8 of this act, the formula for distribution of motor fuel taxes, special fuel taxes, motor vehicle registration fees, related fines, penalties, and fees, and general funds allocated to the State Recreation Fund shall be same as provided by law on January 1, 1969, until January 1, 1970.".*

3. In the bill renumber original section 7 as section 8.

4. In the bill add a new section to be known as section 9 and to read as follows:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) J. W. Burbach, Chairman

MOTION—Department of Insurance

Mr. Warner moved the approval of the Department of Insurance to move from the Capitol Building, as stated in the letter on page 2252 of the Legislative Journal.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Speaker Warner Presiding

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 54

Mr. Simpson Presiding

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to have an executive session of the Budget Committee in the West Senate Lounge at 11:50 a.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 718. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eightieth Day were adopted.

Mr. Elrod offered the following amendments, which were adopted:

1. In section 10, line 45, strike *"title"* and insert *"act"*.

2. In section 14, line 5, strike *"it is"* and insert *"they are"*.

3. In section 10, line 17, after *"and"* insert *", at its next regularly scheduled meeting,"*.

4. In section 13, line 4, after the comma, insert *"the complaint has been investigated and"*.

Mr. Carpenter offered the following amendments:

1. In section 3, strike lines 1 and 2 and insert the following:

"Sec. 3. *It shall be unlawful to:"*.

2. Strike section 6 and renumber sections 7 to 23 as sections 6 to 22.

3. In renumbered section 13, strike lines 28 to 30, and in lines 31, 35, and 38 strike *"(7)"*, *"(8)"*, and *"(9)"*, and insert *"(6)"*, *"(7)"*, and *"(8)"* respectively.

4. In renumbered section 17, strike beginning with "who" in line 11 through the comma in line 13 and show the same as stricken; in line 14 strike "(a)" and show the same as stricken; in line 17 strike ", or (b) a" and show the same as stricken and insert an underscored period; strike lines 17 through 28 and show the same as stricken and insert *"In accordance with"*.

5. In renumbered section 18, line 50, after "office" insert *"either"* and after "Lincoln" insert *"or Omaha"*.

Amendments pending.

Mr. Batchelder asked unanimous consent to hold the bill.

Mr. Elrod objected.

Mr. Batchelder moved to hold the bill. The motion lost with 15 ayes, 18 nays and 26 not voting.

Mr. Klaver requested the bill be read in full and explained section by section.

Sections 1 through 9 were read and explained.

Adjournment

At 11:52 a.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Tuesday, June 3, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDREDTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, June 3, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by Dr. Edward L. Jeambey.

Prayer

Eternal God—our Heavenly Father: For Thy many blessings upon us, as individuals, as a group, as a state, and as a nation, we praise Thee.

Because of Thy word and Thy truth, we can be assured, that even in days that try men's souls, there are some abiding things. We can have faith in the supremacy of spiritual force, in the power of truth, in the passion for freedom, and in the sovereignty of Almighty God. We have been assured can never be destroyed by the Satanic forces of unregenerated men.

We have been admonished in Holy Writ to acknowledge Thee in all our ways, and Thou shalt direct our paths. So at this initial period, as we proceed with the deliberations of this day, we admit of Thy divine sovereignty and Thy power to overrule. We acknowledge Thy infinite wisdom, Thy universal presence, to govern, direct, and motivate us in the drawing of conclusions that will glorify righteousness, administer justice, and bless our fellow men.

Thou hast truly said: "If any man lack wisdom let him ask of God who giveth liberally and upbraideth not" (James 1:5) so we ask for wisdom in the administration of justice, and may we ever be conscious of the truth that "righteousness exalteth a nation, but sin is a reproach to any people" (Proverbs 14:34).

We ask these favors in the name of Jesus Christ our Lord. Amen.

The roll was called and all members were present except Mr. Moylan, excused until 10:15 a.m. and Messrs. Adamson, Carstens, Nore, Skarda, Waldo and Wenzlaff, who were excused.

The Journal for the Ninety-ninth Day was approved.

Communications

Mr. John R. Brown III, Staff Assistant to the President, acknowledged receipt of letter and LR 48.

Mr. Dave Martin, Member of Congress, acknowledged receipt of letter and LR 48.

Mr. Glenn Cunningham, Member of Congress, acknowledged receipt of LR 48.

Mr. Glenn Cunningham advised the Legislature that the House Appropriations Committee recommended restoration of the Agricultural Conservation Program to the 1969 level, in connection with LR 38. The legislation was passed by the House of Representatives on May 27 and will now go to the Senate.

Mr. Carl T. Curtis acknowledged receipt of LR 48 and enclosed a copy of S. 15 pertaining to Rural Job Development Act of 1969.

Maj. Alcuin E. Greenburg, Army Post Chaplain, acknowledged receipt of the Nebraska state flag in Long Binh, Vietnam.

Messages from the Governor

May 27, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 26, 1969 I approved LB 244, LB 897, LB 961 and LB 1238.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

May 27, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 27, 1969 I approved LB 222, LB 623, LB 788, LB 887, LB 935 and LB 1002.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

May 28, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on May 28, 1969 I approved LB 66, LB 362, LB 375, LB 376, LB 377, LB 435, LB 643, LB 644, LB 676, LB 698, LB 727, LB 785, LB 787, LB 836, LB 872, LB 910, LB 967, LB 984, LB 1004, LB 1031, LB 1122, LB 1185, LB 1205, LB 1217 and LB 1393.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 318. Placed on Select File as amended.

E and R amendment to LB 318:

1. In the title, line 5, insert "and special assessments" after "taxes"; and in line 7, insert "or special assessments" after "taxes".

LEGISLATIVE BILL 395. Placed on Select File as amended.

E and R amendments to LB 395:

1. In section 1, line 28, strike the first comma.

2. In section 2, line 1, strike "2-1056" and insert "2-1506".

3. In the title, line 5, strike the second "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 428. Replaced on Select File as amended.

E and R amendments to LB 428:

1. In lieu of the Wallwey amendment to section 1, adopted 5/27, in E & R amendment 1, adopted 5/9, line 3, strike "*twenty-seven*" and insert "*thirty*"; and in line 4, strike "*five hundred*".

2. In new section 2, line 2, insert "1969," after the second comma; in line 4, insert "Section 1." before "The"; and strike line 12 and insert "*exceed thirty thousand dollars a*".

3. In the Wallwey amendment 3, adopted 5/27, line 3, strike "1967" and insert "1969".

4. In the title, line 3, insert ", and section 1, Legislative Bill 598, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 6, insert "; to provide a maximum salary for the acting Director of Health" after "Health"; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 756. Placed on Select File as amended.

E and R amendments to LB 756:

1. In section 1, line 10, strike the comma and show the same as stricken.

2. In section 2, line 6, reinstate "and".

3. In section 3, lines 12, 22, and 24, strike the comma and show the same as stricken; and in line 17, strike "shall" and show the same as stricken.

4. In section 4, line 7 and 8, strike "shall be" and insert "~~shall be~~"; and in line 13, strike the comma and show the same as stricken.

5. In section 5, line 1, strike the comma; and strike line 2 and insert "*to 12-612 have no*".

LEGISLATIVE BILL 757. Placed on Select File as amended.

E and R amendments to LB 757:

1. In section 1, line 29, strike ", however," and insert ", ~~however;~~"; in line 52, strike the semicolon and insert "; ,"; and in line 76, strike "or" and insert "of" as in the statutes.

2. In standing committee amendment 1, line 5, strike "*dimensions*".

3. In lieu of the Clark amendment, in standing committee amendment 1, line 8, insert "*together with a statement of the antidote for the economic poison*" after "*background*".

4. In the title, strike beginning with "to" in line 5 through the semicolon in line 6, and insert "to require a statement of the antidote on the container;".

LEGISLATIVE BILL 761. Placed on Select File as amended.

E and R amendments to LB 761:

1. In section 1, line 8, strike "*protected by this act*".

2. In the title, strike lines 4 and 5 and insert "clarify and extend an exemption as".

LEGISLATIVE BILL 877. Placed on Select File as amended.

E and R amendments to LB 877:

1. In section 1, line 5, strike "*or*"; in lines 36 and 37, strike the new matter and insert "*users*"; and in line 47, strike "*as are*".

2. In the title, line 5, strike "to provide for"; strike line 6; and in line 9, strike "provision of" and insert "with".

LEGISLATIVE BILL 916. Placed on Select File as amended.

E and R amendment to LB 916:

1. In the title, line 5, strike "from nine to eleven" and insert "and District No. 11".

LEGISLATIVE BILL 970. Placed on Select File as amended.

E and R amendments to LB 970:

1. In standing committee amendment 2, line 3, strike "said"; and in lines 8 and 9, strike "paid or provided".

2. In section 4, line 4, strike "provided" and insert "if".

3. In section 6, line 3, strike "said" and insert "such".

4. In section 9, line 4, strike "violations" and insert "violation"; and in line 5, insert "violation of" after "other".

LEGISLATIVE BILL 1049. Replaced on Select File as amended.

E and R amendments to LB 1049:

1. In section 1, strike lines 18 to 48 and all amendments thereto and insert:

"(b) ~~Any individual employed in domestic service in or about a private home~~ *Any individual employed as a baby sitter in or about a private home;*

(c) Any individual employed in a bona fide executive, administrative, or professional capacity, and foremen, superintendents, and supervisors;

(d) Any individual employed by the United States, or by the state or any political subdivision thereof;

(e) Any individual engaged in the activities of an educational, charitable, religious, or nonprofit organization where the employer-employee relationship does not, in fact, exist or where the services rendered to such organization are on a voluntary basis;

~~(f) Salesmen or employees compensated upon piecework, flatrate schedules or commission basis;~~

~~(g)~~ *(f)* Students regularly enrolled in primary and secondary schools, working after school hours or on vacation;

~~(h)~~ *(g)* Apprentices and learners otherwise provided by law;

~~(i)~~ *(h)* Inexperienced workers who have worked less than three months for any one employer;

~~(j)~~ *(i)* Veterans in training under supervision of the Veterans' Administration;

~~(k) Persons compensated primarily by way of gratuities such as waitresses, hotel bellmen, porters, and shoe shine boys;~~

~~(l)~~ *(j)* A child in the employment of his parent or a parent in the employment of his child; *or*

~~(m)~~ *(k)* Any person who, directly or indirectly, is receiving any form of federal, state, county, or local aid or welfare *and who is physically or mentally disabled and employed in a program of rehabilitation, who shall receive a wage at a level consistent with his health, efficiency, and general well-being*; and".

LEGISLATIVE BILL 1374. Placed on Select File as amended.

E and R amendment to LB 1374:

1. In the title, line 6, insert "except as prescribed" after "15".

LEGISLATIVE BILL 1088. Placed on Select File.

LEGISLATIVE BILL 1313. Placed on Select File as amended.

E and R amendments to LB 1313:

1. In section 1, lines 16 and 61, insert "*and section 4 of this act*" after "72-718.01".

2. In standing committee amendment 1, line 3, insert "*building to be known as the*" after "*a*".

3. In the title, strike line 9 and insert "the city of a building to be known as the Hall of Justice; to provide".

LEGISLATIVE BILL 1389. Placed on Select File as amended.

E and R amendments to LB 1389:

1. In section 1, line 16, insert "of the" after the first "quarter"; in line 24, insert "of the northwest quarter of the northwest quarter" after "corner"; and insert "of the" at the end of line 30.

2. In the title, line 4, insert "; to provide purpose and for reverter; and to declare an emergency" after "Nebraska".

LEGISLATIVE BILL 992. Placed on Select File as amended.

E and R amendment to LB 992:

1. In the title, line 6, strike "create the" and insert "authorize the creation of a".

LEGISLATIVE BILL 832. Placed on Select File as amended.

E and R amendments to LB 832:

1. In standing committee amendment 1, line 4, strike "*changes in*" and insert "*corrections of*".

2. In section 1, line 39, strike "*The above*" and insert "*This code*"; and in lines 39 and 40, strike "*and shall control same*".

3. In the title, insert "to provide additional duties;" at the end of line 3.

LEGISLATIVE BILL 1000. Placed on Select File as amended.

E and R amendments to LB 1000:

1. In section 1, line 10, strike "thousand" and insert "thousand"; and insert an underscored comma after "dollars" in lines 10 and 14.

LEGISLATIVE BILL 1103. Placed on Select File as amended.

E and R amendments to LB 1103:

1. In section 1, line 9, strike the semicolon and insert an underscored comma.

2. In section 3, line 12, strike the semicolon and insert an underscored comma.

3. In section 9, line 21, strike "*: That*" and insert "*that*"; in lines 26 and 27 strike "*that on August 2 of the same year,*"; and in line 28 insert "*on August 2 of the same year*" after "*dissolved*".

4. In section 10, lines 21 and 22, strike "*: That*" and insert "*that*"; in lines 27 and 28, strike "*that on August 2 of the same year,*"; and in line 29, insert "*on August 2 of the same year*" after "*dissolved*".

5. In standing committee amendment 1, line 2, strike "*of*" and insert "*at*".

6. In the title, line 9, strike "payment of" and insert "to pay"; and in line 11, insert ", and also sections 21-309 and 21-320, Reissue Revised Statutes of Nebraska, 1943, and sections 21-307 and 21-308, Revised Statutes Supplement, 1967" after "sections".

LEGISLATIVE BILL 610. Correctly engrossed.

LEGISLATIVE BILL 628. Correctly engrossed.

LEGISLATIVE BILL 751. Correctly engrossed.

LEGISLATIVE BILL 771. Correctly engrossed.

LEGISLATIVE BILL 1015. Correctly re-engrossed.

LEGISLATIVE BILL 1021. Correctly re-engrossed.

LEGISLATIVE BILL 1051. Correctly engrossed.

LEGISLATIVE BILL 1074. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Bracket LB 763

Mr. Warner asked unanimous consent to have LB 763 bracketed on E and R. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 829. Laid over at the request of Mr. Harsh.

LEGISLATIVE BILL 893. With emergency.

A BILL FOR AN ACT to amend sections 60-320 and 60-320.01, Reissue Revised Statutes of Nebraska, 1943, relating to the operation of motor vehicles; to provide limitations for the operation of unregistered motor vehicles; to provide an exception; to provide for a special permit for the use of dealer plates and the fee therefor; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Kokes
Waldron

Not voting, 8:

Adamson
Carstens
Hasebroock
Moylan
Nore
Skarda
Waldo
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 962.

A BILL FOR AN ACT to amend section 71-1632, Reissue Revised Statutes of Nebraska, 1943, relating to public health; to provide for a compensation schedule for local health departments as prescribed; to provide for an annual review of such schedule; and to repeal the original section.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Bloom
Budd
Burbach
Carpenter
Clark
Danner
Duis
Elrod
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Craft

Not voting, 9:

Adamson
Batchelder
Carstens
Hasebroock
Moylan
Nore
Skarda
Waldo
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1046.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 254, Eightieth Session, Nebraska State Legislature, 1969, relating to taxation; to change sales and use tax exemptions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Carstens
Kremer
Marvel
Moylan
Nore
Skarda
Waldo
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1071. With emergency.

A BILL FOR AN ACT to amend sections 79-4,147, 79-4,147.01, 79-4,147.02, and 80-401.05, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to transfer the duties of certification of high school equivalency from the State Board of Education to Commissioner of Education; to change the conditions for issuing a certificate of equivalency as prescribed; to eliminate a fee; to provide the acceptance of certificates of equivalency; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Carstens
Duis
Moylan
Nore
Skarda
Waldo
Warner
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1218. With emergency.

A BILL FOR AN ACT to amend section 31-748.01, Reissue Revised Statutes of Nebraska, 1943, relating to sanitary and improvement districts; to provide for a change in the rate of interest before final payment is made to a contractor; to clarify provisions; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 13:

Adamson
Carstens
Danner
Klaver
Kokes
Marvel
Moylan
Nore
Skarda
Waldo
Warner
Wenzlaff
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Unbracket LB 1043

Mr. Danner asked unanimous consent to unbracket LB 1043. No objections. So ordered.

LEGISLATIVE BILL 1043.

A BILL FOR AN ACT relating to schools; to require summer school sessions for certain children in Class V districts as prescribed.

Wherepon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Wiltse

Voting in the negative, 3:

Batchelder
Bloom
Proud

Not voting, 15:

Adamson
Carstens
Hasebroock
Holmquist
Kokes
Moylan
Nore
Orme
Skarda
Waldo
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

A consitutional majority having voted in the affirmative. the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Marvel renewed his request to withdraw LB 1118 LB 1119 LB 1120 LB 1121 LB 1124 LB 1128 LB 1129 LB 1131. No objections. So ordered.

Mr. Kremer asked unanimous consent to withdraw LB 1154.

Laid over.

Members Excused

Messrs. Kennedy and Ziebarth asked unanimous consent to be excused for the remainder of the day, Wednesday and Thursday. No objections. So ordered.

Mr. Batchelder asked unanimous consent to be excused Friday. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Retirement

LB 922	(previous hearing date postponed) Tuesday, June 10, 1969	1:00 p.m.
LB 1345	Tuesday, June 10, 1969	1:00 p.m.

(Signed) C. W. Holmquist, Chairman

MOTION—Return LB 542

Mr. Carpenter moved to return LB 542 to Select File for the following specific amendment:

1. Strike the Carpenter specific amendments found in the Legislative Journal for the Ninety-seventh Day.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

MOTION—Return LB 820

Mr. Carpenter moved to return LB 820 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 688.

Mr. Harsh offered the following unanimous consent amendments:

1. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 39-727, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-727. It shall be unlawful for any person to operate or be in the actual physical control of any motor vehicle while under the influence of alcoholic liquor or of any drug. Any person who shall operate or be in the actual physical control of any motor vehicle while under the influence of alcoholic liquor or of any drug shall be deemed guilty of a crime and, upon conviction thereof, shall be punished as follows: (1) If such conviction is for a first offense, such person shall be imprisoned in the county jail for not more than three months, or shall be fined one hundred dollars, or both such a fine and imprisonment, and the court shall, as part of the judgment of conviction, order such person not to drive any motor vehicle for any purpose for a period of six months from the date of his final discharge from the county jail, or the date of payment or satisfaction of such fine, whichever is the later, and shall order that the operator's license of such person be revoked for a like period; (2) if such conviction is for a second offense such person shall be imprisoned in the county jail for not less than five days nor more than three months, and shall be fined the sum of three hundred dollars, and the court shall, as part of the judgment of conviction, order such person not to drive any motor vehicle for any purpose for a period of one year from the date of his final discharge from the county jail, or the date of payment or satisfaction of such fine, whichever is the later, and shall order that the operator's license of such person be revoked for a like period, ~~and if the motor vehicle which such person was operating or was actually physically controlling, while under the influence of alcoholic liquor or any drug, is registered in the name of such person, the motor vehicle shall be impounded in a reputable garage by the court for a period of not less than two months nor greater than one year at the expense and risk of the owner thereof; *Provided,* any motor vehicle so impounded shall be released to the holder of a bona fide lien thereon, executed prior to such impounding, when possession of such motor vehicle is requested in writing by such lienholder for the purpose of foreclosing and satisfying his lien thereon;~~ and (3) if such conviction is for a third offense, or subsequent offense thereafter, such person shall be imprisoned in the Nebraska Penal and Correctional Complex for not less than one year nor more than three years and the court shall, as part of the judgment of conviction, order such person not to drive any motor vehicle for a period of one year from the date of his final discharge from the Nebraska Penal and Correctional Complex, and shall order that the operator's license of such person be revoked for a like period. *In addition to the other penalties provided in subdivisions (1), (2), and (3) of this section, if the motor vehicle which such person was operating or was actually physically controlling, while under the influence of alcoholic liquor or any drug, is registered in the name of such person, the motor vehicle shall be impounded in a reputable garage by the court for a period of not less than two months nor greater than one year at the expense and risk of the owner thereof; Provided, any motor vehicle so impounded shall be released to the holder of a bona fide lien thereon, executed prior to such impounding, when possession of such motor vehicle is requested in writing by such lienholder for the purpose of foreclosing and satisfying his lien thereon.* Such penalties as provided for in subdivisions (2) and (3) of this section shall be applicable regardless of whether the prior conviction or convictions was or were based upon violation of state law or upon violation of a city or village ordinance, or both.".

Mr. Waldron objected.

Mr. Harsh moved to return LB 688 to General File for the specific amendments.

Motion pending.

Mr. Harsh asked unanimous consent to print the proposed Mahoney and Carpenter amendments in the Journal. No objections. So ordered.

1. In standing committee amendment 1, insert "*The court may release any motor vehicle so impounded to the holder of a bona fide lien thereon, executed prior to such impounding, when possession of such motor vehicle is requested in writing by such lienholder for the purpose of foreclosing and satisfying his lien thereon, or to the owner of such vehicle if not a member of the arrested person's immediate family when requested in writing.*" at the end of the last line.

(Eugene T. Mahoney)

1. Amend the bill by striking section 2 and inserting the following:

"Sec. 2. That section 53-180.05, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-180.05 Any person violating any of the provisions of section 53-180 shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than two hundred fifty dollars nor more than five hundred dollars and imprisoned in the county jail or detention home for fifteen days. Any person violating any of the provisions of sections 53-180.01 to 53-180.04 not involving the use of false or altered identification shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined not less than one hundred dollars nor more than two hundred fifty dollars, or imprisoned in the county jail or detention home not to exceed sixty days, or both such fine and imprisonment and any person violating any of the provisions of sections 53-180.01 to 53-180.04 involving the use of false or altered identifcation shall be guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine of not less than one hundred dollars and not more than two hundred fifty dollars and by imprisonment for not less than three days nor more than five days; *and any person violating subsection (2) of section 53-186.01 shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined not less than one hundred dollars nor more than two hundred fifty dollars, or im-*

prisoned in the county jail for a period not to exceed sixty days, or both such fine and imprisonment.

Sec. 3. That original sections 53-180.02 and 53-180.05, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

(Terry Carpenter)

LEGISLATIVE BILL 647. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1089. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 704. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 657. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 153. E and R amendment found in the Legislative Journal for the Ninety-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 523. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

In Sec. 2, line 16, strike the word "State".

In Sec. 2, line 19, reinstate the word "State".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1201. E and R amendment found in the Legislative Journal for the Ninety-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1285. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 664. E and R amendment found in the Legislative Journal for the Ninety-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 346. E and R amendment found in the Legislative Journal for tht Ninety-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 542. The Carpenter specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 820. The Carpenter specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 342

Mr. Carpenter asked unanimous consent to unbracket LB 342 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 342. E and R amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Mr. Carpenter offered the following unanimous consent amendments:

1. In section 4 of Standing Committee Amendments to LB 342, line 26, strike after the first comma, "*if purchased used, the date the cabin trailer or mobile home was originally purchased new,*"

2. In section 5 of Standing Committee Amendments to LB 342, line 8 as amended previously, strike "*six*" and insert "~~*six*~~ *three.*"

3. In section 5 of Standing Committee Amendments to LB 342, line 19, insert after "the", "*front or*".

4. In section 7 of Standing Committee Amendments to LB 342, line 7, insert after "*annual*" "*motor*" and line 9 strike "*as though they were motor vehicles and,*"

5. In section 8 of Standing Committee Amendments to LB 342, line 13 as previously amended, reinsert following the semicolon and amend as follows: "*and provided further, that if the landowner files a list of mobile homes located on his land* ~~*on or before February 1 of each year*~~ *as prescribed in section 60-1609, beginning in 1971, the landowner shall not be liable for taxes due on such mobile home not owned by him nor shall such taxes be or become a lien on such real estate.*"

6. In section 15 of Standing Committee Amendments to LB 342, line 2, as previously amended, reinsert "*over eight feet wide or over sixty feet long,*"

7. In new section 18, strike last sentence dealing with a penalty as follows: "~~*Failure to pay such fee shall be punishable upon conviction by a penalty of $100 or 30 days in jail for each offense.*~~"

8. In new section 18, following the first period, insert as follows: "*. which shall be deposited in the county general fund.*"

Amendments pending.

UNANIMOUS CONSENT—Expedite LB 1206

Mr. Carpenter asked unanimous consent that LB 1206 be expedited across the board. No objections. So ordered.

MOTION—Televise Sessions

Mr. Carpenter moved the Legislative Council be allowed to expend $770.00 per day for ETV purposes up to July 1, 1969, except for the week of June 16, 1969.

The motion prevailed with 21 ayes, 12 nays and 16 not voting.

GENERAL FILE

LEGISLATIVE BILL 718. Sections 10 thru 23 were read and explained.

Mr. Carpenter offered the following amendment, which was adopted:

In Sec. 13, strike lines 16 thru 22.

Recess

At 11:55 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:05 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Clark, Luedtke and Wylie, excused for a short time and Messrs. Carstens, Kennedy, Nore, Skarda, Waldo, Wenzlaff and Ziebarth, who were excused.

Message from the Governor

June 2, 1969

Mr. Speaker, Mr. President
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

This is to inform your honorable body that on May 29, 1969 I appointed the following members to the new Nebraska Highway Bond Commission:

Wayne R. Douce, Omaha
Alan H. Williams, Scottsbluff
Don E. Etmund, Lincoln

Respectfully submitted

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

UNANIMOUS CONSENT—Executive Session

Mr. Carpenter asked unanimous consent to have an executive session of the Government and Military Affairs Committee tomorrow upon adjournment. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 718. Considered.

Mr. Carpenter renewed his pending amendments found in the Legislative Journal for the Ninety-ninth Day.

Mr. Marvel Presiding

Mr. Carpenter moved to amend his amendment # 2 by reinserting paragraph (2) lines 17 thru 24 in Sec. 6.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 19:

Batchelder
Burbach
Carpenter
Danner
Duis
Hasebroock
Johnson
Klaver
Kokes
Kremer
Mahoney
Marvel
Reynolds
Stull
Syas
Waldron
Whitney
Wiltse
Wylie

Voting in the negative, 20:

Adamson
Bloom
Budd
Craft
Elrod
Harsh
Holmquist
Keyes
Knight
Luedtke
Moulton
Moylan
Orme
Pedersen
Proud
Schreurs
Simpson
Swanson
Wallwey
Warner

Not voting, 10:

Carstens
Clark
Kennedy
Nore
Robinson
Schmit
Skarda
Waldo
Wenzlaff
Ziebarth

The amendment lost.

Mr. Carpenter requested a record vote on amendment # 2.

Mr. Carpenter requested a Call of the House. The Call showed 39 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Voting in the affirmative, 19:

Batchelder
Bloom
Burbach
Carpenter
Clark
Duis
Klaver
Kremer
Mahoney
Marvel
Orme
Reynolds
Robinson
Stull
Swanson
Syas
Whitney
Wiltse
Wylie

Voting in the negative, 20:

Adamson
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Knight
Kokes
Luedtke
Moulton
Moylan
Pedersen
Proud
Schmit
Schreurs
Simpson
Wallwey

Not voting, 10:

Budd
Carstens
Kennedy
Nore
Skarda
Waldo
Waldron
Warner
Wenzlaff
Ziebarth

Amendment # 2 lost.

Mr. Carpenter asked unanimous consent to withdraw amendment # 1. No objections. So ordered.

Carpenter amendment # 3 was adopted.

Carpenter amendment # 4 lost with 17 ayes, 18 nays and 14 not voting.

Mr. Carpenter asked unanimous consent to withdraw amendment # 5. No objections. So ordered.

Mr. Pedersen offered the following amendment:

1. Add a new subsection (3) to Section 6 to read as follows:

(3) *Nothing in this act shall apply to any single-family house sold or rented by an owner: Provided, that such private individual owner does not own more than three such single-family houses at any one time: Provided further, that in the case of the sale of any such single-family house by a private individual owner not residing in such house at the time of such sale or who was not the most recent resident of such house prior to such sale, the exemption granted by this subsection shall apply only with respect to one such sale within any twenty-four month period: Provided further, that such bona fide private individual owner does not own any interest in, nor is there owned or reserved on his behalf, under any express or voluntary agreement, title to or any right to all or a portion of the proceeds from the sale or rental of, more than three such single-family houses at any one time. Provided further, that after December 31, 1969, the sale or rental of any such single-family house shall be excepted from the application of this title only if such house is sold or rented (A) without the use in any manner of the sales or rental facilities or the sales or rental services of any real estate broker, agent, or salesman, or of such facilities or services of any person in the buisness of selling or renting dwellings, or of any employee or agent of any*

such broker, agent, salesman, or person and (B) without the publication, posting or mailing, after notice, of any advertisement or written notice in violation of section 3 (3) of this act; but nothing in this proviso shall prohibit the use of attorneys, escrow agents, abstractors, title companies, and other such professional assistance as necessary to perfect or transfer the title.

Mr. Syas requested a record vote.

Voting in the affirmative, 15:

Adamson
Batchelder
Bloom
Carpenter
Clark
Holmquist
Johnson
Keyes
Klaver
Moylan
Pedersen
Reynolds
Syas
Wallwey
Whitney

Voting in the negative, 23:

Budd
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Orme
Proud
Schreurs
Simpson
Stull
Swanson
Waldron
Wiltse
Wylie

Not voting, 11:

Burbach
Carstens
Kennedy
Nore
Robinson
Schmit
Skarda
Waldo
Warner
Wenzlaff
Ziebarth

The Pedersen amendment lost.

Mr. Whitney offered the following amendment, which was adopted:

Amend LB 718 to delete the words in Sec. 10, lines 2, 3, & 4 "or who believes that he will be irrevocably injured by a discriminating housing practice that is about to occur"; and delete the words in Sec. 10, lines 9 & 10 "or are about to commit the alleged discriminatory housing practice".

Mr. Carpenter offered the following amendments, which were adopted:

1. All persons within this state shall be entitled to a full and equal enjoyment of the accommodations, advantages, facilities and privileges of inns, hotels, motels, trailer courts, taverns, restaurants, public conveyances, barber shops, beauty parlors, places of amusement and recreation, and any other places providing similar accommodations, advantages, facilities and pri-

vileges, subject only to the conditions and limitations established by law and applicable alike to every person.

2. It is the intent, purpose, and public policy to protect, preserve, and perpetuate the constitutional right to freely speak, write, and publish on all lawful subjects, including the right to make a comprehensive distribution of such printed materials, either commercial or noncommercial, by using the most effective lawful means or methods, and being responsible for any damages.

3. Repeal Chapter 20.

4. Strike standing committee amendment # 1.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 947. Indefinitely postponed.

LEGISLATIVE BILL 353. Placed on General File.

LEGISLATIVE BILL 441. Placed on General File as amended.

Standing Committee amendments to LB 441:

1. Insert a new section to be known as section 5 and to read as follows:

"Sec. 5. *Where a power agency has requested wheeling service under this act, the parties shall develop a contract for such wheeling service. Any provisions of the contract which cannot be resolved by the parties shall then be the subject of a dispute filed with the board for settlement. The provisions of this section shall not include the matter of rates to be paid for such wheeling service in the contract.*".

2. Renumber original section 5 as section 6.

LEGISLATIVE BILL 449. Placed on General File.

LEGISLATIVE BILL 466. Placed on General File.

LEGISLATIVE BILL 508. Placed on General File as amended.

Standing Committee amendments to LB 508:

1. Strike original sections 1 and 2 and insert the following:

"Section 1. No person shall transport any sand, gravel, rock less than two inches in diameter, or refuse in any motor vehicle on any hard surfaced state highway if such material protrudes above the sides of that part of the vehicle in which it is being transported, unless such material is enclosed or completely covered with canvass or similar covering.

Sec. 2. Any person who violates section 1 of this act shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than five nor more than twenty-five dollars.".

LEGISLATIVE BILL 546. Placed on General File as amended.

Standing Committee amendments to LB 546:

1. In section 2, after line 15 insert 2 new subdivisions to read as follows:

"(3) Council shall mean the Air Pollution Control Council;

(4) Chairman shall mean the chairman of the Air Pollution Control Council;".

2. In section 2, renumber original subdivisions (3) to (9) as subdivisions (5) to (11) respectively; in line 38 after "include" insert "the Air Pollution Control Council or"; in line 17 and in line 41 strike "Department of Health" and insert "council".

3. Insert a new section to be known as section 3 and to read as follows:

"Sec. 3. (1) There is hereby created within the Department of Health the Air Pollution Control Council, which shall consist of twelve members. The Director of Health shall be one member of the council and his membership shall not be delegated by him to any subordinate. Eleven other members shall be appointed by the Governor. One shall be a representative of the agricultural production industry, one a representative of the agricultural processing industry, two representatives from the manufacturing segment of industry, one representative of the electric power generation industry, one representative of the fuels industry, one representative of the automotive industry, and four members of the public at large.

(2) Within thirty days after the effective date of this act the Governor shall appoint the initial eleven members of the council to be appointed by him, who shall

hold office for the following periods of time which shall be designated at the time of their appointment: Three members for a period of two years, four members for a period of three years, and four members for a period of four years. Each succeeding member of the council to be appointed by the Governor shall be a representative of the same industry as the member whose term has expired and for whose replacement the appointment is to be made, except in the case of the replacement of a member appointed as a member of the public at large, who shall also be a member of the public at large. Each succeeding member of the council to be appointed by the Governor shall be appointed for a term of four years, except members appointed to fill vacancies resulting from uncompleted terms whose tenure shall be the unexpired term for which they shall be appointed.

(3) The Director of Health shall serve as chairman of the council. The council shall elect from its appointed members a vice-chairman who shall hold office at the pleasure of the council and shall serve as chairman in case of the absence or disability of the chairman. The council shall also elect from its appointed members a secretary, who shall hold office at the pleasure of the council. The secretary shall keep all records of meetings of and actions taken by the council. He shall be promptly advised as to such actions of the chairman. He shall perform other duties as determined by the council, not inconsistent with the rules, regulations, and policies adopted by the council under the authority of this act or specific authority otherwise given by the council.

(4) The members of the council who are not officers or employees of the State of Nebraska while attending conferences, meetings of the council or while otherwise serving at the request of the joint action of the council, shall receive compensation at the rate of forty dollars per diem while so serving, including travel time. All members of the council shall be reimbursed by the Department of Health for travel and other necessary expenses incurred in their official duties as members of the council, except that expenses of members who are in the employ of the state shall be paid from the appropriation to their respective departments.

(5) The council shall hold at least one regular meeting each year and such additional meetings as the chairman deems desirable, at a place and time to be fixed

by the chairman. Special meetings shall be called by the chairman upon written request of the chairman of the State Board of Health or of any six members of the council. Seven council members shall constitute a quorum.".

4. Renumber original section 3 as section 4; in line 1 and 8 strike "Department of Health" and insert "council"; in line 4 strike "through the State Board of Health"; strike lines 12 to 16.

5. Renumber original section 4 as section 5; and in lines 1, 13, and 18 strike "department" and insert "council".

6. Renumber original section 5 as section 6; and in line 3 strike "department may" and insert "council shall".

7. Renumber original section 6 as section 7; and correct the numbering of lines; in line 1, line 3, line 12, line 16, and line 101, strike "department" and insert "council"; in line 95 strike "and"; in line 102 strike the period and insert "; and"; and add a new subdivision to read as follows:

"(24) Delegate, by contract, to local governmental subdivisions which have adopted air pollution control programs approved by the council the enforcement of state-adopted air pollution control regulations within a specified region surrounding the jurisdictional area of the local governmental subdivisions.".

8. Renumber original section 7 as section 8 and in lines 1, 14, and 16 strike "department" and insert "council".

9. Renumber original section 8 as section 9; in lines 1, 6, 16, 33, 36, 48, and 53 strike "department" and insert "council"; in line 37 strike "14" and insert "15".

10. Strike original section 9, and in lieu thereof insert a new section to be known as section 10 and to read as follows:

"Sec. 10. Any duly authorized officer, employee, or representative of the council may at any reasonable time, with the consent of the person or persons in control of an air contaminant source, enter and inspect any property, premise or place on or at which such an air contaminant source is located or being constructed, installed or established for the purposes of ascertaining the state of compliance with this act and rules and regulations in force pursuant thereto. A suitably restricted search warrant, upon a showing of probable cause in writing and upon oath or affirmation, may be issued by a court of competent jurisdiction to such officer, employee, or representative of the council, for the purpose of enabling him to make such inspection. No person shall refuse entry or access to any authorized representative of the council who requests entry for purposes of inspection, and who presents appropriate credentials and warrants; nor shall any person obstruct, hamper or interfere with any such inspection. Nothing in this section shall be construed to prevent prompt inspection without consent or appropriate warrant in acute and compelling emergency situations where there is neither sufficient time nor opportunity to obtain a search warrant. If requested, the owner or operator of the premises shall receive a report setting forth all facts found which relate to compliance status.".

11. Renumber original sections 10 to 18 as sections 11 to 19.

12. In renumbered section 11, line 2, strike "department" and insert "council" and after "such" insert "emission and"; in lines 10 and 11 strike "department" and insert "council".

13. In renumbered section 12, lines 1, 6, 18, 19, 20, 21 and 22, 25, 32, and 40 strike "department" and insert "council".

14. In renumbered section 13, lines 2, 5, 14, and 17, strike "director" and insert "chairman"; lines 11 and 13, strike "department" and insert "council"; line 20 after "may" insert "with the concurrence of the Governor"; and in line 23 strike "11" and insert "12".

15. In renumbered section 14, lines 3, 4, 10, 26, 40, 48, 62, 65, 70, 71 and 72, 75, 77, and 81 strike "department" and insert "council"; in line 67 strike "sixty" and insert "fifteen"; and in line 87 strike "12" and insert "13".

16. In renumbered section 15, lines 2 and 3, strike "department" and insert "council"; and in line 8 strike "12" and insert "13".

17. In renumbered section 16, lines 2, 9, and 13, strike "department" and insert "council".

18. In renumbered section 17, lines 8, 11, 16, 25 and 26, 28, 33, 43, 50, 60, and 61, strike "department" and insert "council"; in line 23 strike "director" and in-

sert "chairman" in both places; in lines 27 and 31 strike "director" and insert "chairman"; in line 35 strike "11" and insert "12".

19. In renumbered section 18, lines 18 and 20, strike "director" and insert "chairman"; and strike lines 1 to 12 and insert the following:

"Sec. 18. (1) Whenever the council has reason to believe that any person is violating any provision of this act or any rule, regulation, or order under this act, the council shall give notice to such person and permit such person reasonable opportunity to achieve compliance. If compliance has not been achieved in a reasonable time, the council may request the Attorney General to bring an action and the district court may impose a civil penalty not to exceed one thousand dollars; *Provided*, that for a reasonable period of time, not to exceed eighteen months after the effective date of this act, such civil penalty shall not be applicable to air contaminant sources or related operating equipment existing upon such effective date. In determining the amount of such penalty, the appropriateness of such penalty to the size of the business of the person charged, the gravity of the violation, and the good faith of the person charged, shall be considered.

(2) The district courts shall have jurisdiction, subject to the provisions of the statutes and the rules of practice and procedure relative to civil actions in the district courts, to restrain violations of this act and the rules, regulations, and orders thereunder, or to enforce standards established hereunder upon petition by the Attorney General. Whenever practicable, the council shall give notice to any person against whom an action for injunctive relief is contemplated and afford him an oppotrunity to present his views, and, except in the case of a knowing and willful violation, shall afford him reasonable opportunity to achieve compliance. However, the failure to give such notice and afford such opportunity shall not preclude the granting of appropriate relief.".

20. In renumbered section 19, line 3, strike "department" and insert "council".

21. Insert a new section to be known as section 20 and to read as follows:

"Sec. 20. Every act or action of the council in its administration of this act, or in the exercise and enforcement of any of the powers and duties conferred on the council by the provisions of this act or otherwise by law, shall be of full legal force and effect unless such act or action is disapproved by the State Board of Health within a period of thirty calendar days following such act or action. Such disapproval by the State Board of Health shall render any act or action of the council null, void and of no effect. In addition, if the board, in its discretion, determines that it is necessary and desirable to carry out the intent of the provisions of this act, the board, at any time may direct, order, and require the council to perform any acts or actions the council is authorized to perform by law, or the board may direct, order, and require the council to modify, change, alter, amend, cease, or revoke any or all of its acts or actions performed in the administration of this act or in the exercise and enforcement of any of the powers and duties conferred on the council by the provsions of this act or otherwise by law, provided that such amendment, termination, or revocation is not otherwise barred by law. Any action of the board taken as a result of the exercise of the powers enumerated herein shall be only upon the approval of such action by a majority of the board.".

22. Renumber original section 19 as section 21.

23. Add a new section to be known as section 22 and to read as follows:

"Sec. 22. This act may be cited as the Nebraska Air Quality Act of 1969.".

LEGISLATIVE BILL 857. Placed on General File as amended.

Standing Committee amendments to LB 857:

1. In section 1, line 9, strike the semicolon and insert an underscored period; strike lines 10 to 13; in line 18 after "*hire*" insert "*; Provided, that the vehicles defined in subsections (1) and (2) hereof shall not be defined nor classified as commercial vehicles if owned by any person for his own use and not for hire in moving unbaled livestock forage*"; strike lines 26 and 27 and insert the following:

"*(c) Not exceed a height of seventeen feet, either for equipment alone or for equipment and load combined; Provided, that such*".

2. In section 2, line 38, after "*with*" insert "*subsection (4) of*".

3. In section 3, line 6, before "*section*" insert "*subsection (4) of*".

(Signed) Rick Budd, Chairman

Visitors

Mr. Whitney introduced Herb Hughes from Imperial, Nebraska.

Mr. Stull introduced Mr. and Mrs. John Paris and sons of Crawford.

Mr. Schmit introduced members of the Butler County Republican Women's Club.

UNANIMOUS CONSENT—Print in Journal

Mr. Clark asked unanimous consent to have the following printed in the journal:

Amend Legislative Resolution 50 as follows:

"WHEREAS the United States Post Office Department has in recent years adopted a policy of transportation of mail which resulted in a heavily reduced volume moving by passenger train and that the restoration of such mail volume movements by passenger trains would be in the public interest; and

No objections. So ordered.

Adjournment

At 4:07 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Wednesday, June 4, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, June 4, 1969

Pursuant to adjournment, the Legislature met at 9:07 a.m., Speaker Warner presiding.

Prayer was offered by Dr. Edward L. Jeambey.

Prayer

Eternal God Our Heavenly Father: We feel today like the Psalmist of old when he exclaimed: "Our lines have fallen in pleasant places and we have a goodly heritage" (Psa. 16:6).

And we in this agricultural belt feel like singing: "O beautiful for spacious skies and amber waves of grain". Surely Thou hast shed Thy grace and bounty on us for which we are grateful.

We thank Thee for the courage of the pioneers who blazed a trail and beat a thoroughfare of freedom across these prairies, and together with those who followed after, who caused this so-called great American desert to blossom as the rose.

But as each must serve in his own day and generation, today's challenge is to us. Help us, as builders of the State, to remember that if the house is built upon the sand, great will be the fall thereof when struck by the storms of national and international discord, social unrest, and political intrigue and deception. Likewise, let us be assured that if the house is built on the rock foundation, amidst the terrors of the storms, the house will stand.

We thank Thee that in this world of change and restlessness, the leaders of the state, as well as others, can find comfort in the divine word which says: "In quietness and confidence shall be your strength" (Isa. 3:15). May we never forget that we have recourse to the Almighty, for wisdom, fortitude, stability and spiritual poise.

Grant us this day power to advance in all things that are right. May we abhor that which is evil and cleave to that which is good (Rom. 12:9). Grant us grace to cast away the works of darkness and to put on the armor of light (Rom. 13:12).

These favors we ask in the name of Jesus Christ our Lord. Amen.

The roll was called and all members were present except Messrs. Bloom and Proud, excused until 9:30 a.m., and Messrs. Kennedy and Ziebarth, who were excused.

Corrections for the Journal

Page 2298, delete line 31.
Page 2300, line 14, correct spelling of "objections".
Page 2309, line 14, correct spelling of "Clark".
Page 2297, line 33, delete "day" and insert "week".

The Journal for the One Hundredth Day was approved as corrected.

Communications

Mr. Dave Martin acknowledged receipt of LR 54.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 918. Replaced on Select File as amended.

E and R amendments to LB 918:

1. In standing committee amendment 2, line 2, insert "the first" after the first "after"; in line 3, insert "the second" after the first "strike".

2. In section 6, line 4, strike the second "the".

3. In line 3 of E & R amendment 12, adopted 5/21, insert a comma before "(2)".

4. In line 2 of E & R amendment 6, adopted 5/21, strike "Development" and insert "Improvement".

5. In line 2 of E & R amendment 9, adopted 5/21, strike "owners" and insert "owner".

6. In standing committee amendment 3, lines 13 and 14, strike "Downtown Improvement Board" and insert "board".

LEGISLATIVE BILL 1104. Replaced on Select File as amended.

E and R amendments to LB 1104:

1. In section 9, line 4, strike "*sections*" and insert "*section*".

2. In line 3 of E & R Amendment 9, adopted 5/26, insert "and insert '*that*' " before the last semicolon.

LEGISLATIVE BILL 1147. Replaced on Select File as amended.

E and R amendments to LB 1147:

1. In section 3, line 9, strike "council" and insert "~~council~~ *society*"; and in line 10, strike "subcommittee" and insert "~~subcommittee~~ *committee*".

LEGISLATIVE BILL 1276. Replaced on Select File as amended.

E and R amendment to LB 1276:

1. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 732. Replaced on Select File as amended.

E and R amendment to LB 732:

1. In Enrollment and Review amendment 2, line 1, adopted 5/28/69, strike "after" and insert "before".

LEGISLATIVE BILL 469. Replaced on Select File as amended.

E and R amendment to LB 469:

1. In the title, as amended, line 4, insert "to provide severability;" after the semicolon.

LEGISLATIVE BILL 1206. Placed on Select File as amended.

E and R amendments to LB 1206:

1. In section 1, line 15, strike the comma and insert "*, and to*"; and in line 28, insert "*Nebraska*" after "*the*".

2. In section 5, line 1, strike "*This*" and insert "*Sections 5 to 17 of this*".

3. In section 6, line 1, insert "*sections 5 to 17 of*" after "*in; and insert "and*" at the end of line 17.

4. In section 7, line 1, insert "*sections 5 to 17 of*" after "*of*".

5. In section 8, line 46, strike "*previous*" and insert "*last preceding*".

6. In section 9, lines 1 and 2, strike "*the terms of*"; and in line 6, strike "*such land*" and insert "*the land described therein*".

7. In section 10, line 5, strike the comma; and in line 8, insert "*sections 5 to 17 of*" after "*of*".

8. In section 11, line 3, strike "*the*" and insert "*sections 5 to 17 of this*"; in line 7, insert "*the*" after "*with*"; and in line 8, insert "*sections 5 to 17 of*" after "*of*".

9. In section 12, line 1, insert an underscored comma after "*may*"; in line 4, strike "*is*" and insert "*are*"; insert "*the*" at the end of line 6; and in line 7, strike "*same manner as is*" and insert "*manner*".

10. In section 13, line 3, strike the comma.

11. In section 14, line 2, insert an underscored comma after "*interest*"; and in line 3, insert "*sections 5 to 17 of*" after "*under*".

12. In standing committee amendment 3, line 2, strike the comma.

13. In section 15, line 3, insert "*sections 5 to 17 of*" after "*of*".

14. In section 16, line 4, strike "*may*"; and in line 4, strike "*said*" and insert "*such*".

15. In section 17, line 12, strike "*to the department*" and insert the same after "*remit*" in line 11; strike line 17, and insert "*or be both so fined and imprisoned. Any person, firm,*"; in line 18, strike "*of same*" and insert "*thereof*"; in line 21, insert "*sections 5 to 17 of*" after "*of*"; and in line 27, strike the comma.

16. In the title, line 7, insert "Nebraska" after the second "the"; in line 13, insert "to provide duties for the Revisor of Statutes;" after the semicolon; and in line 14, insert ", and also sections 89-142 to 89-153, Reissue Revised Statutes of Nebraska, 1943" before the semicolon.

LEGISLATIVE BILL 987. Placed on Select File as amended.

E and R amendments to LB 987:

1. In section 1, line 1, strike "That in" and insert "In"; and in line 3, strike the comma.

2. In the Waldo amendment 2, line 2, strike the period and insert a period at the end of the line.

3. In section 2, strike lines 10 and 11 and insert "as hereinafter provided.".

4. In section 4, line 1, strike "said" and insert "the"; in line 5, strike "duty" and insert "his duties"; in line 8, strike the first comma; in line 16, strike "the"; in line 25, strike "codes" and insert "code"; and in line 41, strike "any" and insert "an".

5. In section 6, line 9, strike "said"; in line 19, insert "his application" after "and"; in line 30, strike "that" and insert "who"; in line 35, strike "such"; in line 42, strike "examination"; in line 44, strike "of perfection"; in line 56, insert "in" after "year"; in line 56, strike "expired" and insert "expires"; in line 58, strike "made not" and insert "not made"; in line 62, strike "new" and insert "following"; and in line 62, strike the second comma.

6. In section 7, line 8, strike "pays" and insert "pay".

7. In section 8, line 6, strike "said" and insert "such"; in line 16, strike "issue" and insert "issuance"; and in line 19, strike "said examinations" and insert "the examination".

8. In the Waldo amendment 9, line 6, insert examina-" after "the".

9. In renumbered section 10, lines 3 and 4 and lines 5 and 6, strike ", master plumbers and warm air heating contractors"; and in line 8 and lines 10 and 11, strike and journeyman plumbers".

10. In the Waldo amendment 13, strike line 2 and insert "is hereby established in the state treasury the".

11. In renumbered section 13, line 12, strike "electricians" and insert "electrician".

12. In renumbered section 14, insert "license or" before "permit" in lines 2 and 9; and in line 9, insert "any" after "without".

13. Strike the Waldo amendment 15.

14. In section 16, line 4, strike to".

15. In section 17, line 4, insert or permit" after "license".

16. In renumbered section 18, strike lines 6 to 10 and insert "(2) Any person violating any provisions of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by imprisonment for not more than six months or by a fine of not more than five hundred dollars, or by both such imprisonment and fine.".

17. In the title, line 2, insert "electricians; to provide for the" after "to"; and in lines 4 and 5, strike ", plumbers and warm air contractors".

LEGISLATIVE BILL 1236. Placed on Select File as amended.

E and R amendments to LB 1236:

1. Renumber section 5, added by standing committee amendment 2, as section 3 and original sections 3 and 4 as sections 4 and 5.

2. In section 1, line 13, insert *"and precinct"* after "district".

3. In renumbered section 5, line 10, strike "members" and insert "member" as in the statutes.

4. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" before the period.

LEGISLATIVE BILL 804. Placed on Select File.

LEGISLATIVE BILL 1098. Placed on Select File as amended.

E and R amendments to LB 1098:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 742, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in section 1, line 7, insert ", except as provided in subsection (4) of this section," after "dollars"; and insert a new subsection to read as follows:

(4) Since nonpublic schools and their teachers do not receive the benefits of sections 79-1280 to 79-1286, a special certificate or permit restricted to use in nonpublic schools only shall be issued upon payment of a fee of two dollars. Such

certificate or permit shall have plainly stamped or otherwise written on its face the words nonpublic school only. Upon surrender of such a certificate or permit and the payment of eight dollars by the holder thereof, a regular certificate or permit shall be issued and six dollars shall be deposited as directed in subsection (3) of this section.".

LEGISLATIVE BILL 1232. Placed on Select File as amended.

E and R amendment to LB 1232:

1. In section 1, line 10, strike "should" and insert "*or city governing board ~~should~~ shall*".

LEGISLATIVE BILL 1359. Placed on Select File as amended.

E and R amendments to LB 1359:

1. In section 1, line 4, strike "the sales and" and insert "~~the~~ *any* sales ~~and~~ *or*".

2. In standing committee amendment 1, line 5, strike "*77-2704*" and insert "*77-2703*".

LEGISLATIVE BILL 1361. Placed on Select File as amended.

E and R amendment to LB 1361:

1. In section 1, lines 5 and 6, reinstate "of such tax"; in line 11, strike "*, additional to*" and insert "*either of*"; in line 23, insert "*of*" after "*time*"; in line 35, strike "*or*" and insert "*property or secured transaction covering*"; in line 37, strike "*by the mortgagee to the mortgagor*"; in line 40, strike "*mortgage*" and insert "*lien*"; in line 41, strike "*mortgagee*" and insert "*lienholder*"; in line 42, insert "*the lien of any*" after "*case*"; and in lines 42 and 43, strike "*from mortgagor to mortgagee*" and insert "*thereunder*".

LEGISLATIVE BILL 1362. Placed on Select File as amended.

E and R amendment to LB 1362:

1. In section 1, line 15, strike "*a*"; and in line 16, strike "*so that*" and insert "*and of the amounts so deposited*".

LEGISLATIVE BILL 1363. Placed on Select File as amended.

E and R amendment to LB 1363:

1. In the title, line 4, strike "the withholding of".

LEGISLATIVE BILL 647. Correctly engrossed.

LEGISLATIVE BILL 694. Correctly engrossed.

LEGISLATIVE BILL 705. Correctly engrossed.

LEGISLATIVE BILL 725. Correctly engrossed.

LEGISLATIVE BILL 767. Correctly engrossed.

LEGISLATIVE BILL 769. Correctly engrossed.

LEGISLATIVE BILL 924. Correctly engrossed.

LEGISLATIVE BILL 1235. Correctly engrossed.

LEGISLATIVE BILL 893. Correctly enrolled.

LEGISLATIVE BILL 962. Correctly enrolled.

LEGISLATIVE BILL 1046. Correctly enrolled.

LEGISLATIVE BILL 1071. Correctly enrolled.

LEGISLATIVE BILL 1218. Correctly enrolled.

LEGISLATIVE BILL 1043. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 893 LB 962 LB 1046 LB 1071 LB 1218 LB 1043 LR 51 LR 53

MOTION—Recess

Mrs. Craft moved to recess at 11:00 a.m. on Thursday, June 12, 1969 to attend the dedication service for placing the bust of William F. Cody (Buffalo Bill) in the Hall of Fame.

The motion prevailed.

Member Excused

Mr. Duis asked unanimous consent to be excused Monday, June 9. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 829. Laid over at the request of Mr. Stull.

LEGISLATIVE BILL 246. With emergency.

A BILL FOR AN ACT relating to banks; to provide that banks may invest in stock in an agricultural credit corporation or livestock loan company, or its affiliate, organized pursuant to the provisions of the laws of the United States; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 4:

Bloom
Kennedy
Proud
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 282.

A BILL FOR AN ACT to amend section 60-114, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate the requirements for showing the amount of the lien on a certificate of title; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 2:

Kennedy
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 571.

A BILL FOR AN ACT to adopt the Uniform Unauthorized Insurers Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 2:

Syas
Wallwey

Not voting, 4:

Kennedy
Kokes
Marvel
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 587.

A BILL FOR AN ACT to amend sections 74-915 and 74-916, Reissue Revised Statutes of Nebraska, 1943, relating to railroads; to provide for the health and welfare of all railroad employees as prescribed; and to repeal the original sections.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 6:

Batchelder
Kennedy
Mahoney
Schmit
Warner
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Bracket LB 603

Mr. Knight moved to bracket LB 603 on Final Reading until LB 1307 is moved from General File.

The motion carried with 20 ayes, 18 nays and 11 not voting.

LEGISLATIVE BILL 909. With emergency.

A BILL FOR AN ACT relating to cities of the first class; to authorize such cities to annex any village or second-class city entirely surrounded by such city when certain conditions relating to water, sanitary sewerage, and other services are met, except as prescribed; to define certain rights, duties, privileges and liabilities of the municipalities after annexation; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 26:

Bloom
Budd
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Johnson
Keyes
Knight
Kremer
Luedtke
Moulton
Moylan
Orme
Pedersen
Schmit
Schreurs
Simpson
Stull
Syas
Wallwey
Warner
Wenzlaff

Voting in the negative, 13:

Adamson
Batchelder
Burbach
Clark
Duis
Holmquist
Mahoney
Proud
Swanson
Waldo
Waldron
Wiltse
Wylie

Not voting, 10:

Kennedy
Klaver
Kokes
Marvel
Nore
Reynolds
Robinson
Skarda
Whitney
Ziebarth

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 25

Bloom
Budd
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Johnson
Keyes
Knight
Kremer
Luedtke
Moulton
Moylan
Orme
Pedersen
Schmit
Schreurs
Simpson
Stull
Syas
Wallwey
Warner
Wenzlaff

Voting in the negative, 12:

Adamson
Batchelder
Burbach
Clark
Duis
Holmquist
Mahoney
Proud
Swanson
Waldo
Waldron
Wylie

Not voting, 12:

Carpenter
Kennedy
Klaver
Kokes
Marvel
Nore
Reynolds
Robinson
Skarda
Whitney
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 991. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to provide penalties for the malicious damage or destruction of property used in connection with farming or ranching operations or construction projects; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 4:

Kennedy
Mahoney
Skarda
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1024. With emergency.

A BILL FOR AN ACT to amend section 8-131, Revised Statutes Supplement, 1967, relating to banks; to change reserve requirements as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 5:

Budd
Kennedy
Mahoney
Schmit
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1039.

A BILL FOR AN ACT to amend sections 38-110, 38-122, and 38-123, Reissue Revised Statutes of Nebraska, 1943, relating to guardian and ward; to provide conditions for corporate surety bonds as prescribed; to clarify provisions; to provide for the discharge of guardians as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Burbach
Carpenter
Carstens
Clark
Craft
Danner

Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 6:

Bloom
Budd
Kennedy
Skarda
Waldo
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1080. With emergency.

A BILL FOR AN ACT to amend section 23-320.02, Reissue Revised Statutes of Nebraska, 1943, relating to flood control; to provide that any county may acquire land in another county by condemnation as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Batchelder
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 4:

Adamson
Orme
Waldron
Wylie

Not voting, 4:

Bloom
Budd
Kennedy
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1175.

A BILL FOR AN ACT to amend section 76-1012, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Trust Deeds Act; to reduce the time in which default may be cured; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 4:

Bloom
Kennedy
Mahoney
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1220.

A BILL FOR AN ACT to amend section 84-905.01, Reissue Revised Statutes of Nebraska, 1943, and sections 84-904 and 84-905, Revised Statutes Supplement, 1967, relating to state officers; to revise provisions for filing agency rules with the Clerk of the Legislature and the Secretary of State; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 4:

Bloom
Kennedy
Mahoney
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1264.

A BILL FOR AN ACT to amend section 25-12,109, Reissue Revised Statutes of Nebraska, 1943, relating to business records; to provide that hospital records shall be considered business records for the purposes of sections 25-12,108 to 25-12,111, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adamson
Batchelder
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 5:

Burbach	Johnson	Stull	Syas
Clark			

Not voting, 7:

Bloom	Kennedy	Marvel	Ziebarth
Budd	Mahoney	Wiltse	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Holmquist Presiding

RESOLUTIONS

LEGISLATIVE RESOLUTION 50.

The Clark pending amendment found in the Legislative Journal for the One Hundredth Day was adopted by unanimous consent.

Mr. Pedersen asked unanimous consent to send copies of LR 50 to Secretary of Transportation, John Volpe and Postmaster General, Winton M. Blount. No objections. So ordered.

LR 50 was adopted with 34 ayes, 0 nays and 15 not voting.

Mr. Clark asked unanimous consent to add the names of all members voting for LR 50. No objections. So ordered.

UNANIMOUS CONSENT—Introduce Bill

Mr. Warner asked unanimous consent for the introduction of a new bill. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1419. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 79-325, Reissue Revised Statutes of Nebraska, 1943, and section 79-328, Revised Statutes Supplement, 1967, relating to State Board of Education; to remove obsolete matter; to fix the term of the Commissioner of Education; to provide for removal of the Commissioner of Education as prescribed; to repeal the original sections; and to declare an emergency.

MOTION—Place LB 1419 on General File

Mr. Carpenter moved to place LB 1419 on General File without a public hearing.

The motion prevailed with 34 ayes, 1 nay and 14 not voting.

Mr. Wylie Presiding

UNANIMOUS CONSENT—Withdraw LB 1154

Mr. Kremer renewed his pending request to withdraw LB 1154. No objections. So ordered.

UNANIMOUS CONSENT—Return LB 829 to Select File

Mr. Stull asked unanimous consent to return LB 829 to Select File for consideration of the following specific amendment:

Amend line 15 by striking "thirty" and inserting "forty", and in line 28 by striking "thirty" and inserting "forty".

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 342. The Carpenter pending amendment found in the Legislative Journal for the One Hundredth Day was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 688. Mr. Harsh asked unanimous consent to withdraw his pending motion, found in the Legislative Journal for the One Hundredth Day, to return LB 688 to General File. No objections. So ordered.

Mr. Harsh offered the following unanimous consent amendment:

1. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. *Whenever any person is arrested for operating or having in his actual physical control a motor vehicle while under the influence of alcohol or any drug, the arresting officer shall forthwith impound such motor vehicle as evidence and neither the officer, nor the court in which the complaint for violation of such law may be filed, shall have authority to release such vehicle until the complaint is disposed of in the trial court by trial, plea or dismissal, at which time either the trial court or the prosecuting attorney may authorize release of the vehicle from impoundment; Provided, the arresting officer or authority shall release such vehicle unless the necessary complaint has been* *filed within twenty-four hours after the arrest, or during the first full day on which courts are open, after such arrest, whichever is the later.".*

Mr. Carpenter objected.

Mr. Harsh moved to return LB 688 to General File for consideration of the specific amendment.

The motion lost with 9 ayes, 25 nays and 15 not voting.

The Mahoney pending amendment found in the Legislative Journal for the One Hundredth Day was adopted by unanimous consent.

Mr. Carpenter asked unanimous consent to withdraw his pending amendment found in the Legislative Journal for the One Hundredth Day. No objections. So ordered.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Substitute Report

Mr. Luedtke asked unanimous consent to substitute the following E & R report for LB 1285 in lieu of the report submitted on 5/28. No objections. So ordered.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1285. Placed on Select File.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Bracket LB 1285

Mr. Carpenter asked unanimous consent to bracket LB 1285 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 318. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 395. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 428. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 756. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 757. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 761. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 877. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 970. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Mr. Pedersen moved to return LB 970 to General File for the following specific amendment:

Amend the Duis General File amendment adopted on May 22, 1969 by the Legislature by striking the word "agreement" and inserting in lieu thereof the word *"conferring"*.

Mr. Pedersen requested a Call of the House. The Call showed 45 members present.

Mr. Duis moved the Call be raised. The motion prevailed with 32 ayes, 4 nays and 13 not voting.

The Pedersen motion prevailed with 27 ayes, 14 nays and 18 not voting.

LEGISLATIVE BILL 1049. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1374. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1088. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1313. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Bracketed at the request of Mr. Holmquist.

LEGISLATIVE BILL 1389. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 992. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 832. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1000. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Mr. Carstens offered the following amendment, which was adopted by unanimous consent: Amend LB 1000 by reinstating the stricken matter in lines 8 and 9, Section. 1.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1103. E and R amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 829. The Stull specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Bracket Bills

Mr. Holmquist asked unanimous consent to bracket LB 911 on General File for Friday, June 6. No objections. So ordered.

Mr. Pedersen asked unanimous consent to bracket LB 546 on General File for Tuesday, June 11. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Harsh asked unanimous consent to place LB 1397 at the top of General File. No objections. So ordered.

UNANIMOUS CONSENT—Executive Sessions

Mr. Burbach asked unanimous consent to hold an executive session of the Revenue Committee at 8:15 a.m. tomorrow in the Legislative Council Hearing Room. No objections. So ordered.

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee at 3:00 p.m. today in the Legislative Council Hearing Room. No objections. So ordered.

Mr. Budd asked unanimous consent to hold an executive session of the Public Works Committee at 8:15 a.m. tomorrow in the West Lounge. No objections. So ordered.

Mr. Bloom asked unanimous consent to hold an executive session of the Urban Affairs Committee at 1:30 p.m. today in the East Lounge. No objections. So ordered.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 1247. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Visitors

Mr. Wenzlaff introduced Messrs. Kurt Griess and Hubert Griess from California.

Mr. Danner introduced 27 - 4th grade students, teacher and aide from Lothrop School, Omaha.

Mr. Danner introduced 45 - 6th grade students and teachers from Kellam School, Omaha.

Mr. Moylan introduced 23 - 6th grade students, teachers and parents from Field Club School, Omaha.

Recess

At 11:58 a.m., on a motion by Mr. Pedersen, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Messrs. Kennedy and Ziebarth, who were excused.

GENERAL FILE

LEGISLATIVE BILL 718. Considered.

Mr. Batchelder offered the following amendment:

1. In section 2, strike lines 21 and 22; and in line 23 strike *"(7)"* and insert *"(6)"*.

2. Strike sections 7 and 8.

3. Renumber original section 9 as section 7, and in line 3, strike *"Certified copies";* and strike lines 4 to 26.

4. Strike sections 10 thru 13.

5. Renumber original section 14 as section 8; in line 1, strike "13" and insert "9"; strike lines 8 to 11; renumber subdivisions (3) to (9) as subdivisions (1) to (7); in line 28 strike *"rep-"* and insert an underscored semicolon; strike lines 29 and 30; strike lines 32 to 34 and insert *"all cases;"*; in line 36 strike *"commission"* and insert *"complainant"*.

6. Renumber original section 15 as section 9; in lines 1 and 2 strike *"entitled to file a complaint with*

the commission pursuant to this act"; strike lines 9 to 18.

7. Strike section 16.
8. Renumber original section 17 as section 10.
9. Strike sections 18, 19 and 20.
10. Renumber original sections 21 to 23 as sections 11 to 13.

Mr. Elrod requested a Call of the House. The Call showed 47 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Mr. Danner requested a record vote on the Batchelder amendment.

Voting in the affirmative, 23:

Adamson
Batchelder
Bloom
Clark
Hasebroock
Holmquist
Johnson
Klaver
Kokes
Kremer
Mahoney
Nore
Reynolds
Robinson
Skarda
Stull
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 24:

Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Keyes
Knight
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Schmit
Schreurs
Simpson
Swanson
Waldron
Warner

Not voting, 2:

Kennedy
Ziebarth

The amendment lost.

Mr. Carpenter moved to reconsider action on the Batchelder amendment.

Mr. Schreurs moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 22 ayes, 7 nays and 20 not voting.

Mr. Danner requested a record vote,

Voting in the affirmative, 27:

Adamson
Batchelder
Bloom
Carpenter
Clark
Craft
Duis
Hasebroock
Holmquist
Johnson
Klaver
Kokes
Kremer
Mahoney
Moulton
Nore
Reynolds
Robinson
Skarda
Stull
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 20:

Budd
Burbach
Carstens
Danner
Elrod
Harsh
Keyes
Knight
Luedtke
Marvel
Moylan
Orme
Pedersen
Proud
Schmit
Schreurs
Simpson
Swanson
Syas
Warner

Not voting, 2:

Kennedy
Ziebarth

The motion prevailed.

Laid over at the request of Mr. Waldron.

LEGISLATIVE BILL 168. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-fifth Day were rejected.

Advanced to E and R for review with 29 ayes, 1 nay and 19 not voting.

LEGISLATIVE BILL 247. Reading waived. Explained.

Mr. Proud Presiding

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

June 4, 1969

The Committee on Committees will meet at 1:15 p.m., Thursday, June 12, 1969, in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann, as follows:

Wayne R. Douce—Nebraska Highway Bond Commission

Alan H. Williams—Nebraska Highway Bond Commission

Don E. Etmund—Nebraska Highway Bond Commission

(Signed) William M. Wylie, Chairman
Committee on Committees

Adjournment

At 4:10 p.m., on a motion by Mr. Schreurs, the Legislature adjourned until 9:00 a.m., Thursday, June 5, 1969.

Hugo F. Srb
Clerk of the Legislature

ONE HUNDRED-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, June 5, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Everroad presiding.

Prayer was offered by Dr. Edward L. Jeambey.

Prayer

Eternal God our Heavenly Father: We come into Thy presence this morning, not because of what we are, but because of what Thou art. As Moses said, "Thou art a great God and mighty." (Deut. 10:17). And as Solomon said, "Great is our God." (2 Chr. 2:5), and as Jeremiah the Prophet said, "Thy name is great." (Jer. 10:6); and as today multitudes are singing:

"O Lord, my God, in awesome wonder, consider all the worlds Thy hands have made, I see the stars, I hear the rolling thunder, Thy power throughout the universe displayed. Then sings my soul, my Savior God to Thee. How great thou art, how great thou art."

Thou knowest the numbers of the stars for Thou didst create them (Gen. 1:16). Thou callest them all by their names, for Thou didst name them (Psa. 147:4). With all Thine infinite power, how wonderful that we can approach Thy throne of grace to find help in time of need. May we so organize ourselves that the dreams of the founders of our country may become realities and not nightmares. Deliver us from the pitfalls and slime pits that ruined ancient civilizations, and help us to keep off the broad way that leads to destruction; and keep on the narrow way that leads to life.

May we heed the warning and profit by the admonition of Thy word, which says, "The wicked shall be turned into hell and the nations that forget God," (Psa. 9:17) and "Blessed is the nation whose God is the Lord." (Psa. 33:12).

Help us as Americans not to forget Thee, and that even a minority with God is a majority to cause the abiding things to prevail.

Be pleased to honor at this time the servants of this nation, on land, on sea, or in the air, who in any way are contributing to the preservation of the ideals for which our banner, Old Glory, stands.

We ask these favors in the name of Jesus Christ, our Lord. Amen.

The roll was called and all members were present except Mr. Knight, excused until 10:00 a.m. and Mr. Schmit, excused until 10:30 a.m., Mrs. Craft and Messrs. Kennedy and Ziebarth, who were excused.

Corrections for the Journal

Page 2318, line 32, delete "60-134" and insert "60-114".
Page 2323, line 30, delete "38-112" and insert "38-122".
Page 2334, line 7, delete "14" and insert "13".

The Journal for the One Hundred-first Day was approved as corrected.

Communications

Mr. Glenn Cunningham acknowledged receipt of LR 54.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 860. Replaced on Select File as amended.

E and R amendment to LB 860:

1. Renumber sections 4 and 5, added by E & R amendment 4, adopted 5/27, as sections 3 and 4.

LEGISLATIVE BILL 606. Replaced on Select File as amended.

E and R amendments to LB 606:

1. In the Carstens amendment 1, adopted 5/27, line 5, strike the comma.

2. In new section 2, line 7, strike "such".

3. In new section 3, line 6, insert "by the same landowner" after "tract".

4. In new section 4, line 2, strike ", may" and insert "may,"; and in line 4 strike "the provisions of".

5. In the title, line 5, insert "; to require fencing of tracts as prescribed;" immediately following "of-way".

LEGISLATIVE BILL 1095. Replaced on Select File as amended.

E and R amendments to LB 1095:

1. In the Orme amendment 1, adopted 5/27, line 5, strike "*such week as*" and insert "*any week in which*"; and insert "an" at the end of line 10 as in the statutes.

2. In the Orme amendment 3, adopted 5/27, line 14, strike "*days*" and insert "*any day*".

LEGISLATIVE BILL 1150. Replaced on Select File as amended.

E and R amendments to LB 1150:

1. In new section 2, line 4, insert an underscored comma after "*1970*"; and in line 5, strike "*as*".

2. In the title, line 4, insert "to prohibit the issuance of new permits as prescribed;" after the second semicolon.

LEGISLATIVE BILL 1364. Placed on Select File as amended.

E and R amendment to LB 1364:

1. In section 1, line 7, strike the comma and show the same as stricken; and in line 78, strike "and" and insert "and *or*".

LEGISLATIVE BILL 1376. Placed on Select File as amended.

E and R amendment to LB 1376:

1. In the title, line 5, strike "and" and insert "to provide when no changes in plans and specifications shall be made;"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1191. Placed on Select File as amended.

E and R amendment to LB 1191:

1. In the title, strike lines 4 to 6 and insert "ments; to extend provisions to all domestic animals; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 1319. Placed on Select File as amended.

E and R amendment to LB 1319:

1. In the title, insert "or disposition" at the end of line 4.

LEGISLATIVE BILL 983. Placed on Select File as amended.

E and R amendments to LB 983:

1. In section 2, line 8, strike "they claim" and insert "~~they claim~~ *he claims*"; in line 16, strike "to the board" and insert "~~to the board~~"; reinstate the stricken period in line 22; and in line 23, strike "*shall be*" and insert "*may be taken*".

2. In section 3, line 12, strike "same" and insert "~~same~~"; and in line 14, strike "*as*".

LEGISLATIVE BILL 889. Placed on Select File.

LEGISLATIVE BILL 495. Placed on Select File as amended.

E and R amendments to LB 495:

1. In the Luedtke amendment 1, line 10, strike "*attorneys*" and insert "*attorney*".

2. In the title, line 5, insert "to provide the effect of failure to serve notice;" after the semicolon.

LEGISLATIVE BILL 641. Placed on Select File as amended.

E and R amendment to LB 641:

1. In section 1, line 32, strike the first comma.

LEGISLATIVE BILL 646. Placed on Select File as amended.

E and R amendments to LB 646:

1. In section 3, line 45, insert "*on*" after "*filed*".

2. Insert a new section to read as follows:

"Sec. 8. That section 23-1527, Revised Statutes Supplement, 1967, be amended to read as follows:

23-1527. A certified copy of a petition, with schedules omitted, commencing a proceeding under the laws of the United States relating to bankruptcy, or a certified copy of the decree of adjudication or a certified copy of an order approving the bond of the trustee appointed in such proceedings, shall be filed, indexed and recorded in the office of the register of deeds of the county in which is located real property in which the bankrupt has an interest, in the same manner as federal tax liens are filed, indexed and recorded pursuant to sections ~~23-1522 to 23-1526~~ *1 to 5 of this act.* The filing fee for such recording shall be the same as the fee for filing and recording federal tax liens. The register of deeds shall file the notices in a file kept for such purpose and designated Notice of Bankruptcy Proceedings.".

3. Renumber original sections 8 and 9 as sections 9 and 10.

4. In renumbered section 9, line 1, strike "*take effect*" and insert "*become operative on*".

5. In renumbered section 10, line 1, insert "original section 23-1527, Revised Statutes Supplement, 1967, and also" after "That".

6. In the title, line 3, insert "to amend section 23-1527, Revised Statutes Supplement, 1967; to change internal reference;" after the first semicolon; and in line 3, strike "the effective date thereof" and insert "an operative date"; and in line 4, insert "the original section and also" after "repeal".

7. Insert an underscored comma after "*1970*" in section 5, lines 3 and 8.

LEGISLATIVE BILL 715. Placed on Select File as amended.

E and R amendments to LB 715:

1. In section 1, lines 17 and 18, reinstate "sections 81-263.50 to 81-263.80,"; in line 20, strike "*this act,*" and in line 22, insert "*of*" after "*fee*".

2. In standing committee amendment 2, line 7, insert "*and*" after "*act*".

3. In the title, line 10, insert "the" after "make"; and strike beginning with "provide" in line 10 through "Health" in line 13 and insert "make certain functions mandatory rather than permissive".

LEGISLATIVE BILL 443. Correctly engrossed.

LEGISLATIVE BILL 597. Correctly engrossed.

LEGISLATIVE BILL 669. Correctly engrossed.

LEGISLATIVE BILL 719. Correctly engrossed.

LEGISLATIVE BILL 917. Correctly engrossed.

LEGISLATIVE BILL 1012. Correctly engrossed.

LEGISLATIVE BILL 1027. Correctly engrossed.

LEGISLATIVE BILL 1054. Correctly engrossed.

LEGISLATIVE BILL 1084. Correctly engrossed.

LEGISLATIVE BILL 1110. Correctly engrossed.

LEGISLATIVE BILL 1207. Correctly engrossed.

LEGISLATIVE BILL 1254. Correctly engrossed.

LEGISLATIVE BILL 1270. Correctly engrossed.

LEGISLATIVE BILL 1347. Correctly engrossed.

LEGISLATIVE BILL 1351. Correctly engrossed.

LEGISLATIVE BILL 1370. Correctly engrossed.

LEGISLATIVE BILL 1371. Correctly engrossed.

LEGISLATIVE BILL 246. Correctly enrolled.

LEGISLATIVE BILL 282. Correctly enrolled.

LEGISLATIVE BILL 571. Correctly enrolled.

LEGISLATIVE BILL 587. Correctly enrolled.

LEGISLATIVE BILL 909. Correctly enrolled.

LEGISLATIVE BILL 991. Correctly enrolled.

LEGISLATIVE BILL 1024. Correctly enrolled.

LEGISLATIVE BILL 1039. Correctly enrolled.

LEGISLATIVE BILL 1080. Correctly enrolled.

LEGISLATIVE BILL 1175. Correctly enrolled.

LEGISLATIVE BILL 1220. Correctly enrolled.

LEGISLATIVE BILL 1264. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 246 LB 282 LB 571 LB 587 LB 909 LB 991 LB 1024 LB 1039 LB 1080 LB 1175 LB 1220 LB 1264

Message from the Governor

June 4, 1969

Mr. Speaker, Mr. President
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

Please be informed that I have appointed Robert McManus, Lincoln, Director of the Department of Public Welfare effective May 5, 1969.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

STANDING COMMITTEE REPORT

Budget

LEGISLATIVE BILL 1017. Placed on General File as amended.

Standing Committee amendments to LB 1017:

1. Strike section 1 and insert the following:

"Section 1. There is hereby appropriated to the State Building Commission from the unexpended balance in the State Office Building Fund seven hundred fifty thousand dollars for the construction of an underground tunnel from the State Capitol Building to the new State Office Building.".

2. In section 2, line 6, strike "Capitol" and insert "Office".

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 412.

A BILL FOR AN ACT relating to cities and villages, all; to authorize any city or village which has a comprehensive zoning ordinance to require street dedication as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 9:

Carpenter
Craft
Kennedy
Knight
Marvel
Moulton
Schmit
Wallwey
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 720.

A BILL FOR AN ACT relating to municipal courts; to authorize the use of tape recordings to preserve testimony; and to provide for transcription of such testimony and its use.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke

Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 5:

Craft
Kennedy
Knight
Schmit
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 750.

A BILL FOR AN ACT to amend section 23-1908, Reissue Revised Statutes of Nebraska, 1943, relating to the county surveyor; to provide for the establishment and restoration of land survey corners; to authorize registered land surveyors to establish certain corners as prescribed; to remove authority of the county surveyor; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 6:

Craft
Kennedy
Knight
Schmit
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 937.

A BILL FOR AN ACT relating to civil procedure; to adopt the Model Uniform Choice of Forum Act as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 5:

Craft
Kennedy
Knight
Schmit
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1030.

A BILL FOR AN ACT to amend section 31-202.01, Reissue Revised Statutes of Nebraska, 1943, relating to watercourses; to provide that the provisions of this section shall apply to all counties; to eliminate the requirements as to permit natural flow of water in cleaned watercourses; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Klaver

Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 6:

Craft
Kennedy
Keyes
Knight
Schmit
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1076.

A BILL FOR AN ACT to amend section 25-1556, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to change specific exemptions as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 6:

Craft
Kennedy
Knight
Marvel
Schmit
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1102.

A BILL FOR AN ACT to amend sections 21-20,135, 21-20,136, 21-20,137, 21-20,138, 21-20,139, 21-20,140, and 21-20,142, Revised Statutes Supplement, 1967, relating to business corporations; to provide for corporate existence as prescribed; to provide for payment of fees and penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 6:

Craft
Kennedy
Knight
Schmit
Waldo
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1182. Laid over at the request of Mr. Wallwey.

LEGISLATIVE BILL 1283.

A BILL FOR AN ACT relating to crimes and punishments; to make certain acts relating to the use of telephones unlawful; and to provide a penalty.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 5:

Craft
Kennedy
Knight
Schmit
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1373. With emergency.

A BILL FOR AN ACT to amend section 15-834, Revised Statutes Supplement, 1967, relating to cities of the primary class; to provide that general obligation bonds shall not draw interest at a greater rate than six per cent per annum; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 7:

Craft
Danner
Kennedy
Knight
Marvel
Schmit
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—LB 925

Mr. Batchelder moved to pass LB 925 notwithstanding the objections of the Governor.

Mr. Batchelder requested a Call of the House. The Call showed 45 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 33 ayes, 8 nays and 8 not voting.

Whereupon the President stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 29:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Duis
Harsh
Hasebroock
Holmquist
Keyes
Klaver
Kokes
Mahoney
Marvel
Nore
Reynolds
Robinson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Whitney
Wiltse
Wylie

Voting in the negative, 15:

Danner
Elrod
Johnson
Knight
Luedtke
Moulton
Moylan
Orme
Pedersen
Proud
Schreurs
Simpson
Waldron
Warner
Wenzlaff

Not voting, 5:

Craft
Kennedy
Kremer
Schmit
Ziebarth

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed to pass notwithstanding the objections of the Governor.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 50 LR 53

UNANIMOUS CONSENT—Committee Meeting

Mr. Hasebroock asked unanimous consent to have a meeting of the Conflicts of Interest Committee at 1:45 this afternoon. No objections. So ordered.

MOTION—Return LB 1248 to Select File

Mr. Harsh moved to return LB 1248 to Select File for consideration of the following specific amendments:

1. In the bill insert a new section 4 to read as follows:

"Sec. 4. That section 29-604, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

29-604. If a jury is demanded, the magistrate shall make a list in writing of the names of eighteen inhabitants of the county, ~~qualified to serve as jurors in courts of record~~ *selected by the magistrate at random from the names that the jury commissioner has in his jury box*, from which list the defendant and the county attorney or complainant shall strike out names alternately until each shall have struck six names, the defendant striking out the first name.".

2. Renumber renumbered section 4 as section 5, and in line 2 strike "and" and in the same line insert ", and 29-604" after "27-904".

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Visitors

Mr. Marvel introduced Gordon and Elaine Inselman of Lincoln.

Mr. Warner introduced 18 Cadet Girl Scouts from Waverly Troop #332 and Mrs. Duayne Lostroh, leader.

Mr. Budd introduced Messrs. Stan Northrup, Gene Mann, Gary Blakmann, Merlin Lindsey and Don Holtz.

Mrs. Orme introduced Mr. and Mrs. Mel Steen with their nephew and wife, Mr. and Mrs. Arlan Steen from Portland, Oregon,

Presented to the Governor

Presented to the Governor for approval on June 5, 1969 at 8:40 a.m.: LB 893 LB 962 LB 1046 LB 1071 LB 1043 LB 1218

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 1418. Placed on General File as amended.

Standing Committee amendment to LB 1418:

1. In the bill, add a new section 3 to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Lester Harsh, Chairman

SELECT FILE

LEGISLATIVE BILL 918. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1104. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1147. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1276. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 732. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 469. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1206. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 987. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 1236. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Mr. Simpson offered the following amendments, which were adopted by unanimous consent:

1. In section 1, strike lines 12 and 13 and insert "of one dollar and ~~twenty-five~~ *sixty* cents per hour; and (3) district inspectors".

2. In section 2, strike lines 12 and 13 and insert "~~and~~ be paid the *minimum* rate of one dollar and ~~twenty-five~~ *sixty* cents per hour"; in line 14 strike "*laws*"; strike line 17 and insert "*than that paid judges and clerks*"; and in line 18 strike "*laws*".

3. In section 3, strike lines 5 and 6 and insert "shall be ~~based on the~~ *one dollar and sixty cents per hour;* ~~rate of one dollar per~~".

4. In section 4, strike lines 8 and 9 and insert "shall receive one dollar *and sixty cents; Provided,*".

5. In new section 5, strike lines 10 to 14 and insert "*paid one dollar and sixty cents per hour; and (3) district and precinct inspectors shall be paid one dollar and ninety-five cents per hour for the time during which they shall*",

Advanced to E and R for engrossment.

LEGISLATIVE BILL 804. Mr. Carpenter offered the following amendments which were adopted by unanimous consent:

1. Amend the bill by adding two new sections to be known as sections 1 and 2 and to read as follows:

"Section 1. That section 44-114, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1258, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

44-114. In addition to any other fees and charges provided by law, the following shall be due and payable to the Department, of Insurance: (1) For filing the documents, papers, statements, and information required by law upon the organization of domestic or the entry of foreign or alien insurers or rating bureaus, one hundred dollars, except assessment associations, which shall pay a fee of fifty dollars only; (2) for renewing each certificate of authority of insurers or rating bureaus, fifty dollars, except domestic assessment associations which do business in less than thirty-one counties in Nebraska, which shall pay five dollars; (3) for each certificate of valuation, deposit, compliance, or other certificate for whomsoever issued, two dollars; (4) for filing any report which may be required by the department from any unincorporated mutual association, five dollars; (5) for copying official record or documents other than annual statements of authorized insurers, fifty cents per page; (6) for copies of annual statements, which shall be made available to any person, persons, or corporation making request therefor, the fee shall be the actual cost; (7) for each license requisitioned for or issued to a nonresident agent, fifteen dollars; (8) for each license requisitioned for or issued to a nonresident broker, thirty dollars; (9) for each license issued pursuant to *section 44-139* ~~Chapter 44~~ as now existing or as hereafter amended, one hundred dollars; (10) for each license requisitioned by a domestic, foreign or alien insurer for a resident agent thereof, three dollars; and (11) for each resident broker's license issued, twenty-five dollars.

Sec. 2. That section 44-137.08, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 1258, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

44-137.08. The provisions of sections 44-137.01 to 44-137.10 shall not apply to any action, suit, or proceeding against any nonadmitted foreign or alien insurer arising out of any contract of insurance (1) effected in accordance with *sections 44-139 to 44-147* ~~Chapter 44~~, (2) covering reinsurance, ocean marine, aircraft, or railway insurance risks, (3) against legal liability arising out of the ownership, operation, or maintenance of any property having a permanent situs outside this state, or (4) against loss of or damage to any property having a permanent situs outside this state, where such contract of insurance contains a provision designating the director and his successor or successors in office, or designating a Nebraska resident agent duly licensed under the provisions of *sections 44-139 to 44-147* ~~Chapter 44~~, to be the true and lawful attorney of such nonadmitted insurer upon whom may be served all lawful process in any action, suit, or proceeding instituted by or on behalf of an insured or beneficiary arising out of any such contract of insurance, or where the insurer enters a general appearance in any action, suit, or proceeding.".

2. Renumber original sections 1 and 2 as sections 3 and 4 respectively.

3. In renumbered section 4, line 2, strike "is" and insert ", section 44-114, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1258, Eightieth Session, Nebraska State Legislature, 1969, and section 44-137.08, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 1258, Eightieth Session, Nebraska State Legislature, 1969, are".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1098. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1232. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1359. E and R amendments found in the Legislative Journal for the One Hundred-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1361. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1362. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1363. E and R amendment found in the Legislative Journal for the One Hundred-first Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1248. The Harsh specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1285. Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Amend the bill at the end of line 16 by adding the words "The receiving and holding of deposits, cashing of checks, and buying, selling, or holding bonds of indebtedness of a district by a financial institution, or any one or more of such activities, shall be considered a contract within the meaning of this section only with respect to directors of a public power district who first become directors after the effective date of this act."

Advanced to E and R for engrossment.

LEGISLATIVE BILL 672. Mr. Harsh offered the following amendment, which was adopted by unanimous consent:

1. In new section 1, strike lines 12 to 14 and insert "proceeds from property shall be deposited in the Permanent School Fund.".

Mr. Harsh offered the following unanimous consent amendment:

1. In lieu of the second Harsh amendment adopted May 27, in new section 1, line 9, after the period insert "The Department of Aeronautics shall contract with the Board of Educational Lands and Funds for appraisal of such property in the same manner as school lands are appraised, and no such property shall be disposed of for less than the appraised value.".

Mr. Wenzlaff objected.

Laid over until Tuesday, June 10, 1969 at the request of Mr. Harsh.

LEGISLATIVE BILL 860. E and R amendment found in this day's Journal was adopted.

Advanced to E and R for engrossment.

Mr. Carpenter asked unanimous consent to expedite LB 860 across the board. No objections. So ordered.

MOTION—Reconsider Action

Mr. Schmit moved to reconsider action on LB 925 this morning.

The motion prevailed with 29 ayes, 14 nays and 6 not voting.

Mr. Proud appealed the decision of the Chair on the reconsideration. The question is, "Shall the Chair be sustained?"

The motion prevailed with 30 ayes, 14 nays and 5 not voting.

Whereupon the President stated: "The question shall be, 'Shall LB 925 pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 30:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Duis
Harsh
Hasebroock
Holmquist
Keyes
Klaver
Kokes
Mahoney
Marvel
Nore
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Whitney
Wiltse
Wylie

Voting in the negative, 16:

Danner
Elrod
Johnson
Knight
Kremer
Luedtke
Moulton
Moylan

Orme
Pedersen
Proud
Schreurs
Simpson
Waldron
Warner
Wenzlaff

Not voting, 3:

Craft
Kennedy
Ziebarth

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed notwithstanding the objections of the Governor.

RESOLUTIONS

LEGISLATIVE RESOLUTION 55 Re: Memory of Gary, Gregory and Kelly Sage

Introduced by J. W. Burbach, 19th District.

WHEREAS, Gary, Gregory, and Kelly Sage, sons of Mr. and Mrs. Ernest Sage, of rural Niobrara, were lost at sea while serving on the destroyer U.S.S. Evans and have been officially listed as missing; and

WHEREAS, the entire state joins with their parents in mourning their loss.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature expresses its deepest sympathy to Mr. and Mrs. Ernest Sage in this time of tragedy.

2. That we stand for a moment of respectful silence.

3. That a copy of this resolution, suitably engrossed, be sent to Mr. and Mrs. Ernest Sage.

Mr. Burbach asked unanimous consent to add the names of all members to LR 55. No objections. So ordered.

Mr. Burbach asked unanimous consent to suspend the rules and consider LR 55 today. No objections. So ordered.

LR 55 was adopted with 44 ayes, 0 nays and 5 not voting.

The members stood for a moment of silence.

Members Excused

Mr. Wiltse asked unanimous consent to be excused from June 23 until the end of the July 4th recess. No objections. So ordered.

Messrs. Clark and Klaver asked unanimous consent to be excused Friday, June 6. No objections. So ordered.

Mr. Burbach asked unanimous consent to be excused this afternoon and tomorrow. No objections. So ordered.

Miss Reynolds asked unanimous consent to be excused Friday and Monday, June 6 and 9. No objections. So ordered.

Mrs. Orme asked unanimous consent to be excused Friday afternoon, June 6 and Monday and Tuesday, June 9 and 10. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 860. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Urban Affairs

LEGISLATIVE BILL 1179. Indefinitely postponed.

LEGISLATIVE BILL 1295. Placed on General File as amended.

Standing Committee amendments to LB 1295:

1. Strike section 1 and renumber sections 2 to 5 as sections 1 to 4, respectively.

2. In renumbered section 1, lines 11 to 15, strike the new matter and insert the following: "*If one or more members of the department shall successfully complete all parts of the examination for a promotional position, any vacancy in such promotional position shall be filled by one of such members of the department.*".

3. In renumbered section 3, line 7, strike "*not more than thirty years of age,*", and after the period in line 10, insert "*An applicant for the lowest grade in the fire department shall not be more than thirty years of age and an applicant for the lowest grade in the police department shall not be more than thirty-five years of age, except that the commission may, at its discretion, allow an additional year of age, but not to exceed five years, for each year of experience that an applicant has in the same field of work.*".

4. Strike original section 6 and renumber original section 7 as section 5,

5. In renumbered section 5, line 2, strike "sections", and strike line 3 and insert "section 19-1806, Revised Statutes Supple-".

LEGISLATIVE BILL 1396. Placed on General File as amended.

Standing Committee amendments to LB 1396:

1. In section 2, line 2, strike "determined and".

2. In section 3, line 6, insert "and above surface" after "subsurface".

3. In section 20, strike lines 1 to 16 and insert the following:

"Sec. 20. After all bonds and other evidence of indebtedness issued by the authority have been paid in full, and after the authority has set aside a reasonable reserve for working capital, maintenance, and necessary improvements of its facilities, the authority shall annually distribute all of its net income between the city, county, and other political subdivisions, in proportion to the area contributed by the city, county, and other political subdivisions respectively for the use of the authority.".

4. In section 23, line 7, strike "city and county" and insert "the city, county, or other political subdivisions", line 9 strike "county and city" and insert "the city, county, or other political subdivisions", and line 10 insert "of section 20" after "provisions".

5. Add a new section 25 to read:

"Sec. 25. That Chapter 14, article 17, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

(Signed) Bill K. Bloom, Chairman

Recess

At 11:53 a.m., on a motion by Mr. Nore, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:10 p.m., President Everroad presiding.

The roll was called and all members were present except Mr. Luedtke, excused until 3:00 p.m. and Messrs. Burbach, Kennedy, Ziebarth and Mrs. Craft, who were excused.

MOTION—Order of the Day

Mr. Elrod moved that LB 718 be the first order of business on General File.

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 718. Considered.

Mr. Batchelder renewed his pending amendment found on page 2333 of the Legislative Journal.

Messrs. Whitney and Carpenter offered the following amendment to the Batchelder amendment:

1. Amend the pending Batchelder amendments by striking amendments 2 to 10 and insert the following:

"2. Strike original sections 7 to 23 and insert 4 new sections to read as follows:

Sec. 7. *Provisions of this act shall be administered by the county attorney in each county.*

Sec. 8. *(1) Any person who claims to have been injured by a discriminatory housing practice may file a complaint with the county attorney of the county in which the practice is alleged to have occurred. The complaint shall be in writing and be in such form as the county attorney requires. Upon the receipt of such complaint, the county attorney shall furnish a copy of the same to the person or persons who allegedly committed the alleged discriminatory housing practice.*

(2) Within thirty days after receiving the complain or within thirty days after receiving reference of a complaint pursuant to Section 810 (c) of the Federal Fair Housing Act of 1968, the county attorney shall investigate the complaint and determine whether probable cause exists to credit the allegations of the complaint. If the county attorney determines probable cause does exist, he shall proceed to try to eliminate or correct the alleged discriminatory housing practice by informal methods of conference, conciliation, and persuasion. Nothing said or done in the course of such informal endeavors may be made public or used as evidence in a subsequent proceeding under this act without the written consent of all persons concerned.

(3) A complaint shall be filed within one hundred eighty days after the alleged discriminatory housing practice occurred or the same shall be waived. The complaint shall state the facts upon which the allegations of the discriminatory housing practice are based. Complaints may be reasonably and fairly amended at any time. Both complaints and answers shall be verified under oath.

(4) Whenever a fair housing law of an incorporated city provides rights and remedies for alleged discriminatory housing practices which are substantially equivalent to the rights and remedies provided in this act, the county attorney shall, within five days after receiving the complaint, refer such complaint to the appropriate city agency, and the county attorney shall take no further action with respect to such complaint if the city agency has, within thirty days from the date the alleged offense has been brought to its attention, commenced proceedings in the matter, or having done so, carries forward such proceedings with reasonable promptness. In no event shall the county attorney take further action unless he certifies that in his judgment, under the circumstances of the particular case, the protection of the rights of the parties or the interests of justice require such action.

(5) In any proceeding brought pursuant to this act, the burden of proof shall be on the complainant.

(6) In conducting an investigation the county attorney shall have access at all reasonable times to premises, records, documents, individuals, and other evidence or possible sources of evidence and may examine, record, and copy such materials and take and record the testimony or statements of such persons as are reasonably necessary for the furtherance of the investigation; Provided, that such evidence shall not be made public. The county attorney may issue subpoenas to compel access to or the production of such materials or for the appearance of such persons, and may issue interrogatories to the parties, to the same extent and subject to the same limitations as would apply if the subpoenas or interrogatories were issued or served in aid of a civil action in the district court. The county attorney also may administer oaths.

(7) Upon written application to the county attorney, a complainant and respondent shall be entitled to

the issuance of a reasonable number of subpoenas by and in the name of the county attorney to the same extent and subject to the same limitations as subpoenas issued by the county attorney. Subpoenas issued at the request of a complainant and respondent shall show on their face the name and address of such party and shall state that they were issued at his request.

(8) Any person who willfully fails or neglects to attend and testify or to answer any lawful inquiry or to produce records, documents, or other evidence, if in his power to do so in obedience to the subpoena or lawful order of the county attorney, shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not more than one thousand dollars or imprisoned in the county jail for not more than one year, or both. Any person who with the intent to thereby mislead the county attorney, shall make or cause to be made any false entry or statement of fact in any complaint, report, account, record, or other documents submitted to the county attorney pursuant to this subpoena or other order, or shall willfully neglect or fail to make or a cause to be made full, true and correct entries in such reports, accounts, records, or other documents, or shall willfully mutilate, alter, or by other means falsify any documentary evidence, shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not more than one thousand dollars or imprisoned in the county jail for not more than one year, or both.

Sec. 9. *Any incorporated city may enact ordinances which are substantially equivalent to this act, and may establish agencies to carry out the provisions of such ordinances. Wherever a city ordinance provides rights and remedies for alleged discriminatory practices which are substantially equivalent to the rights and remedies provided in this act, the county attorney shall refer any complaint arising in such city to the appropriate local agency, and shall take no further action on such complaint if the local agency proceeds promptly to handle such complaint pursuant to the local ordinance. If the county attorney determines that a local agency is not handling a complaint with reasonable promptness, or that the protection of the rights of the parties or the interests of justice requires such action, he may regain jurisdiction of the complaint and proceed to handle it in the same manner as other complaints which are not referred to local agencies.*

Sec. 10. *If within thirty days after a complaint is filed with the county attorney or within thirty days after the reference by the county attorney of a complaint to a local agency, the county attorney or local agency has been unable to obtain voluntary compliance with the provisions of this act or the local ordinance, the complainant may commence a civil action in the district court of the county in which the complaint arose, against the respondent named in the complaint, to enforce the rights granted or protected by this act. If the court finds that a discriminatory housing practice has occurred, the court may enjoin the respondent from engaging in such practice or order such affirmative action as may be appropriate. In any proceeding brought pursuant to this section the burden of proof shall be on the complainant. Whenever an action is commenced pursuant to this section, the county attorney shall terminate all efforts to achieve voluntary compliance, unless otherwise ordered by the court. Such actions shall be commenced within one hundred eighty days after the alleged discriminatory housing practice occurred. The court shall continue any such case from time to time before bringing it to trial if it believes that the conciliation efforts of the county attorney or local agency are likely to result in satisfactory settlement of the complaint. Any sale, encumbrance, or rental consummated prior to the issuance of any court order under the authority of this act, and involving a bona fide purchaser, encumbrancer, or tenant without actual notice of the existence of the filing of a complaint or civil action under the provisions of this act shall not be affected.*".

Mr. Wylie Presiding

Mr. Duis moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 32 ayes, 1 nay and 16 not voting.

Mr. Whitney requested a Call of the House. The Call showed 43 members present.

Mr. Harsh moved the Call be raised. The motion prevailed with 32 ayes, 6 nays and 11 not voting.

The Whitney-Carpenter amendment lost with 22 ayes, 22 nays and 5 not voting.

The Batchelder amendment lost with 16 ayes, 25 nays and 8 not voting.

Mr. Pedersen offered the following amendment, which was adopted with 23 ayes, 15 nays and 11 not voting:

Amend LB 718 by inserting after the word "act" in line 3 of Section 7; *"The County Attorneys are granted the authority to enforce this act and shall possess the same powers and duties of the commission. If a complaint is filed with the county attorney, then no complaint shall be filed with the commission."*.

Mr. Carpenter offered the following amendment, which was adopted:

Amend Carpenter amendment to Chapter 20, adopted 6/4/69 as follows: Any individual, corporation, or municipality that attempts to interfere with or restrain the exercise of such freedoms, either by ordinance or otherwise, shall be guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding one hundred dollars, or be imprisoned for a period not exceeding six months, or be both so fined and imprisoned, and shall stand committed until such fine and costs of prosecution are paid. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

Advanced to E and R for review with 35 ayes, 5 nays and 9 not voting.

Mr. Carpenter asked unanimous consent to have LB 718 expedited across the board. No objections. So ordered.

Members Excused

Messrs. Carpenter and Kokes asked unanimous consent to be excused tomorrow. No objections. So ordered.

STANDING COMMITTEE REPORTS

Urban Affairs

LEGISLATIVE BILL 1188. Placed on General File as amended.

Standing Committee amendments to LB 1188:

1. In section 1 strike lines 5 to 9 and insert "shall be indemnified by the county employing such sheriff, deputy state sheriff, deputy sheriff, should such person become liable to any surety on a bond written under sections 11-119, 23-364, 84-801, and 84-806.01, Reissue Revised Statutes of Nebraska, 1943, as amended. Any sheriff, deputy state sheriff, deputy sheriff, may, with the approval of the

county board, retain his own legal counsel to represent him in such proceedings at county expense.".

2. Add a new section 2 to read as follows:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Bill K. Bloom, Chairman

Government and Military Affairs

LEGISLATIVE BILL 1060. Indefinitely postponed.

LEGISLATIVE BILL 1398. Placed on General File as amended.

Standing Committee amendments to LB 1398:

1. In section 9, line 2, strike "6" and insert "7".

2. Add a new section 14 to read as follows:

"Sec. 14. The Highway Safety Commission, Crime Commission, and Office of Comprehensive Health Planning, which were created by executive order of the Governor, shall be supervised by the Department of Economic Development.".

3. Renumber original sections 14 to 16 as sections 15 to 17 respectively.

LEGISLATIVE BILL 1399. Placed on General File.

LEGISLATIVE BILL 1405. Placed on General File.

LEGISLATIVE BILL 1410. Placed on General File as amended.

Standing Committee amendments to LB 1410:

1. In section 1, line 4, insert "*or cause to be made*" after "make"; in line 6, strike "surveys made by him" and insert "*such* surveys ~~made by him~~"; and in line 12, strike "*who*".

(Signed) Terry Carpenter, Chairman

Adjournment

At 3:45 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Friday, June 6, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, June 6, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by Dr. Edward L. Jeambey.

Eternal God—Our Heavenly Father:

We invoke thy divine blessing to rest upon us at the threshold of this new day. Bless our going out and our coming in. Guide us in our deliberations and our conclusions. Help us to do good to all men as we are presented with open doors of opportunity. Prompts us in the relief of suffering, help us to bear the burdens of others, and motivate us to share our blessings with the less fortunate.

Give us strength and wisdom and gird us with power that we might successfully oppose the aggression of evil, and stay the hand of the enemy that would cause degeneration in our society.

Grant that we might not be guilty of weighing our lives down with worthless efforts and needless purposes, but rather dedicate our talents and exercise them in the cause of peace and progress. As one of past days was prone to pray:

"Give us, Lord, a bit of sun,

A bit of work, a bit of fun;
Give us all, in this struggle and sputter,
Our daily bread, and a bit of butter.
Give us Lord, a chance to be
Our goodly best, brave, wise, and free,
Our goodly best, for ourselves and others,
Till all men learn to live like brothers."

Help us to realize that the troublers of a nation are not the Elijahs, but the prophets of Baal (1 Kings. 18:17-18), for the Elijahs are the true patriots ever struggling to maintain the high ideals upon which a people should build an enduring structure.

Let it be said of us, as it was said of the Apostle Paul:

"Always a gentleman, but never a coward." So—
Lord God of Hosts, be with us yet—
Lest we forget, lest we forget.
Through Christ, our Risen Lord and Redeemer, we pray.
Amen.

The roll was called and all members were present except Mrs. Craft, Miss Reynolds and Messrs. Batchelder, Burbach, Carpenter, Clark, Harsh, Klaver and Kokes, who were excused.

Corrections for the Journal

Page 2351, line 4, delete "LR 53".
Page 2356 & 2357, on LB 672, show the action as reverse on the Harsh amendments.
Page 2365, line 18, correct spelling of "complaint".

The Journal for the One Hundred-second Day was approved as corrected.

Communications

Letter from James S. Wood, Acting Administrator, United States Department of Agriculture acknowledging receipt of LR 48.

Letter from U. S. Senator Carl T. Curtis acknowledging receipt of LR 54.

Letter from U. S. Senator Roman L. Hruska acknowledging receipt of LR 48, and a statement regarding the Rural Job Development Act of 1969.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1023. Placed on Select File as amended.

E and R amendments to LB 1023:

1. In section 1, line 4, strike "*that*" and insert "*who*"; and in line 27, strike "*department*" and insert "*Department of Insurance*".

2. In section 2, line 42, strike "*and*" and insert "*or*".

3. In section 3, lines 10 and 11, 12, and 36, strike "*as regards*" and insert "*to*"; in line 20, strike the comma; in line 25, strike "*these*" and insert "*such*";

in lines 25 and 26, strike "*subsection*" and insert "*subdivision*"; in line 26, strike "*need total money for*" and insert "*mean total money or*"; and in line 35, strike "*provided that*" and insert "*if*".

4. In section 5, line 3, strike "*acquired*" and insert "*acquire*"; and in line 59, strike "*contract*" and insert "*contracts*".

5. In section 7, strike the comma in lines 2 and 5, the first comma in line 10, and the comma in line 12; in line 19, insert "*of*" after "*director*"; in line 21, strike "*said*" and insert "*such*"; and in line 28, strike "*unless required by law*".

6. In section 8, line 4, strike the comma; in line 12, strike "*requirement*" and insert "*requirements*"; in line 13, insert "*the issuance of*" after the first "*of*"; in line 20, strike the second "*the*" and insert "*this*"; in line 43, insert "*to any change of control*" after "*apply*"; in line 45, strike "*sections 5 to 8 of this act*" and insert "*such sections*"; strike the comma in line 50; in line 51, strike the comma and insert an underscored semicolon; and in line 54, strike "*twenty day*" and insert "*twenty-day*".

7. In section 9, line 4, insert "*that such requirement shall not apply to*" after "*except*"; in lines 74 and 75, strike "*transaction*" and insert "*transactions*"; in line 109, strike "*subsection*" and insert "*subdivisions*"; and in line 110, insert an underscored comma after "*(vi)*".

8. In section 10, line 9, strike "*as regards*" and insert "*to*".

9. In section 11, lines 2, 20, and 22, strike "*as regards*" and insert "*to*"; and in line 4, strike "*his*" and insert "*its*".

10. In section 12, line 10, insert an underscored comma after "*which*"; in line 13, strike "*as regards*" and insert "*to*"; and in line 17, strike "*twelve month*" and insert "*twelve-month*".

11. In section 13, line 16, insert an underscored comma after "*section*"; and in line 20, strike "*above*".

12. In section 15, line 9, strike "*or*" and insert "*, or be*"; strike line 10 and insert "*than three years, or be both so fined and imprisoned.*"; and strike the comma in line 15.

13. In section 18, line 3, strike "*thereto*" and insert "*to such filings*"; and in line 9, strike "*the provisions of*".

14. In section 19, line 6, strike "*then*"; and strike the comma in line 7.

15. In section 21, strike the comma in lines 9 and 10 and show the same as stricken.

16. In section 23, line 3, strike "*effect*" and insert "*affect*".

17. Strike the Budd amendment 5.

18. In the title, strike lines 2 to 17 and insert:

"FOR AN ACT relating to insurance; to permit additional investments by insurance companies; to require disclosure and filings as prescribed; to provide for enforcement; to provide penalties; to provide severability; to amend sections 44-307, 44-311.03, and 44-311.04, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.".

LEGISLATIVE BILL 890. Placed on Select File as amended.

E and R amendments to LB 890:

1. In section 2, line 9, strike "is" and insert "are"; in line 10, strike ", therefor,"; and in line 11, strike ", manufacturing";

2. In section 3, line 1, insert a comma after "act"; in line 16, strike the comma; in lines 37 and 40, strike "means" and insert "shall mean"; in line 42, strike "A transfer" and insert "Transfer"; in line 43, strike "premises" and insert "premise"; in line 46, strike "A milk" and insert "Milk"; remove paragraphing in line 53; in line 53, strike "used in this act"; in line 57, insert "the" after "to"; and in line 107, strike "Cleaned-in-Place" and insert "cleaned-in-place".

3. In section 6, insert a period after ")" in line 10 and after "mg" both places in lines 16 and 19.

4. In section 7, line 14, insert a period after the first "hours".

5. In section 13, insert a comma after "building" in line 14.

6. In section 17, line 35, strike "such" and insert "any".

7. In section 19, line 58, strike "with" and insert "within".

8. In section 20, line 10, strike "are acceptable".

9. In section 28, line 13, insert "the" after "of".

10. In section 29, line 4, strike "said" and insert "such".

11. In section 30, strike the comma in line 15.

12. In section 32, line 21, strike the period and insert a semicolon; and in line 26, strike the period and insert "; and ".

13. In renumbered section 35, line 6, strike "provided" and insert "if".

14. In the title, line 9, strike "to provide fees;".

LEGISLATIVE BILL 1068. Placed on Select File as amended.

E and R amendment to LB 1068:

1. In section 1, line 9, insert a comma after "section"; and insert "any" at the end of line 21.

LEGISLATIVE BILL 1141. Placed on Select File.

LEGISLATIVE BILL 1142. Placed on Select File as amended.

E and R amendments to LB 1142:

1. In standing committee amendment 3, line 3, strike "3" and insert "2".

2. In the title, line 2, strike "sections 81-219 and 81-222" and insert "section 81-219"; in lines 5 and 6, strike "to clarify the language thereof;"; and in line 7, strike "sections" and insert "section, and also section 81-222, Reissue Revised Statutes of Nebraska, 1943".

LEGISLATIVE BILL 1388. Placed on Select File as amended.

E and R amendments to LB 1388:

1. In lieu of standing committee amendment 1, in section 1, line 2, insert "or second" after "first"; and in line 2, insert "and the chairman and board of trustees of any village" after "class"; and in line 4, insert "or village" after "city".

2. In the title, line 2, strike "of the first class" and insert "and villages, particular classes"; in line 3, strike "such cities" and insert "first or second class cities and villages"; and in line 3, insert "; and to declare an emergency" after "property".

LEGISLATIVE BILL 664. Correctly engrossed.

LEGISLATIVE BILL 704. Correctly engrossed.

LEGISLATIVE BILL 732. Correctly re-engrossed.

LEGISLATIVE BILL 918. Correctly engrossed.

LEGISLATIVE BILL 943. Correctly engrossed.

LEGISLATIVE BILL 1089. Correctly engrossed.

LEGISLATIVE BILL 1104. Correctly engrossed.

LEGISLATIVE BILL 1147. Correctly engrossed.

LEGISLATIVE BILL 1276. Correctly engrossed.

LEGISLATIVE BILL 1328. Correctly engrossed.

LEGISLATIVE BILL 1375. Correctly engrossed.

LEGISLATIVE BILL 412. Correctly enrolled.

LEGISLATIVE BILL 720. Correctly enrolled.

LEGISLATIVE BILL 750. Correctly enrolled.

LEGISLATIVE BILL 937. Correctly enrolled.

LEGISLATIVE BILL 1030. Correctly enrolled.

LEGISLATIVE BILL 1076. Correctly enrolled.

LEGISLATIVE BILL 1102. Correctly enrolled.

LEGISLATIVE BILL 1283. Correctly enrolled.

LEGISLATIVE BILL 1373. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 412 LB 720 LB 750 LB 937 LB 1030 LB 1076 LB 1102 LB 1283 LB 1373 LR 55

Visitors

Mr. Wylie escorted Secretary of State, Frank Marsh and Mr. Lawrence George Sagini, Minister for Local Government, Kenya. Mr. Marsh presented Mr. Sagini to the Legislature, who addressed the members briefly.

Message from the Governor

June 5, 1969

Mr. Speaker, Mr. President
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

Please be informed that I have re-appointed John M. Gradwohl of Lincoln to the Industrial Relations Court, effective June 9, 1969, for a six year term. This appointment requires Legislative confirmation.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 610.

A BILL FOR AN ACT to amend section 44-309, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change provisions for investments by domestic insurance companies as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adamson
Bloom
Budd
Carstens
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Burbach
Carpenter
Clark
Craft
Harsh
Klaver
Kokes
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 628.

A BILL FOR AN ACT to amend section 81-803, Reissue Revised Statutes of Nebraska, 1943, relating to the Game and Parks Commission; to harmonize the provisions with previous legislation; to provide where regular meetings of the Game and Parks Commission shall be held and when official action shall be taken as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adamson
Bloom
Budd
Carstens
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull

Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Syas

Not voting, 10:

Batchelder
Burbach
Carpenter
Clark
Craft
Harsh
Keyes
Klaver
Kokes
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 751.

A BILL FOR AN ACT relating to registered land surveyors; to provide for the filing of land surveys as prescribed; to provide requirements for such surveys as prescribed; to provide for violations; to amend section 81-8,117, Reissue Revised Statutes of Nebraska, 1943; to change qualifications for registration; and to repeal the original section.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adamson
Bloom
Carstens
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Harsh
Klaver
Kokes
Marvel
Reynolds
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 771.

A BILL FOR AN ACT to amend sections 2-1016, 2-1017, and 2-1018, Revised Statutes Supplement, 1967, relating to nurserymen; to change the method for determination of certain fees; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adamson
Bloom
Budd
Carstens
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Batchelder
Burbach
Carpenter
Clark
Craft
Harsh
Klaver
Kokes
Mahoney
Reynolds
Schmit
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1015.

A BILL FOR AN ACT relating to trusts and trustees; to provide that a trustee named or to be named in a will may be made a beneficiary of insurance policies as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adamson
Bloom
Carstens
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton

Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Harsh
Keyes
Klaver
Kokes
Reynolds
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1021. With emergency.

A BILL FOR AN ACT to amend section 71-1507, Reissue Revised Statutes of Nebraska, 1943, relating to housing; to provide an exception to the requirement of an election; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Adamson
Bloom
Carstens
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Harsh
Klaver
Kokes
Nore
Reynolds
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1051. With emergency.

A BILL FOR AN ACT to amend section 28-1214, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to change the rules of evidence in prosecution for insufficient-fund checks as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Adamson
Bloom
Carstens
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Harsh
Klaver
Kokes
Reynolds
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1074. With emergency.

A BILL FOR AN ACT to amend section 43-901, Reissue Revised Statutes of Nebraska, 1943, relating to the Home for Children; to provide for operation and maintenance of the home; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Adamson
Bloom
Carstens
Danner

Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Harsh
Klaver
Kokes
Reynolds
Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 1182

Mr. Waldo moved to return LB 1182 to Select File for the following specific amendment:

1. In section 6, line 5, after "swine" insert "; *Provided,* identification marks or tags shall not be required on swine produced upon a farm in this state and transported or moved to another farm in this state unless the owner is a dealer who buys, sells, or solicits swine for the purpose of resale, including those who buy or solicit from a concentration point, in which case said swine shall be tagged and identified in the manner prescribed by rule and regulation".

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Members Excused

Messrs. Johnson, Nore, Wenzlaff and Whitney asked unanimous consent to be excused this afternoon. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 56. Re: Location for Headquarters of the Game and Parks Commission

Introduced by Donald Elrod, 35th District; Leslie A. Stull, 49th District; Terry Carpenter, 48th District; Leslie Robinson, 36th District; C. F. Moulton, 8th District; Fred W. Carstens, 30th District and Harold T. Moylan, 6th District.

WHEREAS, the Legislature has before it numerous proposals for a location for headquarters of the Game and Parks Commission; and

WHEREAS, the Legislature has made no determination as to the location of such headquarters; and

WHEREAS, it would be helpful to the Legislature to have before it the formal recommendation of the Game and Parks Commission regarding the location of such headquarters.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Game and Parks Commission is requested to take formal action at its next regular meeting on June 20, 1969, on a recommendation to the Legislature as to the location of its headquarters.

2. That a copy of this resolution be transmitted by the Clerk of the Legislature to the Game and Parks Commission.

LEGISLATIVE RESOLUTION 57. Re: Smokey Bear Day

Introduced by Fern Hubbard Orme, 29th District.

WHEREAS, Nebraska suffers an annual loss of approximately 100,000 acres of range and woodland because of fire; and

WHEREAS, Smokey the Bear has become widely recognized as a symbol of fire prevention; and

WHEREAS, the importance of fire prevention should be brought to the attention of all citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That Nebraska joins with its neighboring states in proclaiming June 20 as Smokey Bear Day.

SELECT FILE

LEGISLATIVE BILL 987. Mr. Waldo offered the following amendments which were adopted by unanimous consent:

1. In Waldo amendment 10, section 9, line 14, insert "state" before the first word "license".

2. In renumbered section 14 of Waldo amendment 11, strike the amendment to line 14, line 2 strike "permit" and insert "state license", and line 9 strike "permit" and insert "state license or without any license or permit".

Mr. Waldo offered the following amendments which were adopted by unanimous consent:

1. In section 3, lines 11 and 12 strike "an electrical contractor" and insert "a journeyman electrician".

2. In renumbered section 10, lines 3 and 4, 5 and 6, strike ", master plumbers and warm air heating contractors"; in lines 9, 11, and 19 and 20, strike "twenty-five" and insert "ten"; and in line 8 and lines 10 and 11, strike "and journeyman plumbers".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 606. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1095. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1150. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Mr. Kremer offered the following amendment which was adopted by unanimous consent:

1. Add a new section to read as follows:

"Sec. 2. *This act shall become operative on January 1, 1970.*".

2. Renumber original section 2 as section 3.

3. In the title, line 4, insert "and to provide an operative date;"

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1364. E and R amendment found in the Legislative Journal for the One Hundred-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1376. E and R amendment found in the Legislative Journal for the One Hundred-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1191. E and R amendment found in the Legislative Journal for the One Hundred-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1319. E and R amendment found in the Legislative Journal for the One Hundred-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 983. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 889. Advanced to E and R for engrossment.

LEGISLATIVE BILL 495. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 641. E and R amendment found in the Legislative Journal for the One Hundred-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 646. E and R amendment found in the Legislative Journal for the One Hundred-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 715. E and R amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1182. The Waldo specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Unbracket LB 672

Mr. Harsh asked unanimous consent to unbracket LB 672. No objections. So ordered.

LEGISLATIVE BILL 672. Mr. Harsh asked unanimous consent to withdraw his pending amendment found in the Legislative Journal for the One Hundred-second Day. No objections. So ordered.

Advanced to E and R for engrossment.

Member Excused

Mr. Marvel asked unanimous consent to be excused from 11:00 a.m. until 3:00 p.m. today. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on June 6, 1969 at 8:50 a.m.: LB 246 LB 282 LB 571 LB 587 LB 909 LB 991 LB 1024 LB 1039 LB 1080 LB 1175 LB 1220 LB 1264

(Signed) Ruth Bossard, Enrolling Clerk

GENERAL FILE

LEGISLATIVE BILL 911. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-eighth Day were adopted.

Mr. Wylie moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 5 nays and 19 not voting.

Advanced to E and R for review with 25 ayes, 3 nays and 21 not voting.

LEGISLATIVE BILL 247. Considered.

Advanced to E and R for review with 29 ayes, 1 nay and 19 not voting.

UNANIMOUS CONSENT—Change of order

Mr. Adamson asked unanimous consent to take up LB 707 on General File at this time. No objections. So ordered.

LEGISLATIVE BILL 707. Reading waived. Explained.

Mr. Adamson offered the following amendment, which was adopted:

1. Amend section 1 of the bill, line 7 by inserting "*, and the terms of newly elected members shall commence*" after "session".

Advanced to E and R for review with 27 ayes, 3 nays and 19 not voting.

LEGISLATIVE BILL 290. Reading waived. Explained.

Visitors

Mr. Kremer introduced 51 4-H members from the State of Nebraska. Mrs. Orme and Mr. Kremer escorted Leann Petz from Nelson and Roger Luther from Orleans to the rostrum, where they addressed the members briefly. The 4-H members presented each Senator with a booklet.

Mr. Keyes introduced 37 members of Brownie Troops 277 and 500 from Sarpy County accompanied by Mmes. King, Rawls, Murrary, Colson and Palmer.

Mr. Wenzlaff introduced his brother-in-law and sister, Colonel and Mrs. Lester B. Shapland of Hettinger, North Dakota.

Mr. Adamson introduced Mr. and Mrs. Ben Burger, Laurie and Carol from Rose, Nebraska.

Member Excused

Mr. Adamson asked unanimous consent to be excused Monday, Tuesday and Wednesday, June 9, 10 and 11. No objections. So ordered.

Adjournment

At 12:04 p.m., on a motion by Mr. Schreurs, the Legislature adjourned until 9:00 a.m., Monday, June 9, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, June 9, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty God, deliver us from the foolishness of impatience. Let us not be in such a hurry as to run on without Thee. We know that it takes a lifetime to make a tree; we know that fruit does not ripen in an afternoon, and Thou Thyself didst take a week to make the universe. May we remember that it takes time to build the State that can truly be called God's own country. It takes time to find out what we should do; what is right and what is best. So slow us down for a minute, O Lord, that we may take time to think, time to pray, and time to find out what Thy will is for our lives and our State. Then give us the common sense and the firm courage to do it, for the good of our people and the glory of Thy name. Amen.

The roll was called and all members were present except Messrs. Adamson and Bloom, Mrs. Craft, Messrs. Duis and Harsh, Mrs. Orme and Miss Reynolds, who were excused.

Corrections for the Journal

Page 2379, line 31, delete "21 ayes" and insert "31 ayes".
Page 2383, line 22, insert "LB" before "1220 and 1264".

The Journal for the One Hundred-third Day was approved as corrected.

Communications

Letter from Senator Roman L. Hruska acknowledging receipt of LR 54.

Messages from the Governor

June 6, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 5, 1969 I approved LB 893, LB 962, LB 1043, LB 1046, LB 1071 and LB 1218.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

June 6, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 6, 1969 I approved LB 246, LB 282, LB 571, LB 587, LB 909, LB 991, LB 1024, LB 1039, LB 1080, LB 1175, LB 1220 and LB 1264.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 342. Replaced on Select File as amended.

E and R amendments to LB 342:

1. In lieu of the Carpenter amendment 1, adopted 6/4, in section 4, strike lines 26 and 27 and insert "*the time of application,*".

2. Strike all previous amendments to section 5, line 8, and in line 8, strike "two" and insert "~~two~~ *three*".

3. In the Carpenter amendment 4, adopted 6/4, insert "and show the comma as stricken." at the end of line 3.

4. Strike all previous amendments to section 8, lines 13 to 18 and in line 15, strike "*on or before February 1 of each year*" and insert "*as prescribed in section 60-1609*".

5. In the Carpenter amendment 6, line 3, strike the comma.

6. In lieu of the Carpenter amendment 7, adopted 6/4, strike the last sentence in new section 14 inserted by E & R amendment 15.

7. In lieu of the Carpenter amendment 8, in section 14, line 5, insert "*which shall be deposited in the county general fund*" after "*dollars*".

LEGISLATIVE BILL 523. Replaced on Select File as amended.

E and R amendments to LB 523:

1. In lieu of the first Carpenter amendment adopted 6/3, in section 2, line 16, strike "*State Veterinarian*" and insert "*veterinarian*".

2. Because of E & R amendment 1, adopted 6/3, strike the second Carpenter amendment adopted 6/3.

LEGISLATIVE BILL 688. Replaced on Select File as amended.

E and R amendment to LB 688:

1. In the title, line 7, insert "to provide for the release of such vehicles;" after the semicolon.

LEGISLATIVE BILL 829. Replaced on Select File as amended.

E and R amendment to LB 829:

1. In lieu of the Stull amendment adopted 6/4, in standing committee amendment 1, lines 7 and 14, strike "*thirty*" and insert "*forty*".

LEGISLATIVE BILL 804. Replaced on Select File as amended.

E and R amendments to LB 804:

1. In section 1, line 21, strike "record" and insert "~~record~~ *records*".

2. In the title, line 3, insert ", section 44-114, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1258, Eightieth

Session, Nebraska State Legislature, 1969, and section 44-137.08, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 1258, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 5, insert "to change internal references;" after the semicolon; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 820. Replaced on Select File as amended.

E and R amendments to LB 820:

1. Add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 3, insert "and section 60-1008, Reissue Revised Statutes of Nebraska, 1943, as amended by section 32, Legislative Bill 154, Eightieth Session, Nebraska State Legislature, 1969," before "relating"; and in line 6, strike "and" and insert "to delete a deductible requirement; to change a percentage;"; and in line 7, strike "section" and insert "sections; and to declare an emergency".

LEGISLATIVE BILL 987. Replaced on Select File as amended.

E and R amendments to LB 987:

1. Strike the E & R amendments to renumbered section 14.

2. In the first Waldo amendment 2, adopted 6/6, strike line 2 and insert "11, line 2, strike 'permit' ".

3. Because it duplicates E & R amendment 9, strike the second Waldo amendment adopted 6/6.

LEGISLATIVE BILL 1025. Replaced on Select File as amended.

E and R amendments to LB 1025:

1. In renumbered section 17, line 66, strike the second "or" and insert "of".

2. In line 3 of E & R amendment 8, adopted 5/19, strike "20" and insert "21".

LEGISLATIVE BILL 1206. Replaced on Select File as amended.

E and R amendments to LB 1206:

1. In section 9, line 2, strike "7" and insert "8"; and in line 7, strike "*previous*" and insert "*last preceding*".

2. In section 17, line 28, strike "*by imprisonment*" and insert "*be imprisoned*".

LEGISLATIVE BILL 1248. Replaced on Select File as amended.

E and R amendment to LB 1248:

1. In the title, line 2, strike "and"; and in line 2, insert ", and 29-604" after "27-904".

LEGISLATIVE BILL 1350. Replaced on Select File as amended.

E and R amendments to LB 1350:

1. Strike E & R amendment 2 adopted 5/28.

2. In section 3, lines 80 and 101 strike "*petitions*" and insert "*petition*".

3. Renumber section 8, added by standing committee amendment, as section 9.

LEGISLATIVE BILL 1353. Placed on Select File as amended.

E and R amendments to LB 1353:

1. In section 1, line 4, strike "*work*" and insert "*works*"; insert "*the*" before "*same*" in lines 13 and 16; and in line 18, strike "*such drainage*" and insert "*the*".

2. In section 3, line 4, insert "*the*" after "*of*".

3. In section 4, line 21, strike "*meet*" and insert "*raise*".

4. In section 5, line 24, strike "*thereof*".

5. In section 6, line 19, strike "*elect*" and insert "*elects*".

6. In section 10, line 5, strike "*apportion*" and insert "*apportionment*"; in line 17, strike "thereto"

and insert "~~thereto~~ *thereon*"; and in line 32, insert "*subdivision or*" after "*such*".

7. In section 11, line 6, strike "*31-411.02*" and insert "*4 of this act*"; and in line 20, insert "*subdivision or*" after "*such*".

8. In section 13, line 4, strike ", 31-419, and 31-443" and insert "and 31-419".

9. In the title, line 10, strike the first "and"; in line 11, strike ", 31-419, and 31-443" and insert "and 31-419"; and in line 12, insert "; and to declare an emergency" after "1943".

LEGISLATIVE BILL 1224. Placed on Select File as amended.

E and R amendments to LB 1224:

1. In section 1, line 23, insert a comma after "able" as in the statutes.

2. In renumbered section 3, line 15, strike "credit" and insert "credited" as in the statutes; and in lines 16 and 17, strike "*is hereby directed to impose*" and insert "*hereby imposes*".

3. In standing committee amendment 3, line 3, strike "*dollars*" and insert "*dollar*".

4. In section 6, line 8, insert "*or suspended*" after "*revoked*"; in line 10, strike "*suspension or revocation*" and insert "*revocation or suspension*"; in line 18, strike "*suspended or revoked*" and insert "*revoked or suspended*"; and insert "*or suspension*" after "*revocation*" in lines 21 and 22.

5. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend sections 9-112, 9-113, 9-114, and 9-117, Reissue Revised Statutes of Nebraska, 1943, and section 9-103, Revised Statutes Supplement, 1967, relating to bingo; to provide an additional class which may be licensed; to limit the joint conducting of bingo; to change provisions for taxes and prizes; to provide for reports; to provide for the revocation, suspension, restoration, and renewal of licenses; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1097. Placed on Select File as amended.

E and R amendment to LB 1097:

1. In the title, line 5, strike "and"; and in line 7, insert "; to provide for audits; and to declare an emergency" after "board".

LEGISLATIVE BILL 454. Placed on Select File as amended.

E and R amendments to LB 454:

1. In section 1, line 1, strike "the"; and in lines 7 and 8, strike "at the time this act becomes effective as law" and insert "on the effective date of this act".

2. In standing committee amendment 1, insert a comma at the end of line 3; and strike line 4 and insert "township, city, or village health and law enforcement".

3. In section 2, line 15, strike "are to" and insert "shall"; and in lines 17 and 18, strike "at the time this act becomes effective" and insert "on the effective date of this act".

4. In section 3, line 2, insert "the" after "at".

5. In section 4, strike lines 2 and 3 and insert "borne by the owner of the dog.".

6. In section 6, line 10, strike "said" and insert "such".

7. In section 7, line 10, strike "no" and insert "not"; strike the sentence beginning in line 10; and strike lines 23 and 24 and insert "ply with either subdivision (a) or (b) of this subsection.".

8. In section 8, line 24, strike "fee" and insert "fees".

9. In standing committee amendment 4, strike lines 3 and 4 and insert:

" 'Sec. 9. The rabies control authority shall enforce"; in lines 7 and 8, strike "village or other political subdivision" and insert "or village".

10. In section 12, line 11, strike "such".

11. In the second Orme amendment, line 3, insert "original" after "delete".

12. In the title, strike beginning with the second "to" in line 7 through line 9 and insert "and to repeal section 54-612, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 168. Placed on Select File.

LEGISLATIVE BILL 153. Correctly engrossed.

LEGISLATIVE BILL 318. Correctly engrossed.

LEGISLATIVE BILL 346. Correctly engrossed.

LEGISLATIVE BILL 877. Correctly engrossed.

LEGISLATIVE BILL 1219. Correctly engrossed.

LEGISLATIVE BILL 1356. Correctly engrossed.

LEGISLATIVE BILL 610. Correctly enrolled.

LEGISLATIVE BILL 628. Correctly enrolled.

LEGISLATIVE BILL 751. Correctly enrolled.

LEGISLATIVE BILL 771. Correctly enrolled.

LEGISLATIVE BILL 1015. Correctly enrolled.

LEGISLATIVE BILL 1021. Correctly enrolled.

LEGISLATIVE BILL 1051. Correctly enrolled.

LEGISLATIVE BILL 1074. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 610 LB 628 LB 751 LB 771 LB 1015 LB 1021 LB 1051 LB 1074

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 1320. Placed on General File as amended.

Standing Committee amendments to LB 1320:

1. Strike sections 1 to 6 and insert the following:

"Section 1. There is hereby created within the Department of Administrative Services the transportation services bureau which shall provide service and guidance to all state agencies in the utilization, operation and servicing of state-owned vehicles and state-owned aircraft except aircraft of the National Guard or Air National Guard and the utilization of privately-owned vehicles used for state purposes. The transportation services bureau shall be responsible for monitoring all transportation requirements of the state and maintaining complete records thereon.

Sec. 2. The Director of Administrative Services shall appoint as chief of the transportation services bureau any person who has had not less than three years' experience in a position or positions which include responsibility for management, purchase, lease or control of a system of transportation for a private or governmental enterprise. No person shall hold the position of chief of the transportation services bureau who is directly or indirectly interested in any company engaged in furnishing transportation services or equipment, except that an investment in stock of such a company in an amount determined by the director to be insignificant shall not be considered disqualifying.

Sec. 3. The chief of the transportation services bureau shall have the following duties, powers and responsibilities:

(1) To establish standards for which a state agency may qualify for the full-time assignment of state-owned motor vehicles;

(2) To create a motor pool or motor pools for the use of agencies whose travel requirements do not meet the qualifications set in subdivision (1) of this section;

(3) To repair, maintain, and lease to state agencies all vehicles owned by the transportation services bureau and approve the Purchasing Agent's acquisition, sale or trade of each and every state-owned vehicle;

(4) To consult with the various state agencies using state vehicles and write specifications for state-owned vehicles to be purchased by the Purchasing Agent; and

(5) To present to the accounting division of the Department of Administrative Services costs and maintenance records of state-owned vehicles so that the various state agencies which use state-owned vehicles may be billed for such use. Income arising from these billings shall be deposited to the Transportation Services Bureau Revolving Fund, which is hereby created. All expenses of acquisition, operation, and maintenance of state-owned vehicles used primarily for transportation of state employees shall be paid from such fund. The Department of Administrative Services shall develop a system of time and mileage charges for the purpose of billing the various state agencies for their vehicle usage. The daily, weekly, or monthly charge shall cover all fixed expenses of such vehicles and the mileage charge shall cover the variable costs of operation. All salaries, capital equipment other than vehicle acquisition, capital construction, and other administrative costs of this bureau shall be paid out of appropriations from the General Fund.

Sec. 4. State-owned vehicles are defined for the purpose of this act as all vehicles acquired primarily for the purpose of transportation of state employees in their official duties.

Sec. 5. Upon the effective date of this act, all agencies owning vehicles used primarily for transportation of persons which were paid for entirely out of appropriations from the General Fund shall transfer title to such vehicles to the transportation services bureau of the Department of Administrative Services.

Sec. 6. Within two years of the effective date of this act, all state agencies owning vehicles and airplanes except aircraft of the National Guard or Air National Guard used primarily for transportation of persons which were paid for wholly or partially by funds other than the General Fund shall transfer title to such vehicles to the transportation services bureau. The transportation services bureau shall compute the value of such vehicles at time of transfer and give credit to the appropriate agency and program for the portion of such value based on the percentage of original purchase cost charged to appropriations from the General Fund. To get such credit each agency will make available the appropriate accounting data. Such credit will be applied against future daily, weekly, or monthly charges but not against future mileage charges.

Sec. 7. No agency shall allow mileage reimbursement charges on travel expense vouchers of state officers or employees unless there is filed with said expense voucher a statement signed by the chief of the transportation services bureau or his authorized representative declaring that the usage of a privately-owned vehicle was the most efficient means of transportation. State officers or employees so authorized to use their own motor vehicles on state business shall receive a reimbursement of not more than ten cents per mile for each mile actually and necessarily traveled in each calendar month.

Sec. 8. Subject to the provisions of section 6 of this act, the transportation services bureau shall own and hold title to all state-owned licensable passenger vehicles. All purchases of state-owned passenger vehicles and automotive equipment shall be made or approved by the transportation services bureau.

Sec. 9. The transportation services bureau is empowered to publish such administrative procedures as necessary to administer the provisions of this act.

Sec. 10. That sections 60-1002, 81-1001, 81-1002, 81-1003, 81-1004, 81-1005, and 81,1006, Reissue Revised Statutes of Nebraska, 1943, and section 81-1007, Revised Statutes Supplement, 1967, are repealed.

LEGISLATIVE BILL 1381. Placed on General File as amended.

Standing Committee amendments to LB 1381:

1. Strike sections 1 to 5 and insert the following:

"Section 1. The Legislature by this act recognizes that freedom of expression under the first amendment of the United States Constitution includes the freedom for individuals to communicate their views to the public in public places, but at the same time recognizes that there must be reasonable limitations on the exercise of that freedom in order to preserve public order. The act further seeks to preserve the public interest in the orderly use of public facilities while not unnecessarily hindering the communication of ideas and opinions. It seeks to prevent conduct which materially disrupts, or involves substantial disorder or invasion of the rights of others, and to do this by punishing and preventing specific disorders, or the threat thereof, where such conduct is disruptive of the public peace.

Sec. 2. (1) A person is guilty of riot if, with two or more persons, he participates in a course of disorderly conduct:

(a) With intent to commit or facilitate the commission of a felony or misdemeanor;

(b) With intent to prevent or coerce official action; or

(c) When such person or any other participant to the knowledge of such person uses or plans to use a firearm or other deadly weapon.

(2) Where two or more persons are participating in a course of disorderly conduct which threatens to cause violent and destructive interference with the rights of others, a peace officer may order the participants and others in the vicinity to disperse. Any person who refuses or knowingly fails to obey such an order commits a misdemeanor.

(3) Any person convicted of riot shall be guilty of a felony and shall, upon conviction thereof, be fined in a sum not exceeding one thousand dollars, or be imprisoned in the county jail not exceeding six months, or imprisoned in the Nebraska Penal and Correctional Complex for not less than one year nor more than three years, or be both fined and imprisoned in either institution.

Sec. 3. (1) A person is guilty of unlawful assembly if he assembles with two or more persons for the purpose of engaging in conduct constituting the crime of riot or if, being present at any assembly that either has or develops such a purpose, he remains there with an intent to advance that purpose.

(2) Any person convicted of unlawful assembly shall be fined in a sum not exceeding three hundred dollars, or be imprisoned in the county jail not exceeding ninety days.

Sec. 4. (1) A person is guilty of disorderly conduct if, with intent to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, he:

(a) Engages in fighting or threatening, or in violent or tumultous behavior; or

(b) Makes unreasonable noise or offensively coarse utterance, gesture or display, or addressed abusive language to any person present; or

(c) Creates a hazardous or physically offensive condition by any act which serves no legitimate purpose of the actor.

Public, as used in this act, unless the context otherwise requires, shall mean affecting or likely to affect persons in a place to which the public or a substantial group thereof has access, including, but not limited to, highways, transport facilities, schools, colleges, universities, prisons, apartment houses, places of business or amusement, or any neighborhood.

(2) Any person convicted of disorderly conduct shall be fined in a sum not exceeding one hundred dollars, or be imprisoned in the county jail not exceeding thirty days.

Sec. 5. A person who purposely obstructs, or impairs the administration of law or other governmental function by force, violence, physical interference or obstruction, or any other unlawful act, shall, upon conviction thereof, be fined in a sum not exceeding five hundred dollars, or imprisoned in the county jail not more than six months. The provisions of this section does not apply to flight by a person charged with crime, refusal to submit to arrest, failure to perform a legal duty other than an official duty or any other means of avoiding compliance with law without affirmative interference with governmental functions.

Sec. 6. (1) A person is guilty of the crime of assault on emergency personnel if he assaults or threatens in a menacing manner or strikes or wounds a person coming within the definition of emergency personnel which is committed in an area:

(a) In which a declared state of emergency exists; or

(b) Within the immediate vicinity of which a riot is occurring or is threatening to occur.

(2) Emergency personnel shall include peace officers, firemen, ambulance attendants, utility workers, doctors, nurses, and other persons lawfully engaged in providing essential services during the emergency.

(3) Dangerous weapon or substance shall mean a revolver, pistol, bowie knife, dirk or knife with a dirk blade attachment, brass or iron knuckles, molotov cocktails, or any deadly weapon, ammunition, explosive, incendiary device, or any instrument or substance designed for a use that carries a threat of serious bodily injury or destruction of property; or any instrument or substance that is capable of being used to inflict serious bodily injury, when probable cause exists that such instrument or substance will be so used; or any part or ingredient in any instrument or substance included above, when probable cause exists that such part or ingredient will be so used.

(4) Any person convicted of an assault on emergency personnel shall be fined in a sum not exceeding five hundred dollars, or be imprisoned in the county jail not exceeding six months. Any person who commits an assault upon emergency personnel with or through the use of any dangerous weapon or substance is guilty of a felony and shall, upon conviction thereof, be imprisoned in the Nebraska Penal and Correctional Complex for not less than one year nor more than five years.

Sec. 7. (1) Except as otherwise provided in this section, it is unlawful for any person to transport or possess off his own premises any dangerous weapon or substance as defined in subsection (3) of section 6 of this act, in any area:

(a) In which a declared state of emergency exists; or

(b) Within the immediate vicinity of which a riot is occurring.

(2) The provisions of this section shall not apply to emergency personnel.

(3) Any person convicted of a violation of the provisions of this section shall be fined in a sum not to exceed five hundred dollars, or be imprisoned in the county jail for not more than six months.

Sec. 8. (1) Whenever a state of emergency has been declared to exist pursuant to section 9 of this act, the emergency measures provided in subsection (2) of this section shall thereupon be in effect during the period of said emergency and within the area defined in the declaration of said state of emergency.

(2)(a) The sale or other transfer of possession, with or without consideration, offer to sell or so transfer, and the purchase of any ammunition, guns and other firearms of any size or description is prohibited.

(b) The displaying by or in any store or shop of any ammunition, guns and other firearms of any size or description is prohibited. The owner or one in possession of such store or shop shall, during the existence of such emergency, place such items in a locked, fireproof container stored away from public access.

(c) The possession in a public place of a pistol, revolver, rifle or a shotgun by any person, except emergency personnel, is prohibited.

(d) The sale or transfer of possession, with or without consideration, offer to sell or so transfer, and the purchase of any alcoholic liquor, as defined in section 53-103, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, is prohibited.

(e) The possession on the person in a public place of any portable container containing alcoholic liquor is prohibited.

(f) Places of public assemblage shall be closed, except such places as are specifically designated to remain open as stated in the proclamation declaring a state of emergency.

(g) The sale or other transfer of possession, with or without consideration, of gasoline or any other flammable or combustible liquid, except by delivery into a tank properly affixed to an operable motor driven vehicle, bike, scooter and necessary for the propulsion thereof, is prohibited.

(h) The possession in a public place of any portable container containing gasoline or any other flammable or combustible liquid is prohibited.

(i) The possession or use in a public place of a bull horn or other sound amplification device is prohibited.

(3) When a state of emergency has been declared, the proclamation thereof may provide for the establishment of curfews, including, but not limited to, the prohibitions of or restrictions on pedestrian and vehicular movement, standing and parking, except for the provision of designated essential services, such as fire, police, ambulance, hospital services including the transportation of patients thereto, utility emergency repairs and emergency calls by physicians.

(4) The provisions of this section shall not apply to emergency personnel as defined in subsection (2) of section 6 of this act.

(5) Any person who violates any provisions of this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined in a sum not to exceed five hundred dollars, or be imprisoned in the county jail for not to exceed six months.

Sec. 9. (1) A mayor of a municipality, a chairman of the board of county commissioners and the Governor, within their respective jurisdictions, may declare the existence of a state of emergency for all or part of said jurisdiction according to the provisions of subsection (2) of this section; *Provided,* that when the Governor determines that a state of emergency exists, he must further find that local control of the emergency is insufficient to assure adequate protection for lives and property. Local control shall be deemed insufficient only if: (a) Needed control cannot be imposed locally because local authorities responsible for preservation of the public peace have not taken steps necessary for effectual control of the emergency that has arisen; (b) the area in which the state of emergency exists has spread across local jurisdictional boundaries and the local control measures of the jurisdictions are conflicting or uncoordinated to the extent that efforts to protect life and property are, or unquestionably will be, severely hampered; or (c) the scale of the emergency is so great it exceeds the capability of local authorities to cope with it.

(2) Whenever the appropriate official determines that there has been an act of violence or a flagrant and substantial defiance or resistance to a lawful exercise of public authority, and that, partly on account thereof, there is probable cause to believe that there exists a clear and present danger of a riot or other general public

disorder, widespread disobedience to the law, and substantial injury to persons or to property, all of which constitutes a threat to public peace or order, he may declare that a state of emergency exists; *Provided,* that the proclamation declaring such state of emergency must contain a clear and concise statement of the area to which it applies.

(3) All prohibitions and restrictions imposed by proclamation shall take effect immediately upon publication of the proclamation in the area affected unless the proclamation sets a later time. For the purpose of requiring compliance, publication may consist of reports of the substance of the proclamation in the mass communications media serving the affected area or other effective means of disseminating the necessary information quickly. As soon as practicable, appropriate distribution of the full text of any proclamation shall be made.

(4) Proclamations may be extended as to time or area, amended or rescinded by proclamation. Proclamations shall expire at the end of the fifth day after their last imposition unless sooner terminated by proclamation by the appropriate official.

(5) Obligations and expenses incurred by a municipality or a county during a state of emergency shall be paid by such municipality or county; *Provided,* if a state of emergency is declared under the provisions of this act by the Governor, then the Governor and such municipality or county may agree to a just and equitable sharing of such obligations and expenses in accordance with the authority contained in the Governor's Emergency Fund Act and the Interlocal Cooperation Act.

(6) Nothing in this section shall prevent participation or coordination between public agencies, municipalities or peace officers otherwise authorized by law, regulation, custom or practice.

Sec. 10. (1) The prosecuting attorney of any municipality is hereby empowered to designate special prosecuting attorneys to assist in the prosecution of violations of ordinances or provisions contained in a proclamation made pursuant to section 8 of this act, occurring during a state of emergency, and such appointees shall have the same authority to prosecute such violations as the appointing officer.

(2) The county attorney of any county is hereby empowered to designate special prosecuting attorneys to assist in the prosecution of violations of provisions contained in a proclamation made pursuant to section 8 of this act, or statutes of the State of Nebraska occurring during a state of emergency declared pursuant to section 8 of this act, and such special prosecuting attorneys shall have the same authority to prosecute as the appointing officer.

(3) When the Governor determines that a state of emergency exists in any part of Nebraska, the Attorney General may provide assistance, upon request of a county attorney, in the prosecution of violations of provisions of proclamations made pursuant to section 8 of this act, or statutes of the State of Nebraska occurring during such state of emergency. The Attorney General, in providing such assistance, is authorized to designate special deputy attorneys general for the State of Nebraska, who shall have authority to sign complaints and informations.

Sec. 11. (1) In a state of emergency declared under section 8 of this act, and with the approval of the governing body of the municipality, the presiding judge of the municipal court thereof is authorized to select and appoint one or more special judges of the municipal court to assist in disposing of the additional cases and matters arising because of such emergency. The presiding judge may assign such cases and matters to the special judge or judges as he deems necessary and proper. Only lawyers in good standing may be selected and appointed as special judges of such court, and they shall receive a per diem of one-two hundredth of the annual salary of the appointing judge.

(2) In a state of emergency declared under section 8 of this act, and with the approval of the county board, the county judge of such county is authorized to select and appoint one or more special county judges to assist in disposing of the additional cases and matters arising because of such emergency. The county judge may assign such cases and matters to the special county judge as he deems necessary and proper. Only lawyers in good standing may be selected and appointed as special county judges, and they shall receive a per diem of one-two hundredth of the annual salary of the appointing judge.

Sec. 12. (1) No person shall, on the campus or grounds of any school, community college, junior college,

college, state normal school, university, technical school, vocational school, or any other school in this state, all or each of which are collectively referred to herein as educational institutions, or at or in any building or other facility owned, operated, or controlled by the governing board of any such educational institution, unlawfully or willfully obstruct or deny to students, school officials, employees, faculty members, teachers, or invitees:

(a) Lawful freedom of movement on the campus;

(b) Lawful use of the property, facilities, or parts of any educational institution; or

(c) The right of lawful ingress and egress to the institution's physical facilities.

(2) No person shall, on the campus of any educational institution, or at or in any building or other facility owned, operated, or controlled by the governing board of any such institution, unlawfully and willfully obstruct school officials, employees, teachers or faculty members of such institution in the lawful performance of their duties, or willfully obstruct a student of such institution in the lawful pursuit of his educational activities, through the use of physical restraint, abduction, coercion, or intimidation, or when force and violence are present or are imminent.

(3) No person shall willfully refuse or fail to leave the property of, or any building or other facility owned, operated, or controlled by the governing board of any educational institution upon being requested to do so by the chief administrative officer of such institution, or his designee charged with maintaining order on the campus and in its facilities, if such person is committing, or threatens to commit and the commission is imminent, any act which unreasonably interferes with, or obstructs the lawful missions, processes, procedures, functions or discipline of such institution.

(4) Nothing in this section shall be construed to prevent lawful assembly and peaceful and orderly petition for the redress of grievances.

(5) Any person convicted of violating any of the provisions of this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined in a sum not to exceed five hundred dollars, or be imprisoned

in the county jail for a period not to exceed six months, or by both such fine and imprisonment.

Sec. 13. (1) Whoever enters or remains upon public or private land or enters into or remains in public or private buildings or public or private structures erected on the real property, whether such real property is enclosed or unenclosed, and intentionally interferes with, obstructs, or injures a lawful business, occupation or a governmental or public function carried on by the owner of such land, building or structure, his agent or the person or agency in lawful possession of such land, building or structure shall, upon conviction thereof, be fined in a sum not to exceed one thousand dollars, or be imprisoned in the county jail for not to exceed six months, or be both fined and imprisoned. Failure to depart from such land, building or structure after being informed by one known to the person to be the owner of such land, building or structure, his agent, or one known to the person to be the person, his agent, or the agent of the agency in lawful possession of such land, building or structure, or known to the person to be a peace officer that such entry or remaining interferes with, obstructs or injures a lawful business, occupation or governmental or public function is prima facie evidence of intention to interfere with, obstruct or injure a lawful business, occupation, governmental or public function.

(2) Whoever refuses to leave a building of a public agency during those hours of the day or night when the building is regularly closed to the public, upon being requested to do so by one known to the person to be a guard, watchman or custodian of the public agency owning or occupying or maintaining the building or one known to the person to be a peace officer shall, upon conviction thereof, be fined in a sum not to exceed five hundred dollars, or be imprisoned in the county jail not to exceed three months, or be both fined and imprisoned.

Sec. 14. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Terry Carpenter, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 647.

A BILL FOR AN ACT to amend sections 38-1002, 38-1003, 38-1004, 38-1006, and 38-1007, Reissue Revised Statutes of Nebraska, 1943, and section 38-1001, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 972, Eightieth Session, Nebraska State Legislature, 1969, relating to the Nebraska Uniform Gifts to Minors Act; to redefine terms; to provide for registration of gifts to minors; to provide for powers and duties of financial institutions and custodians as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Adamson
Bloom
Craft
Duis
Harsh
Hasebroock
Orme
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 694.

A BILL FOR AN ACT relating to highways; to make unlawful camping on certain property except at designated campsites; to provide a penalty; and to repeal sections 39-708, 39-709, 39-710, 39-711, and 39-712, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Bloom
Craft
Duis
Harsh
Keyes
Mahoney
Orme
Reynolds
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 705.

A BILL FOR AN ACT relating to railroads; to provide requirements for locomotives and waycars as prescribed; and to provide for penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Carstens
Danner
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Clark

Not voting, 9:

Adamson
Bloom
Craft
Duis
Harsh
Orme
Reynolds
Warner
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 725. With emergency.

A BILL FOR AN ACT to authorize the State Fire Marshal to prescribe and enforce rules and regulations setting safety standards for the transportation of natural and other gas by pipe lines not under the jurisdiction of the Federal Power Commission or the Interstate Commerce Commission; to define terms; to provide for the employment of deputy fire marshals with authority to inspect pipe line facilities and books, papers, and records relevant thereto; to provide procedures for enforcing such standards; to provide civil penalties and injunctive procedures for violation of such standards; to provide for certification of enforcement of safety standards to the United States Secretary of Transportation; to amend sections 81-503, 81-505, and 81-525, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections; and to declare an emergency.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Simpson

Not voting, 7:

Adamson
Bloom
Craft
Duis
Harsh
Orme
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 767.

A BILL FOR AN ACT to amend sections 54-821, 54-828, 54-830, and 54-835, Reissue Revised Statutes of Nebraska, 1943, relating to commercial feed; to redefine a term; to provide an alternative; to authorize the Director of Agriculture to dispose of samples obtained for testing after ninety days; to provide for expiration for registrations; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Bloom
Craft
Duis
Harsh
Marvel
Orme
Reynolds
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 769.

A BILL FOR AN ACT to amend sections 81-2,162.03, 81-2,162.06, and 81-2,162.07, Reissue Revised Statutes of Nebraska, 1943, relating to commercial fertilizer; to provide for expiration of registrations; to provide for a fund; to provide for return or destruction of samples; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Bloom
Craft
Duis
Harsh
Orme
Reynolds
Schmit
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 924.

A BILL FOR AN ACT to amend section 21-1790, Revised Statutes Supplement, 1967, relating to credit unions; to increase the maximum unsecured loan; to provide flexibility; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Bloom
Craft
Duis
Harsh
Kokes
Orme
Reynolds
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1235.

A BILL FOR AN ACT to amend section 33-116, Reissue Revised Statutes of Nebraska, 1943, relating to the county surveyor; to provide for compensation and expenses as prescribed; to provide for disposition of fees; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 11:

Adamson
Bloom
Craft
Duis
Harsh
Keyes
Klaver
Marvel
Orme
Reynolds
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Presented to the Governor

Presented to the Governor for approval on June 9, 1969, at 8:35 a.m.: LB 1373 LB 1283 LB 1102 LB 1076 LB 1030 LB 937 LB 750 LB 720 LB 412

(Signed) Ruth Bossard, Enrolling Clerk

Mr. Mahoney Presiding

RESOLUTIONS

LEGISLATIVE RESOLUTION 58. Re: Study of State Telecommunications

Introduced by Robert L. Clark, 47th District; E. Thome Johnson, 15th District; Herbert J. Duis, 39th District; Richard D. Marvel, 33rd District; Wayne W. Ziebarth, 37th District and Eugene T. Mahoney, 5th District.

WHEREAS, telecommunications are becoming increasingly important to the State of Nebraska and its governmental subdivisions in the conduct of their regular and emergency functions; and

WHEREAS, federal programs are presently available offering assistance in the planning and design of state telecommunications systems and other such programs may become available in the future; and

WHEREAS, under existing Nebraska law a part of a State Telecommunications system has been contracted for and construction has begun; and

WHEREAS, continuing review and study of available intergovernmental programs and of the development of the Nebraska system will be necessary to determine whether new laws should be passed to aid the planning, construction, utilization and financing of the system,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint immediately a committee to study the development and secure and coordinate federal financing for the State Telecommunications System and the laws governing its implemetation.

2. That the committee periodically report its findings and any recommendations to the Executive Board of the Legislative Council and then make a final report of its findings and recommendations for whatever legislation may be deemed necessary to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 56.

LR 56 was adopted with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE RESOLUTION 57.

LR 57 was adopted with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1023. E and R amendments found in the Legislative Journal for the One Hundred-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1068. E and R amendment found in the Legislative Journal for the One Hundred-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1141. Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1. Add a new section to read as follows:

"Sec. 2. *This act shall become operative on January 1, 1970.*".

2. Renumber original section 2 as section 3.

3. In the title, insert "to provide an operative date;" at the end of line 5.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1142. E and R amendments found in the Legislative Journal for the One Hundred-third Day were adopted.

Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1. Add a new section to read as follows:

"Sec. 2. *This act shall become operative on January 1, 1970.*".

2. Renumber the repeal section as section 3.

3. In the title, line 7, insert "to provide an operative date;" after the semicolon.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1388. E and R amendments found in the Legislative Journal for the One Hundred-third Day were adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 672 to Select File

Mr. Wenzlaff moved to return LB 672 to Select File for a specific amendment and bracket the same on Select File.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Unbracket LB 873

Mr. Whitney asked unanimous consent to unbracket LB 873 on Select File.

Mr. Holmquist objected.

Mr. Carpenter moved to unbracket LB 873.

The motion prevailed with 26 ayes, 5 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 873. Advanced to E and R for engrossment.

Member Excused

Mr. Burbach asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

Visitors

Mr. Ziebarth introduced Mr. and Mrs. Harvey Harms and Brenda.

Mr. Nore introduced Leon J. Haschke and Ted Heinen from Humphrey.

Mr. Swanson introduced Dr. and Mrs. E. B. Schmidt of Arizona; and Mr. and Mrs. J. D. Burnett of Lincoln.

MOTION—Rule Change

Mr. Wylie offered the following rule change:

1. Amend Rule 7, section 1 by inserting before
the period the following:

"; except that the Legislature shall adjourn on
Friday at 12:00 noon after committee hearings are concluded".

Referred to the Rules Committee.

GENERAL FILE

LEGISLATIVE BILL 290. Considered.

Mr. Carpenter moved to reconsider action on his amendment of June 6.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 30:

Budd
Carpenter
Carstens
Clark
Elrod
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 19:

Adamson
Batchelder
Bloom
Burbach
Craft
Danner
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kokes
Orme
Proud
Reynolds
Schreurs
Wallwey
Warner
Wylie

The motion prevailed.

The following Carpenter amendment was adopted:

Section 2, line 9, after "used" insert "wholly and";
line 10, after "used" insert "wholly and".

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 783. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Mr. Skarda offered the following amendments, which were adopted:

1. In section 8, as amended by standing committee
amendment 1, strike line 13 and insert "(4) All employees
who are members of a merit system established pursuant to
sections 81-1,106 and 81-1,107, Reissue Revised Statutes
of Nebraska, 1943;".

2. In section 9, line 9, insert "No person who has attained the age of fifty-five years may be so appointed.".

3. Add a new section to read as follows:

"Sec. 13. All persons in the classified service shall be required to retire upon reaching age sixty-five except that, with the approval of the commission in each individual case, retirement may be deferred for not to exceed one year.".

4. Renumber original sections 13 to 17 as sections 14 to 18.

Mr. Skarda offered the following amendment, which was adopted:

1. In section 10, line 3, strike "two years" and insert "three months"; and strike lines 8 to 12 and insert "been so employed less than three months at the operative".

Mr. Moylan moved to hold LB 783 and LB 784. The motion prevailed.

UNANIMOUS CONSENT—Change of Order

Mr. Johnson asked unanimous consent to take up LB 1397 on General File at this time. No objections. So ordered.

LEGISLATIVE BILL 1397. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-sixth Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 309. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-fifth Day were adopted.

Mr. Proud moved to indefinitely postpone.

Motion pending.

Members Excused

Messrs. Hasebroock and Simpson asked unanimous consent to be excused this afternoon. No objections. So ordered.

UNANIMOUS CONSENT—Expedite LB 1397

Mr. Johnson asked unanimous consent to expedite LB 1397 across the board. No objections. So ordered.

UNANIMOUS CONSENT—Committee Meeting

Mr. Kremer asked unanimous consent to have a meeting of the Agriculture and Recreation Committee at 1:15 this afternoon. No objections. So ordered.

Recess

At 11:53 a.m., on a motion by Mr. Wylie, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:35 p.m., Speaker Warner presiding.

The roll was called and all members were present except Mr. Adamson, Mrs. Craft, Messrs. Duis and Harsh, Mrs. Orme, Miss Reynolds, Messrs. Simpson and Hasebroock, who were excused, and members of the Agriculture and Recreation Committee who were excused for a short time.

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 1186. Placed on General File as amended.

Standing Committee amendments to LB 1186:

1. Strike sections 1 to 21 and insert the following:

"Section 1. Effective July 1, 1970, every administrator of a home for the aged or inform shall be licensed by the Department of Health, except as otherwise provided in this act. Such license shall be renewed annually by the Department of Health. The initial license fee shall be twenty-five dollars and the renewal fee shall be ten dollars per year, payable to the Department of Health.

Sec. 2. It shall be the duty of the Director of Health to:

(1) Develop, impose, and enforce standards which must be met by individuals in order to receive a license

as an administrator of a home for the aged or infirm, which standards shall be designed to insure that administrators of homes for the aged or infirm will be individuals who are of good character and are otherwise suitable, and who, by training or experience in the field of institutional administration, are qualified to serve as administrators of homes for the aged or infirm;

(2) Develop and apply appropriate techniques, including examinations and investigations, for determining whether an individual meets such standards;

(3) Issue licenses to individuals determined, after the application of such techniques, to meet such standards, and revoke or suspend licenses previously issued by him in any case where the individual holding any such license is determined substantially to have failed to conform to the requirements of such standards;

(4) Establish and carry out procedures designed to insure that individuals licensed as administrators of homes for the aged or infirm will, during any period that they serve as such, comply with the requirements of such standards;

(5) Receive, investigate, and take appropriate action with respect to, any charge or complaint filed with the Department of Health to the effect that any individual licensed as an administrator of a home for the aged or infirm failed to comply with the requirements of such standards; and

(6) Conduct a continuing study and investigation of homes for the aged or infirm and administrators of homes for the aged or infirm within the state with a view to the improvement of the standards imposed for the licensing of such administrators and of procedures and methods for the enforcement of such standards.

Sec. 3. The Director of Health shall waive the rules and standards developed, imposed and enforced by him regarding licensing requirements for administrators of homes for the aged or infirm if the individual for whom the waiver is sought shall have been, during all of the year immediately preceding July 1, 1970, an administrator of a home for the aged or infirm; *Provided*, that the waiver of requirements shall not extend past June 30, 1972, and that there is provided during the period of waiver a program of training and instruction designed to enable all individuals, with respect to whom any such waiver is granted, to attain the qualifications necessary to meet such standards.

Sec. 4. For the purpose of giving examinations to applicants for a license as an administrator of a home for the aged or infirm, the director shall apoint an examining board consisting of three members who shall represent healing arts and administrators of homes for the aged or infirm.".

(Signed) Elmer Wallwey, Chairman

GENERAL FILE

LEGISLATIVE BILL 1383. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1391. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

Amend Standing Committee amendment #1, line 66, by striking *"six weeks"* and inserting *"three months"*.

Standing Committee amendments found in the Legislative Journal for the Ninety-sixth Day were adopted as amended.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1352. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Mr. Pedersen offered the following amendment, which was adopted:

Amend LB 1352 Sec. 2, by striking beginning with "The" in line 2, and all of lines 3, 4, and 5."

Mr. Pedersen offered the following amendment:

In Sec. 9 (12), line 36, strike the word "real".

Amendment pending.

Laid over at the request of Mr. Holmquist.

LEGISLATIVE BILL 309. Considered.

Mr. Proud renewed his pending motion to indefinitely postpone.

The motion prevailed with 27 ayes, 9 nays and 13 not voting.

LEGISLATIVE BILL 353. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 2 nays and 13 not voting.

Members Excused

Messrs. Luedtke and Schmit asked unanimous consent to be excused for the remainder of the afternoon. No objections. So ordered.

LEGISLATIVE BILL 459. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

Mr. Wylie Presiding

LEGISLATIVE BILL 519. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-fourth Day were adopted.

Mr. Carstens offered the following amendments, which were adopted:

1. Amend section 1 of the bill, lines 4 and 5 by striking "amendment of Article V, section 12" and inserting "amendment of Article V, sections 2 and 12", after line 5 by inserting a new section to read as follows:

"Sec. 2. The supreme court shall consist of seven judges, one of whom shall be the Chief Justice. A majority of the judges shall be necessary to constitute a quorum . A majority of the members sitting shall have authority to pronounce a decision except in cases involving the constitutionality of an act of the Legislature. No legislative act shall be held unconstitutional except by the concurrence of five judges. The supreme court shall have jurisdiction in all cases relating to the revenue, civil cases in which the state is a party, mandamus, quo warranto, habeas corpus, election contests involving state officers other than members of the Legislature, and such appellate jurisdiction as may be provided by law. *The Legislature may provide that any Judge of the Supreme Court that has retired may be called upon for temporary duty by the Supreme Court.* Whenever necessary for the prompt submission and determination of causes, the supreme court may appoint judges of the district court to act as associate judges of the supreme court, sufficient in number, with the judges of the supreme court, to constitute two divisions of the court of five judges in each division. Whenever judges of the district court are so acting the court shall sit in two divisions, and four of the judges thereof shall be necessary to constitute a quorum. Judges of the district court so appointed shall serve during the pleasure of the court, and shall have all the powers of judges of the supreme court. The Chief Justice shall make assignments of judges to the divisions of the court, and shall preside over the division of which he is a member, and designate the presiding judge of the other division. The Judges of the supreme court, sitting without division, shall hear and determine all cases involving the constitutionality of a statute, and all appeals from conviction of homicide; and may review any decision rendered by a division of the court. In such cases, in the event of the disability or disqualification by interest or otherwise, of any of the judges of the supreme court, the court may appoint judges of the district court to sit temporarily as judges of the supreme court, sufficient to constitute a full court of seven judges. Judges of the district court shall receive no additional salary by virtue of their appointment and service as herein provided; but they shall be reimbursed their necessary traveling and hotel expenses.", line 6 by striking the quotation marks.

2. Amend section 2 of the bill, line 1 by striking "amendment" and inserting "amendments", and line 6 by inserting "Supreme Court Judges and retired" after "retired".

3. Amend section 3 of the bill, line 3 by striking "amendment" and inserting "amendments", and line 4 by striking "it" and inserting "them".

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 778. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-ninth Day was adopted.

Mr. Warner offered the following amendment, which was adopted:

1. In section 1, line 16, after the word "bridges", insert the following language: ", and all facilities, appurtenances and structures, deemed necessary or desirable in connection with such highways, bridges, roads and streets".

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 810. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-ninth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

1. Amend Section 1 by inserting after the word "Legislature" at the end of said section ", and any such revenue bonds previously issued by either of said Boards are hereby authorized, ratified and validated."

2. Amend Section 2 by inserting after the word "Legislature" at the end of the ballot form "and ratifying and validating any revenue bonds previously issued."

Mr. Carpenter offered the following amendment to Standing Committee amendment #1:

Strike the last sentence as follows: *"Bonds for new construction shall be first approved by the Legislature."*

Mr. Carpenter asked unanimous consent to withdraw the amendment.

Mr. Syas objected.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

The Carpenter amendment lost with 4 ayes, 18 nays and 27 not voting.

Mr. Carpenter offered the following amendments, which were adopted:

1. Amend section 1, line 29 by inserting "*, extend, add to*" after "*acquire*".

2. Amend Standing Committee Amendment 1, line 7 by inserting "*, fees and other payments derived*" after "*revenues*", line 8 by inserting "*or acquired*" after "constructed", line 9 by striking "*previously constructed*" and inserting "*heretofore or hereafter constructed or acquired,*", line 10 by striking "*prior*" and inserting "*other*", line 12 by inserting "*, and any such revenue bonds heretofore issued by either of such boards are hereby authorized, ratified and validated*" after "*Legislature*", and line 13 by striking "*by the Legislature*" and inserting "*as the Legislature shall provide*".

3. Amend Standing Committee 2, line 8 by inserting ", fees, and other payments" after "revenues", and line 11 by inserting ", and validating all such revenue bonds heretofore issued" after "lature".

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

UNANIMOUS CONSENT—Introduce Bills

Mr. Marvel asked unanimous consent to introduce a new bill to be known as LB 1420. No objections. So ordered.

Mr. Marvel asked unanimous consent to introduce a new bill to be known as LB 1421. No objections. So ordered.

Visitors

Mr. Stull introduced Mr. and Mrs. Collis Betson and son, Mark, from Whitney, Nebraska.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1420. By Committee on Budget and Appropriations, Richard D. Marvel, 33rd District, Chairman; John E. Knight, 26th District; Leslie Robinson, 36th District; Ramey C. Whitney, 44th District and Clifton B. Batchelder, 10th District.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the biennium ending June 30, 1971; to provide for the payment thereof; and to declare an emergency.

LEGISLATIVE BILL 1421. By Committee on Budget and Appropriations, Richard D. Marvel, 33rd District, Chairman; Elvin Adamson, 43rd District; W. H. Hasebroock, 18th District; John E. Knight, 26th District; Fern Hubbard Orme, 29th District; Florence B. Reynolds, 14th District; Leslie Robinson, 36th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT making appropriations for the state government of the State of Nebraska for the biennium beginning July 1, 1969, and ending June 30, 1971; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules to place LB 1420 and LB 1421 on General File without a public hearing.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

MOTION—Advance LB 1421

Mr. Carpenter moved to advance LB 1421 to E and R for review, and provide that the bill can be amended by 25 votes on Select File.

Mr. Proud Presiding

Mr. Wylie requested a record vote.

Voting in the affirmative, 22:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Keyes
Klaver
Knight
Kokes
Kremer
Mahoney
Marvel
Moylan
Proud
Robinson
Skarda
Waldron
Wallwey
Whitney
Wiltse
Ziebarth

Voting in the negative, 17:

Batchelder
Danner
Elrod
Holmquist
Johnson
Kennedy
Moulton
Nore
Pedersen
Schreurs
Stull
Swanson

Syas
Waldo
Warner
Wenzlaff
Wylie

Not voting, 10:

Adamson
Craft
Duis
Harsh
Hasebroock
Luedtke
Orme
Reynolds
Schmit
Simpson

The motion prevailed.

Members Excused

Messrs. Kennedy and Warner asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 816. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Thirty-fifth Day was adopted.

Advanced to E and R for review with 20 ayes, 2 nays and 27 not voting.

LEGISLATIVE BILL 1020. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 3 nays and 24 not voting.

Adjournment

At 4:03 p.m., on on a motion by Mr. Schreurs, the Legislature adjourned until 9:00 a.m., Tuesday, June 10, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, June 10, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, we open our hearts to Thee, and pray that Thy spirit may dwell within each one of us, giving us poise and power. We believe in Thee, O God; give us the faith to believe what Thou hast said. We trust in Thee; Give us the faith to trust Thee for guidance in the decisions which we must make. Help us to do our very best this day and to be content with today's troubles, so that we shall not borrow the troubles of tomorrow. Save us from the sin of worrying, lest stomach ulcers be the badge of our lack of faith. Amen.

The roll was called and all members were present except Mr. Adamson, Mrs. Craft, Mrs. Orme and Mr. Waldo, who were excused.

Corrections for the Journal

Page 2421, delete lines 6 and 7.
Page 2421, line 15, correct spelling of "Forty-ninth".

The Journal for the One Hundred-fourth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 542. Replaced on Select File as amended.

E and R amendments to LB 542:

1. In the Carpenter amendment 2, adopted 5/27, lines 1 and 2, strike "line 9, after '*act*'" and insert "line 4, after '*1972*'".

2. In new section 15, line 31, strike "primary" and insert "~~primary~~".

3. In new section 16, line 17, strike "primary" and insert "~~primary~~ *city*"; and in line 27, insert "*thereafter their successors shall be elected for terms of four years.*" after the period.

4. In the Carpenter amendment 4, adopted 5/27, strike "40" and insert "39"; in line 2, strike "43" and insert "42"; and in line 3, strike "44" and insert "45".

5. Renumber section 40, added by the Pedersen amendment adopted 5/27, as section 43 and the repeal section as section 44.

6. In the Carpenter amendment 7, line 6, strike "11" and insert "12"; in line 8, strike "12" and insert "13"; and in line 9, strike "14" and insert "15."

7. In renumbered section 44, line 4, strike "and 79-701" and insert "79-701, and 79-803.03"; and in line 12, strike "79-803.03,".

8. In E & R 29, adopted 5/23, line 6, strike "and 79-701" and insert "79-701, and 79-803.03"; and in line 13, strike "79-803.03,".

LEGISLATIVE BILL 718. Placed on Select File as amended.

E and R amendments to LB 718:

1. In section 3, line 11, strike "*provisions*" and insert "*provision*".

2. In the Pedersen General File amendment, strike the first three lines and insert "In section 7, line 3, after the period insert".

3. In section 10, line 10, reinstate "the alleged discriminatory housing practice"; in line 13 strike "*4*" and insert "*(4)*"; in line 88 after "*so*" insert an underscored comma.

4. In section 13, line 15, strike the semicolon and insert an underscored period.

5. In section 14, strike lines 8 and 9; in lines 10, 12, 15, 26, 31, 35, and 38, strike "*(2)*", "*(3)*",

"(4)", *"(5)"*, *"(7)"*, *"(8)"*, and *"(9)"*, and insert *"(1)"*, *"(2)"*, *"(3)"*, *"(4)"*, *"(5)"*, *"(6)"*, and *"(7)"*, respectively; in lines 33 and 34 strike *"or a court-appointed attorney"*.

6. In lieu of Carpenter General File amendment numbered 3, adopted 6/3 and found on page 2276 of the Journal, in section 14, strike lines 28 to 30.

7. Insert the Carpenter General File amendments numbered 1 and 2 adopted 6/3 as sections 18 and 19.

8. Insert the Carpenter General File amendment adopted 6/5 as section 20, and in line 2, strike "such freedoms" and insert *"the freedoms referred to in sections 18 and 19 of this act"*.

9. Renumber original sections 18 to 21 as sections 21 to 24; renumber section 22 added by standing committee amendment 3 as section 25; strike standing committee amendments 4 and 5 and renumber original sections 22 and 23 as sections 26 and 27.

10. In renumbered section 22, line 60 and line 63, after *"15"* insert *"and sections 18 and 19"*.

11. For correlation purposes, in renumbered section 23, line 2, insert ", as amended by section 1, Legislative Bill 597, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in lines 12 and 13, strike "on behalf of a principal"; strike the stricken matter in lines 13 and 14 and insert "to prospective purchasers, renters, or lessors"; and in line 45, insert "or an exclusive right to sell" after "agency".

12. In renumbered section 26, line 3, after the last comma insert "as amended by section 1, Legislative Bill 597, Eightieth Session, Nebraska State Legislature, 1969, and also Chapter 20, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto,".

13. In the title, line 12, strike "enlarge its membership" and insert "remove requirements for membership"; in line 13, after the second comma, insert "as amended by section 1, Legislative Bill 597, Eightieth Session, Nebraska State Legislature, 1969,"; in line 15 after the first semicolon, insert "to provide for severability;"; and in line 15, after "sections" insert " and also Chapter 20, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto".

LEGISLATIVE BILL 911. Placed on Select File as amended.

E and R amendments to LB 911:

1. In section 2, line 3, strike the comma.

2. In section 4, line 50, strike "*exceed*" and insert "*exceeds*"; and in line 51, strike "*said*" and insert "*such*".

LEGISLATIVE BILL 247. Placed on Select File as amended.

E and R amendments to LB 247:

1. In section 1, lines 16 and 17, strike "And no" and insert "~~And no~~ *No*".

2. In section 2, line 8, strike "the" and insert "each".

3. In the title, line 5, insert "requirement of the" after "the".

LEGISLATIVE BILL 707. Placed on Select File as amended.

E and R amendments to LB 707:

1. In the Adamson amendment, strike the comma in line 2.

2. In section 2, line 8, insert "and the terms of newly-elected members shall commence"after"session".

3. In the title, line 6, insert "and the terms of newly-elected members shall commence" after "session".

LEGISLATIVE BILL 657. Correctly engrossed.

LEGISLATIVE BILL 761. Correctly engrossed.

LEGISLATIVE BILL 862. Correctly re-engrossed.

LEGISLATIVE BILL 1088. Correctly engrossed.

LEGISLATIVE BILL 647. Correctly enrolled.

LEGISLATIVE BILL 694. Correctly enrolled.

LEGISLATIVE BILL 705. Correctly enrolled.

LEGISLATIVE BILL 725. Correctly enrolled.

LEGISLATIVE BILL 767. Correctly enrolled.

LEGISLATIVE BILL 769. Correctly enrolled.

LEGISLATIVE BILL 924. Correctly enrolled.

LEGISLATIVE BILL 1235. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 647 LB 694 LB 705 LB 725 LB 767 LB 769 LB 924 LB 1235

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 443.

A BILL FOR AN ACT to amend section 71-1,162, Revised Statutes Supplement, 1967, relating to veterinarians; to add requirements for renewal of licenses as prescribed; to provide for exemptions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Budd
Carpenter
Carstens
Clark
Danner
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 10:

Burbach
Duis
Kokes
Nore
Stull
Swanson
Syas
Waldron
Wallwey
Wylie

Not voting, 7:

Adamson
Batchelder
Bloom
Craft
Elrod
Orme
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 597. With emergency.

A BILL FOR AN ACT to amend section 81-881, Revised Statutes Supplement, 1967, relating to the State Real Estate Commission; to redefine unfair practices; to repeal the original section; and to declare an emergency.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Adamson
Craft
Orme
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 669.

A BILL FOR AN ACT to amend sections 72-1304 and 72-1305, Revised Statutes Supplement, 1967, relating to publicly-owned farm lands; to provide that leases of such land be for a fixed annual cash rent; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist

Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Syas

Not voting, 6:

Adamson
Budd
Craft
Klaver
Orme
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 719. With emergency.

A BILL FOR AN ACT to amend section 60-427, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 623, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicles; to authorize courts to impound the operator's licenses of certain persons upon conviction of certain violations; to provide for courses of instruction as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 27:

Carstens
Danner
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Moulton
Moylan
Nore
Pedersen
Proud
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wenzlaff
Whitney
Wiltse

Voting in the negative, 16:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Duis
Holmquist
Kokes
Mahoney
Marvel
Robinson
Skarda
Wallwey
Wylie
Ziebarth

Not voting, 6:

Adamson
Craft
Orme
Reynolds
Waldo
Warner

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 26:

Carstens
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Moulton
Moylan
Nore
Pedersen
Proud
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wenzlaff
Whitney
Wiltse

Voting in the negative, 15:

Batchelder
Bloom
Budd
Burbach
Clark
Duis
Holmquist
Kokes
Mahoney
Marvel
Robinson
Skarda
Wallwey
Wylie
Ziebarth

Not voting, 8:

Adamson
Carpenter
Craft
Danner
Orme
Reynolds
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 917. With emergency.

A BILL FOR AN ACT to amend section 68-215.06, Reissue Revised Statutes of Nebraska, 1943, and section 68-1006, Revised Statutes Supplement, 1967, relating to public assistance; to make uniform the preferred status of funeral claims; to provide for payment by state warrants; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock

Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Craft
Mahoney
Orme
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1012.

A BILL FOR AN ACT relating to alcoholic liquor; to provide for a record of those offering documentary proof of age; and to provide for evidence.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Waldron
Wallwey
Wylie

Not voting, 8:

Adamson
Craft
Keyes
Mahoney
Nore
Orme
Robinson
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1027. With emergency.

A BILL FOR AN ACT to amend section 23-1517, Reissue Revised Statutes of Nebraska, 1943, relating to the register of deeds; to provide for indexing of certain security documents as prescribed; to provide for microfilming as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Craft
Mahoney
Orme
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1054. With emergency.

A BILL FOR AN ACT to adopt the Joint Airport Authorities Act; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock

Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Craft
Orme
Waldo
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1084. With emergency.

A BILL FOR AN ACT to amend section 23-1715, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to require the county board to purchase radio equipment for the sheriff; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 30:

Bloom
Budd
Carstens
Danner
Elrod
Harsh
Kennedy
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 7:

Batchelder
Burbach
Kokes
Nore
Skarda
Wallwey
Wylie

Not voting, 12:

Adamson
Carpenter
Clark
Craft
Duis
Hasebroock
Holmquist
Johnson
Kremer
Marvel
Orme
Waldo

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 29:

Bloom
Budd
Carpenter
Carstens
Danner
Elrod
Harsh
Kennedy
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldron
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 10:

Batchelder
Burbach
Holmquist
Kokes
Kremer
Nore
Skarda
Stull
Wallwey
Wylie

Not voting, 10:

Adamson
Clark
Craft
Duis
Hasebroock
Johnson
Marvel
Orme
Waldo
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 1110.

A BILL FOR AN ACT to amend section 11-201, Revised Statutes Supplement, 1967, relating to bonds of state officers and employees; to provide for approval of bonds as prescribed; to provide duties for the Director of Insurance and the Attorney General as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton

Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Adamson
Craft
Orme
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1207. With emergency.

A BILL FOR AN ACT to amend section 25-1301.01, Reissue Revised Statutes of Nebraska, 1943, relating to civil procedure; to make an exception to the mailing of notice of judgment as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the quesstion is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Craft
Keyes
Orme
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1254. With emergency.

A BILL FOR AN ACT relating to game and fish; to provide for special fishing and hunting permits and voluntary contributions to the preservation, protection, public management and use of fish and wildlife in the State of Nebraska; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40

Bloom
Budd
Burbach
Carpenter
Clark
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Mahoney
Skarda

Not voting, 7:

Adamson
Batchelder
Carstens
Craft
Danner
Orme
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1270. With emergency.

A BILL FOR AN ACT to amend sections 43-108, 43-206, 43-206.01, and 43-206.04, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to provide for consent for adoption when one spouse is absent and in the armed forces of the United States; to provide for service of summons as prescribed; to provide for the use of certain reports and records; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Carstens
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Bloom
Clark
Craft
Danner
Duis
Orme
Skarda
Syas
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1347.

A BILL FOR AN ACT to amend section 81-1211, Revised Statutes Supplement, 1967, relating to regional or joint planning agencies; to provide for the composition and duties of such agencies; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Clark
Craft
Duis
Mahoney
Orme
Pedersen
Simpson
Skarda
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1351. With emergency.

A BILL FOR AN ACT to amend section 19-616, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to provide that salaries of officers and employees of cities under the manager plan shall be fixed by the council; to provide when certain salaries may be changed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Harsh
Nore

Not voting, 8:

Adamson
Clark
Craft
Keyes
Orme
Simpson
Skarda
Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1370.

A BILL FOR AN ACT to amend sections 17-953 and 17-954, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to authorize the construction of public buildings as prescribed; to reduce the percentage of votes required to approve the purchase or construction of a building or issuance of bonds as prescribed; to provide when a vote is not required; and to repeal the original sections.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Batchelder
Budd
Burbach
Carpenter
Carstens
Danner
Duis
Elrod
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Kremer
Luedtke
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 4:

Harsh
Kokes
Nore
Wylie

Not voting, 10:

Adamson
Bloom
Clark
Craft
Johnson
Klaver
Mahoney
Marvel
Orme
Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1371. Mr. Schreurs moved to return LB 1371 to Select File for the following specific amendment:

In section 1, line 7, strike "all" and insert "on at least one"; in line 8, strike "Buildings where flown" and insert "building in each community".

The motion prevailed with 25 ayes, 16 nays and 8 not voting.

LEGISLATIVE BILL 860. Mr. Carpenter moved to return LB 860 to Select File for the following specific amendments:

1. Insert a new section to be known as section 6 and to read as follows:

"Sec. 6. *The Legislature hereby declares that the subject of taxation in cities and villages of this state* *is a matter of statewide concern. Notwithstanding any contrary provisions of any city charter, there shall be no limitation on the amount of taxes a city may levy upon the assessed value of all the taxable property, except intangible property, in the limits of such city.*".

2. In Enrollment and Review amendment 2 adopted May 26, numbered lines 4 and 5, strike "in any one year, not exceeding twelve mills on the dollar", and show the same as stricken.

The motion prevailed with 34 ayes, 1 nay and 14 not voting.

Ease

The Legislature was at ease from 11:05 a.m. until 11:10 a.m.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 888. Indefinitely postponed.

LEGISLATIVE BILL 668. Placed on General File as amended.

Standing Committee amendments to LB 668:

1. In section 1, line 4, before "or" insert ", ranching".

2. In section 2, strike lines 4 to 7 and insert "which is used for farming, ranching or agricultural purposes shall dispose of the same on or before July 1, 1975, and such corporation may farm and use real estate for ranching or".

3. In section 3, strike line 4 and insert "estate, used for farming, ranching, or agricultural purposes, by"; strike lines 7 and 8 and insert "within five years from the date it was"; in line 9 strike "ten-year" and insert "five-year"; in line 10 after "for" insert "farming, ranching, or"; in line 11 strike "ten-year" and insert "five-year".

4. Strike original section 4 and in lieu thereof insert the following:

"Sec. 4. Nothing in this act shall be construed to prohibit corporations from acquiring or owning real estate for the purpose of engaging in farming, ranching or agriculture when such corporations meet one of the following conditions:

(1) If a stock corporation, when at least thirty-five per cent of the amount in value of the stock is owned by stockholders who are bona fide farmers or ranchers who reside on farms or ranches or who depend on farming or ranching for their livelihood;

(2) If a nonstock corporation, when at least thirty-five per cent of the members thereof are bona fide farmers or ranchers who reside on farms or ranches or who depend on farming or ranching for their livelihood;

(3) If such corporation is a nonprofit corporation incorporated under the Nebraska Nonprofit Corporation Act;

(4) If such corporation is a family corporation, having no more than ten members, all of whom are related by blood or marriage, and at least one of the members thereof resides on a portion of the real estate owned and operated by such corporation or depends on farming or ranching for his or her livelihood; or

(5) In all events, the provisions of this act shall not apply to any corporation owning or holding rural real estate when the same shall be under lease to a bona fide farmer or rancher as set forth and described in section 5 of this act; *Provided,* that failure to lease such real estate for two consecutive years to a bona fide farmer or rancher shall render this provision null and void as to such corporation and such real estate.".

5. Insert a new section to be known as section 5 and to read as follows:

"Sec. 5. A bona fide farmer or rancher shall be defined to be any person within the following categories:

(1) One whose principal business activity during the past calendar year has been farming or ranching operations;

(2) Whose principal source of livelihood has been derived from farming or ranching activities; or

(3) The spouse of any such individual.".

6. Renumber original sections 5 and 6 as sections 6 and 7; and in renumbered section 7, line 2, after the first comma insert "except those corporations set forth and described in section 4 of this act,"; in line 4 strike "not"; strike line 5 and insert "used for farming, ranching, or agricultural purposes",

LEGISLATIVE BILL 1067. Placed on General File as amended.

Standing Committee amendments to LB 1067:

1. Strike sections 1 and 2 and renumber original sections 3 to 7 as sections 1 to 5 respectively.

2. In renumbered section 1, line 1 strike "Sec." and insert "Section", and strike lines 5 and 6 and insert "except those sugar beets which are not to be processed in the state.".

3. In renumbered section 2, line 1 insert "on sugar beets being processed in the state" after "conducted", line 5 strike "and the", and strike lines 6 and 7 and insert a period.

4. In renumbered section 3, line 4 strike "weighing and test reports and records" and insert "tare and sugar content test records".

5. In renumbered section 5, line 2 insert "on sugar beets processed in the state" after "fee", and strike line 8 and insert "against the producer.".

6. Strike sections 8 and 9 and renumber original sections 10 and 11 as sections 6 and 7 respectively.

7. Add a new section 8 to read as follows:

"Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1292. Placed on General File as amended.

Standing Committee amendments to LB 1292:

1. Strike original sections 1 to 11 and insert the following:

"Section 1. This act may be cited as the Nebraska Soil and Plant Analysis Laboratory Act.

Sec. 2. As used in this act, unless the context otherwise requires:

(1) Director shall mean the Director of Agriculture;

(2) Department shall mean the Department of Agriculture;

(3) Person shall include individual, partnership, firm, association, corporation or body corporate or any officer or member of the same;

(4) Laboratory shall include, but is not restricted to, facilities or parts of facilities maintained and utilized for the purpose of performing soil and plant analysis and may be either fixed or mobile; and

(5) Soil and plant analysis shall mean the use of biological, chemical or physical procedures in determining amounts of elements or compounds in the soil or in plants for the express purpose of providing a basis for plant nutrient application.

Sec. 3. One year after the effective date of this act, it shall be unlawful for any person to operate a laboratory in this state for conducting soil and plant anlaysis for others unless such laboratory is registered with the department. Application for registration shall be made to the director upon forms furnished by him for that purpose. On each initial application or amended registration, the director shall cause the laboratory and equipment to be inspected and shall review the qualifications of personnel. Each application shall specify the types of analysis to be conducted and registration shall be limited to those services sought in the application and approved by the director following inspection and review of personnel. All registrations shall be personal to the holder thereof and shall be nontransferable. Registrations shall expire on June 30 of each year. Each initial application, renewal application and amended application for registration shall be accompanied by a fee of twenty-five dollars.

Sec. 4. The director may appoint qualified personnel to enforce the provisions of this act and any duly authorized representative of the director may at any reasonable time enter any laboratory for the purpose of reviewing qualifications of personnel, for examination of equipment in use for soil and plant analysis and for inspection of the laboratory and facilitites. Every laboratory shall be inspected at least once every two years. It shall be unlawful to hinder, impede or prevent entry by the director or his authorized representatives for the performance of their duties.

Sec. 5. The director shall institute a system of check samples in which each laboratory shall participate without charge and each laboratory shall be required to analyze at least four multiple soil or plant check samples during each calendar year. The samples shall be supplied by the department; *Provided,* the director may contract with any person to prepare and distribute the samples. Each laboratory receiving check samples shall report results of analysis within thirty days for all requested elements or compounds or for those elements or compounds whose analytical determination is offered as a service to others. The director shall compile analytical data submitted by laboratories and supply each with a copy of such data but laboratory names or code numbers shall not be used in such compilations.

Sec. 6. All results obtained from all soil or plant analysis shall be reported in accordance with standard reporting units as established by rule and regulation; *Provided,* that such standard units shall conform insofar as is practical to uniform standards which may be adopted on a regional or national basis.

Sec. 7. If the director determines that a laboratory does not meet the requirements, as established by rule and regulation, with respect to qualified personnel, laboratory facilities or equipment or the operation thereof, or that analysis being performed by a laboratory is inaccurate as evidenced by check sample results, he may issue an order for a hearing pursuant to and in accordance with sections 84-911 to 84-917, Reissue Revised Statutes of Nebraska, 1943, as amended. Following hearing, the director may suspend, revoke or issue a compliance order against the respondent laboratory. Any person aggrieved by the decision of the director may appeal to the district court of Lancaster County.

Sec. 8. The director is authorized and directed to promulgate rules and regulations for the establishment of minimum standards for laboratories, equipment, and personnel used in soil or plant analysis and such other rules and regulations as are necessary to the proper administration and enforcement of the provisions of this act; *Provided,* that in formulating proposed rules and regulations, the director shall consult with representatives of the fertilizer industry, representatives of the laboratories in this state and with the

University of Nebraska College of Agriculture. All rules and regulations shall be established in accordance with the procedure defined in Chapter 84, article 9, Reissue Revised Statutes of Nebraska, 1943, as amended.

Sec. 9. Any person who shall violate any provision of this act for which no specific penalty is provided or any rule or regulation made pursuant thereto, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not less than one hundred dollars nor more than five hundred dollars.

Sec. 10. The expenses for the administration and enforcement of this act shall be paid from the fund created by the provisions of section 81-2,162.06, Reissue Revised Statutes of Nebraska, 1943. All fees collected by the director for registration shall be promptly paid to the State Treasurer who shall deposit same in the state treasury to be credited to the fund created by section 81-2,162.06.".

(Signed) M. A. Kremer, Chairman

Presented to the Governor

Presented to the Governor for approval on June 10, 1969 at 8:45 a.m.: LB 610 LB 628 LB 751 LB 771 LB 1015 LB 1021 LB 1051 LB 1074

(Signed) Ruth Bossard, Enrolling Clerk

RESOLUTIONS

LEGISLATIVE RESOLUTION 59. Re: Outstate Office Study

Introduced by Lester Harsh, 38th District.

WHEREAS, numerous agencies, departments, and institutions of Nebraska state government now have regional offices or personnel permanently located outside Lincoln, Nebraska, or have plans for providing governmental services from facilities or locations outside Lincoln, Nebraska; and

WHEREAS, numerous state owned or rented facilities already exist, are being developed, or are planned for development at widely scattered locations without any comprehensive state development plans; and

WHEREAS, concentrations of state personnel and service facilities on specific sites within the various regions of Nebraska would save its citizens considerable travel expenses and loss of time from gainful enterprise, particularly on matters concerning several departments, agencies, or institutions; and

WHEREAS, it is advantageous for regional personnel from various state agencies, departments, and institutions to be located in close proximity in order to provide a high level of service to Nebraska citizens through interagency programs; and

WHEREAS, regional centers for state personnel would provide convenient information centers for citizens on state government; and

WHEREAS, if Nebraska state government is to have regional service facilities, it could receive many economies through such means as consolidated communication facilities, interagency service efforts, central motor pool facilities, purchasing procedures, shared maintenance and janitorial services, lower rental payments, lower personnel and freight costs, and other means, by concentrating its personnel and facilities on specified sites.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature endorse the seven-office state office center plan as described in the report entitled Outside Office Study for Nebraska State Government as presented to the Eightieth Legislature by the executive branch of Nebraska state government.

2. That the Legislature request Governor Norbert T. Tiemann and such individuals as he shall choose to conduct a study of alternative state office center sites within the seven communities or urban areas specified and propose means for developing such centers over a period of time.

3. That the legislative and executive branches of Nebraska state government be encouraged to continuously recognize the necessity for locating any new facilities on the sites selected for the seven state office centers.

UNANIMOUS CONSENT—Introduce Bill

Mr. Duis asked unanimous consent to introduce a new bill.

Mr. Pedersen objected.

Mr. Duis moved to suspend the rules to introduce a new bill.

Mr. Duis requested a Call of the House. The Call showed 44 members present.

Mr. Duis moved the Call be raised. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

The Duis motion prevailed with 35 ayes, 5 nays and 9 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1422. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend sections 81-1120.03 and 81-1120.05, Revised Statutes Supplement, 1967, relating to telecommunications; to provide that the director of telecommunications shall be responsible to the state telecommunications board; to provide duties for the state telecommunications board as prescribed; and to repeal the original sections.

UNANIMOUS CONSENT—Place LB 1422 on General File

Mr. Carpenter asked unanimous consent to place LB 1422 on General File without a public hearing. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 342. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 523. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 688. E and R amendment found in the Legislative Journal for the One Hundred-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 829. E and R amendment found in the Legislative Journal for the One Hundred-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 804. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 820. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 987. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1025. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1206. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1248. E and R amendment found in the Legislative Journal for the One Hundred-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1350. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1353. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1224. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1097. E and R amendment found in the Legislative Journal for the One Hundred-fourth Day was adopted.

Mr. Ziebarth offered the following amendment, which was adopted by unanimous consent:

Section 2, line 1, beginning the section, insert

"*A summary of*".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 454. E and R amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Mr. Simpson offered the following unanimous consent amendments:

1. In section 3, insert:

"Such veterinarian shall issue a tag with the certificate of vaccination." after line 13.

2. In section 8, strike line 6 and insert "whose owner does not possess a valid certificate of rabies vaccination and valid rabies vaccination tag for such dog shall be"; and in lines 19 and 20 strike "of lack of a rabies vaccination tag" and insert "its owner has not presented a valid certificate of rabies vaccination and a valid rabies vaccination tag for such dog".

Amendments pending. Laid over at the request of Mr. Pedersen.

LEGISLATIVE BILL 168. Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 672

Mr. Wenzlaff asked unanimous consent to unbracket LB 672 on Select File for the following specific amendment:

1. In new section 1, strike beginning with the second comma in line 6 through the period in line 9, and insert ". Property under lease for a period extending

beyond March 1, 1971, shall be disposed of subject to existing leases.".

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 672. The Wenzlaff specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1371. Laid over at the request of Mr. Schreurs.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE RESOLUTION 39. Placed on General File as amended.

Standing Committee amendment to LR 39:

Add a Section 4 to read as follows:

"That the Attorney General shall be directly in charge of this project."

(Signed) Fred W. Carstens, Chairman

Visitors

Mr. Robinson introduced Mrs. Doralene Weed, Mrs. Ruth Loerch, Mrs. Dan Nye and Molly Nye from Kearney and Mr. and Mrs. Dale Stubblefield from Shelton along with 15 young people.

Recess

At 11:53 a.m., on a motion by Mr. Wylie, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Everroad presiding.

The roll was called and all members were present except Mr. Adamson, Mrs. Craft and Mrs. Orme who were excused.

MOTION—Return LB 1421 to General File

Mr. Wylie moved to return LB 1421 to General File for the following amendment:

Sec. 11, line 5, following "1971" strike balance of line 5 and lines 6, 7, 8, 9, 10 and 11.

Mr. Wylie requested a Call of the House. The Call showed 36 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 28 ayes, 3 nays and 18 not voting.

Mr. Syas requested a record vote on the Wylie motion.

Voting in the affirmative, 23:

Batchelder
Carstens
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Luedtke
Moulton
Moylan
Nore
Pedersen
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wylie

Voting in the negative, 15:

Bloom
Budd
Carpenter
Duis
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Proud
Robinson
Skarda
Ziebarth

Not voting, 11:

Adamson
Burbach
Clark
Craft
Kremer
Orme
Reynolds
Schmit
Waldo
Whitney
Wiltse

The Wylie motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 1421. Mr. Carpenter requested the bill be read in full and discussed section by section, and remain on the bill until completed.

Mr. Danner moved to bracket the bill until June 18.

The motion lost with 14 ayes, 23 nays and 12 not voting.

Mr. Batchelder moved to return the bill back to the Budget Committee for consideration of cuts that would permit it to be financed by a 2% sales tax and a 10% income tax.

The motion lost with 2 ayes, 32 nays and 15 not voting.

Sections 1 and 2 read and considered.

Mr. Wylie Presiding

Sections 3, 4, 5, 6, 7, and 8 read and considered.

Mr. Hasebroock Presiding

Sections 9, 10 and 11 read and considered.

Mr. Ziebarth offered the following amendment:

Section eleven subsection one, line 13, strike "$50,000,000" and insert *"$75,000,000"*.

Mr. Harsh moved to amend the Ziebarth amendment by striking *"$75,000,000"* and inserting *"$80,000,000"*.

Amendments pending.

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 1139. Placed on General File as amended.

Standing Committee amendments to LB 1139:

1. Strike section 1 and insert two new sections to read as follows:

"Section 1. That section 60-311, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-311. (1) The Department of Motor Vehicles shall ~~in each odd-numbered year, beginning~~ in 1969, furnish to every person, whose motor vehicle shall be registered, two number plates except that only one number plate shall be issued to dealers or for motorcycles, *trucks,* truck-tractors, semitrailers and buses, upon which plates shall be displayed (a) the registration number, assigned to such motor vehicle in figures not less than three inches in height and (b) also the words Cornhusker State suitably lettered so as to be attractive; *Provided,* that *until January 1, 1972, two number plates shall be furnished for trucks.* ~~for 1966 number plates shall be furnished which shall be revalidated for the years 1967 and 1968 by the use of renewal tabs; and provided further, that the word Centennial shall be suitably lettered so as to be attractive and be placed on such number plates in lieu of Cornhusker State.~~ Each such plate shall be treated with a reflective material which shall provide effective and dependable reflective brightness during the service period required of the license plate; *Provided,* that an additional fifty cents for each registration issued shall be collected by the county treasurer as an added registration fee for the purpose of procuring the treated plates.

(2) ~~In each even numbered year, beginning in 1970~~ *Beginning with the number plates issued in 1969, such plates shall be issued every three years and in the years in which such plates are not issued,* in lieu of furnishing such plates, the department shall furnish to every person, whose motor vehicle shall be registered, one or two renewal tabs, as the case may be, which renewal tabs shall bear the year for which furnished and be so constructed as to permit them to be permanently affixed to the number plates.

~~(3) The Department of Motor Vehicles shall issue, for the year 1967 only, one set of plates to the Nebraska Centennial Commission, such plates to be used on the motor vehicle provided by the commission for the person designated Nebrask's Golden Girl, in lieu of the plates which otherwise would be assigned to such vehicle. Such plates shall bear the words Nancy, Nebraska's Golden Girl, in lieu of numbers.~~

Sec. 2. That section 60-311.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-311.02. The letters and figures for motorcycles and trailer plates may be one half the size of those required herein for motor vehicles. On number plates issued to a manufacturer or dealer there shall be displayed, in addition to the registration number, the letter D. On trucks there shall be displayed, in addition to the registration number, the weight that such vehicle is licensed for, which is to be displayed by sticker or tab on the registration plates thereof in letters and figures of such size and design as shall be determined and furnished by the Department of Motor Vehicles. *When only one plate is issued for trucks and truck-trailers, the plate shall be displayed on the front of the vehicle.* Any violation of this section shall be subject to a penalty or penalties as are provided for by the provisions of section 39-725.".

2. Renumber original section 2 as section 3, and in line 1 strike "section 60-311.04", and insert "sections 60-311 and 60-311.02", and in line 2 strike "is" and insert "are".

(Signed) Rick Budd, Chairman

Visitors

Mr. Kennedy introduced his daughter Bonnie.

Adjournment

At 4:08 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Wednesday, June 11, 1969.

Hugo F. Srb
Clerk of the Legislature

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STATE OF NEBRASKA

VOLUME II

EIGHTIETH SESSION

CONVENED JANUARY 7, 1969 ADJOURNED SEPTEMBER 24, 1969

LINCOLN, NEBRASKA

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by
HUGO F. SRB, CLERK

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LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, June 11, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Almighty Father, we realize that laws which are formed depend to a great degree upon the character and qualities of law makers. Wilt Thou, therefore, fill this assembly with creative and ever open minds; with understanding, sufficient to realize the clamor in their own constituency, but objectivity to see the need of all the people of this State. Endow them with the quality of introspection which helps them to understand themselves, but also selflessness, enabling them to sacrifice themselves for the greater good. As the scientists do not understand this world until they study the stars, may our lawmakers have diligence in studying the situations of our state, to have better perspective in this place, for the good of all. Amen.

The roll was called and all members were present except Mr. Batchelder, excused until 9:30 a.m., Messrs. Schreurs and Simpson, excused until 10:30 a.m., Mr. Bloom, excused until 11:00 a.m., Mr. Adamson and Mrs. Craft, who were excused.

Corrections for the Journal

Page 2432, line 25, insert "with the emergency clause stricken" after "passed".

Page 2436, line 24, insert "with the emergency clause stricken" after "passed".

Page 2453, line 2, delete "lines" and insert "line".

The Journal for the One Hundred-fifth Day was approved as corrected.

Messages from the Governor

June 10, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 9, 1969 I approved LB 412, LB 720, LB 750, LB 937, LB 1030, LB 1076, LB 1102, LB 1283 and LB 1373.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

June 10, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 10, 1969 I approved LB 610, LB 628, LB 751, LB 771, LB 1015, LB 1021, LB 1051 and LB 1074.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 428. Replaced on Select File as amended.

E and R amendment to LB 428:

1. In new section 2, line 13, insert *"he"* after *"and"*.

LEGISLATIVE BILL 1097. Replaced on Select File as amended.

E and R amendments to LB 1097:

1. In lieu of the Ziebarth amendment, in section 2, line 1, strike "The" and insert "A summary of the",

2. In the title, line 6, insert "a summary of" after the first "of".

LEGISLATIVE BILL 1397. Placed on Select File as amended.

E and R amendments to LB 1397:

1. In section 1, line 3, strike "79-1103.04." and insert "79-1103.04.".

2. In standing committee amendment 1, line 10, insert *"than the school maintained by such district"* after *"pupil"*.

3. In the title, strike line 5 and insert "a Class II or VI district to attend an accredited junior high, junior-senior high, or"; in line 7 strike "and"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 290. Placed on Select File as amended.

E and R amendments to LB 290:

1. In lieu of the Carpenter amendments, in section 1, insert *"wholly and"* after "used" in lines 9 and 10.

2. In section 1, line 25, strike the first "the" and insert "such" as in the Constitution.

LEGISLATIVE BILL 1383. Placed on Select File as amended.

E and R amendment to LB 1383:

1. In section 1, line 16, insert *"be payable"* after "amount".

LEGISLATIVE BILL 1391. Placed on Select File as amended.

E and R amendments to LB 1391:

1. In section 1, line 56, strike "physicians" and insert "physician" as in the statutes.

2. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend section 71-1,103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 333, Eightieth Session, Nebraska State Legislature, 1969, relating to public health and welfare; to provide for temporary rights for the practice

of medicine; to repeal the original section;
and to declare an emergency.".

LEGISLATIVE BILL 353. Placed on Select File as amended.

E and R amendments to LB 353:

1. In section 1, line 4, section 2, line 3, and the title, line 3, strike "I" and insert "1".

2. In section 1, line 22, strike *"purposes"* and insert *"purpose"*.

3. In section 2, line 8, and the title, line 7, strike "purposes" and insert "purpose".

LEGISLATIVE BILL 459. Placed on Select File as amended.

E and R amendments to LB 459:

1. In section 1, line 24, strike *"district"* and insert *"districts"*; and in line 25, strike *"term"* and insert *"terms"*.

2. In the title, line 4, strike "the" and insert "Supreme Court".

LEGISLATIVE BILL 519. Placed on Select File as amended.

E and R amendments to LB 519:

1. In section 1, line 10, strike *"that"* and insert *"who"*.

2. In the Carstens amendment 1, lines 2 and 3, strike "of" and insert "to"; in lines 5, 13, 22, 24, 25, 32, 37, 43, and 45, strike "supreme court" and insert "~~supreme court~~ *Supreme Court*"; in line 19, strike *"that"* and insert *"who"*; and in line 36, strike "Judges" and insert "~~Judges~~ *judges*".

3. Strike the standing committee amendment to section 1, line 6.

4. Because of standing committee amendment 2, strike so much of the Carstens amendment 2 as amends section 2, line 6.

5. In section 2, line 4, strike "amendment" and insert "amendments"; in line 6, insert "that" after "providing"; and in line 8 insert "by the Supreme Court" after "duty".

6. In the Carstens amendment 3, line 1, strike "line 3" and insert "line 1".

7. In the title, line 2, strike "an amendment" and insert "amendments"; in line 3, strike "section" and insert "sections 2 and "; in line 5, insert "Supreme Court or" after "retired"; in line 6, strike "active duty" and insert "temporary duty by the Supreme Court"; and in line 7, strike "amendment" and insert "amendments".

LEGISLATIVE BILL 810. Placed on Select File as amended.

E and R amendments to LB 810:

1. In section 1, line 27, strike *"Education"* and strike line 28 and insert *"Trustees of the Nebraska State Colleges may issue".*

2. In standing committee amendment 1, line 2, strike *"faculty,"* and insert *"and faculty"*; and in lines 7 and 10, strike *"revenues"* and insert *"revenue".*

3. Strike the Carpenter amendments found on page 2421 of the Legislative Journal because of the Carpenter amendments found on page 2242 of the Legislative Journal.

4. In lieu of standing committee amendment 2, and amendments thereto, in section 2, strike lines 6 to 16 and insert "Constitutional amendment authorizing the Board of Regents of the University of Nebraska and the Board of Trustees of the Nebraska State Colleges, when approved as the Legislature shall provide, to issue revenue bonds to provide housing facilities for students and faculty and other employees, and facilities for athletic purposes, medical care and physical development of students, student unions or centers, and parking, payable solely from revenue, fees, and other payments derived therefrom, authorizing the pledge of such revenue, fees, and other payments to the payment of such revenue bonds without appropriation by the Legislature, and ratifying and validating any such revenue bonds previously issued by such boards.".

5. In the title, strike lines 6 and 7 and insert "Nebraska and the Board of Trustees of the Nebraska State Colleges to issue"; in line 10, strike "revenues, fees, tuition" and insert "revenue, fees,"; and in line 11, insert "to ratify and validate any such bonds previously issued;" after the semicolon.

LEGISLATIVE BILL 816. Placed on Select File as amended.

E and R amendments to LB 816:

1. In lieu of the standing committee amendment, in section 2, strike lines 6 to 8 and insert "Constitutional amendment to repeal the limitation on the county mill levy."

2. In the title, line 2, insert "of" after "electors".

LEGISLATIVE BILL 1020. Placed on Select File as amended.

E and R amendments to LB 1020:

1. In section 1, line 31, strike *"salaries"* and insert *"salary"*.

2. In section 2, line 8, and the title, line 6, strike "salaries" and insert "salary".

LEGISLATIVE BILL 395. Correctly engrossed.

LEGISLATIVE BILL 756. Correctly engrossed.

LEGISLATIVE BILL 757. Correctly engrossed.

LEGISLATIVE BILL 1025. Correctly engrossed.

LEGISLATIVE BILL 1049. Correctly engrossed.

LEGISLATIVE BILL 1201. Correctly engrossed.

LEGISLATIVE BILL 1206. Correctly engrossed.

LEGISLATIVE BILL 1363. Correctly engrossed.

LEGISLATIVE BILL 1374. Correctly engrossed.

LEGISLATIVE BILL 1389. Correctly engrossed.

LEGISLATIVE BILL 443. Correctly enrolled.

LEGISLATIVE BILL 597. Correctly enrolled.

LEGISLATIVE BILL 669. Correctly enrolled.

LEGISLATIVE BILL 719. Correctly enrolled.

LEGISLATIVE BILL 917. Correctly enrolled.

LEGISLATIVE BILL 1012. Correctly enrolled.

LEGISLATIVE BILL 1027. Correctly enrolled.

LEGISLATIVE BILL 1054. Correctly enrolled.

LEGISLATIVE BILL 1084. Correctly enrolled.

LEGISLATIVE BILL 1110. Correctly enrolled.

LEGISLATIVE BILL 1207. Correctly enrolled.

LEGISLATIVE BILL 1254. Correctly enrolled.

LEGISLATIVE BILL 1270. Correctly enrolled.

LEGISLATIVE BILL 1347. Correctly enrolled.

LEGISLATIVE BILL 1351. Correctly enrolled.

LEGISLATIVE BILL 1370. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 443 LB 597 LB 669 LB 719 LB 917 LB 1012 LB 1027 LB 1054 LB 1084 LB 1110 LB 1207 LB 1254 LB 1270 LB 1347 LB 1351 LB 1370

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 664.

A BILL FOR AN ACT relating to insurance; to recognize that beneficiary or ownership designations under various types of contracts are not subject to the laws governing the transfer of property by will.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan

Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Adamson
Batchelder
Bloom
Craft
Keyes
Mahoney
Marvel
Nore
Schreurs
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 704. With emergency.

A BILL FOR AN ACT to amend section 16-251, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide that admission fees may be charged with respect to public libraries, reading rooms, art galleries and museums; to provide that revenue derived from such admission fees may be pledged for payment of principal and interest on bonds; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Batchelder
Bloom
Craft
Keyes
Schreurs
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 732.

A BILL FOR AN ACT to amend section 77-1241, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969, relating to taxation; to provide the date after which unpaid motor vehicles taxes on cabin trailers shall be delinquent; to provide for notice of delinquency, and for collection by distress warrant as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Budd
Burbach
Carpenter
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Batchelder
Bloom
Carstens
Craft
Schreurs
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Return LB 918 to Select File

Mr. Johnson asked unanimous consent to return LB 918 to Select File for a specific amendment. No objections. So ordered.

LEGISLATIVE BILL 943. With emergency.

A BILL FOR AN ACT to amend section 79-1445.22, Reissue Revised Statutes of Nebraska, 1943, and sections 79-1445.23 and 79-

1445.27, Revised Statutes Supplement, 1967, relating to schools; to change the names of area vocational technical schools; to prescribe the time when newly elected members of the governing board shall take office; to provide for board membership when a county withdraws; to allow transfer of credits from area vocational technical schools to other institutions; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Budd
Burbach
Carpenter
Carstens
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Clark
Orme

Not voting, 8:

Adamson
Batchelder
Bloom
Craft
Nore
Schreurs
Simpson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1089. With emergency.

A BILL FOR AN ACT to amend section 26-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 787, Eightieth Session, Nebraska State Legislature, 1969, relating to municipal courts; to provide that judges may hold court for each other as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Bloom
Craft
Johnson
Marvel
Schreurs
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1104.

A BILL FOR AN ACT to amend sections 21-1951 and 21-1982, Revised Statutes Supplement, 1967, relating to nonprofit corporations; to change date for filing reports and paying fees to Secretary of State; to provide for notices; to provide procedure when a corporation fails to pay fees; to provide for dissolution of corporations; to provide procedure for renewal and revival of corporations; to provide for procedure when officers are deceased or refuse to act; to provide for revision of articles of incorporation; and to repeal the original sections, and also section 21-1992, Revised Statutes Supplement, 1967, and section 21-1990, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 789, Eightieth Session, Nebraska State Legislature, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight

Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Nore
Reynolds

Not voting, 6:

Adamson
Bloom
Craft
Klaver
Schreurs
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1147.

A BILL FOR AN ACT to amend sections 82-201, 82-202, 82-203, 82-204, 82-205, and 82-206, Reissue Revised Statutes of Nebraska, 1943, relating to the Historical Land Mark Council; to transfer the duties from the Historical Land Mark Council to the Nebraska State Historical Society as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Bloom
Craft
Schreurs
Simpson
Skarda
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1276. With emergency.

A BILL FOR AN ACT to amend section 80-401.03, Revised Statutes Supplement, 1967, as amended by section 3, Legislative Bill 261, Eightieth Session, Nebraska State Legislature, 1969, relating to veterans' affairs; to permit county veterans' service officers to prepare applications for aid from the Nebraska Veterans' Aid Fund; to clarify the provisions thereof; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Adamson
Bloom
Craft
Mahoney
Schreurs
Simpson
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1328.

A BILL FOR AN ACT to amend sections 81-254 and 81-260, Reissue Revised Statutes of Nebraska, 1943, relating to the Department of Agriculture; to increase the fees for milk and cream testing as prescribed; to harmonize the provisions with previous legislation; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 5:

Burbach
Kokes
Stull
Wallwey
Wylie

Not voting, 6:

Adamson
Bloom
Budd
Craft
Schreurs
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1375. With emergency.

A BILL FOR AN ACT to amend section 23-343.07, Revised Statutes Supplement, 1967, relating to county government; to increase the maximum interest rate for bonds for hospitals and other health facilities as prescribed; to provide additional use of funds; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis

Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Adamson
Bloom
Craft
Schreurs
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Presented to the Governor

Presented to the Governor for approval on June 11, 1969 at 8:45 a.m.: LB 1235 LB 924 LB 769 LB 767 LB 725 LB 705 LB 694 LB 647

(Signed) Mary Ostdiek,
Asst. Enrolling Clerk

Explanation of Vote

Had I been present on Monday, June 9th, I would have voted "aye" on LB 647 LB 694 LB 705 LB 725 LB 767 LB 769 LB 924 and LB 1235.

Had I been present on Tuesday, June 10th, I would have voted "nay" on LB 443 LB 719 both times; and "aye" on LB 597 LB 669 LB 917 LB 1012 LB 1027 LB 1054 LB 1084 both times, LB 1110 LB 1207 LB 1254 LB 1270 LB 1347 LB 1351 LB 1370

(Signed) Fern Hubbard Orme

Visitor

Mr. Whitney introduced 46—4th through 8th grade students, Special Study Group and principal, Robert Tapp, from Wauneta Public Schools, Wauneta.

President Signs

While the Legislature was in session and capable of transacting business the President signed: LR 56 LR 57

RESOLUTIONS

LEGISLATIVE RESOLUTION 59.

LR 59 was adopted with 25 ayes, 1 nay and 23 not voting.

UNANIMOUS CONSENT—Introduce Bill

Mr. Kokes asked unanimous consent to introduce a new bill. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1423. By Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT to amend sections 10-701, 10-703, 79-506.01, and 79-811, Reissue Revised Statutes of Nebraska, 1943, relating to issuance of school district bonds; to authorize the issuance of school bonds and the expenditure of special fund tax levy for the purpose of purchasing existing buildings for use as a schoolhouse or schoolhouses by all classes of school districts; to repeal the original sections; and to declare an emergency.

MOTION—Suspend Rules

Mr. Kokes moved to suspend the rules to place LB 1423 on General File without a public hearing.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Visitors

Miss Reynolds introduced several members of the Communications Workers of America, Joyce Soovedra, Darlene Dodge, Barbara Ignowski, Kris Mathews and Monica Genandt.

Mr. Stull introduced Mrs. Lawson and Mrs. Bailey from Alliance.

Speaker Warner Presiding

SELECT FILE

LEGISLATIVE BILL 454. Laid over.

LEGISLATIVE BILL 1371. Laid over.

LEGISLATIVE BILL 542. E and R amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 718. E and R amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Bracketed at the request of Mr. Holmquist.

LEGISLATIVE BILL 911. E and R amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Mr. Carstens offered the following amendment, which was adopted by unanimous consent:

Amend LB 911 by striking the word "eleven" in section 1, line 10 and inserting the word "ten" in lieu thereof.

Mr. Holmquist offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Mr. Waldo asked unanimous consent to hold the bill.

Mr. Carpenter objected.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 247. E and R amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 707. E and R amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Advanced to E and R for engrossment.

President Everroad Presiding

RESOLUTIONS

LEGISLATIVE RESOLUTION 60. Re: Traffic Violations of Legislators

Introduced by J. W. Burbach, 19th District; Irving F. Wiltse, 1st District; Rick Budd, 2nd District; Orval A. Keyes, 3rd District;

Henry F. Pedersen, Jr., 4th District; Eugene T. Mahoney, 5th District; Harold T. Moylan, 6th District; William R. Skarda, Jr., 7th District; C. F. Moulton, 8th District; Sam Klaver, 9th District; Clifton B. Batchelder, 10th District; Edward R. Danner, 11th District; Richard F. Proud, 12th District; George Syas, 13th District; Florence B. Reynolds, 14th District; E. Thome Johnson, 15th District; C. W. Holmquist, 16th District; Elmer Wallwey, 17th District; W. H. Hasebroock, 18th District; Bill K. Bloom, 20th District; Thomas C. Kennedy, 21st District; Herb Nore, 22nd District; Loran Schmit, 23rd District; Wayne L. Schreurs, 24th District; Jerome Warner, 25th District; John E. Knight, 26th District; William F. Swanson, 27th District; Roland A. Luedtke, 28th District; Fern Hubbard Orme, 29th District; Fred W. Carstens, 30th District; Willard H. Waldo, 31st District; Theodore C. Wenzlaff, 32nd District; Richard D. Marvel, 33rd District; Maurice A. Kremer, 34th District; Donald Elrod, 35th District; Leslie Robinson, 36th District; Wayne W. Ziebarth, 37th District; Lester Harsh, 38th District; Herbert J. Duis, 39th District; William M. Wylie, 40th District; Rudolf C. Kokes, 41st District; J. James Waldron, 42nd District; Ramey C. Whitney, 44th District; Harold D. Simpson, 46th District; Robert L. Clark, 47th District; Terry Carpenter, 48th District and Leslie A. Stull, 49th District.

WHEREAS, the Constitution of Nebraska provides that "Members of the Legislature in all cases except treason, felony or breach of the peace, shall be privileged from arrest during the session of the Legislature, and for fifteen days next before the commencement and after the termination thereof."; and

WHEREAS, the members of the Legislature, being the law-making body of the state, are the most zealous of all in their obedience to the law; and

WHEREAS, the members of this Legislature are law-abiding citizens; and

WHEREAS, the question has arisen of whether or not tickets may be issued by the Nebraska State Patrol to members of this Legislature for cases of traffic violations.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That this Legislature urges the Nebraska State Patrol to issue tickets to members of this Legislature for cases of traffic violations, with all court appearances pursuant thereto to be scheduled at such times as not to interfere with the performance of legislative duties or the attendance at any session of the Legislature.

Mr. Burbach moved to suspend the rules to consider LR 60 today.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

LR 60 was adopted with 44 ayes, 0 nays and 5 not voting.

Member Excused

Mr. Burbach asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1421. Considered.

Mr. Harsh asked unanimous consent to withdraw his pending amendment of 6/10. No objections. So ordered.

Mr. Ziebarth asked unanimous consent to withdraw his pending amendment of 6/10. No objections. So ordered.

Mr. Syas offered the following amendment:

Amend Sec. 11, Program 401, line 69, strike "501,862" and insert "551,612"; amend line 70, strike "526,899" and insert "586,940".

Mr. Syas requested a Call of the House. The Call showed 44 members present.

Mr. Keyes moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Mr. Syas requested a record vote on his amendment.

Voting in the affirmative, 20:

Bloom
Budd
Carstens
Danner
Elrod
Keyes
Klaver
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Schmit
Skarda
Swanson
Syas
Waldo
Waldron
Warner

Voting in the negative, 23:

Batchelder
Carpenter
Clark
Duis
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Marvel
Orme
Proud
Reynolds
Robinson
Schreurs
Stull
Wallwey
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 6:

Adamson	Craft	Simpson	Wenzlaff
Burbach	Kremer		

The amendment lost.

Section 12 read and considered.

Mr. Carpenter offered the following amendment, which was adopted:

Amend LB 1421, Sec. 12, line 11, after "increases" by inserting: *"and cannot be used for any other purpose"*.

Sections 13 and 14 read and considered.

Mr. Carpenter offered the following amendment, which was adopted:

Amend LB 1421, Sec. 14, line 3, by striking "1,711,749"
and inserting *"3,520,597"* and striking from lines 4 and 5
"June 30, 1970, nor $1,808,848 during the period July 1, 1970"

Recess

At 11:57 a.m. on a motion by Mr. Klaver, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Everroad presiding.

The roll was called and all members were present except Mr. Budd, excused until 3:45 p.m., Mr. Burbach, Mrs. Craft and Mr. Schmit, who were excused.

Visitors

Mr. Stull introduced Dr. Edwin Nelson, president of Chadron State College, and Gerald Christoffersen.

GENERAL FILE

LEGISLATIVE BILL 1421. Sections 15, 16 and 17. Read and Considered.

Mr. Harsh asked unanimous consent to have the chairman of the Budget Committee explain the remainder of the sections. No objections. So ordered.

Sections 18, 19 and 20. Explained.

Mr. Carpenter asked unanimous consent that Speaker Warner bring in information regarding the move of the State Insurance Department. No objections. So ordered.

Sections 21 and 22. Explained.

Mr. Adamson Presiding

Sections 23, 24 and 25. Explained.

Mr. Warner offered the following amendment, which was adopted:

Sec. 25, line 8, add the words *"not less than"* after "of".

Mr. Holmquist Presiding

Members Excused

Messrs. Holmquist and Knight asked unanimous consent to be excused Thursday. No objections. So ordered.

Communications

Telegram from Forrest Lee inviting members to an appreciation dinner in recognition of Elvin Adamson, June 14 at 7:00 p.m. in Valentine.

Adjournment

At 4:06 p.m., on a motion by Mr. Kokes, the Legislature adjourned until 9:00 a.m., Thursday, June 12, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, June 12, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal Father of our souls, grant to the members and officers of this body a sacred moment of quiet ere they take up the duties of the day. Turn their thoughts to Thee, and open their hearts to Thy spirit, that they may have wisdom in their decisions, understanding in their thinking, love in their attitudes, and mercy in their judgments. Let them not think, when this prayer is said, that their dependence upon Thee is over, and forget Thy counsels for the rest of the day. Rather, from these moments of heart-searching may there come such a sweetness of disposition that all may know Thou art in this place. From this holy interlude may there flow light and joy and power that will remain with them until night shall bring Thy whispered benediction, "Well done, good and faithful servant." So help us all this day, through Jesus Christ our Lord. Amen.

The roll was called and all members were present except Miss Reynolds, excused until 10:30 a.m., and Messrs. Holmquist, Knight and Proud, who were excused.

Corrections for the Journal

Page 2461, line 29, correct spelling of "purposes".

The Journal for the One Hundred-sixth Day was approved as corrected.

Communications

Letter from H. Neil Garson, Secretary Interstate Commerce Commission acknowledging receipt of LR 50.

Letter from C. A. McIntyre, Deputy Asst. Postmaster General for Transportation, acknowledging receipt of LR 50.

Letter from Representative Dave Martin acknowledging receipt of LR 53.

Letter from Senator Roman L. Hruska acknowledging receipt of LR 53.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 1367. Placed on General File.

(Signed) M. A. Kremer, Chairman

Enrollment and Review

LEGISLATIVE BILL 606. Replaced on Select File as amended.

E and R amendments to LB 606:

1. In the Carstens amendment 1, adopted 5/27, line 10, strike the second comma and insert "; and".

2. In line 2 of E & R amendment 5, adopted 6/6, strike the semicolon.

LEGISLATIVE BILL 641. Replaced on Select File as amended.

E and R amendment to LB 641:

1. In section 1, strike the comma at the end of line 32.

LEGISLATIVE BILL 715. Replaced on Select File as amended.

E and R amendment to LB 715:

1. In the title, line 4, strike "Grade A Milk law" and insert "Nebraska Graded Milk Law".

LEGISLATIVE BILL 992. Replaced on Select File as amended.

E and R amendment to LB 992:

1. In line 2 of the Carpenter amendment adopted 5/26, strike "*after*".

LEGISLATIVE BILL 1095. Replaced on Select File as amended.

E and R amendment to LB 1095:

1. In line 1 of the Orme amendment 1, adopted 5/27, strike "19" and insert "17".

LEGISLATIVE BILL 1150. Replaced on Select File as amended.

E and R amendments to LB 1150:

1. In the Kremer amendment 1, line 2, strike "2" and insert "3".

2. In the Kremer amendment 2, line 1, strike "3" and insert "4".

3. In the Kremer amendment 3, line 1, strike "and"; and in line 2 insert "before and" after the semicolon.

LEGISLATIVE BILL 1361. Replaced on Select File as amended.

E and R amendment to LB 1361:

1. In section 1, line 42, strike "*any*".

LEGISLATIVE BILL 469. Correctly engrossed.

LEGISLATIVE BILL 495. Correctly engrossed.

LEGISLATIVE BILL 646. Correctly engrossed.

LEGISLATIVE BILL 832. Correctly engrossed.

LEGISLATIVE BILL 889. Correctly engrossed.

LEGISLATIVE BILL 983. Correctly engrossed.

LEGISLATIVE BILL 1000. Correctly engrossed.

LEGISLATIVE BILL 1098. Correctly engrossed.

LEGISLATIVE BILL 1103. Correctly engrossed.

LEGISLATIVE BILL 1182. Correctly engrossed.

LEGISLATIVE BILL 1191. Correctly engrossed.

LEGISLATIVE BILL 1232. Correctly engrossed.

LEGISLATIVE BILL 1236. Correctly engrossed.

LEGISLATIVE BILL 1285. Correctly engrossed.

LEGISLATIVE BILL 1319. Correctly engrossed.

LEGISLATIVE BILL 1350. Correctly engrossed.

LEGISLATIVE BILL 1359. Correctly engrossed.

LEGISLATIVE BILL 1362.	Correctly engrossed.
LEGISLATIVE BILL 1364.	Correctly engrossed.
LEGISLATIVE BILL 1376.	Correctly engrossed.
LEGISLATIVE BILL 664.	Correctly enrolled.
LEGISLATIVE BILL 704.	Correctly enrolled.
LEGISLATIVE BILL 732.	Correctly enrolled.
LEGISLATIVE BILL 943.	Correctly enrolled.
LEGISLATIVE BILL 1089.	Correctly enrolled.
LEGISLATIVE BILL 1104.	Correctly enrolled.
LEGISLATIVE BILL 1147.	Correctly enrolled.
LEGISLATIVE BILL 1276.	Correctly enrolled.
LEGISLATIVE BILL 1328.	Correctly enrolled.
LEGISLATIVE BILL 1375.	Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 664 LB 704 LB 732 LB 943 LB 1089 LB 1104 LB 1147 LB 1276 LB 1328 LB 1375

Member Excused

Mr. Mahoney asked unanimous consent to be excused June 19th and 20th. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on June 12, 1969 at 8:50 a.m.: LB 443 LB 597 LB 669 LB 719 LB 917 LB 1012 LB 1027 LB 1054 LB 1110 LB 1084 LB 1254 LB 1207 LB 1270 LB 1347 LB 1351 LB 1370

(Signed) Ruth Bossard, Enrolling Clerk

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 153.

A BILL FOR AN ACT to amend section 16-336, Revised Statutes Supplement, 1967, relating to cities of the first class; to change the requirement for contributions by policemen to the pension system as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Holmquist
Knight
Proud
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed.

LEGISLATIVE BILL 318.

A BILL FOR AN ACT to amend section 77-1701, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to authorize the county board to mail or deliver statement of taxes and special assessments; to provide that a failure to receive statement shall not relieve taxpayer from liability for taxes or special assessments and penalties as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Batchelder
Holmquist
Knight
Kokes
Proud
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 346.

A BILL FOR AN ACT to amend section 77-103, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to redefine terms; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Holmquist
Knight
Kokes
Proud
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 877.

A BILL FOR AN ACT to amend section 23-358.01, Revised Statutes Supplement, 1967, relating to predator control; to provide clarification by naming predators and nuisance birds to be controlled; to provide authority for counties to cooperate in the establishment of control areas; to harmonize with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carstens
Holmquist
Knight
Nore
Proud
Reynolds
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1219.

A BILL FOR AN ACT to amend sections 79-1282, 79-1283, 79-1284, and 79-1286, Revised Statutes Supplement, 1967, relating to the Professional Practices Commission; to clarify provisions; to provide for regulations as prescribed; to provide for duties in cases of revocation and suspension as prescribed; to provide for the employment of an executive director and assistants as prescribed; to provide for a budget as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Holmquist
Klaver
Knight
Kokes
Marvel
Proud
Reynolds
Skarda
Syas
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1356.

A BILL FOR AN ACT to amend sections 2-1523, 2-1530, and 2-1536, Reissue Revised Statutes of Nebraska, 1943, and sections 2-1503, 2-1518, and 2-1529, Revised Statutes Supplement, 1967, relating to soil and water conservation districts; to redefine terms; to authorize districts to engage in pollution prevention and control and to borrow money as prescribed; to reduce the number of votes needed to establish land-use regulations; to provide qualifications for district supervisor nominees; to provide for circulation of petitions; to authorize additional uses of state matching fund allocations; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adamson
Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Wallwey

Not voting, 7:

Holmquist
Klaver
Knight
Kokes
Marvel
Proud
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

President Signs

While the Legislature was in session and capable of transacting business, the President signed LR 59 LR 60

RESOLUTIONS

LEGISLATIVE RESOLUTION 61. Re: Private Employment Agencies

Introduced by Donald Elrod, 35th District; Sam Klaver, 9th District; Harold D. Simpson, 46th District; Lester Harsh, 38th District; Fred W. Carstens, 30th District; Leslie A. Stull, 49th District; C. F. Moulton, 8th District; George Syas, 13th District; Roland A. Luedtke, 28th District; Terry Carpenter, 48th District and Edward R. Danner, 11th District.

WHEREAS, it is possible at the present time to become licensed to operate a private employment agency with virtually no specific qualifications; and

WHEREAS, the present law does not set minimum qualifications for operators or employees of private agencies; and

WHEREAS, the Commissioner of Labor is lacking regulatory authority, making it difficult to secure compliance in cases of willful or unintentional fraud upon clients who rely on the agency personnel for professional services; and

WHEREAS, provisions should be made requiring the payment of a fee by an applicant when he registers; and

WHEREAS, there should be established a reasonable fee for job placement; and

WHEREAS, there is no clear understanding what constitutes permanent employment.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study relative to operation of private employment agencies in this state. Such study should cover:

(1) Refunding of fees of applicants;

(2) Full and adequate disclosure to the applicant as to the amount of fees being charged;

(3) Improvement in the manner in which placements are reported and verified;

(4) Procedure for hearing of alleged violations and for determining appropriate action to be taken;

(5) Unlawful acts as defined in the present law;

(6) Licensing requirements for foreign employment agencies;

(7) Establishing regulatory authority governing the conduct and operations of private employment agencies; and

(8) Establishing a reasonable fee for job placement.

2. That the committee shall report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

SELECT FILE

LEGISLATIVE BILL 454. Mr. Pedersen moved to indefinitely postpone.

The motion lost with 12 ayes, 18 nays and 19 not voting.

The Simpson pending amendment of 6/10 was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1371. The Schreurs pending specific amendment of 6/10 lost with 13 ayes, 12 nays and 24 not voting.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 428. E and R amendment found in the Legislative Journal for the One Hundred-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1097. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1397. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 290. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Mr. Carpenter offered the following unanimous consent amendment:

Amend LB 290, line 10, section 2, strike "societies" and insert "purposes".

Amendment pending. Laid over at the request of Mr. Waldo.

LEGISLATIVE BILL 1383. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1391. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 353. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 459. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Mr. Waldron offered the following unanimous consent amendments:

1. In section 1, line 4, strike "section 5" and insert "sections 5, 7, and 21"; strike lines 6 to 25 and insert the following:

" "Sec. 5. The *Chief Justice and the Judges of the Supreme Court shall be chosen from the state at-large.* ~~Legislature shall divide the state along county lines into six compact districts of approximately equal population, which shall be numbered from one to six, consecutive numbers to be given adjacent districts and shall be the Supreme Court judicial districts. Such districts shall not be changed, except upon the concurrence of two-thirds of the members of the Legislature, nor shall any such change vacate the office of any judge.~~

Sec. 7. No person shall be eligible to the office of Chief Justice or Judge of the Supreme Court unless he shall be at least thirty years of age, and a citizen of the United States, and shall have resided in this state at least three years next preceding his selection; ~~nor, in the case of a Judge of the Supreme Court selected from a Supreme Court judicial district, unless he shall be a resident and elector of the district from which selected.~~

Sec. 21. (1) In the case of any vacancy in the Supreme Court or in any district court or in such other court or courts made subject to this provision by law, such vacancy shall be filled by the Governor from a list of at least two nominees presented to him by the appropriate judicial nominating commission. If the Governor shall fail to make an appointment from the list within sixty days from the date it is presented to him, the appointment shall be made by the Chief Justice or the acting Chief Justice of the Supreme Court from the same list.

(2) In all other cases, any vacancy shall be filled as provided by law.

(3) At the next general election following the expiration of three years from the date of appointment of any judge under the provisions of subsection (1) of this section and every six years thereafter as long as such judge retains office, each Justice or Judge of the Supreme Court or district court or such other court or courts as the Legislature shall provide shall have his right to remain in office subject to approval or rejection by the electorate in such manner as the Legislature shall provide; *Provided,* that every judge holding or elected to an office described in subsection (1) of this section on the effective date of this amendment whether by election or appointment, upon qualification shall be deemed to have been selected and to have once received the approval of the electorate as herein provided, and shall be required to submit his right to continue in office to the approval or rejection of the electorate at the general election next preceding the expiration of the term of office for which such judge was elected or appointed, and every six years thereafter. In the case of the Chief Justice *and the Judges* of the Supreme Court, the electorate of the entire state shall vote on the question of approval or rejection. In the case of any ~~Judge of the Supreme Court, other than the Chief Justice, and any~~ judge of the district court or any other court made subject to subsection (1) of this section, the electorate of the district from which such judge was selected shall vote on the question of such approval or rejection.

(4) There shall be a judicial nominating commission for the ~~Chief Justice of the~~ Supreme Court and one for each judicial district of ~~the Supreme Court and of~~ the district court and one for each area or district served by any other court made subject to subsection (1) of this section by law. Each judicial nominating commission shall consist of seven members, one of whom shall be a Judge of the Supreme Court who shall be designated by the Governor and shall act as chairman. The members of the bar of the state residing in the area from which the nominees are to be selected shall designate three of their number to serve as members of said commission, and the Governor shall appoint three citizens, not admitted to practice law before the courts of the state, from among the residents of the same geographical area to serve as members of said commission. The terms of office for members of each judicial nominating commission shall be staggered and shall be fixed by the

Legislature. The nominees of any such commission cannot include a member of such commission or any person who has served as a member of such commission within a period of two years immediately preceding his nomination or for such additional period as the Legislature shall provide." ".

2. In section 2, strike lines 6 and 7 and insert: "Constitutional amendment providing for the selection of the Chief Justice and Judges of the Supreme Court at-large.".

Mr. Carpenter objected.

Mr. Waldron moved to return LB 459 to General File for consideration of the specific amendment.

The motion lost with 5 ayes, 10 nays and 34 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 519. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 810. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Mr. Carpenter offered the following amendments, which were adopted by unanimous consent:

1. In section 1, line 27, strike "*and*" and insert an underscored comma.

2. In line 3 of E & R amendment 1, insert "*, and the State Board of Education*" after "*Colleges*".

3. In E & R amendment 4, line 4, strike "and" and insert a comma; and in line 5, insert ", and the State Board of Education" after "Colleges".

4. In E & R amendment 5, line 2, strike "and" and insert a comma; and in line 3, insert ", and the State Board of Education" after "Colleges".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 816. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1020. E and R amendments found in the Legislative Journal for the One Hundred-sixth Day were adopted.

Advanced to E and R for engrossment.

NOTICE OF COMMITTEE HEARINGS

Committee on Committees

June 12, 1969

The Committee on Committees will meet at 1:15 p.m., Tuesday, June 17, 1969, in the Supreme Court Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann, as follows:

John Gradwohl—Court of Industrial Relations
Robert McManus—Director, Department of Public Welfare
Ray Osborn—Liquor Control Commission
Ivan Armstrong—Liquor Control Commission

(Signed) William M. Wylie, Chairman
Committee on Committees

Visitors

Mrs. Orme introduced 13 summer school students from Prescott School, Lincoln, accompanied by Mrs. Naomi Stapleton and Mrs. Hellerich, teachers.

Mr. Stull introduced 20 members of the Junior Stock Growers and sponsors Mrs. Frank Messersmith and Mrs. Victor Krause, also his son Don Stull and family.

Mrs. Craft introduced Bob Ferris, Mayor of North Platte.

UNANIMOUS CONSENT—Introduce Bill

Mr. Danner asked unanimous consent to introduce a new bill. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1424. By Edward R. Danner, 11th District; Harold T. Moylan, 6th District; George Syas, 13th District; Sam Klaver, 8th District; Bill K. Bloom, 20th District; Eugene T. Mahoney, 5th District; William R. Skarda, Jr., 7th District and C. F. Moulton, 8th District.

A BILL FOR AN ACT relating to appropriations; to appropriate sixty thousand dollars to the Department of Public Welfare to be used in matching federal funds in programs for handicapped children as prescribed; and to declare an emergency.

MOTION—Suspend Rules

Mr. Klaver moved to suspend the rules that all bills in Committees not acted upon by Wednesday, June 18, be considered indefinitely postponed, excluding the Retirement and Budget Committees.

The motion prevailed with 36 ayes, 1 nay and 12 not voting.

MOTION—Suspend Rules

Mr. Danner moved to suspend the rules to place LB 1424 on General File without a public hearing.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Recess

Mr. Syas moved to recess until 1:30 p.m. The motion prevailed with 22 ayes, 15 nays and 12 not voting and at 11:05 a.m. the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Mr. Knight and members of the Retirement Committee, who were excused.

Members Excused

Messrs. Clark, Holmquist, Mahoney and Skarda asked unanimous consent to be excused Friday, June 13. No objections. So ordered.

Messrs. Clark, Duis, Johnson, Marvel, Skarda and Ziebarth asked unanimous consent to be excused Monday and Tuesday June 16 and 17. No objections. So ordered.

Messrs. Robinson and Wenzlaff asked unanimous consent to be excused Monday, June 16. No objections. So ordered.

UNANIMOUS CONSENT—Order of the Day

Mr. Warner asked unanimous consent to take up LB 1423 then underlined bills on General File until 2:00 p.m. No objections. So ordered.

Mr. Carpenter asked unanimous consent to read the title of the sections on LB 1421 and allow questions on each section. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1423. Reading waived. Explained.

Mr. Waldron offered the following amendment, which was adopted with 31 ayes, 1 nay and 17 not voting:

Amend LB 1423, line 8 by adding "or a teacherage or teacherages" after school houses and same in line 14 after houses.

Sec. 2. Add "or a teacherage or teacherages" after school houses in lines 10 and 15.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

Mr. Kokes asked unanimous consent to expedite LB 1423 across the board. No objections. So ordered.

LEGISLATIVE BILL 1418. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred-second Day was adopted.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 1294. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-second Day were adopted.

Mr. Luedtke offered the following amendment for Mr. Holmquist, which was adopted with 32 ayes, 0 nays and 17 not voting:

Mr. Chairman:

I move to amend Legislative Bill 1294 by inserting a new section to read as follows:

"Sec. That section 32-1046, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

"32-1046. Any person entitled to vote at any election *in this state who does not have two consecutive hours in the period between the time of opening and closing of the polls during which he is not required to be present at work for an employer* shall, on the day of such election, be entitled to absent himself from any service or employment in which he is then engaged or employed for *such* a period of *time as will in addition to his non-working time total* two *consecutive* hours between the time of opening and closing the polls. Such voter shall not, because of so absenting himself, be liable to any penalty nor shall any deduction be made, on account of such absence, from his usual salary or wages; *Provided,* application for such leave of absence shall be made prior to the day on which the election is held. The employer may specify the hours during which the employee may absent himself."

Mr. Carpenter offered the following amendment, which was adopted:

1. Insert a new section to read as follows:

"Sec. 8. That section 32-313, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-313. In each justice of the pease district in which there is located a city of the metropolitan or , primary, *or first* class, municipal courts, as heretofore or hereafter established, are substituted by law for the justice of the peace and police judge within the boundaries of such cities as such boundaries are now or hereafter established; *Provided,* this act shall not be construed to substitute municipal courts for justices of the peace outside the cities in any justice of the peace district.".

2. Amend title to conform.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1406. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 777. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-second Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

Messages from the Governor

June 11, 1969

Mr. Speaker, Mr. President
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

This will inform your honorable body that on June 9, 1969, I appointed Roger Larson of Lincoln to the Nebraska Educational Television Commission, replacing Gordon "Bud" Pentz of Beatrice, who resigned. Mr. Larson's term will expire November 18, 1971.

This appointment requires legislative confirmation.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

June 11, 1969

The President, the Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session:

I have had a chance to review portions of the appropriations bill, LB 1421, and I have the following comments about Sections 1 through 23 of that Act. As soon as I can prepare my comments on the additional sections, I will give them to you.

In the first 23 sections, there are four agencies which I think were substantially damaged by the reductions that the Budget Committee has made from my recommendations.

Let me emphasize that all of my budget recommendations were very conservative recommendations and were recommendations that I do not feel contained excess amounts. I would ask for the restoration of all reductions, but I recognize that priorities must be established.

Governor's Office—Agency No. 7, Section 5

I was sincere in requesting a third position for the Governor's office and I would urge you to provide me with that position in this budget. The complexities of operating a Governor's office have grown with time and such operation cannot be carried on efficiently without at least three assistants. As many of you have pointed out, we need to have greater liason between the executive and legislative branches. I must have more assistance in my office to provide that liason.

There is an additional small matter which is embarrassing to the State of Nebraska. This is the dues to the National Governors' Conference, an item which the Budget Committee reduced by $8,000. This $8,000 is the amount of back dues owed by the State of Nebraska to the Governors' Conference.

I would urge your restoration of these two items in the Governor's Office budget.

Department of Health—Agency No. 20, Section 18

I would like to comment specifically on Program No. 621 on page 21 of LB 1421 in the Department of Health. I had recommended approximately $2 million under that program for mental retardation day care centers, a concept of care and treatment for mentally retarded persons at regional centers throughout the state. This approach to the treatment of mentally retarded is the modern approach as opposed to the previous approach that treated mentally retarded persons in large institutions located away from their home town. It has worked well in other countries and in other states and we wanted to initiate that program in Nebraska.

The Budget Committee apparently disagreed with our support of this kind of treatment. I would urge you to reconsider this action and to restore the program so that we can provide the best tools that we know of to our mentally retarded citizens.

Fire Marshall's Office—Agency No. 21, Section 19

The development of the Fire Marshall's Office, which is found on page 22 of LB 1421, has been stifled by the reduction made by the Budget Committee. This office has been a sorely neglected office throughout its history in Nebraska government. In the past, it has occasionally even been used as a repository for persons receiving political patronage. We have tried to upgrade that office and to staff it with professionals.

The beneficial effect of this approach can be seen simply by the fact that our Fire Marshall's Office has a conviction rate of approximately 30% on cases of suspected arsonists, a rate that is ten times greater than the national conviction rate of 3%. Volunteer firemen throughout the state are solidly behind the Fire Marshall's Office and are convinced that they are receiving better service than ever before from the state.

Forty-four years of neglect cannot be remedied by adding one or two men a biennium. We asked for an additional seven men for this office during the first year of the upcoming biennium and thirteen during the next year. This would permit that office to meet its statutory obligations and would eliminate the excessive work load that the employees in that department have been carrying at no overtime compensation for the past two years. Those employees averaged about 65 hours per week during 1968. They received no overtime pay and because there was so much work to be done, could not receive compensatory time off. Even with this heavy work schedule per man, the department is not able to fulfill its statutory obligations.

I rank the protection of people and property against fire as high as the protection of people and property against other forms of violence, both natural and man-made. The ability of the Fire Marshall's Office to meet its duties is as important to me as the ability of the other uniformed services—the Military and the State Patrol—to meet theirs. It is essential that the Fire Marshall's Office be given additional men so that it can adequately protect all of the citizens of the state from destruction by fire.

$245,000 will have to be restored to the Fire Marshall's Office in Program 193 on Line 2 of Section 19 to provide these services.

Department of Public Institutions—Agency No. 25, Section 23

The Department of Public Institutions has excellent professionals now as Directors of the Department, the Division of Medical Services and the Division of Corrections. Given the tools to work with, these men can solve our medical and correctional problems.

The most serious damage done by the reductions the Budget Committee made from my recommendations in the Department of Public Institutions was that which was done in Program 548 on page 29, the Nebraska Psychiatric Institute. The Nebraska Psychiatric Institute is both a treatment and teaching institute, one in which psychiatrically disturbed persons will not only get psychiatric care but in addition, prospective psychiatrists are taught the complexities of the profession. Without the Nebraska Psychiatric Institute, it will be almost impossible to continue to have psychiatric care available at our mental hospitals in Nebraska. The Institute is used in part to train residents of Nebraska because we feel strongly that those psychiatrists trained in other states will not come to Nebraska to practice their profession, whereas those trained in Nebraska will stay.

The reductions, which totaled $752,000 in general funds, eliminated a number of positions which are already staffed. In other words, the recommendations of the Budget Committee in LB 1421 will require a cutback in already existing personnel, let alone an elimination of any on-going program progress.

There are other problems created by the reductions in our state hospitals, but they do not rise to the same serious level as do the reductions in NPI.

Let me comment on these three points, points which are small but which I do think should not be overlooked and might be if I did not make brief comments on them.

At Geneva, Program No. 371 on page 27, the Budget Committee has eliminated the position of principal of the high school. This probably will remove the accreditation from that school and will make educational rehabilitation impossible at our Girls' Training School. It will take approximately $40,000 to restore that position for the biennium. Likewise, the Committee reduced the Foster Care Program in Program 33 on page 25 by $17,000. This is one of our most successful programs and I would urge you to restore that amount to the budget. Finally, I would urge you to restore the $13,000 I recommended for the Governor's Committee on Mental Retardation.

As I previously mentioned, I am reviewing the remainder of the budget at the present time, and I will give you my comments on those about which I feel most concerned as soon as possible. I recognize the time frame in which you are working and I will expedite my review.

Very truly yours,

(Signed) Norbert T. Tiemann, Governor

NOTICE OF COMMITTEE HEARING

Banking, Commerce and Insurance

LB 1402 Tuesday, June 17, 1969 3:30 p.m.

(Signed) Herbert J. Duis, Vice Chairman

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 1409. Placed on General File as amended.

Standing Committee amendments to LB 1409:

1. In section 2 line 22 strike "either", lines 23 and 24 strike "or the exercise of the power of eminent domain", after line 25 insert the following:

"(4) Exchange any tracts with any such city for acceptable approved tracts.".

2. In section 3, line 6, strike "forty" and insert "five", line 9 by striking "or", lines 12 and 13 strike "or acquired through the power of eminent domain by", line 14 strike the period and insert "; or", and after line 14 insert the following:

"(4) Exchange any tracts with the board for acceptable approved tracts".

LEGISLATIVE BILL 1417. Placed on General File as amended.

Standing Committee amendment to LB 1417:

Section 6 (1) following the word "person" at line 4 add the following: "other than the defendant"

Visitors

Mrs. Craft introduced her son, Tom.

Mr. Pedersen introduced his wife and children; his sister-in-law, Mrs. Firock, Charles and Barbara from Flagstaff, Arizona.

Mr. Swanson introduced his sister, Mrs. Robert Patterson, Christy and Todd; their friend, Scott Rogers, from Bellevue.

Mr. Syas introduced 18 children and 18 parents from the Nebraska School for the Deaf.

GENERAL FILE

LEGISLATIVE BILL 1421. Sections 26 thru 42 discussed.

Mr. Simpson Presiding

Sections 43 thru remainder of bill discussed.

Mr. Carpenter moved to substitute the Governor's Budget for the Budget Committee Budget.

Motion pending.

Mr. Carpenter moved to have 60 copies of the Governor's Budget printed and placed on the members desks to discuss Monday morning, June 16.

Motion pending.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 1250. Placed on General File as amended.

Standing Committee amendment to LB 1250:

1. In section 1, line 11, after "thereto" insert "*; and provided further,* that the Tax Commissioner shall establish guidelines as to the minimum values in relation to the cost of the machinery or equipment".

LEGISLATIVE BILL 83. Indefinitely postponed.

LEGISLATIVE BILL 1257. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Explanation of Vote

Had I been present, I would have co-signed and voted for the passage of Legislative Resolution 60.

(Signed) Elvin Adamson

UNANIMOUS CONSENT—Flag Day Ceremony

Mr. Pedersen asked unanimous consent to hold a Flag Day Ceremony at 9:00 a.m., Friday, June 13. No objections. So ordered.

Member Excused

Mr. Klaver asked unanimous consent to be excused tomorrow. No objections. So ordered.

Adjournment

At 4:18 p.m., on a motion by Mr. Carpenter, the Legislature adjourned until 9:00 a.m., Friday, June 13, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, June 13, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

The roll was called and all members were present except Mr. Kokes, excused until 9:45 a.m., Messrs. Bloom, Clark, Danner, Klaver, Mahoney and Skarda, who were excused.

Flag Day Ceremony

Governor Tiemann and Glen De Weber, American Legion Commander from Pawnee City, were escorted to the rostrum.

Stanley Walker, Governor of Boys' State from Scottsbluff, led the members and visitors in the Flag Salute.

Mr. Pedersen presented a history of the Flag.

Dr. Palmer offered the closing prayer.

The Journal for the One Hundred-seventh Day was approved.

Communications

Letter from Senator Carl T. Curtis acknowledging receipt of LR 50.

Letter from Representative Robert V. Denney acknowledging receipt of LR 50.

Letter from Representative Robert V. Denney acknowledging receipt of LR 53.

Report of Registered Lobbyist

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period May 28, 1969 through June 12, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Norman Krivosha, Lincoln; City of Lincoln, Nebraska

Delbert Dirrim, Lincoln; Nebraska Consolidated Communications Corp.

R. A. Skochdopole, Omaha; Safeway Stores, Inc., and Governors of the Knights of Ak-Sar-Ben

Mike Boyle, Omaha; Nebraska Citizens for Educational Freedom

Frank Rall and Jim Raglin, Lincoln; Building Construction Employers Assn.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 503. Placed on General File as amended.

Standing Committee amendments to LB 503:

1. Add a new section 1 to read as follows:

"Section 1. That section 77-2717, Revised Statutes Supplement, 1967, be amended to read as follows:

77-2717. *(1)* The tax imposed on, and the computation of the tax for, individuals shall apply to the tax liability of all estates and trusts except those trusts taxed as a corporation under the Internal Revenue Code.

(2) In all instances wherein a fiduciary income tax return is required under the provisions of the Internal Revenue Code, a Nebraska fiduciary return shall be filed. The fiduciary shall be responsible for making the return for the estate or trust for which he acts, whether such income be taxable to the estate or trust or to the beneficiaries thereof. The fiduciary shall include in the return a statement of each beneficiary's distributive share of net income when such income is taxable to such beneficiaries.".

2. Renumber original section 1 as section 2.

3. In renumbered section 2, strike lines 3 to 11 and insert:

"77-2718. A resident estate or trust means: (1) The estate of a decedent who at his death was domiciled in this state; (2) a trust ~~created~~*, or portion of a trust, consisting of property transferred* by will of a decedent who at his death was domiciled in this state; or (3) ~~an inter vivos trust created by, or consisting of property of,~~ *a trust, or portion of a trust, consisting of the property of* a person domiciled in this state, *at the time such trust, or a portion of a trust, becomes irrevocable; (4) for the purposes of the foregoing, a trust or portion of a trust becomes irrevocable when the person whose property constitutes such trust or portion of a trust may no longer exercise the power to revest title to such property in himself.*".

4. Strike original section 2.

5. In section 3, line 3, reinstate the stricken matter, line 14 strike "shall be determined" and show same as stricken matter, and lines 14 and 15 strike "taxpayer's entire taxable" and show as stricken matter.

6. In the bill strike original section 4 and insert:

"Sec. 4. *This act shall be effective for all taxable years beginning after December 31, 1968.*".

7. In section 5, line 1, strike "77-2718, 77-2723" and insert "77-2717, 77-2718".

(Signed) J. W. Burbach, Chairman

Enrollment and Review

LEGISLATIVE BILL 688. Replaced on Select File as amended.

E and R amendment to LB 688:

1. In E & R amendment 2, adopted 5/28, strike lines 7 and 8 and insert "and in line 8, strike 'section' and insert 'sections'.".

LEGISLATIVE BILL 428. Correctly re-engrossed.

LEGISLATIVE BILL 523. Correctly engrossed.

LEGISLATIVE BILL 829. Correctly re-engrossed.

LEGISLATIVE BILL 873. Correctly engrossed.

LEGISLATIVE BILL 1068. Correctly engrossed.

LEGISLATIVE BILL 1141. Correctly engrossed.

LEGISLATIVE BILL 1142. Correctly engrossed.

LEGISLATIVE BILL 1371. Correctly engrossed.

LEGISLATIVE BILL 1388. Correctly engrossed.

LEGISLATIVE BILL 153. Correctly enrolled.

LEGISLATIVE BILL 318. Correctly enrolled.

LEGISLATIVE BILL 346. Correctly enrolled.

LEGISLATIVE BILL 877. Correctly enrolled.

LEGISLATIVE BILL 1219. Correctly enrolled.

LEGISLATIVE BILL 1356. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 153 LB 318 LB 346 LB 877 LB 1219 LB 1356

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 657.

A BILL FOR AN ACT relating to insurance; to make unlawful the borrowing or rental of securities by insurance companies and affiliated companies or individuals; and to provide for penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Bloom
Clark
Danner
Klaver
Kokes
Mahoney
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 761.

A BILL FOR AN ACT to amend section 37-717, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to clarify and extend an exemption as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Bloom
Clark
Danner
Klaver
Kokes
Mahoney
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 862.

A BILL FOR AN ACT to amend sections 71-1001 and 71-1002, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide for alternates on the State Anatomical Board; to revise procedures for disposing of unclaimed dead human bodies; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Batchelder
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Johnson
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Schreurs
Simpson
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 9:

Budd
Burbach
Kennedy
Nore
Orme
Schmit
Stull
Warner
Wylie

Not voting, 12:

Adamson
Bloom
Clark
Danner
Hasebroock
Holmquist
Klaver
Mahoney
Robinson
Skarda
Waldron
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1088

A BILL FOR AN ACT to amend section 72-201, Reissue Revised Statutes of Nebraska, 1943, and sections 72-240.20 and 72-258, Revised Statutes Supplement, 1967, relating to school lands and funds; to increase the compensation of appraisers and members of the Board of Educational Lands and Funds; to clarify the meaning thereof; and to repeal the original sections.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Adamson
Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Bloom
Clark
Danner
Klaver
Mahoney
Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Appreciation

Mr. Adamson expressed his gratitude for services rendered by members and employees during his tenure.

Mr. Adamson asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

STANDING COMMITTEE REPORT

Committee on Committees

June 13, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by the Legislative Body, and suggests a record vote on each confirmation.

Wayne R. Douce—Nebraska Highway Bond Commission

Alan H. Williams—Nebraska Highway Bond Commission

Don E. Etmund—Nebraska Highway Bond Commission

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report and a record vote taken on each confirmation.

The motion prevailed.

Vote on Mr. Douce

Voting in the affirmative, 38:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds

Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Adamson
Bloom
Clark
Danner
Klaver
Kokes
Kremer
Mahoney
Skarda
Syas
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Douce confirmed.

Vote on Mr. Williams

Voting in the affirmative, 40:

Batchelder
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Adamson
Bloom
Budd
Clark
Danner
Klaver
Mahoney
Skarda
Swanson

Having received a majority of the votes of all members, the President declared the appointment of Mr. Williams confirmed.

Vote on Mr. Etmund

Voting in the affirmative, 38:

Batchelder
Burbach
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson

Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Adamson
Bloom
Budd
Carpenter
Clark
Danner
Klaver
Mahoney
Nore
Skarda
Waldo

Having received a majority of the votes of all members, the President declared the appointment of Mr. Etmund confirmed.

SELECT FILE

LEGISLATIVE BILL 290. Laid over at the request of Mr. Waldo.

LEGISLATIVE BILL 606. E and R amendments found in the Legislative Journal for the One Hundred-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 641. E and R amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 715. E and R amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 992. E and R amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1095. E and R amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1150. E and R amendments found in the Legislative Journal for the One Hundred-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1361. E and R amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted.

Advanced to E and R for engrossment.

UANIMOUS CONSENT—Order of Business

Mr. Carpenter asked unanimous consent to take up LB 1381 and LB 1346 on General File. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on June 13, 1969 at 9:10 a.m.: LB 664 LB 704 LB 732 LB 943 LB 1089 LB 1104 LB 1147 LB 1276 LB 1328 LB 1375

(Signed) Ruth Bossard, Enrolling Clerk

Visitors

Mr. Robinson introduced his daughter, Mrs. R. L. Hinrichs, and two children.

Mr. Whitney introduced A. O. Stenger of Imperial and Jack Maddux of Wauneta.

GENERAL FILE

LEGISLATIVE BILL 1381. Reading waived. Explained.

Mr. Pedersen offered the following amendment, which was adopted:

Amend Standing Committee amendment Sec. 2 (1), after line 5, insert "*or*".

Mr. Carpenter offered the following amendment, which was adopted:

Amend Standing Committee amendment to include the savings clause.

Standing Committee amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted as amended.

Advanced to E and R for review with 31 ayes, 3 nays and 15 not voting.

Mr. Syas Presiding

LEGISLATIVE BILL 1346. Reading waived. Explained.

Mr. Carpenter offered the following amendments:

1. In section 1, strike lines 3 and 4 and insert

"(1) Superintendent shall mean the State Superintendent of Law Enforcement and Public Safety;" and strike line 19 and insert "(4) Director shall mean the director".

2. In section 2, lines 3 and 4 strike "Nebraska Commission on Law Enforcement and Criminal Justice" and insert "superintendent".

3. In section 3, strike lines 1 and 2 and insert

"Sec. 3. The superintendent, after consultation with the Nebraska Police Standards Advisory Council shall:", line 5, strike "for cause the superintendent" and insert "the director", strike lines 7 to 12 and insert "and duties to him;", line 28 insert "and" after the semicolon, strike lines 29 to 31, and line 32 strike "(9)" and insert "(8)".

4. In section 4, line 1, strike "superintendent" and insert "director", line 5 strike "Nebraska Com-", strike line 6 and insert "superintendent for the", line 8 strike "superintendent" and insert "director", strike lines 12 to 18 and insert "them.", and line 25 strike "commission" and insert "superintendent".

5. In section 5, line 3, strike "superintendent" and insert "director".

6. In section 6, strike "within the Nebraska" and strike line 3 and insert a period.

7. In section 7, strike lines 2 to 4 and insert "visory Council shall consist of five members appointed by the Governor. The five members appointed", line 5, strike "commission" and insert "Governor", line 12, strike "commission" and insert "Governor", line 21 insert "The council shall select one of its members as chairman." after the period, lines 25, 27, and 28 strike "commission" and insert "Governor".

8. Strike section 8 and renumber sections 9 and 10 as sections 8 and 9 respectively.

9. Strike section 11 and renumber sections 12 to 16 as sections 10 to 14 respectively.

10. In renumbered section 11, line 5, strike "commission" and insert "superintendent".

11. In renumbered section 12, line 22, strike "commission" and insert "superintendent".

12. In renumbered section 14, strike lines 5 to 8 and insert "or continued employment.", in lines 10, 14, and 16 strike "commission" and insert "superintendent", strike lines 23 to 41, line 42 strike "(4)" and insert "(3)", lines 44, 46, 48, and 53 strike "commission" and insert "director", and line 48 strike "(5)" and insert "(4)".

13. Add a new section to be known as section 15 and to read as follows:

"Sec. 15. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

Amendments pending.

Mr. Carpenter asked unanimous consent to print the bill with the amendments incorporated therein and placed on the members desks by Monday morning. No objections. So ordered.

Laid over until Monday at the request of Mr. Carpenter.

Members Excused

Mrs. Craft and Miss Reynolds asked unanimous consent to be excused at 11:30 a.m. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Kokes asked unanimous consent to consider LB 1407 on General File after LB 1421. No objections. So ordered.

UNANIMOUS CONSENT—Order of the Day

Mr. Warner asked unanimous consent to take up underlined bills the remainder of the morning. No objections. So ordered.

Mr. Pedersen asked unanimous consent to take up LB 546 as the first order on General File this afternoon. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1198. Reading waived. Explained.

Mrs. Orme offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1061. Reading waived. Explained.

Mr. Knight offered the following amendment, which was adopted:

1. In Standing Committee Amendment 1 lines 6,
16, 17, 18, and 19 and Standing Committee Amendment 2, lines
7, 8, 18, and 20 strike "*one thousand*" and insert "*twenty-five hundred*".

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were adopted as amended.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 906. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 659. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1379. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1336. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1380. Reading waived. Explained.

Mr. Wylie offered the following amendment, which was adopted:

Add the emergency clause.

Members Excused

Messrs. Carpenter and Swanson asked unanimous consent to be excused this afternoon. No objections. So ordered.

Recess

At 12:02 p.m., on a motion by Mr. Holmquist, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Mrs. Craft and Miss Reynolds, excused until 2:00 p.m., Messrs. Adamson, Bloom, Carpenter, Danner, Klaver, Mahoney, Skarda and Swanson, who were excused.

GENERAL FILE

LEGISLATIVE BILL 1380. Mr. Syas moved to indefinitely postpone. The motion lost with 5 ayes, 23 nays and 21 not voting.

Advanced to E and R for review with 27 ayes, 3 nays and 19 not voting.

LEGISLATIVE BILL 546. Reading waived. Explained.

Mr. Pedersen offered the following amendment:

Strike the standing committee amendments to LB 546 and to substitute in lieu thereof the following:

Insert a new Section, and renumber the original Section 5 as Section 6 and renumber the succeeding sections, with new Section 5 to read as follows:

Section 5

(a) There is hereby created an Air Pollution Control Advisory Council, hereinafter referred to as "the Advisory Council", of (fifteen) members to be appointed by the Governor, including (one) registered professional engineer experienced and competent in matters of air pollution control; (one) licensed physician knowledgeable in the health effects of air pollution; (one) representing the chemical industry; (one) representing the power generating industry; (one) representing the fuels industry; (one) representing the heavy manufacturing industry; (one) representing agriculture; (one) representing conservation; (one) representing county government; (one) representing municipal government; (one) representing labor; (one) representing the food processing industry; and (three) appointed at large to represent the public. Such administrative services and monies as may be made avilable to or for the Advisory Council shall be charges on the Department of Health.

(b) The Director of Health shall serve as secretary of the Advisory Council. The Advisory Council shall annually select a chairman from among its members.

(c) Members of the Advisory Council shall serve at the pleasure of the Governor; provided that no members representing subdivisions of the state may continue in such capacity except during the time when he is an official or employee of a municipality, county or interlocal agency of municipalities or counties. The members except those who are employed in governmental service for compensation, shall be compensated at the rate of Forty and No/100 Dollars ($40.00) per day when engaged on business of the Advisory Council in accordance with this act.

(d) The Advisory Council shall advise on the rules and regulations as provided in this act, and any other matters related to the purposes of the Act submitted to it by the Department of Health; and may make recommendations on its own initiative to the Department of Health concerning the administration of this Act. The Advisory Council shall meet at the call of the Director of Health or at the written request of (five) members.

Mr. Nore moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Pedersen requested a record vote.

Voting in the affirmative, 7:

Craft
Keyes
Knight
Moulton
Moylan
Pedersen
Syas

Voting in the negative, 18:

Batchelder
Budd
Burbach
Clark
Duis
Hasebroock
Holmquist
Kremer
Luedtke
Nore
Orme
Reynolds

Schmit
Stull
Wallwey
Warner
Wiltse
Wylie

Not voting, 24:

Adamson
Bloom
Carpenter
Carstens
Danner
Elrod
Harsh
Johnson
Kennedy
Klaver
Kokes
Mahoney
Marvel
Proud
Robinson
Schreurs
Simpson
Skarda
Swanson
Waldo
Waldron
Wenzlaff
Whitney
Ziebarth

The Pedersen amendment lost.

The Standing Committee amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

Message from the Governor

June 13, 1969

The President, the Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session

I have now completed my review of Sections 24 through 62 of LB 1421. I have these comments concerning those agencies and services which I feel most drastically harmed by the level of appropriations recommended by LB 1421.

Department of Public Welfare—Agency No. 26, Section 24

A real difference of opinion exists between the Budget Committee and the Department of Public Welfare with respect to projected numbers of recipients in the state for the upcoming biennium in both the medical assistance programs (Medicaid) and the Aid to Dependent Children program. If the Budget Committee is correct on the number of recipients which must be served by law under these two programs then we probably will not have a substantial budget problem in these two programs. If the Department is correct, we will run out of money and be unable to meet obligations imposed upon us by past Legislatures and by the Congress of the United States by April of 1971.

In the Aid to Dependent Children program, the Budget Committee has calculated that we will have an average number of recipients over the next two years of 25,600 a month. The Department of Public Welfare calculates that we will have an average number of recipients for the same time period of 29,600. One indication that the Department is correct is that the April, 1969 recipient count under this program is already at 26,500, an amount greater than what the Budget Committee has calculated will be the average for the next two years.

We see no sign that the number of recipients will be decreasing. If they do not decrease, then the Department will be short of funds.

In the Medicaid program, the Budget Committee apparently has calculated their recommendations based on an average number of recipients of 21,333 per month. The Department has calculated its recommendation on an average recipient count of 24,000 a month. Once again, the current recipient count in April, 1969 is higher than the amount calculated by the Budget Committee for the next two years. Already in April of this year there were 23,780 recipients under the Medicaid program.

The amount of the additional budget appropriation required should the Department's figures be correct will be approximately $2,600,000 in the ADC program ($826,000 of which will be general fund money) and $2,450,000 in the Medicaid program ($447,000 of which will be general fund money).

In both cases, the Department based their recommendations on fully utilizing all cost saving ideas that they know of. Many of these ideas will not be able to be used because the Budget Committee has not funded the positions which would implement the ideas. For example, the Department wanted to initiate a program designed to work with potential recipients of welfare payments **before** they were on the welfare roles to keep them off its roles. Likewise, the Department wanted to use the same approach with respect to former recipients to prevent them from returning to the welfare roles. The staff to implement both of these programs was requested by the Deparment but was not granted by the Committee. The result will be that more potential and former recipients will be on the welfare roles than would have been had the program been initiated.

The estimates made by the Department of potential recipients, particularly viewed in light of the number of recipients who are already being serviced, leads me to conclude that the Department's estimates are correct and that we need the additional funds in the welfare program. I urge you to restore the reductions the Budget Committee has made.

Nebraska State Colleges—Agencies No. 49, 50-1, 50-2, 50-3 and 50-4 Sections 44, 45, 46, 47 and 48

I will attempt to give you my comments on the state colleges as a group where possible.

In my budget recommendations I eliminated the office of Coordinator. I did this on the assumption that a Higher Education Coordinating Council would be created during this legislative session and that that Council would assume the coordinating duties of the state colleges. If that Coordinating Council is not created, however, I believe it essential to retain the office of Coordinator of the State Colleges. Likewise, the Secretary's staff should remain as now unless the Coordinating Council is created and adequately staffed.

With respect to the colleges themselves, the Budget Committee based its recommendations on a 650 credit hour production for each faculty member at the state colleges, except Peru where the basis was 675 credit hours. It is my understanding that this differs substantially from a 525 credit hour production which serves as the basis for their recommendations with respect to the University of Nebraska. In my recommendations, I had attempted to equate the credit hour production for faculty members at the colleges and the University in those cases where the faculty members provided the same kind of academic services. In other words, while I did not attempt to equate graduate and research faculty at the University with undergraduate teaching faculty at the colleges, I did attempt to move toward equality with credit hours production between undergraduate faculty in the teachers college at the University and faculty members at the state colleges. This would mean a credit hour production at the state colleges of approximately 600 credit hours per faculty member.

Another serious problem with the recommendations of LB 1421 are the limits provided for personal services for each year of the biennium for Instruction and Research. This restriction means that larger enrollments than predicted in the colleges could not be accommodated by increasing the staff, even though cash funds would be greater than anticipated. Probably, enrollment would have to be limited.

State Patrol—Agency No. 64, Section 59.

Under Program No. 195, approximately $340,000 has been cut from my budget recommendations in the area of personal services. The result of this cut is that there will be only token pay increases for most people in the department for the next two years. No one in the department will receive a meaningful pay increase unless he either is promoted in rank, something which does not occur very frequently, or he receives a longevity salary increase, again, a matter that does not occur very often. We had recommended that the existing pay plan itself be increased 5% each year, thereby insuring meaningful salary increases for everyone in the department.

Additional salary increases beyond our recommended 5% could only be obtained by an individual who received a promotion in rank. In his new rank, he would necessarily have more responsibility and greater duties so should be entitled to a larger pay increase.

I would urge the restoration of these reductions in the State Patrol budget.

Department of Administrative Services—Agency No. 65, Section 60

There are a number of programs in this agency which currently have a smaller appropriation than the amount I recommended. I understand, however, that the Budget Committee has not yet decided what amounts will be allocated for Program No. 173, Telecommunications System, and Program 605, Personnel Administration. I therefore make no comments on those programs at this time.

Let me urge you as strongly as possible, however, to reconsider the reduction that the Budget Committee has made in Program No. 509, Budget Administration. The Budget Committee has reduced my recommendation by approximately $118,000 for the biennium. There is no way that the Executive Branch can provide on-going management analysis, prepare budgets for the consideration of the Legislature, carefully review the expenditures of state agencies, analyze budgetary trends and expenditure developments, etc., without additional staff in the Budget Division. I asked for three additional men in the Budget Division. Not only were these additional positions not granted by the Committee, but one position was eliminated from our current authorized numbers. This is the beginning of a crippling process that will eliminate realistic day-to-day control and direction of expenditures.

The Budget Division of D.A.S. is the central agency for executive control of expenditures. This is the agency that the Governor can use to make sure that the citizens of the state get a dollar's worth of service for every dollar spent throughout state government. I urge you to provide me this ability by restoring the $118,000 to Program 509.

I also must suggest that you review closely the reduction in Program No. 49, Departmental Administration. A position of General Services Administrator was asked for in that program and was rejected by the Budget Committee. I would hope that you see the need to have a Deputy Director in a department as large as the Department of Administrative Services. There are many departments smaller than D.A.S. that justifiably have deputies. To fail to have one in D.A.S. would be an example of poor management practices.

Equal Employment Opportunity Commission—Agency No. 67, Section 62

We all believe that there should be equal employment opportunity provided in Nebraska for everyone regardless of their race, their nationality, or their sex. It is important that we translate this belief into practice by adequately funding the agency which enforces the law designed to implement our beliefs.

The Budget Committee recommendations run directly contrary to these beliefs. Their recommendations would provide for no salary increases for the whole biennium for any employees in the department, and in addition would leave almost nothing for operating expenses. They have recommended a reduction in the **current** biennium budget of this agency of approximately $14,000. They have recommended a reduction from my recommendations for the upcoming biennium of almost $122,000. This is a back-door way to destroy the Commission and our beliefs of fairness and equality.

Since many of our cases are in Omaha, we eliminated some expenses in my recommendations by providing for two field men in Omaha rather than having them in Lincoln and driving back and forth to Omaha. Likewise, we asked for an additional two men for the remainder of the state since the case load is increasing in the agency.

If we truly believe in our statutes in the area of civil rights, I urge you to restore the $122,000 that the Budget Committee has cut from my recommendations in the budget of the Equal Employment Opportunity Commission.

I will complete my review of the final agencies in the budget as quickly as possible and submit to you my comments on those and other budgetary matters.

Very truly yours,

(Signed) Norbert T. Tiemann, Governor

Members Excused

Mrs. Orme and Mr. Schreurs asked unanimous consent to be excused at 3:00 p.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 601. Considered.

Mr. Pedersen renewed his pending specific amendment of 5/27.

Mr. Robinson moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 1 nay and 23 not voting.

The Pedersen amendment was adopted with 17 ayes, 15 nays and 17 not voting.

Mr. Knight moved to indefinitely postpone.

Mr. Batchelder asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

Mr. Carstens requested a Call of the House. The Call showed 36 members present.

Mr. Simpson moved to raise the call. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

Mr. Carstens requested a record vote.

Voting in the affirmative, 20:

Budd
Clark
Craft
Duis
Harsh
Holmquist
Johnson
Knight
Kokes
Kremer
Marvel
Proud
Robinson
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 14:

Burbach
Carstens
Elrod
Kennedy
Keyes
Luedtke
Moulton
Moylan
Nore
Pedersen
Schmit
Stull
Syas
Waldo

Not voting, 15:

Adamson
Batchelder
Bloom
Carpenter
Danner
Hasebroock
Klaver
Mahoney
Orme
Reynolds
Schreurs
Simpson
Skarda
Swanson
Waldron

The Knight motion lost.

Laid over at the request of Mr. Carstens.

MOTION—Adjournment

Mr. Syas moved to adjourn.

The motion lost with 15 ayes, 19 nays and 15 not voting.

GENERAL FILE

LEGISLATIVE BILL 753. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Mr. Elrod offered the following amendments, which were adopted:

1. Insert 2 new sections to read as follows:

"Sec. 3. That section 23-174, Revised Statutes Supplement, 1967, be amended to read as follows:

23-174. If any person shall violate any of the provisions of sections 23-164 to 23-174 for which penalty is not elsewhere provided therein, or if any person shall violate any of the provisions of any resolution adopted under the power and authority granted to county boards under sections 23-174.01 ~~and~~, 23-174.02, *23-174.03, or 23-174.10* or under sections 23-114 and 23-171 to 23-173, such person shall be punished upon conviction in the same manner as for violation of section 23-114.05 in accordance with the penalties prescribed therein.

Sec. 4. That section 23-174.10, Revised Statutes Supplement, 1967, be amended to read as follows:

23-174.10. In any county ~~having a population in excess of thirty thousand inhabitants according to the most recent federal decennial census and~~ which has adopted county zoning regulations ~~as provided in sections 23-161 to 23-174.05~~, the county board, by resolution, may make regulations ~~to secure the general health of the county, prescribe~~ *as may be necessary or expedient to promote the public health and welfare, including regulations to prevent the introduction or spread of contagious, infectious, or malignant diseases; to provide* rules for the prevention, abatement, and removal of nuisances, *including the pollution of air and water;* and make and prescribe regulations for the construction, location, and keeping in order of all slaughterhouses, stockyards, warehouses, sheds, stables, barns, *commercial feedlots,* dairies, or other places where offensive matter is kept, or is likely to accumulate~~, within the county~~. *Such regulations shall be not inconsistent with the general laws of the state and shall apply to all of the county except within the* *limits of any incorporated city or village, and except within the unincorporated area where a city or village has been granted zoning jurisdiction and is exercising such jurisdiction.".*

2. Add the emergency clause to LB 753.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1360. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-eighth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

Adjournment

Mr. Proud moved to adjourn. The motion prevailed with 20 ayes, 10 nays and 19 not voting and the Legislature adjourned at 3:56 p.m. until 9:00 a.m., Monday, June 16, 1969.

Hugh F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, June 16, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Deliver us, our Father, from futile hopes and from clinging to lost causes, that we may move into ever growing calm and ever widening horizons. Keep us alive to the needs of this hour, that we may be moving in the right direction and giving our attention to the right voices. Where we cannot convince, let us be willing to persuade, for small deeds done are better than great deeds planned. We know that we cannot do everything. But help us to do something. For Jesus' sake. Amen.

The roll was called and all members were present except Mr. Kokes, excused until 10:15 a.m. and Messrs. Robinson, Skarda and Wenzlaff, who were excused.

Visitors

Mr. Burbach introduced Mrs. Tiemann and Nobby, Jr., Dr. Tolafson and Richard, Senator Hanna's mother and wife, Clare, Dave and Mrs. Pierson and Mrs. Lorraine Orr of North Platte.

Committee to Escort Visitors

Mr. Wylie and Speaker Warner escorted Governor Tiemann and Don Hanna, Jr., newly appointed Senator.

The Governor introduced Mrs. Don Hanna, Jr. and Mrs. Hanna, Sr.

The Governor presented Senator Don Hanna, Jr. from Brownlee, to the Legislature. Mr. Hanna spoke to the members briefly, then was escorted to his chair.

Message from the Governor

Know all Men by these Presents:

That I, Norbert T. Tiemann Governor of the State of Nebraska, do hereby appoint Don Hanna, Jr. of Brownlee, Nebraska to the office of Member of Unicameral Legislature, 43rd District to do and perform all the duties of said office for the term beginning June 16, 1969 for such time as he shall satisfactorily perform all the duties imposed upon such officer by law, and until First Tuesday in January, 1971.

Done at Lincoln, Nebraska, this 16th day of June A.D. 1969

(Signed) Norbert T. Tiemann, Governor

Message from Secretary of State

June 16, 1969

Mr. Hugo Srb
Clerk of the Legislature
Capitol Building
Lincoln, Nebraska

Dear Mr. Srb:

We hand you herewith the official appointment of Don Hanna, Jr. as a Member of the Legislature from the Forty-third District for the unexpired term of Elvin Adamson, resigned.

Sincerely yours,

(Signed) Frank Marsh, Secretary of State

Enclosure

Frank Marsh, Secretary of State of the State of Nebraska does hereby certify that Don Hanna, Jr. has been appointed a Member of the Legislature of the State of Nebraska from the Forty-third District, for the unexpired term of Elvin Adamson, resigned, for the term beginning June 16, 1969, for such time as he shall satisfactorily perform all the duties imposed upon such officer by law, and until the first Tuesday in January, 1971, and until a successor is duly elected and qualified.

I further certify that the foregoing appointment was made by Governor Norbert T. Tiemann under the authority granted by Section 32-1042 of the Revised Statutes of Nebraska.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this sixteenth day of June in the year of our Lord, one thousand nine hundred and sixty-nine.

(Signed) Frank Marsh, Secretary of State

(Seal)

Corrections for the Journal

Page 2509, line 31, insert "confirmed" at end of line.
Page 2510, line 12, insert "confirmed" at end of line.

The Journal for the One Hundred-eighth Day was approved as corrected.

Communications

Letter from Representative Martin acknowledging receipt of LR 50.

Letter from Senator Curtis acknowledging receipt of LR 53.

Letter from Senator Hruska acknowledging receipt of LR 50.

Messages from the Governor

June 13, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 12, 1969 I approved LB 443, LB 597, LB 647, LB 669, LB 694, LB 705, LB 719, LB 725, LB 767, LB 769, LB 917, LB 924, LB 1012, LB 1027, LB 1054, LB 1084, LB 1110, LB 1207, LB 1235, LB 1254, LB 1270, LB 1347, LB 1351 and LB 1370.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

June 13, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 13, 1969 I approved LB 664, LB 732, LB 943, LB 1089, LB 1104, LB 1147, LB 1276, LB 1328 and LB 1375.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

UNANIMOUS CONSENT—Print in Journal

Speaker Warner asked unanimous consent to have the following letter printed in the Journal. No objections. So ordered.

June 13, 1969

Honorable Jerome Warner
State Senator
State Capitol Building
Lincoln, Nebraska 68509

Dear Senator Warner:

In accordance with your request the following is the status of the move by the Department of Insurance to 1335 "L" Street in Lincoln. Following the approval of the move by the Legislature as contained on page 2275 of the Legislative Journal, the Department completed the negotiations for the space including specifications for additional partitions. These partitions will be built at the cost of the building. The Department's only cost will be for the actual move. Department personnel and prison labor will do the moving. The miscellaneous arrangements for the actual move have been accomplished including phone service.

The lease, which is identical in form to the lease entered into by the Tax Commissioner when some of their offices were previously located in this building, has not been signed. It was to have been signed this week, however due to your inquiry we will refrain from signing the lease until the situation is stabilized. It is my understanding that the contractor has been hired to put in the partitions and has started on this project.

It is also my understanding that the building may not be sold by July 1, 1969, the date we are scheduled to move. In such an instance the property will be placed in trust with the National Bank of Commerce and all negotiations and rent payments will be with the bank until the sale is consummated.

The funds for the rent will come from the statutory fees charged all domestic and foreign insurance companies by the Department. No tax money is involved.

The Department desires to move into the new State Office Building if permitted. The lease will permit the Department to move upon the completion of the State Office Building.

I hope this adequately explains the present status of our move.

Respectfully,

(Signed) Benjamin C. Neff, Jr.
Director of Insurance

BCN:kkm

Mr. Syas moved that Speaker Warner check to find out what offices are in the State Capitol that are not part of State Government.

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

MOTION—Reconsider Action

Mr. Nore moved to reconsider action on the Department of Insurance move.

The motion lost with 6 ayes, 18 nays and 25 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 777. Placed on Select File as amended.

E and R amendments to LB 777:

1. In section 1, line 13, strike the period and insert "*. ;*"; in lines 19 and 29, strike the period and insert an underscored semicolon; in line 36, strike the period and insert "*; or*"; in line 25, strike the comma; in lines 55 and 60, strike "*origin plant*" and insert "*plant of origin*"; and in lines 61 and 62, strike "*provided*" and insert "*if*".

2. In renumbered section 2, line 4, strike "sells" and insert "~~sell~~ *sells*".

3. In renumbered section 3, lines 13 and 18, insert an underscored comma after "*week*"; and in line 47, strike "*are*" and insert "*shall be*".

4. In section 5, strike the last word in line 44 and insert "*resells*"; and in line 52, strike "*association*" and insert "*associations*".

5. In lieu of the standing committee amendment thereto, in renumbered section 6, line 1, strike "81-275.23" and insert "81-275.22, 81-275.23,".

6. In the title, line 2, strike "81-275.23" and insert "81-275.22, 81-275.23,"; in line 5, insert "to make certain acts unlawful;" after the first semicolon; and in line 6, insert "to define terms;" after the semicolon.

LEGISLATIVE BILL 987. Replaced on Select File as amended.

E and R amendments to LB 987:

1. In section 2, line 4, strike the comma.

2. In the Waldo amendment 7, line 2, insert "Sec. 6." before "(1)"; and in numbered line 30, strike "All persons" and insert "Any person", and also strike "have" and insert "has".

3. In section 9, line 32, strike "employers" and insert "employer's".

4. In renumbered section 10, lines 3, 5, 8, and 10, strike "electricians" and insert "electrician's".

5. In the Waldo amendment 13, line 4, insert "State" after "the".

LEGISLATIVE BILL 1406. Placed on Select File as amended.

E and R amendment to LB 1406:

1. In section 1, line 4, strike the comma.

LEGISLATIVE BILL 1418. Placed on Selcet File as amended.

E and R amendments to LB 1418:

1. In section 1, line 3, strike "School districts in" and insert "School districts in"; in line 3, insert "and" after the second comma; and in line 4, insert *"school"* after *"VI"*.

2. In the title, strike line 4 and insert "Class II and VI school districts to"; in line 5, strike "and"; and in line 6 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1423. Placed on Select File as amended.

E and R amendments to LB 1423;

1. In the first Waldron amendment, line 1, insert "section 1" after the comma.

2. In section 1, line 9, strike *"existing"* and insert *"an existing building or"*; in line 10, insert *"site or"* after *"the"*; and in line 10, insert *"building or"* after *"such"*.

3. In section 2, line 10, insert *"or buildings"* after *"building"*; insert *"or sites"* at the end of line 11; and in line 12, strike *"is"* and insert *"or buildings are"*.

4. In section 4, line 7, insert *"or teacherages"* before the comma.

5. In the title, line 7, strike "existing" and insert "an existing building or"; and in line 8, insert "or a teacherage or teacherages" after "schoolhouses".

LEGISLATIVE BILL 168. Correctly engrossed.

LEGISLATIVE BILL 606. Correctly re-engrossed.

LEGISLATIVE BILL 641. Correctly engrossed.

LEGISLATIVE BILL 715. Correctly engrossed.

LEGISLATIVE BILL 804. Correctly engrossed.

LEGISLATIVE BILL 820. Correctly engrossed.

LEGISLATIVE BILL 992. Correctly engrossed.

LEGISLATIVE BILL 1095. Correctly engrossed.

LEGISLATIVE BILL 1150. Correctly engrossed.

LEGISLATIVE BILL 1248. Correctly engrossed.

LEGISLATIVE BILL 1361. Correctly engrossed.

LEGISLATIVE BILL 657. Correctly enrolled.

LEGISLATIVE BILL 761. Correctly enrolled.

LEGISLATIVE BILL 862. Correctly enrolled.

LEGISLATIVE BILL 1088. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 657 LB 761 LB 862 LB 1088

Speaker Warner Presiding

Message from the Governor

June 16, 1969

The President, the Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session:

I have now completed my review of LB 1421 and have the following comments in addition to those which I have earlier made.

Department of Economic Development—Agency No. 72, Section 66.

The Department of Economic Development had one of the largest percentage reductions from my recommendations of any agency. This is unfortunate since I and all persons in Nebraska who have dealt with the department are convinced that it has done an outstanding job in its first two years of operations. Miracles cannot be expected from an agency only two years old, and, yet, the progress that this agency has made in those two years could almost be described as miraculous.

Serious consideration should be given by this Legislature to restoring all the money to the General Fund that has been cut from my recommendations by the Budget Committee. Without meaning to downgrade any of the programs, let me emphasize the damage done in two of the programs.

In Program 593 on Page 65, I had recommended approximately $512,000 and LB-1421 recommends approximately $131,000. The amount recommended by LB-1421 is less than the amount necessary to continue currently operating programs. This reduction of $381,000 will effectively eliminate our community improvement program (a program in which Nebraska had more participating communities than any state in the country last year) and will mean no new local 701 comprehensive planning projects assisted by the department. We had planned in addition in Program 593 to receive $212,000 in 100% federal money for water and sewer planning in 74 Nebraska counties. We are now not able to get those federal funds because the personal services restrictions will not permit us to hire an FHA planner. In addition, we had planned to help more communities who had applied for 701 planning programs, to open regional offices in four areas of the state for community development and planning services, and to assist communities and counties in implementing their comprehensive development plans, implementation which is a prerequisite for loans and grants from the Housing and Urban Development Department of the federal government for low rent housing and other construction programs.

In Program 594, $403,000 was cut from my recommendations by the Budget Committee. Restoration of this amount will permit the department to establish offices both in western and eastern Nebraska to provide service for existing industry and local development groups. Likewise, we would be able to add an additional industrial consultant to increase our ability to promote Nebraska with new industry. We are quite proud of the work that the Industrial Promotion Division of the Department has made over its first two years and are convinced that with additional funds it can achieve its full potential.

I urge restoration of the amounts cut from my budget recommendations by LB-1421.

Programs Currently Consolidated Under Program No. 591—State Planning—In the Department of Economic Development

There are four programs for which I had submitted separate budgets which are now consolidated under one program in the Department of Economic Development. Those programs are the State Planning Office, the Governor's Commission on Law Enforcement and Criminal Justice (Crime Commission), the Highway Safety Program, and the Comprehensive Health Planning Program.

I do not object to the consolidation of these agencies into one program, and, in fact, I have outlined that possibility in LB-1398, the bill, introduced at my request, which establishes the State Planning Office as a separate agency. These agencies should not be, however, in the Department of Economic Development. They should be located as described in LB-1398. Preferably, the Crime Commission should be kept separate, since it is a functional planning agency, not simply a co-ordinating agency, but that can best be discussed when LB-1398 is debated.

In addition to the location of these agencies in the budget, I am deeply concerned about the size of their appropriations. I am convinced that if the General Fund appropriation for these agencies is left at the level recommended by LB-1421, Nebraska will be unable to participate fully with the rest of the nation in the mammoth war against crime that is being funded so generously at the federal level for those states who are willing to commit their own resources to battle. Likewise, I do not believe that we will be able to take full advantage of the Highway Safety Program, a program that has as its purpose the creation of safer driving conditions for all of us on our streets and highways.

Both of these programs have received overwhelming support throughout the State of Nebraska from its citizens, and both of these programs have already produced great co-operation between public and private offices at both the state and local level. To fail to fully fund them would disappoint and distress countless citizens throughout Nebraska.

Similarly, the federal government is bending every effort to require careful planning in our health services, planning that will eliminate duplicate expenses and provide greater services at minimum cost. This planning would be co-ordinated by the Comprehensive Health Planning Office. But at the funding level provided by LB-1421's recommendations, we would not be able to utilize fully the assistance the federal government is willing to provide.

Finally, the whole concept of co-ordinated planning between all agencies in the state, a concept which is fully outlined in LB-1398 and which is vital to the efficient operation of state government, is crippled by this budget recommendation. The budget recommended for the State Planning Office by the Budget Committee would provide only for a Director's post and would give him no assistants. Co-ordination of state planning cannot be accomplished by one man. The recommendations which I made in this agency were extremely conservative. I recommended that there be a Director and one assistant for each of four major functional areas—namely, social services, natural resources, transportation, and general governmental affairs. This is an absolute minimum staffing pattern for any co-ordination of state planning in the state.

The budget I recommended for the Governor's Crime Commission was for $530,000 general funds and that amount has been reduced by the Budget Committee to $165,160. I recommended approximately $25,000 general funds for the Highway Safety program and that has been reduced to $12,500. I recommended $139,000 general funds for state planning and that has been reduced to $33,791. Finally, I asked for $43,000 general funds for Comprehensive Health Planning and that has been reduced to $15,000.

I urge restoration of all of the General Fund reductions made in the programs for Crime Control, Highway Safety, Comprehensive Health Planning, and the State Planning Office. Likewise, I urge their transfer from the Department of Economic Development to the State Planning Office.

University of Nebraska—Agency 51, Section 70

By and large, I feel that the Budget Committee has recognized, as I did, the need for adequately funding the University of Nebraska. Investment in higher education for students attending the

University is the best investment possible for our tax dollars. I was pleased to see that the Budget Committee shared my feeling about this agency.

I do have one reservation about the funding levels provided by LB-1421. I believe that Program 732 on Page 70, the Omaha Campus of the University, has been inadequately funded to promote the development that campus should achieve. I would like to see restoration of funds made in that program sufficient to reduce the faculty credit hour production from the 650 hours used by the Budget Committee as their basis to approximately 600 hours, the amount I have urged be the base amount for faculty members at our state colleges.

These are all the comments I have on specific agencies. I have a few general comments which I will make as soon as possible.

Very truly yours,

(Signed) Norbert T. Tiemann, Governor

js

President Everroad Presiding

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 395. With emergency.

A BILL FOR AN ACT to amend section 2-1506, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska soil and water conservation committee; to authorize the committee to accept grants and payments; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Duis
Hanna
Keyes
Kokes
Pedersen
Robinson
Schmit
Skarda
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 756.

A BILL FOR AN ACT to amend sections 12-606, 12-607, 12-610, and 12-614, Reissue Revised Statutes of Nebraska, 1943, relating to cemeteries; to provide exceptions to the requirements for mausoleums, columbariums, or other structures as prescribed; to provide for approval of such structures; to change the amount of sale to be set aside for maintenance as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klavar
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Clark
Duis
Hanna
Kokes
Marvel
Robinson
Schmit
Skarda
Wenzlaff
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 757.

A BILL FOR AN ACT to amend section 2-2602, Reissue Revised Statutes of Nebraska, 1943, relating to economic poisons and devices; to require container identification by skull and crossbone legend; to require a statement of the antidote on the container; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter
Clark
Duis
Hanna
Kokes
Robinson
Schmit
Skarda
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1025. With emergency.

A BILL FOR AN ACT relating to counties; to authorize counties to establish, acquire, own, control, improve, and govern aviation fields within or without such county, and to dispose of the same; to authorize the levy of taxes and the issuance of bonds for carrying out the purposes of this act; to provide that counties within this state shall have power to establish by resolution regulations with reference to aircraft; to provide for the creation, operation, and financing of county airport authorities as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Waldo

Not voting, 6:

Duis
Hanna
Robinson
Skarda
Wenzlaff
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1049.

A BILL FOR AN ACT to amend sections 48-1202 and 48-1203, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to remove exclusions; to provide a minimum wage for persons compensated primarily by gratuities; and to repeal the original sections.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Batchelder

Not voting, 6:

Budd
Hanna
Robinson
Skarda
Wenzlaff
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1201.

A BILL FOR AN ACT to amend section 39-1349, Reissue Revised Statutes of Nebraska, 1943, relating to state highways; to increase interest rates on retained payments on construction contracts as prescribed; to provide when such interest rate accrues; and to repeal the original section.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Klaver

Not voting, 6:

Danner
Hanna
Marvel
Robinson
Skarda
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1206. With emergency.

A BILL FOR AN ACT to amend sections 2-1804 and 2-1810, Reissue Revised Statutes of Nebraska, 1943, and section 2-1807, Revised Statutes Supplement, 1967, relating to potato development; to provide authority for the Director of Agriculture to enter into contracts to carry out the purposes of the Nebraska Potato Development Act; to provide potato inspection and grading service; to provide for payment of inspection and grading fees from the Nebraska Potato Development Fund; to define terms; to harmonize the provisions with previous legislation; to provide for violations and penalties; to provide duties for the Revisor of Statutes; to repeal the original sections, and also sections 89-142 to 89-153, Reissue Revised Statutes of Nebraska, 1943, and to declare an emergency.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Hanna
Robinson
Skarda
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1363. With emergency.

A BILL FOR AN ACT to amend section 77-2757, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide that taxes deducted and withheld by the employer shall constitute a trust fund in the hands of the employer and shall be owned by the state; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carpenter
Hanna
Robinson
Skarda
Wallwey
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1374. With emergency.

A BILL FOR AN ACT to amend section 39-771, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that pneumatic tires with metal or metal-type studs may be used only between October 1 and April 15 except as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Batchelder
Bloom
Budd
Burbach
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney

Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Ziebarth

Voting in the negative, 5:

Clark
Duis
Stull
Whitney
Wylie

Not voting, 7:

Carpenter
Hanna
Marvel
Robinson
Skarda
Wenzlaff
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1389. With emergency.

A BILL FOR AN ACT relating to public lands; to authorize the Governor to transfer certain real estate to Norfolk, Nebraska; to provide purpose and for reverter; and to declare an emergency.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carpenter
Hanna
Robinson
Skarda
Warner
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Had I been present on June 11, I would have co-signed and voted "aye" on LR 60.

(Signed) Ellen Craft

Presented to the Governor

Presented to the Governor for approval on June 16, 1969, at 8:50 a.m.: LB 153 LB 318 LB 346 LB 877 LB 1219 LB 1356

(Signed) Ruth Bossard, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 290. Laid over at the request of Mr. Waldo.

LEGISLATIVE BILL 688. E and R amendment found in the Legislative Journal for the One Hundred-eighth Day was adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 1350 to Select File

Mr. Carpenter moved to return LB 1350 to Select File for the following specific amendment:

1. In new section 4, line 5, after *"election"* insert *"occurring not less than four months"*; and in line 9 after *"election"* insert *"occurring not less than four months"*.

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 1350. The Carpenter specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Withdraw Name

Mr. Harsh asked unanimous consent to withdraw his name from LB 425.

Laid over.

Member Excused

Mr. Kremer asked unanimous consent to be excused tomorrow morning. No objections. So ordered.

MOTION—Return LB 704 from Governor

Mr. Marvel moved to return LB 704 from the Governor for further consideration.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

MOTION—Place LB 968 on General File

Mr. Pedersen moved to place LB 968 on General File.

The motion prevailed with 28 ayes, 2 nays and 19 not voting.

MOTION—Place LB 83 on General File

Mr. Carpenter moved to place LB 83 on General File notwithstanding the Committee action.

Motion pending.

MOTION—Rule Change

I would like to protest the moving up of bills unless they are scheduled at least one Legislative Day in advance. It is very difficult to vote intelligently on a bill which we do not have a chance to study in detail in advance. Therefore, I move that the order set by the Committee on Order and Arrangements *not* be changed without at least one Legislative Day advance notice.

(Signed) W. L. Schreurs

Referred to the Rules Committee.

RESOLUTIONS

LEGISLATIVE RESOLUTION 62. Re: Study of State Border Inspections

Introduced by Willard H. Waldo, 31st District; M. A. Kremer, 34th District and Lester Harsh, 38th District.

WHEREAS, the Department of Agriculture, the Tax Commissioner, the State Railway Commission, and the Department of Roads have distinct and separate statutory duties relating to inspections to be conducted at the borders of the state; and

WHEREAS, the performance of said inspection responsibilities can lead to unnecessary burden on those being regulated and result in inefficient use of state personnel; and

WHEREAS, a coordinated program is desirable to minimize said burden and inefficiency; and

WHEREAS, the problem is of sufficient consequence to warrant careful study and consideration.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That a committee of the Legislative Council be established to make a study of entry inspection duties and services, and to develop recommendations for the performance of these duties and services with the least possible burden to those being regulated and the most efficient use of state personnel, consistent with the degree of job specialization necessary.

2. That in the conduct of this study the committee work with officials of the departments and agencies mentioned above, as well as others which might be involved, in developing a coordinated and efficient inspection program for the state.

3. That the committee report its findings, together with any legislative recommendations, to the Legislative Council and the 1971 Nebraska Legislature.

Referred to the Executive Board of the Legislative Council.

GENERAL FILE

LEGISLATIVE BILL 1346. Considered.

The pending Carpenter amendment of June 13 was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

Visitors

Mr. Nore introduced 61 Junior members of the Rural Letter Carriers Association of Nebraska accompanied by Mr. Roy Bower.

Mr. Holmquist introduced Larry Middendorf of Lyons.

Mrs. Orme introduced exchange students Kanyarat Bhaopichitr of Bangkok, Thailand and Iris Gracie Ires of Buenos Aires, Argentina.

Recess

At 11:54 a.m., on a motion by Mr. Pedersen, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:03 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Clark, Duis, Johnson, Marvel, Robinson, Skarda, Wenzlaff and Ziebarth, who were excused.

Mr. Wylie Presiding

MOTION—Bracket LB 911

Mr. Harsh moved that LB 911 be held on Final Reading until LB 1300 or LB 1304 has advanced to Select File.

The motion lost with 10 ayes, 21 nays and 18 not voting.

MOTION—Expedite LB 911

Mr. Carpenter moved to expedite LB 911 across the board.

The motion prevailed with 25 ayes, 8 nays and 16 not voting.

UNANIMOUS CONSENT—Unbracket LB 578

Mr. Carpenter asked unanimous consent to unbracket LB 578 on Select File for a specific amendment, as follows:

1. Strike sections 1 to 6 and insert the following:

"Section 1. Any incorporated municipality by ordinance of its governing body is hereby authorized to impose a sales and use tax of not to exceed one per cent upon the same transactions within such incorporated municipality on which the State of Nebraska is authorized to impose a tax pursuant to the provisions of the Nebraska Revenue Act of 1967, as amended from time to time.

Sec. 2. The administration of all sales and use taxes adopted under this act shall be by the Tax Commissioner, who may prescribe forms and reasonable rules and regulations in conformity with this act for the making of returns and for the ascertainment, assessment and collection of taxes imposed hereunder. The incorporated municipality shall furnish a certified copy of the adopting ordinance to the Tax Commissioner in accordance with such rules and regulations as he may prescribe.

Sec. 3. The Tax Commissioner shall collect the tax imposed by any incorporated municipality concurrently with collection of a state tax in the same manner as the state tax is collected. The Tax Commissioner shall remit monthly the proceeds of the tax to the incorporated municipalities levying the tax, after deducting the amount of refunds made, the amounts necessary to defray the cost of collecting the tax, and the administrative expenses incident thereto. The Tax Commissioner shall keep full and accurate records of all money received and distributed under the provisions of this act.

Sec. 4. Upon any claim of illegal assessment and collection, the taxpayer shall have the same remedies provided for claims of illegal assessment and collection of the state tax, it being the intention of the Legislature that the provisions of law which apply to the recovery of state taxes illegally assessed and collected apply to the recovery of taxes illegally assessed and collected under the authority of this act.

Sec. 5. The proceeds of the tax levied by an incorporated municipality under the authority of this act shall be distributed to the incorporated municipality for deposit in its general fund.

Sec. 6. All relevant provisions of the Nebraska Revenue Act of 1967, as amended from time to time, and not inconsistent with the provisions of this act, shall govern transactions, proceedings and activities pursuant to any tax imposed under the provisions of this act.

Sec. 7. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.

Sec. 8. This act may be cited as the Local Option Revenue Act."

Mr. Whitney objected.

Mr. Carpenter moved to return LB 578 to General File for any amendments.

President Everroad Presiding

The motion prevailed with 32 ayes, 2 nays and 15 not voting.

GENERAL FILE

LEGISLATIVE BILL 578. Laid over at the request of Mr. Carpenter.

UNANIMOUS CONSENT—Change of Order

Mr. Pedersen asked unanimous consent to take up LB 864 after LB 1407 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1407. Considered.

Mr. Schreurs offered the following amendment, which was adopted.

1. In section 1 insert after the Wylie amendment 1, adopted May 26, 1969, the following:

"City of Seward Seward, Nebraska	Assessment for paving adjacent to the National Guard Armory"	General Fund	$4,606.00

Mr. Wylie Presiding

Members Excused

Messrs. Simpson, Moylan and Hasebroock asked unanimous consent to be excused tomorrow morning. No objections. So ordered.

Mr. Wiltse asked unanimous consent to be excused for a short time in the morning. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 911. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Adjournment

At 4:10 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Tuesday, June 17, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED-TENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, June 17, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father in heaven, be gracious unto Thy servants, the Legislators of this State. Give them strength for the tasks of this day and guide them in their labors. When they are tempted to wonder whether their high goals are possible of attainment, remind them that Thou art not senile, or asleep, or defeated. "A different world cannot be built by indifferent people." Let us never give up hope of the possibility of change. When we feel the pressure of crisis, remind us that Thou hast plenty of time. We have to remember that Thou are never in a hurry and wilt not be rushed by the deadlines of impatient men or by the pressures of the selfish. So give us the determination to seek and do Thy will. Amen.

The roll was called and all members were present except Mr. Batchelder excused until 9:30 a.m., Messrs. Clark, Duis, Hasebroock, Johnson, Kremer, Marvel, Moylan, Pedersen, Simpson, Skarda, Wiltse, Ziebarth and Miss Reynolds, who were excused.

Corrections for the Journal

Page 2537, line 23, insert "Not voting, 9:".

The Journal for the One Hundred-ninth was approved as corrected.

Visitors

Mr. Holmquist introduced 55 Jr. Catholic Daughters of America from the Guardian Angels School, West Point, Nebraska and 7 sponsors.

Members Excused

Mr. Waldron asked unanimous consent to be excused **June 18,** 19 and 20. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused this afternoon. No objections. So ordered.

UNANIMOUS CONSENT—Bracket Bills

Mr. Harsh asked unanimous consent to bracket LB 1378 and LB 1377 for Thursday, June 19, 1969. No objections. So ordered.

Mr. Carpenter asked unanimous consent to bracket LB 1067 after LB 1377 on General File. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1294. Placed on Select File as amended.

E and R amendments to LB 1294:

1. In renumbered section 4, insert an underscored comma at the end of line 62; and in line 63, strike the second comma.

2. In renumbered section 5, line 10, strike "*eight*" and insert "*six*".

3. In renumbered section 6, line 10, insert an underscored comma after "elector"; in line 11 insert "*reason of*" after "by"; and strike beginning with the comma in line 20 through the comma in line 21 and strike beginning with "of" in line 21 through "be" in line 22, in both cases showing the same as stricken.

4. Renumber the new section added by the Carpenter amendment as section 7.

5. Restore original numbers to renumbered sections 7 to 38.

6. In section 8, line 32, strike "who" and insert "~~who~~ *and the members thereof*".

7. In section 10, line 10, strike the second comma and show the same as stricken.

8. In section 16, line 33, strike "be imprisoned" and insert "~~be imprisoned~~ *to imprisonment*".

9. In section 17, insert an underscored comma after "*returns*" and after "*closed*" in line 3.

10. In section 18, strike the comma in line 14.

11. In section 19, line 7, insert an underscored comma after "election"; in line 22, strike ", sick," and insert "~~, sick,~~"; and in line 41, strike "shall" and insert "~~shall~~".

12. For correlation purposes, in section 23, line 2, insert ", as amended by section 2, Legislative Bill 114, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike lines 4 and 5 and insert "election commissioner or county clerk ~~of each county~~ to make and transmit to the"; and strike the stricken matter in the sentence beginning in line 9 and in the same sentence show the old matter as new matter.

13. In section 26, line 18, strike the comma and show the same as stricken; in line 34, strike "*or ballots*"; reinstate the stricken comma in line 52; and in line 56, strike "*provided*" and insert "*if*".

14. In section 29, line 42, strike "*which*" and insert "*whom*".

15. In section 39, line 12, strike "*such*" and insert "*the*".

16. Renumber original sections 41 to 58 as sections 40 to 57.

17. In renumbered section 41, strike beginning with "where" in line 21 through line 22 and show the same as stricken.

18. In renumbered section 44, strike the comma at the end of line 35 and show the same as stricken; and in line 41, strike "not members of boards of education" and show the same as stricken.

19. For correlation purposes, in renumbered section 48, line 2, insert ", as amended by section 3, Legislative Bill 114, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 24, insert "~~the filing fee as prescribed in section 32-513~~" after "*elected*".

20. In renumbered section 49, line 12, strike "*so*".

21. In renumbered section 56, insert "*the*" at the end of line 14; and in line 48 strike the comma and insert "*, and*".

22. In line 1 of the new section added by the Holmquist amendment, insert "58." after "Sec."; in line 3, strike the quotation marks; and in line 10, strike "*non-working*" and insert "*nonworking*".

23. Restore original numbers to renumbered sections 57 to 67.

24. In section 59, line 7, strike "*President,*"; and at the end of line 18, insert "*Candidates for nomination for the office of President shall file such statement with the Secretary of State.*".

25. In section 60, line 6, strike "*President,*"; and in line 17 insert "*Candidates for election to the office of President shall file such statement with the Secretary of State.*" after the period.

26. In section 64, lines 4 and 5, strike "*powers and duties*" and insert "*duties and powers*".

27. In section 65, line 4, strike "*pursuant to this section*".

28. Strike standing committee amendment 20.

29. In section 69, line 1, strike "32-201,"; in line 2 insert "32-313," after the fourth comma; in line 4, strike "32-4,103,"; in line 5, strike "32-504,"; in line 7, strike "32-538,"; in line 8, insert "32-1046," after the third comma; and in line 9, insert ", section 32-4,103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 114, Eightieth Session, Nebraska State Legislature, 1969, and section 32-538, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 114, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

30. Renumber section 68, added by standing committee amendment 21, as section 70.

31. In the title, line 2, strike "32-201,"; in line 3, insert "32-313," after the second comma; in line 5 strike "32-4,103,"; in line 7, strike "32-504,"; in line 8, strike "32-538,"; in line 10, insert "32-1046," after the first comma; in line 11, insert ", section 32-4,103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 114, Eightieth Session, Nebraska State Legislature, 1969, and section 32-538, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 114, Eightieth Session, Nebraska State Legislature,

1969" after "1943"; in line 13, strike "and"; and in line 16, insert "; and to declare an emergency" after "1943".

LEGISLATIVE BILL 1381. Placed on Select File as amended.

E and R amendments to LB 1381:

1. In section 1, line 8, strike "The" and insert "This"; and in line 12, strike the comma.

2. In section 2, insert "be" at the end of line 21.

3. In section 5, line 8, strike "does" and insert "do".

4. In section 8, lines 5 and 6, strike "said" and insert "such"; and in line 56, strike "provisions" and insert "provision".

5. In section 9, line 4, strike "said" and insert "such"; and in line 31, strike "constitutes" and insert "constitute".

6. In section 10, strike the comma in lines 13 and 22.

7. In section 12, line 3, strike "normal school" and insert "college"; and in line 15, strike "and egress to" and insert "to and egress from"; strike the comma at the end of line 36; and strike line 47, and insert "or be both so fined and imprisoned.".

8. In section 13, insert "so" after "be" in lines 13 and 34.

9. Add a new section to read:

"Sec. 14. If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining portions thereof.".

10. Renumber original section 14 as section 15.

11. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT relating to crimes and punishments; to make certain acts unlawful; to provide penalties; to provide for states of emergency; to provide severability; and to declare an emergency.".

LEGISLATIVE BILL 1198. Placed on Select File as amended.

E and R amendments to LB 1198:

1. In section 1, line 3, strike "for the" and insert "~~for the~~ *of*"; in line 3, strike "of" and insert "~~of~~ *for*"; and in line 16, strike the second "*the*" and insert "*his*".

2. In section 2, line 5, strike the first comma and insert "~~,~~ *shall*"; in line 35, strike "*return*" and insert "*transmit*"; in line 38, strike "*deposited as required*" and insert "*remitted*"; in line 39, strike "*an account*" and insert "*a fund*"; in line 40, insert "*Fund*" after "*Sanitarians*"; in lines 41 and 42, strike "*Director, Bureau*" and insert "*chief of the Division*"; in line 42, strike "*state*"; in line 63, strike the second "*of*" and insert "*for*"; in line 66, strike "*Bureau*" and insert "*Division*"; strike beginning with the comma in line 68 through "*act*" in line 69; and strike lines 70 to 74.

3. In section 3, strike line 1 and insert "Sec. 3. *The Board of Registration for Sanitarians*"; and in line 7 strike "*that*" and insert "*the*".

4. Add a new section to read:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5. In the title, line 6, strike the first "of" and insert "for"; in line 11 strike "and"; and in line 11 insert ": and to declare an emergency" after "sections".

LEGISLATIVE BILL 659. Placed on Select File as amended.

E and R amendment to LB 659:

1. In section 5, line 13, strike the comma and show the same as stricken; in line 26, strike "such" and insert "~~such~~"; and in line 68, strike "then" and insert "~~then~~".

LEGISLATIVE BILL 1379. Placed on Select File as amended.

E and R amendment to LB 1379:

1. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT relating to minors; to provide for the setting
aside of certain adjudications as prescribed;
and to provide for records.".

LEGISLATIVE BILL 1336. Placed on Select File as amended.

E and R amendment to LB 1336:

1. In section 4, strike the quotation marks in lines 7 and 10 and show the same as stricken; and in line 9, strike the new matter and reinstate the stricken matter.

LEGISLATIVE BILL 1380. Placed on Select File as amended.

E and R amendments to LB 1380:

1. In section 1, line 6, strike "and" and insert "any".
2. Add a new section to read:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 4, insert "; and to declare an emergency" after "Mills".

LEGISLATIVE BILL 247. Correctly engrossed.

LEGISLATIVE BILL 672. Correctly engrossed.

LEGISLATIVE BILL 707. Correctly engrossed.

LEGISLATIVE BILL 1097. Correctly engrossed.

LEGISLATIVE BILL 1224. Correctly engrossed.

LEGISLATIVE BILL 1353. Correctly engrossed.

LEGISLATIVE BILL 1397. Correctly engrossed.

LEGISLATIVE BILL 395. Correctly enrolled.

LEGISLATIVE BILL 756. Correctly enrolled.

LEGISLATIVE BILL 757. Correctly enrolled.

LEGISLATIVE BILL 1025. Correctly enrolled.

LEGISLATIVE BILL 1049. Correctly enrolled.

LEGISLATIVE BILL 1201. Correctly enrolled.

LEGISLATIVE BILL 1206. Correctly enrolled.

LEGISLATIVE BILL 1363. Correctly enrolled.

LEGISLATIVE BILL 1374. Correctly enrolled.

LEGISLATIVE BILL 1389. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 395 LB 756 LB 757 LB 1025 LB 1049 LB 1201 LB 1206 LB 1363 LB 1374 LB 1389

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 469. With emergency.

A BILL FOR AN ACT relating to firearms; to implement for this state the permissive sale and delivery provisions of federal legislation; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 32:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 2:

Klaver
Orme

Not voting, 15:

Batchelder
Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Waldron
Wiltse
Ziebarth

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 32:

Bloom
Budd
Burbach
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 2:

Klaver
Orme

Not voting, 15:

Batchelder
Carpenter
Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 495.

A BILL FOR AN ACT to amend section 52-103, Reissue Revised Statutes of Nebraska, 1943, relating to mechanic's liens; to provide for notice of filing a mechanic's lien to the owner of record of real property; to provide the effect of failure to serve notice; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 14:

Batchelder
Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 646.

A BILL FOR AN ACT to adopt the Uniform Federal Tax Lien Registration Act; to amend section 23-1527, Revised Statutes Supplement, 1967; to change internal reference; to provide an operative date; and to repeal the original section and also sections 23-1522 to 23-1525, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Holmquist
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 16:

Batchelder
Clark
Duis
Hanna
Hasebroock
Johnson
Klaver
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 832. Bracketed at the request of Mr. Swanson.

LEGISLATIVE BILL 889.

A BILL FOR AN ACT to amend section 81-253, Reissue Revised Statutes of Nebraska, 1943, relating to the dairy industry; to provide tests for determining the value of cream or milk as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 13:

Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 983.

A BILL FOR AN ACT to amend sections 77-1239, 77-1239.01, and 77-1239.02, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide that values of motor vehicles for taxation shall be provided by the Tax Commissioner; to provide for appeals; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner

Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney

Voting in the negative, 3:

Kokes
Wallwey
Wylie

Not voting, 13:

Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1000.

A BILL FOR AN ACT to amend section 30-1412, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to revise the method of determining executors' commissions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 20:

Batchelder
Bloom
Carpenter
Carstens
Craft
Danner
Elrod
Keyes
Klaver
Knight
Mahoney
Moulton
Orme
Proud
Schmit
Schreurs
Swanson
Waldo
Waldron
Wenzlaff

Voting in the negative, 14:

Budd
Burbach
Hanna
Harsh
Holmquist
Kennedy
Kokes
Luedtke
Nore
Stull
Wallwey
Warner
Whitney
Wylie

Not voting, 15:

Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen

Reynolds
Robinson
Simpson
Skarda
Syas
Wiltse
Ziebarth

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1098.

A BILL FOR AN ACT to amend section 79-1247.07, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 742, Eightieth Session, Nebraska State Legislature, 1969, relating to teachers' certificates; to provide for partial refund of the application fee when a certificate is denied; to provide that certificates or permits shall indicate the period of time for which issued; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney

Voting in the negative, 3:

Kokes
Wallwey
Wylie

Not voting, 14:

Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Robinson
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1103.

A BILL FOR AN ACT to amend sections 21-312, 21-314, and 21-321, Reissue Revised Statutes of Nebraska, 1943, and sections 21-301, 21-303, 21-304, 21-306, 21-313, 21-323, and 21-325, Revised Statutes Supplement, 1967, relating to corporations; to provide for contents, signature, filing and due date of corporation reports; to provide for failure to file the report and to pay fees as prescribed; to provide for notices; to provide for dissolution of corporations as prescribed; and to repeal the original sections, and also sections 21-309 and 21-320, Reissue Revised Statutes of Nebraska, 1943, and sections 21-307 and 21-308, Revised Statutes Supplement, 1967.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Bloom
Budd
Burbach
Carstens
Craft
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 16:

Batchelder
Carpenter
Clark
Danner
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1182. With emergency.

A BILL FOR AN ACT relating to hog cholera; to enact the Hog Cholera Control and Eradication Act as prescribed; to provide how such act may be cited; to define terms; to provide duties for the Director of Agriculture; to provide for violation; to provide penalties; to repeal sections 54-727, 54-727.01, 54-727.02, 54-727.03, 54-727.04, 54-727.05, 54-728, 54-728.01, 54-729, 54-729.01, 54-730, 54-731, 54-732, 54-733, and 54-734, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 25:

Batchelder
Bloom
Budd
Burbach
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Klaver
Knight
Mahoney
Moulton
Nore
Orme
Proud
Schmit
Schreurs
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney

Voting in the negative, 3:

Stull
Waldron
Wylie

Not voting, 21:

Carpenter
Clark
Duis
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Marvel
Moylan
Pedersen
Reynolds
Robinson
Simpson
Skarda
Waldo
Wiltse
Ziebarth

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 28:

Batchelder
Bloom
Budd
Burbach
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Schmit
Schreurs
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney

Voting in the negative, 4:

Kennedy
Stull
Waldron
Wylie

Not voting, 17:

Carpenter
Clark
Duis
Hasebroock
Johnson
Keyes
Kremer
Marvel
Moylan
Pedersen
Reynolds
Robinson
Simpson
Skarda
Waldo
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 1191. With emergency.

A BILL FOR AN ACT to amend section 28-559, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to extend provisions to all domestic animals; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 31:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 18:

Bloom
Clark
Duis
Hanna
Hasebroock
Johnson
Kokes
Kremer
Marvel
Moylan
Nore
Pedersen
Reynolds
Simpson
Skarda
Warner
Wiltse
Ziebarth

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 34:

Batchelder
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 15:

Bloom
Clark
Duis
Hanna
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 1232.

A BILL FOR AN ACT to amend section 77-1736.10, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide for the filing of claims for taxes illegally assessed as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 13:

Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1236. Laid over at the request of Mr. Luedtke.

LEGISLATIVE BILL 1285.

A BILL FOR AN ACT to amend section 70-642.02, Reissue Revised Statutes of Nebraska, 1943, relating to public power; to provide for construction; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Holmquist
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 2:

Batchelder
Klaver

Not voting, 14:

Clark
Duis
Hanna
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1319.

A BILL FOR AN ACT to amend section 81-161.04, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to provide for the sale or disposition of surplus property by the Purchasing Agent as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner

Elrod
Hanna
Harsh
Holmquist
Kennedy
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wylie

Voting in the negative, 2:

Nore
Whitney

Not voting, 15:

Clark
Duis
Hasebroock
Johnson
Keyes
Kremer
Marvel
Moylan
Orme
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1359. With emergency.

A BILL FOR AN ACT to amend section 77-2712, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide that the sales and use taxes constitute a trust fund in the hands of the retailer, and shall be owned by the State of Nebraska as of the time they are owing to the retailer; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 13:

Clark
Duis
Hasebroock
Johnson

Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1362. With emergency.

A BILL FOR AN ACT to amend section 77-27,132, Revised Statutes Supplement, 1967, relating to revenue and taxation; to allow the Tax Commissioner to deposit amounts collected in a designated bank; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney

Voting in the negative, 1:

Nore

Not voting, 14:

Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Wylie
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1364. With emergency.

A BILL FOR AN ACT to amend section 77-27,119, Revised Statutes Supplement, 1967, relating to taxation; to provide for hearings; to provide authority for the Tax Commissioner; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Moulton
Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 14:

Clark
Duis
Hasebroock
Johnson
Kremer
Marvel
Moylan
Nore
Pedersen
Reynolds
Simpson
Skarda
Wiltse
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1376. With emergency.

A BILL FOR AN ACT to amend section 31-370, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to provide when an election is required on certain drainage improvements; to provide when no changes in plans and specifications shall be made; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Nore

Orme
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney

Voting in the negative, 0.

Not voting, 16:

Clark
Duis
Hasebroock
Johnson
Kokes
Kremer
Marvel
Moylan
Pedersen
Reynolds
Simpson
Skarda
Wallwey
Wiltse
Wylie
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Presented to the Governor

Presented to the Governor for approval on June 17, 1969 at 8:55 a.m.: LB 1088 LB 862 LB 761 LB 657

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Government and Military Affairs

LEGISLATIVE BILL 1165. Placed on General File as amended.

Standing Committee amendments to LB 1165:

1. In section 1, reinstate the stricken matter in line 3 and strike the new matter in lines 3 and 4; in line 16 after the period insert "*To the extent that it is practicable, the accounting system established for county officers shall be the same system established for state agencies.*".

2. Strike sections 2 and 3 and insert the following:

"Sec. 2. That original section 23-1611, Revised Statutes Supplement, 1967, is repealed.".

(Signed) Terry Carpenter, Chairman

Revenue

LEGISLATIVE BILL 1261. Placed on General File as amended.

Standing Committee amendments to LB 1261:

1. Strike sections 1 to 3, and insert the following:

"Section 1. The State Treasurer shall distribute annually from the General Fund (1) one hundred thousand dollars to the State Fire Marshal for use in the improvement of volunteer fire departments, and (2) an amount equivalent to twenty-five dollars per month to each city, village, and county for each full-time law enforcement officer and fireman employed by each such city, village, and county.

Sec. 2. Payments pursuant to subdivision (2) of section 1 of this act shall be made on July 1 of each year and shall be based on the number of law enforcement officers and firemen employed on May 1 of each year. The State Treasurer shall prescribe the form of any reports he deems necessary to determine the amount to be paid to each city, village, and county, and may make such investigation as he deems necessary to determine the accuracy of such reports.

Sec. 3. Full-time law enforcement officers and firemen shall be paid monthly salaries of at least the following amounts:

(1) In cities of the metropolitan and primary classes, six hundred dollars;

(2) In cities of the first class, five hundred dollars;

(3) In cities of the second class and villages, four hundred fifty dollars;

(4) In counties of more than one hundred thousand inhabitants, six hundred dollars;

(5) In counties of more than nine thousand inhabitants, five hundred dollars; and

(6) In counties of nine thousand inhabitants and less, four hundred fifty dollars.".

(Signed) J. W. Burbach, Chairman

UNANIMOUS CONSENT—LB 247

Mr. Waldron asked unanimous consent to have LB 247 laid over on final reading until Tuesday, June 24. No objections. So ordered.

UNANIMOUS CONSENT—Unbracket LB 1386

Mr. Keyes asked unanimous consent to unbracket LB 1386 on General File. No objections. So ordered.

UNANIMOUS CONSENT—LB 672

Mr. Wenzlaff asked unanimous consent to have LB 672 laid over on final reading until Tuesday, June 24. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 290. Mr. Carpenter offered the following substitute amendment for his pending amendment of June 12:

Line 8, Section 2, after "by" insert the following:

"Agricultural and Horticultural Societies".

Amendment pending. Laid over at the request of Mr. Waldo.

LEGISLATIVE BILL 777. E and R amendments found in the Legislative Journal for the One Hundred-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 987. E and R amendments found in the Legislative Journal for the One Hundred-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1406. E and R amendment found in the Legislative Journal for the One Hundred-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1418. E and R amendments found in the Legislative Journal for the One Hundred-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1423. E and R amendments found in the Legislative Journal for the One Hundred-ninth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—LB 911

Mr. Waldron asked unanimous consent to hold LB 911 on final reading until Monday, June 23.

Mr. Holmquist objected.

GENERAL FILE

LEGISLATIVE BILL 578. Considered.

Mr. Swanson offered the following amendment to the pending Carpenter amendment of June 16, which was adopted with 26 ayes, 0 nays and 23 not voting:

1. In the pending Carpenter amendment, Section 1, Line 3, strike "not to exceed" and insert "one half or".

Mr. Whitney offered the following amendment to the pending Carpenter amendment, as follows:

Amend Sen. Carpenter's amendment to LB 578 at end of Sec. 1, line 7 as follows: "provided that no sales tax shall be levied upon the gross receipts from the sale of farm machinery which shall mean machinery used exclusively and directly in the occupation of tilling the soil for the production of crops as a business, or in the occupation of raising and feeding livestock or poultry, or of producing milk for sale, and includes machinery, attachments, and replacements therefor which are used or manufactured for use on, or in the operation of farm machinery and which are necessary to the operation of such machinery, and are customarily so used; but this exemption shall not include automobiles, truck, trailers, and truck-trailer combinations.

Mr. Kokes requested a record vote on the amendment.

Voting in the affirmative, 12:

Harsh
Kennedy
Kokes
Nore
Robinson
Stull
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 17:

Batchelder
Bloom
Budd
Danner
Elrod
Holmquist
Keyes
Klaver
Knight
Luedtke
Mahoney
Moulton
Orme
Proud
Swanson
Syas
Waldron

Not voting, 20:

Burbach
Carpenter
Carstens
Clark
Craft
Duis
Hanna
Hasebroock
Johnson
Kremer
Marvel
Moylan
Pedersen
Reynolds
Schmit
Schreurs
Simpson
Skarda
Wiltse
Ziebarth

The Whitney amendment lost.

Recess

Mr. Syas moved to recess until 1:30 p.m.

The motion lost.

At 11:58 a.m., on a motion by Mr. Klaver, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., President Everroad presiding.

The roll was called and all members were present except the Retirement Committee, Miss Reynolds and Messrs. Clark, Duis, Johnson, Marvel, Moylan, Pedersen, Skarda and Ziebarth, who were excused.

GENERAL FILE

LEGISLATIVE BILL 578. Considered.

The Carpenter pending amendment of June 16 was adopted with 26 ayes, 3 nays and 20 not voting.

Mr. Waldo moved to indefinitely postpone.

The motion lost with 4 ayes, 23 nays and 22 not voting.

Advanced to E and R for review with 26 ayes, 2 nays and 21 not voting.

Mr. Carpenter asked unanimous consent to expedite LB 578 across the board. No objections. So ordered.

LEGISLATIVE BILL 1386. Considered.

Mr. Keyes offered the following amendment, which was adopted:

1. In section 1, line 56, after the period insert "*When a district divests itself of land pursuant to this section, it shall do so by sale at public auction to the highest bidder after notice of such sale has been given by publication at least three times for three consecutive weeks prior to the date of sale in a legal newspaper of general circulation within the area of the district.*".

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

UNANIMOUS CONSENT—Withdraw Name

Mr. Harsh renewed his request of 6/16 to withdraw his name from LB 425. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1407. Considered.

Mr. Kokes offered the following amendment, which was adopted:

1. Amend section 1 of the bill by adding at the end thereof the following:

Alfred H. Brockman Pilger, Nebraska	Outdated warrants	General Fund	$282.07

Mr. Holmquist offered the following amendment, which was adopted:

1. In section 1 after the Wylie amendment 1, adopted May 26, 1969, insert the following:

"Clyde Storie Sheriff, Thurston County, Pender, Nebraska"	Feeding and maintenance of Indian prisoners	General Fund	$4,988.00

Mr. Burbach offered the following amendment, which was adopted with 28 ayes, 0 nays and 21 not voting:

1. In section 2, insert at the end of line 17, "The allowance made on the claim filed by Jean Higgins by Frank Higgins, Guardian, shall be disbursed as follows: (1) Upon receipt of evidence thereof satisfactory to the Director of Administrative Services and the Attorney General, there shall first be paid to Frank Higgins, or the successor guardian so much as he shall have personally expended for medical, hospital, and other expenses of Jean Higgins resulting from the accident on which the claim is based, subject to the filing of a receipt in full therefor by Frank Higgins, and (2) upon the execution of a trust agreement as approved by the Attorney General on May 8, 1969, and including the additional paragraph recommended by the Attorney General, which executed trust agreement must bear the signature of approval of the Attorney General, the balance shall be disbursed to the First National Bank and Trust Company of Lincoln, Lincoln, Nebraska, as trustee, to be used for the care, support, and education of Jean Higgins during her lifetime, with any balance remaining after her death to revert to the General Fund, upon the filing of a receipt in full therefor signed by Frank Higgins as guardian and settlor and by the First National Bank & Trust Company of Lincoln, Lincoln, Nebraska, as trustee.".

Mr. Burbach asked unanimous consent to have the following printed in the Journal. No objections. So ordered.

May 8, 1969

Senator J. W. Burbach
Nebraska State Legislature
Capitol Building
Lincoln, Nebraska

Dear Senator:

We have inspected the trust agreement submitted in connection with the claim of Jean Higgins. We suggest that the following paragraph be added to this agreement:

> "The trustee shall, at least annually, account to Jean Higgins or her guardian for all the assets of said trust, showing in said accounting all receipts and expenditures, and a listing of all assets on hand at the end of said accounting period. The trustee shall send copies of said accounting to the Auditor of Public Accounts and to the Attorney General of the State of Nebraska."

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:hw

TRUST AGREEMENT

This agreement has been entered into on this .... day of May, 1969, between Frank Higgins of Schuyler, Nebraska, hereinafter called the Settlor, and the First National Bank & Trust Company of Lincoln, Nebraska, hereinafter called the Trustee, and is based upon the following recital of facts:

1. Frank Higgins is the father and guardian of Jean Higgins.

2. On September 8, 1966, Jean Higgins received serious physical and mental injuries which have caused her to become permanently and totally disabled.

3. Frank Higgins has filed a claim against the State of Nebraska, to recover damages for said injuries and disabilities sustained by Jean Higgins.

4. The Salary and Claims Committee of the Nebraska State Legislature has approved the claim filed by Frank Higgins in

the amount of $294,834.33 and has referred the matter to the Nebraska State Legislature for further action.

5. It is believed that the Legislature may desire that a portion of the amount to be paid to or in behalf of Jean Higgins by the State of Nebraska be placed in a trust which provides that upon Jean Higgins death any balance remaining in the trust will revert to the State of Nebraska general fund.

6. The parties hereto have entered into this agreement for the purpose of providing a trust to receive such portion of said claim as the Legislature shall determine should be subject to this Trust Agreement.

WITNESSETH:

On this date the Settlor has paid to the Trustee of this trust the sum of One Hundred and No/100 Dollars ($100.00) for the purpose of causing this trust to come into existence and to be available for allocation of funds by the State of Nebraska in connection with the allowance of the claim filed against the State in behalf of Jean Higgins. The Trustee agrees to hold all monies deposited to this trust including any proceeds received from the State of Nebraska, and to manage, invest, reinvest and distribute said assets for the exclusive use and benefit of Jean Higgins during her lifetime on the following terms and conditions.

ARTICLE I

1. As long as Jean Higgins is living the Trustee shall expend the net income and, if necessary, all or such part of the principal as the Trustee determines to be advisable for the care, support and education of Jean Higgins in order to permit her to engage in such activities as her physical condition will permit and in order to obtain some enjoyment and comfort during the balance of her life. Any balance remaining in the trust after Jean Higgins' death shall be paid by the Trustee to the State of Nebraska General Fund and this trust shall then terminate. The principal purpose of creating this trust is to provide some means of compensating Jean Higgins for the damages which she has suffered and it is expected that the trust funds will be used for that purpose at such times and in such amounts as the Trustee in it's sole discretion determines to be advisable.

2. The Trustee shall have and possess all of the powers possessed by trustees generally in the State of Nebraska, including, but without limiting the generality of the foregoing, the power to invest and reinvest the trust assets in such investments as are legal for trustees under the laws of Nebraska.

3. Neither the principal nor the income of this trust shall be liable for the debts of Jean Higgins, nor shall the same be subject to seizure by any creditor of Jean Higgins under any writ or proceeding at law or in equity and Jean Higgins shall not have any power to sell, assign, transfer, encumber or in any other manner anticipate or dispose of her interest in the trust or the income produced thereby.

4. The Trustee shall have the right to resign at any time by giving notice in writing to Jean Higgins or her guardian at least thirty days in advance of the effective date of said resignation. In such event a corporate trustee qualified to do business in the State of Nebraska, with it's principal place of business in the State of Nebraska, to be designated by Jean Higgins or her guardian shall be appointed as successor trustee and shall have all of the powers herein provided with reference to the trustee originally named.

5. No bond shall be required of the Trustee herein named since the Settlor has full confidence in the integrity and solvency of the Trustee and desires to save the cost of an annual bond for the benefit of Jean Higgins.

IN WITNESS WHEREOF the Settlor has hereunto set his hand and the Trustee has signed and caused it's corporate name and seal to be affixed to this agreement the day and year first above written.

____
Settlor

First National Bank & Trust
Company of Lincoln, Lincoln,
Nebraska

By ____________________________
Trustee

Advanced to E and R for review with 32 ayes, 1 nay and 16 not voting.

LEGISLATIVE BILL 476. Reading waived. Explained.

Standing Committee amendments #1 and 2 found in the Legislative Journal for the Sixty-first Day were adopted.

Standing Committee amendments #3 and 4 were rejected.

Mr. Luedtke offered the following amendment, which was adopted:

1. In section 1, lines 20 and 21, strike "*in accordance with the rules established by the Supreme Court.*".

Advanced to E and R for review with 22 ayes, 1 nay and 26 not voting.

Visitors

Mr. Burbach introduced Mr. and Mrs. Virgil Lange, rural letter carrier from Fordyce, Nebraska.

Mr. Simpson Presiding

UNANIMOUS CONSENT—LB 1215

Mr. Proud asked unanimous consent that LB 1215 be first order of business on General File tomorrow. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 527. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Forty-fifth Day was rejected.

Mr. Carpenter offered the following amendment, which was adopted:

Amend LB 527, Section 1, line 19 by inserting "ninety legislative days unless extended by a vote of three-fifths of all members elected to the Legislature".

Mr. Batchelder moved to indefinitely postpone.

The motion lost with 8 ayes, 17 nays and 24 not voting.

Mr. Luedtke offered the following amendment, which was adopted:

1. In section 1, line 21, insert "*held in an odd-numbered year*" after "*session*".

Advanced to E and R for review with 23 ayes, 6 nays and 20 not voting.

LEGISLATIVE BILL 1083. Laid over at the request of Mr. Mahoney.

LEGISLATIVE BILL 1160. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 22 ayes, 4 nays and 23 not voting.

Adjournment

At 4:05 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Wednesday, June 18, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-ELEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, June 18, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O God, our heavenly Father, as we resume our duties, restore our faith in the ultimate triumph of Thy plan for the world thou hast made. In spite of present difficulties, our disappointments and our fears, reassure us that thou art still in control. When we become frustrated and give up, remind us that thou art still holding things together, waiting and working and watching. When we make mistakes, help us to remember that Thou dost not give up on us. Forbid it, Lord, that we should give up on Thee and forget that all things work together for good to them that love Thee. Through Jesus Christ our Lord. Amen.

The roll was called and all members were present except Mr. Bloom, excused until 10:30 a.m., Mr. Danner excused until 10:00 a.m., and Messrs. Schmit and Waldron, who were excused.

Corrections for the Journal

Page 2556, line 2, delete "1373" and insert "1374".
Page 2558, line 13, delete "operate" and insert "operative".
Page 2573, line 23, correct spelling of "Mr. Kokes".

The Journal for the One Hundred-tenth Day was approved as corrected.

Communications

Letter from Clifford M. Hardin acknowledging receipt of LR 48.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 428. With emergency.

A BILL FOR AN ACT to amend section 71-2608, Reissue Revised Statutes of Nebraska, 1943, and section 1, Legislative Bill 598, Eightieth Session, Nebraska State Legislature, 1969, relating to the State Board of Health; to increase the maximum compensation of the Director of Health; to provide a maximum salary for the acting Director of Health; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Budd
Burbach
Carpenter
Carstens
Clark
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 5:

Craft
Harsh
Keyes
Klaver
Nore

Not voting, 8:

Batchelder
Bloom
Danner
Marvel
Reynolds
Schmit
Waldron
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 523.

A BILL FOR AN ACT to amend sections 54-1180 and 54-1181, Reissue Revised Statutes of Nebraska, 1943, relating to livestock auction markets; to change the fee for veterinarians for necessary inspection at livestock auction markets; to provide duties for veterinarians as prescribed; to provide for violations and penalties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Bloom
Danner
Kennedy
Schmit
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 829. With emergency.

A BILL FOR AN ACT to amend section 79-490, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 426, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to change distances for which mileage shall be paid; to increase the mileage rate; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 5:

Klaver
Kokes
Orme
Wallwey
Wylie

Not voting, 5:

Bloom
Danner
Marvel
Schmit
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 873.

A BILL FOR AN ACT relating to taxation; to provide for the employment of assistants by the Tax Commissioner; to provide duties; and to provide qualifications.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Bloom
Danner
Marvel
Nore
Schmit
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1068.

A BILL FOR AN ACT relating to revenue; to provide for the taxation of credit unions as prescribed; and to provide the manner of collecting such taxes.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Bloom
Danner
Schmit
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1141.

A BILL FOR AN ACT to amend section 81-2,183, Reissue Revised Statutes of Nebraska, 1943, relating to soft drinks; to harmonize the provisions with previous legislation; to provide for the disbursement of fees; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs

Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Bloom
Danner
Schmit
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1142.

A BILL FOR AN ACT to amend section 81-219, Reissue Revised Statutes of Nebraska, 1943, relating to frozen desserts; to harmonize the provisions with previous legislation; to provide for disbursement of fees; to provide an operative date; and to repeal the original section, and also section 81-222, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 7:

Bloom
Danner
Hasebroock
Mahoney
Schmit
Waldron
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1371. With emergency.

A BILL FOR AN ACT relating to the American flag; to provide for permanent display of the American flag in the State of Nebraska until termination of the Vietnam conflict as prescribed; to provide an operative date; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 21:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Duis
Hasebroock
Klaver
Kremer
Marvel
Nore
Orme
Pedersen
Reynolds
Swanson
Syas
Waldo
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 15:

Hanna
Harsh
Holmquist
Johnson
Kennedy
Keyes
Knight
Luedtke
Moulton
Proud
Schreurs
Simpson
Skarda
Stull
Warner

Not voting, 13:

Bloom
Carstens
Danner
Elrod
Kokes
Mahoney
Moylan
Robinson
Schmit
Waldron
Wallwey
Whitney
Wylie

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 25:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Duis
Hasebroock
Klaver
Kremer
Mahoney
Marvel
Nore
Orme
Pedersen
Reynolds
Skarda
Stull
Swanson
Syas
Waldo
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 16:

Carstens
Hanna
Harsh
Holmquist
Johnson
Kennedy
Keyes
Knight

Kokes
Luedtke
Moulton
Moylan
Proud
Schreurs
Simpson
Warner

Not voting, 8:

Bloom
Danner
Elrod
Robinson
Schmit
Waldron
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 1388. With emergency.

A BILL FOR AN ACT relating to cities and villages, particular classes; to authorize first or second class cities and villages to lease real or personal property; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Bloom
Danner
Marvel
Schmit
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1236. With emergency.

A BILL FOR AN ACT to amend sections 32-231, 32-231.01, 32-4,128, and 33-137, Reissue Revised Statutes of Nebraska, 1943, relating to election officials; to increase the compensation of election commissioners and other election officials as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Bloom
Danner
Duis
Kokes
Schmit
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Reconsider Action

Mr. Waldo moved to reconsider action on LB 1182.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

MOTION—Return LB 1182

Mr. Waldo moved to return LB 1182 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 1182. The Waldo specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

MOTION—Reconsider Action

Mr. Carpenter moved to reconsider action on LB 469.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

MOTION—Return LB 469

Mr. Carpenter moved to return LB 469 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 469. The Carpenter specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

MOTION—Reconsider Action

Mr. Pedersen moved to reconsider action on LB 1000.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1000.

A BILL FOR AN ACT to amend section 30-1412, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to revise the method of determining executors' commissions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Luedtke moved a Call of the House. The Call showed 46 members present.

Mr. Wylie moved the Call be raised.

The motion prevailed with 43 ayes, 0 nays and 6 not voting.

Voting in the affirmative, 23:

Carpenter
Carstens
Danner
Duis
Elrod
Hasebroock
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Pedersen
Proud
Robinson
Simpson
Stull
Swanson
Syas
Waldo
Wenzlaff

Voting in the negative, 19:

Batchelder
Budd
Burbach
Clark
Craft
Hanna
Harsh
Holmquist
Kennedy
Kokes
Nore
Orme
Reynolds
Skarda
Wallwey
Warner
Whitney
Wiltse
Wylie

Not voting, 7:

Bloom
Johnson
Marvel
Schmit
Schreurs
Waldron
Ziebarth

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following printed in the Journal:

STATEMENT OF PURPOSE

L. B. 514

The portions of this bill which require additional expenditures of General Fund money are mandatory under the 1967 amendments to the Federal Social Security Act. These amendments were enacted by the Congress and therefore do not involve discretionary rules and regulations of a federal administrative agency. The bill, as amended, does the following:

1. Section 1 amends the ADC law, section 43-504, R. R. S. 1943. The definition of foster care is expanded so as to take full advantage of federal funds made available to states under the 1967 amendments. It will enable Nebraska to claim federal funds for a limited number of children whose care is now being paid for entirely from state and county money. Though this number of children is not large, there is no reason why the state and county should continue to pay full cost of care when federal funds are available. Federal funds are already available for most of these children.

2. One of the Congressional amendments makes it mandatory that certain earned income must be disregarded by a state when computing the amount of ADC payments. The Social Security Act, Title IV, section 402(a)(8), provides as follows:

> "In making the determination under clause (7), the State agency—
>
> (A) shall with respect to any month disregard—
>
> (i) all of the earned income of each dependent child receiving aid to families with dependent children who is (as determined by the State in accordance with standards prescribed by the Secretary) a full-time student or part-time student who is not a full-time employee attending a school, college, or university, or a course of vocational or technical training designed to fit him for gainful employment, and
>
> (ii) in the case of earned income of a dependent child not included under clause (i), a relative receiving such aid, and any other individual (living in the same home as such relative and child) whose needs are taken into account in making such determination, the first $30 of the total of such earned income for such month plus one-third of the remainder of such income for such month * * *."

3. The state is required to adopt a program for establishment of paternity and collection of child support. The Social Security Act, section 402(a)(17), provides as follows:

> "(A) for the development and implementation of a program under which the State agency will undertake—
>
> (i) in the case of a child born out of wedlock who is receiving aid to families with dependent children, to establish the paternity of such child and secure support for him, and
>
> (ii) in the case of any child receiving such aid who has been deserted or abandoned by his parent, to secure support for such child from such parent (or from any other person legally liable for such support), utilizing any reciprocal arrangements adopted with other States to obtain or enforce court orders for support, and
>
> (B) for the establishment of a single organizational unit in the State agency or local agency administering the State plan in each political subdivision which will be responsible for the administration of the program referred to in clause (A)."

4. The state is required, on a reciprocal basis, to have an

absent parent location plan. The Social Security Act, section 402 (a)(22), provides as follows:

> "that the State agency will, in accordance with standards prescribed by the Secretary, cooperate with the State agency administering or supervising the administration of the plan of another State under this part—
>
> (A) in locating a parent residing in such State (whether or not permanently) against whom a petition has been filed in a court of competent jurisdiction of such other State for the support and maintenance of a child or children of such parent with respect to whom aid is being provided under the plan of such other State, and
>
> (B) in securing compliance or good faith partial compliance by a parent residing in such State (whether or not permanently) with an order issued by a court of competent jurisdiction against such parent for the support and maintenance of a child or children of such parent with respect to whom aid is being provided under the plan of such other State."

5. Each state is required to establish a work incentive program no later than July 1, 1969. The federal mandatory provision appears as section 430 of the Social Security Act.

6. Under the recent widely publicized U. S. Supreme Court decision, each state is prohibited from enforcing any durational residence requirements with regard to applicants for public assistance.

These mandatory federal requirements will cost approximately $550,000 per year from state general funds, a total of $1,100,000 for the biennium. Failure to comply with the federal requirements will jeopardize the continued receipt of all federal funds required to administer the state's ADC program.

Message from the Governor

June 17, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 16, 1969 I approved LB 153, LB 318, LB 346, LB 877, LB 1219 and LB 1356.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1023. Replaced on Select File as amended.

E and R amendments to LB 1023:

1. In line 1 of E & R 6, adopted 6/9, insert "first" after "the".

2. In section 5, line 47, strike "*insured*" and insert "*insurer*".

3. In section 7, line 21, strike "*of*" and insert "*or*".

4. In the title as amended, line 8, insert "to repeal the original sections;" after the semicolon.

LEGISLATIVE BILL 1061. Placed on Select File as amended.

E and R amendments to LB 1061:

1. In lieu of the new matter added by standing committee amendments 1 and 2, except the period in line 7 of sections 1 and 2, insert a new section to read:

"Sec. 3. The application for a permit under section 79-1802 or 79-1803 shall be made on forms to be furnished by the State Board of Education and shall be accompanied by a fee of five dollars and a surety bond in the penal sum of twenty-five hundred dollars. Such bond may be continuous and shall be conditioned to provide indemnification to any student suffering loss as a result of any fraud or misrepresentation used in procuring his enrollment and shall also be conditioned to provide indemnification to any student, based upon a reasonable schedule for refund of tuition, in the event that the student fails to enter training or discontinues the course of instruction in which he enrolled. Such bond may be supplied by the representative of the school or by the school itself as a blanket bond covering each of its representatives in the penal sum of twenty-five hundred dollars. The maximum liability to be incurred under an individual or blanket surety bond shall not exceed twenty-five hundred dollars in the case of any one solicitor. A permit shall be valid for the calendar year in which it is issued. An application for renewal shall be accompanied by a fee of five dollars and a surety

bond as provided in this section. The surety on any bond mentioned herein may withdraw from the bond and relieve itself of liability thereafter upon giving thirty days' notice in writing to the State Board of Education. All fees received with applications for the issuance or renewal of such permits shall be deposited in the state treasury to the credit of the General Fund and shall not be refundable under any circumstances.".

2. Renumber original section 3 as section 4.

3. In the title, line 5, strike "correspondence".

LEGISLATIVE BILL 906. Placed on Select File as amended.

E and R amendments to LB 906:

1. In section 2, line 13, strike the comma; and in line 20, strike "areas" and insert "area".

2. In standing committee amendment 1, line 2, insert "State" after "the".

3. In section 3, line 4, strike "will" and insert "shall".

LEGISLATIVE BILL 546. Placed on Select File as amended.

E and R amendments to LB 546:

1. In section 2, line 12, strike ", which" and insert "as"; strike the comma in line 14; in line 17, insert a comma before "that"; strike the comma in line 19; the terms defined therein no longer appearing in the bill, strike lines 24 to 29 and restore original numbers to renumbered subdivision (9) to (11); in line 30, strike "a release or discharge" and insert "releases or discharges"; in line 38, strike "does" and insert "shall"; and in line 41, strike "respect of" and insert "respect to".

2. In section 3, line 9, strike "from" and insert "of"; insert "a" after "one" in lines 10, 11, and 12; in line 13, strike "members" and insert "representatives"; in line 42, strike "of" and insert "by"; and in line 53, strike "diem" and insert "day".

3. In renumbered section 5, line 18, strike "of" and insert "to".

4. In renumbered section 6, line 2, strike "is" and insert "are".

5. In standing committee amendment 7, line 3, strike "and line 101" and insert "line 100, and line 102".

6. In renumbered section 7, line 12, strike the seimcolon and insert a comma; strike lines 14 to 18, and renumber subdivision (3) to (24) as subdivision (2) to (23); in line 25, strike ", and" and insert "and,"; in line 30, insert "the" after "enforce"; in line 80, strike "To enter" and insert "Enter"; in line 82, strike the period and insert a semicolon; and in line 88, strike "part" and insert "act".

7. In renumbered section 9, lines 13 and 18, strike "accord" and insert "accordance"; in line 25, strike "provided that" and insert "if"; and in line 34, strike "of" and insert "on".

8. In section 10, line 7, strike "purposes" and insert "purpose"; strike the comma in line 17; and in line 22, strike "where" and insert "when".

9. In renumbered section 11, line 15, strike "standard" and insert "standards"; in line 32, insert a comma after "notice" and in line 40, strike ", and" and insert "and,".

10. In renumbered section 13, line 24, strike "however,".

11. In renumbered section 14, strike the comma in line 15; insert a comma before "is" in line 48; line 57, strike "and" and insert "or"; in lines 63 and 64, strike ", unless" and insert "unless,"; in line 78, strike "of the department"; and in line 80, strike "14" and insert "15".

12. In renumbered section 15, lines 5, 10, and 14, insert ", and amendments thereto" after "1943"; in lines 12, 15, and 17, strike "4" and insert "5"; and in line 15, strike "as"; in lines 15 and 16, strike "therefore" and insert "therefor".

13. In standing committee amendment 18, line 2, strike "60, and 61" and insert "59, and 60".

14. In renumbered section 17, line 5, strike "rules" and insert "rule"; in line 16 and 34, strike "then"; in line 33 insert a comma after "discretion"; insert "of" at the end of line 35; and in line 47, strike "combinations" and insert "combination".

15. In renumbered section 18, line 29, strike ". However" and insert ", but"; in numbered line 18, strike "provided that" and insert "if"; and in the last line strike "therefore" and insert "therefor".

16. In section 20, lines 21 and 22, strike "provided that" and insert "if".

17. Renumber section 22, added by standing committee amendment 23 as section 21 and original section 19 as section 22.

18. In renumbered section 22, line 3, strike "or" and insert "of".

19. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT to adopt the Nebraska Air Quality Act of 1969; to provide penalties; and to provide severability.".

LEGISLATIVE BILL 459. Correctly engrossed.

LEGISLATIVE BILL 688. Correctly engrossed.

LEGISLATIVE BILL 987. Correctly engrossed.

LEGISLATIVE BILL 1383. Correctly engrossed.

LEGISLATIVE BILL 1391. Correctly engrossed.

LEGISLATIVE BILL 495. Correctly enrolled.

LEGISLATIVE BILL 646. Correctly enrolled.

LEGISLATIVE BILL 889. Correctly enrolled.

LEGISLATIVE BILL 983. Correctly enrolled.

LEGISLATIVE BILL 1098. Correctly enrolled.

LEGISLATIVE BILL 1103. Correctly enrolled.

LEGISLATIVE BILL 1191. Correctly enrolled.

LEGISLATIVE BILL 1232. Correctly enrolled.

LEGISLATIVE BILL 1285. Correctly enrolled.

LEGISLATIVE BILL 1319. Correctly enrolled.

LEGISLATIVE BILL 1359. Correctly enrolled.

LEGISLATIVE BILL 1362. Correctly enrolled.

LEGISLATIVE BILL 1364. Correctly enrolled.

LEGISLATIVE BILL 1376. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 495 LB 646 LB 889 LB 983 LB 1098 LB 1103 LB 1191 LB 1232 LB 1285 LB 1319 LB 1359 LB 1362 LB 1364 LB 1376

Presented to the Governor

Presented to the Governor for approval on June 18, 1969 at 8:55 a.m.: LB 395 LB 756 LB 757 LB 1025 LB 1049 LB 1201 LB 1206 LB 1363 LB 1374 LB 1389

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Retirement Systems

LEGISLATIVE BILL 790. Placed on General File as amended.

Standing Committee amendments to LB 790:

1. In section 1 reinstate the stricken matter in lines 56 to 71.

2. In section 2, insert "*, on or after July 1, 1968,*" after "*granted*".

3. Strike section 3 and renumber section 4 as section 3.

(Signed) Claire W. Holmquist, Chairman

Public Works

LEGISLATIVE BILL 949. Placed on General File as amended.

Standing Committee amendments to LB 949:

1. Strike sections 1 through 8.

2. Renumber original sections 9 and 10, as sections 1 and 2.

3. Strike sections 11 through 14.

4. Renumber original section 15, as section 3.

5. Insert a new section 4 to read as follows:

"Sec. 4. That section 81-102, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-102. The governor shall appoint heads for the various departments, subject to confirmation by a majority vote of the members elected to the Legislature. Such appointments shall be submitted to the Legislature within sixty calendar days following the first Thursday after the first Tuesday in each odd-numbered year. The officers shall be designated as follows: (1) The Director of the Department of Agriculture ~~and Economic Development~~ for the Department of Agriculture ~~and Economic Development~~; (2) the Commissioner of Labor for the Department of Labor; (3) the members of the State Board of Health for the Department of Health; (4) the ~~State~~ *Director-State* Engineer for the Department of Roads; (5) the Director of Water Resources for the Department of Water Resources; (6) the Director of Banking for the Department of Banking; (7) the Director of Insurance for the Department of Insurance; (8) the Director of Motor Vehicles for the Department of Motor Vehicles; (9) the Director of Public Welfare for the Department of Public Welfare; and (10) the Director of Public Institutions for the Department of Public Institutions. Whoever shall be so nominated by the Governor and shall fail to receive the number of votes requisite for confirmation, shall not be subject to nomination or appointment for this or any other appointive state office requiring confirmation by the Legislature during the period for which his appointment was sought. In case of a vacancy in any of such offices during the recess of the Legislature, the Governor shall make a temporary appointment until the next meeting of the Legislature, when he shall nominate some person to fill such office. Any person so nominated who is confirmed by the Legislature, shall hold his office during the remainder of the term; *Provided,* any such officers may be removed by the Governor pursuant to Article IV of the Constitution of Nebraska.".

6. Insert a new section 5 to read as follows:

"Sec. 5. *The Revisor of Statutes is authorized and directed to make appropriate changes in the statutes necessitated by the redesignation of the State Engineer as Director-State Engineer for the Department of Roads as provided in section 4 of this act.*".

7. Renumber original sections 16, 17, and 18, as sections 6, 7, and 8.

8. Strike sections 19 and 20.

9. Strike original section 21 and insert a new section to read as follows:

"Sec. 9. That original sections 60-1002, 60-1003, 72-716, 81-102, 81-8,110, and 82-201, Reissue Revised Statutes of Nebraska, 1943, and section 72-224.03, Revised Statutes Supplement, 1967, are repealed.".

LEGISLATIVE BILL 1298. Placed on General File as amended.

Standing Committee amendments to LB 1298:

1. In section 1, line 2, after "Highway" insert "and City Street".

2. In section 2, line 3, after "superintendent" insert "or by any municipality as a city street superintendent", and after the second comma insert "to qualify for the incentive payments provided in Legislative Bills 1312 and 1314, Eightieth Session, Nebraska State Legislature, 1969,".

3. In section 3, line 3, after "way" insert "or city street", and in line 8, strike "county" and insert "local governing".

4. Strike original section 4, and insert a new section 4 to read as follows:

"Sec. 4. The Board of Examiners for County Highway and City Street Superintendents shall consist of seven members to be appointed by the Governor, four of whom shall be county representatives, and three of whom shall be municipal representatives. Of the county representatives, no more than one member shall be appointed from each class of county as defined in section 23-1114.01, Reissue Revised Statutes of Nebraska, 1943, and of the municipal representatives, no more than one shall be appointed from each congressional district, one of whom shall be a representative of a city of the metropolitan or primary class, one of whom shall be a representative of a city of the first class, and one of whom shall be a representative of a city of the second class, or a village. In making such appointments, the Governor may give consideration to a list of county highway engineers, highway superintendents, and county surveyors submitted by the Nebraska Association of County Officials, and to a list of city street superintendents or commissioners and public works directors submitted by the League of Nebraska Municipalities. Two county representatives shall initially be appointed for terms of two years each, and two county representatives shall initially be appointed for terms of four years each. One municipal representative shall initially be appointed for a term of two years, and two municipal representatives shall initially be appointed for terms of four years each. Thereafter, all such appointments shall be for terms of four years each. Members of the board shall be reimbursed for their actual and necessary expenses incurred while so engaged.".

5. In section 5, lines 6 and 7, strike "and places" and insert "at the Department of Roads headquarters in Lincoln".

6. In section 6, line 8, strike "county" and insert "a", and after "superintendent" insert "for one or more counties, or as a street superintendent for one or more municipalities"; and in line 10 strike "major".

7. In section 7, line 5, after "superintendent" insert "or city street superintendent", and in line 14 strike "Direct the design, construction," and insert "Implement the capital improvements".

8. In section 8, line 5, after "highway" insert "or city street"; and in line 7, strike "fifteen" and insert "ten".

9. In section 10, line 3, strike "creation" and insert "credit"; in line 4, after "Highway" insert "and City Street".

10. Add a new section to be known as section 12 and to read as follows:

"Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1302. Placed on General File as amended.

Standing Committee amendments to LB 1302:

1. In section 1, line 51, strike "equal"; in line 54, strike "an equal" and insert "a"; and in line 103, strike "twelve-year" and insert "twenty-year".

2. In section 5, line 18, after the second "the" insert "nearest".

3. In section 6, line 4, strike "eight" and insert "ten"; in line 7, strike "two" and insert "three"; in line 8, strike "who" and insert ", one of whom", and after "be" insert"a"; strike line 9, and insert "superintendent in good standing and two of whom shall be county board members, three shall be representa-"; in line 13, after the period insert "The county members on the board shall represent the various classes of counties, as defined in section 23-1114.01, Reissue Revised Statutes of Nebraska, 1943, in the following manner: One shall be a representative from either a Class 1 or Class 2 county; one shall be a representative from either a Class 3 or Class 4 county, and one shall be a representative from either a Class 5, Class 6, or Class 7 county. The municipal members of the board shall represent municipalities of the following sizes by population: One shall be a representative from a municipality of less than two thousand five hundred population; one shall be a representative from a municipality of two thousand five hundred to fifty thousand population; and one shall be a representative from a municipality of over fifty thousand population.".

4. In section 9, line 12, strike "and" and insert a comma, and after "Legislature" insert "and county clerk of each county".

5. In section 11, line 9, strike "final", and insert "subject to the provisions of Chapter 84, article 9, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto".

6. In section 13, line 19, strike ", which action shall be final".

7. In section 14, lines 7 and 8, strike "proposed to be entered into shall first be submitted to" and insert "shall be filed with"; and strike beginning with "The" in line 9 through line 17.

8. In section 15, line 9, after "municipality" insert ", or the Department of Roads,"; in line 11, after

"notify" insert "the local governing board and"; and in line 13, after "municipality" insert ", or the Department of Roads,".

9. In section 18, line 5, strike "ensuing" and insert "current", and after "year" insert "; *Provided,* that the first annual plan shall be filed on or before March 1, 1970, and the second annual plan shall be filed on or before March 1, 1971".

10. In section 19, line 6, strike "ensuing" and insert "current", and after "year" insert"; *Provided,* that the first annual plan shall be filed on or before March 1, 1971"; in line 7, after "a" insert "local"; and in line 20, after "notify" insert "the local governing board and".

11. In section 20, line 2, strike "Department of Roads, in consultation with the"; strike lines 23 to 25; in line 26 strike "(6)" and insert "(5)"; and in line 28 strike "(7)" and insert "(6)".

12. In section 21, line 4, after "municipality" insert "or the Department of Roads"; in line 6, after "notify" insert "the local governing board and"; in line 8, after "Municipality" insert "or the Department of Roads"; in line 10, strike "either (a)"; and in lines 11 to 14, strike "or (b) constructs any highway, road, or street below the minimum standards developed under section 13 of this act, without having received prior approval thereof".

13. In section 23, line 3, strike "and implement"; in line 12, after the comma insert "and", and insert a period after "system"; and strike line 13.

14. Insert a new section 24 to read as follows:

"Sec. 24. It is the intent of the Legislature to recognize the responsibilities of the counties and of the municipalities in their planning programs as authorized by state law and by home rule charter and to encourage the acceptance and the implementation of comprehensive, continuing, cooperative and coordinated planning by the state, the counties and the municipalities. This act is not intended to prohibit or inhibit the actions of the counties and of the municipalities in their planning programs and their subdivision regulations, nor is this act intended to restrict the actions of the municipalities in their creation of street improvement districts and in their assessment of property for special benefits as authorized by state law or by home rule charter.".

15. Insert a new section 25 to read as follows:

“Sec. 25. This act shall be construed as an independent act, complete in itself, and in the event of conflict between any provisions of this act and any other statutes, the provisions of this act and any other

16. Renumber original section 24 as section 26.

LEGISLATIVE BILL 1297. Indefinitely postponed.

(Signed) Rick Budd, Chairman

STANDING COMMITTEE REPORTS

Committee on Committees

June 17, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by the Legislative Body, and suggests a record vote on each confirmation.

John Gradwohl—Court of Industrial Relations

Robert McManus—Director, Department of Public Welfare

Ray Osborn—Liquor Control Commission

Ivan Armstrong—Liquor Control Commission

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption on the report and a record vote taken on each confirmation.

The motion prevailed.

Vote on Mr. Gradwohl

Voting in the affirmative, 33:

Batchelder
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme

Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Stull
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 16:

Bloom
Budd
Burbach
Duis
Harsh
Kennedy
Keyes
Knight
Mahoney
Schmit
Skarda
Swanson
Syas
Waldo
Waldron
Wiltse

Having received a majority of the votes of all members, the President declared the appointment of Mr. Gradwohl confirmed.

Vote on Mr. McManus

Voting in the affirmative, 33:

Batchelder
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Hanna
Hasebroock
Johnson
Kennedy
Klaver
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Stull
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 16:

Bloom
Budd
Burbach
Duis
Harsh
Holmquist
Keyes
Knight
Kokes
Mahoney
Schmit
Skarda
Swanson
Waldo
Waldron
Wiltse

Having received a majority of the votes of all members, the President declared the appointment of Mr. McManus confirmed.

Vote on Mr. Osborn

Voting in the affirmative, 39:

Batchelder
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver

Knight
Kokes
Kremer
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Skarda
Stull
Swanson
Syas
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Bloom
Burbach
Duis
Luedtke
Mahoney
Schmit
Simpson
Waldo
Waldron
Wiltse

Having received a majority of the votes of all members, the President declared the appointment of Mr. Osborn confirmed.

Vote on Mr. Armstrong

Voting in the affirmative, 36:

Batchelder
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Stull
Syas
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Bloom
Burbach
Duis
Holmquist
Luedtke
Mahoney
Schmit
Simpson
Skarda
Swanson
Waldo
Waldron
Warner

Having received a majority of the votes of all members, the President declared the appointment of Mr. Armstrong confirmed.

RESOLUTIONS

LEGISLATIVE RESOLUTION 63. Re: Study and Review of Statutes Relating to Fire Prevention

Introduced by Rudolf C. Kokes, 41st District; William R. Skarda, Jr., 7th District; Richard D. Marvel, 33rd District; Elmer Wallwey, 17th District; Clifton B. Batchelder, 10th District; William M. Wylie, 40th District; Leslie Robinson, 36th District and Herb Nore, 22nd District.

WHEREAS, the Legislature is concerned with the protection of lives and property due to loss by fire; and

WHEREAS, the basic statutes establishing the office of State Fire Marshal were enacted in 1925 and have not been completely reviewed since that time; and

WHEREAS, the Legislature deems it advisable to periodically review the statutes to determine if they meet present conditions and needs.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study and review the statutes relating to fire prevention and the State Fire Marshal and report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

SELECT FILE

LEGISLATIVE BILL 290. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 1294. E and R amendments found in the Legislative Journal for the One Hundred-tenth Day were adopted.

Mr. Luedtke offered the following amendment for Mr. Schmit, which was adopted by unanimous consent:

1. In renumbered section 5, line 10, strike "*eight*" and insert "*six*".

2. In renumbered section 10, line 7, strike the new matter and reinstate the stricken matter.

3. In renumbered section 38, line 16, reinstate the matter stricken by Standing Committee Amendment 9.

Mr. Luedtke offered the following amendment, which was adopted by unanimous consent:

1. In renumbered section 38, line 8, reinstate *"or nonpartisan"* stricken by Standing Committee Amendment 9.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1381. E and R amendments found in the Legislative Journal for the One Hundred-tenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1198. E and R amendments found in the Legislative Journal for the One Hundred-tenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 659. E and R amendment found in the Legislative Journal for the One Hundred-tenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1379. E and R amendment found in the Legislative Journal for the One Hundred-tenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1336. E and R amendment found in the Legislative Journal for the One Hundred-tenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1380. E and R amendments found in the Legislative Journal for the One Hundred-tenth Day were adopted.

Mr. Syas moved to strike the enacting clause.

The motion lost with 10 ayes, 20 nays and 19 not voting.

Mr. Wylie offered the following amendment, which was adopted by unanimous consent:

1. In section 1, line 6 by inserting "within one year after the effective date of this act" after "property".

Advanced to E and R for engrossment.

Visitors

Mr. Luedtke introduced District Governors of Iran, Miss Shokouh Aminian, Mr. Raoof Arefi, Mr. Iradj Arman, Mr. Zakaria Faghihzadeh and Mr. Soleiman Sadaghiani who were accompanied by Mr. Kenneth Adams, Department of State Escort.

MOTION—Return LB 1423

Mr. Holmquist moved to return LB 1423 to Select File for the following specific amendment:

1. In section 4, line 5 and line 9, after "buildings" insert *"or teacherages"*.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1423. The Holmquist specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

Mr. Holmquist asked unanimous consent to expedite LB 1423 across the board. No objections. So ordered.

MOTION—Return LB 1383

Mr. Carpenter moved to return LB 1383 to Select File for the following specific amendment:

Reinsert new matter in line 17 thru 22, Section 1.
Motion pending.

MOTION—July 4th Recess

Mr. Wylie moved the Legislature recess the week of June 30th for the July 4th holiday.

The motion prevailed.

UNANIMOUS CONSENT—Bracket LB 601

Mr. Carstens asked unanimous consent to bracket LB 601 on General File. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Mahoney asked unanimous consent to consider LB 1083 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1083. Reading waived. Explained.

Mr. Wenzlaff moved to indefinitely postpone.

The motion lost with 3 ayes, 36 nays and 10 not voting.

Mr. Harsh offered the following amendment, which was adopted with 37 ayes, 3 nays and 9 not voting:

1. In section 1, line 31, after *"States"* insert *"; and
provided further, that such reimbursement shall be made from
state aid to education funds allocated to the public school
district in which such student resides".*

Mr. Mahoney offered the following amendment, which was adopted:

1. In section 1, line 28, strike "comparable public schools" and insert "the public school district in which the student resides."
2. In section 2, line 13, strike "comparable public schools" and insert "the public school district in which the student resides."

Mr. Mahoney offered the following amendment, which was adopted:

(1) Lines 25 and 26, Section 1 be amended to read:

"that is allocable to instruction in *State*
approved courses ~~in nonreligious studies~~;
Provided, that such reimbursement"

(2) Lines 10 and 11, Section 2 be amended to read:

"to instruction in *State* approved courses
~~in nonreligious studies~~; Provided, that
such reimbursement"

Advanced to E and R for review with 39 ayes, 1 nay and 9 not voting.

LEGISLATIVE BILL 1215. Reading waived. Explained.

Member Excused

Mr. Batchelder asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

Mr. Harsh moved to indefinitely postpone LB 1215.

Motion pending.

Recess

At 11:51 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Schmit and Waldron, who were excused.

UNANIMOUS CONSENT—Meeting

Mr. Wallwey asked unanimous consent to hold a short meeting of the Public Health and Welfare Committee. No objections. So ordered.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 1312. Placed on General File as amended.

Standing Committee amendments to LB 1312:

1. In section 2, strike line 19 and insert "(5) Implementing the capital improvements and".

2. In section 4, strike lines 10 and 11 and insert "engineer or engineering firm to perform the duties outlined in section 2 of this act rather"; in line 13 strike "of one half"; strike lines 14 to 16 and insert "as provided in section 3 of this act.".

3. In section 6, line 25, strike "in" and insert "from".

4. In section 7, line 29, strike "in" and insert "from".

5. In section 8, at the end of line 5 insert "the local governing board and".

6. In section 9, line 1, strike "Each" and insert "Commencing in 1972, each"; in line 2 strike "raising" and insert "providing"; in line 6 strike ", during"; strike line 7 and insert "fails to provide locally the"; in line 10 strike

"raise" and insert "provide"; in line 12 strike "among and" and insert "to the cities and villages within the county, and if not used then".

7. Insert a new section to be known as section 10 and to read as follows:

"Sec. 10. No money derived from fees, excises, or license fees relating to registration, operation, or use of vehicles on the public highways, or to fuels used for the propulsion of such vehicles, shall be expended for other than cost of administering laws under which such money is derived, statutory refunds and adjustments provided therein, payment of highway obligations, cost of construction, reconstruction, maintenance and repair of public highways and bridges and county, city, town and village roads, streets and bridges, and all facilities, appurtenances and structures, deemed necessary or desirable in connection with such highways, bridges, roads, and streets; *Provided,* that the provisions of this section shall not apply to money derived from the motor vehicle tax imposed under Article VIII, section 1, of the Constitution of Nebraska, drivers license fees, or to money received from parking meter proceeds, fines and penalties.".

8. Renumber original section 10 as section 11.

LEGISLATIVE BILL 1314. Placed on General File as amended.

Standing Committee amendments to LB 1314:

1. In section 2, strike line 19 and insert "(5) Implementing the capital improvements and".

2. In section 4, line 10, strike "for street design"; strike line 11 and insert "to perform the duties outlined in section 2 of this act"; in line 13 strike "of one", and strike lines 14 to 16 and insert "as provided in section 3 of this act.".

3. In section 8, line 6, after "to" insert "the local governing body and".

4. Strike original section 9 and in lieu thereof insert the following:

"Sec. 9. (1) Each municipality shall be entitled to the first one-third of its annual allocation with no requirement of matching, but shall be required to match the second one-third, on the basis of one dollar for each dollar it receives, with funds raised locally for street purposes, and shall be required to match the final one-third, on the basis of one dollar for each two dollars it receives, with funds so raised. Commencing in 1972, any municipality which fails in any year to provide the matching funds required by this subsection shall, except as provided in subsection (2) or (3) of this section, forfeit so much of its allocation as it fails to match. Any amount so forfeited shall be reallocated and distributed to the municipalities which have met the full matching provisions of this subsection. Such reallocation shall be made in the manner provided in sections 7 and 8 of this act.

(2) Any municipality may, for any year, certify to the State Treasurer that it relinquishes, to the county in which it is situated in whole or in part, all or a part of the state funds allocated to it for that year and the amount so relinquished shall be available for distribution to such county subject to the matching requirements of subsection (1) of this section and without regard to the provisions of Legislative Bill 1312, Eightieth Session, Nebraska State Legislature, 1969. Any amount so distributed to the county shall be used exclusively for road purposes within the trade area of the relinquishing municipality as may be agreed upon by the county and municipal governing bodies.

(3) Any municipality may certify to the State Treasurer that it relinquishes, to the county in which it is situated in whole or in part, all or a part of the state funds allocated to it for not to exceed three years and the amount so relinquished shall be available for distribution to such county subject to the matching requirements of subsection (1) of this section and without regard to the provisions of Legislative Bill 1312, Eightieth Session, Nebraska State Legislature, 1969. Any relinquishment under this subsection shall be made pursuant to an agreement between the relinquishing municipality and the county, to which other political subdivisions may also be parties, which provides for the accumulation and investment by the county of the amount relinquished for not to exceed three years so as to provide funds for one or more specific road improvement projects.".

5. Insert a new section 10 to read as follows:

"Sec. 10. No money derived from fees, excises, or license fees relating to registration, operation, or use of vehicles on the public highways, or to fuels used for the propulsion of such vehicles, shall be expended for other than cost of administering laws under which such money is derived, statutory refunds and adjustments provided therein, payment of highway obligations, cost of construction, reconstruction, maintenance and repair of public highways and bridges and county, city, town and village roads, streets and bridges, and all facilities, appurtenances and structures, deemed necessary or desirable in connection with such highways, bridges, roads and streets; *Provided,* that the provisions of this section shall not apply to money derived from the motor vehicle tax imposed under Article VIII, section 1, of the Constitution of Nebraska, drivers license fees, or to money received from parking meter proceeds, fines and penalties.".

6. Renumber original section 10 as section 11.

LEGISLATIVE BILL 504. Placed on General File as amended.

Standing Committee amendments to LB 504:

1. In section 1, line 73, after "utility" insert "*or as a community antenna television service operator*"; in lines 87 and 89 strike "*cable*" and insert "*community antenna*"; in line 89 after "*service*" insert "*as regulated under the provisions of Legislative Bill 152, Eightieth Session, Nebraska State Legislature, 1969*"; in line 286 reinstate the stricken matter, and strike "*cable*" and in lieu thereof insert "*every person engaged in furnishing community antenna*".

2. In section 2, line 7, after "utility" insert "*or as a community antenna television service operator*".

3. In section 1, line 79, strike "such" and show the same as stricken, and insert "*intrastate*".

4. In section 1, line 193, after the first "admissions" insert "*which shall mean the right or privilege to have access to or use a place or location*".

5. In section 2, reinstate the stricken matter in lines 82 to 113; in lines 114, 132, and 174, strike the new matter and reinstate the stricken matter; in line 133 after "vehicles" insert "*, trailers, and semitrailers as defined in section 60-301*"; in line 137 after "vehicle" insert "*, trailer, or semitrailer*"; in line 138 after the comma

insert "*trailer, or semitrailer,*"; in line 159 after "vehicle" insert "*, trailer or semitrailer*".

6. In section 3, line 158, after "company" insert "*, from a parent company to a subsidiary, from one subsidiary to another subsidiary of the same parent company, or between brother-sister companies*"; in line 160 strike "subsidiary" and show the same as stricken, and insert "*lessor*"; in both places in line 162, and in line 163 strike "parent" and show the same as stricken, and insert "*lessee*".

(Signed) J. W. Burbach, Chairman

Government and Military Affairs

LEGISLATIVE BILL 1193. Placed on General File as amended.

Standing Committee amendments to LB 1193:

1. Strike section 1.

2. In section 2, line 1 strike "Sec. 2" and insert "Section 1", line 16 strike all of the line after the period, and strike lines 17 to 44.

3. Strike original section 3 and insert the following:

"Sec. 2. That original section 52-118.02, Reissue Revised Statutes of Nebraska, 1943, is repealed."

(Signed) Terry Carpenter, Chairman

Committee on Committees

June 18, 1969

Mr. President:

The Committee on Committees submits the following report and desires to recommend the following changes in the composition of the standing committees:

COMMITTEE ON COMMITTEES:

Senator Leslie Robinson will replace Senator Elvin Adamson, resigned.

RULES COMMITTEE:

Senator Robert L. Clark will replace Senator Elvin Adamson.

INTERGOVERNMENTAL COOPERATION:

Senator Eugene T. Mahoney will replace as Chairman Senator Elvin Adamson. Senator Leslie Robinson is the fifth member of the Committee on Intergovernmental Cooperation.

BUDGET COMMITTEE:

Senator Elmer Wallwey will replace Senator Elvin Adamson.

PUBLIC HEALTH AND WELFARE:

Senator E. Thome Johnson is the Chairman of the Public Health and Welfare Committee replacing Senator Elmer Wallwey who has been assigned to the Budget Committee.
Senator Don Hanna, Jr. will replace Senator Elmer Wallwey on the Committee.

PUBLIC WORKS:

Senator Don Hanna, Jr. will replace Senator Elmer Wallwey, who has been assigned to the Budget Committee.

(Signed) William M. Wylie, Chairman

UNANIMOUS CONSENT—Introduce New Bill

Mr. Marvel asked unanimous consent to introduce a new bill to be known as LB 1425. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1425. By Budget Committee, Richard D. Marvel, 33rd District, Chairman; Fern Hubbard Orme, 29th District; Clifton B. Batchelder, 10th District; W. H. Hasebroock, 18th District and Ramey C. Whitney, 44th District.

A BILL FOR AN ACT making appropriations for the state government for the biennium beginning July 1, 1969, and ending June 30, 1971, for construction, repair, and improvement of state building and land acquisition as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; and to declare an emergency.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules to place LB 1425 on General File without a public hearing.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

GENERAL FILE

LEGISLATIVE BILL 1215. Considered.

Mr. Harsh renewed his motion to indefinitely postpone.

The motion prevailed with 25 ayes, 15 nays and 9 not voting.

Visitors

Mr. Skarda introduced Mr. and Mrs. Jim Sargent and family.

LEGISLATIVE BILL 1230. Reading waived. Explained.

Mr. Swanson moved to advance LB 1230 to E and R.

The motion lost with 9 ayes, 26 nays and 14 not voting.

Mr. Wylie moved to indefinitely postpone. The motion prevailed with 24 ayes, 11 nays and 14 not voting.

LEGISLATIVE BILL 907. Reading waived. Explained.

Mr. Keyes offered the following amendments, which were adopted:

AMENDMENT TO LB 907

1. Strike the word "~~biennium~~" in line 6 and insert in its place *"one year"*.
2. Strike the words in line 6 "~~five twenty-five hundred dollars in~~" and all of line 7 and line 8 and strike in line 9 "~~twenty-five thousand inhabitants or over~~" and insert *"1/10 of one mill"*.

AMENDMENT TO LEGISLATIVE BILL 907

1. In section 1, line 12, after the period, insert *"In any county having a nonprofit historical association or society organized under the corporation laws of this state, the county commissioners or supervisors may grant to such association or society the amount authorized for expenditure by this section, upon application by the association or society. Such funds may then be expended, at the direction of the board of directors of such association or society, for the following purposes: (1) Establishment, construction, and reconstruction of historical buildings; (2) purchase of exhibits, equipment, and real and personal property of historical significance, and*

the maintenance thereof; and (3) lease, rental, purchase or construction, and maintenance of buildings other than those of historical nature for the display and storage of exhibits.".

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1366. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 14 nays and 13 not voting.

Mr. Wylie Presiding

LEGISLATIVE BILL 1330. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-eighth Day were adopted.

Advanced to E and R for review with 31 ayes, 1 nay and 17 not voting.

UNANIMOUS CONSENT—Committee Meetings

Mr. Marvel asked unanimous consent for the Budget Committee to meet in executive session at 3:00 p.m. No objections. So ordered.

Mr. Simpson asked unanimous consent the Rules Committee meet tomorrow at 1:00 p.m. in the West Lounge. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 778. Considered.

Mr. Stull moved to indefinitely postpone.

Mr. Warner requested a Call of the House. The Call showed 41 members present.

Mr. Harsh moved the Call be raised. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

The Stull motion prevailed with 28 ayes, 10 nays and 11 not voting.

LEGISLATIVE BILL 1018. Reading waived. Explained.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 864. Reading waived. Explained.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 783. Considered.

Mr. Bloom offered the following amendment, which was adopted:

Sec. 15, line 2, delete "participate" and insert "be prohibited from participating".

Mr. Pedersen offered the following amendment:

Strike Sections 1 through Section 17 of LB 783 and substitute a new section to read as follows:

"No elected county official nor any employee of the county of all classifications shall require of any other elected county official or employee a contribution, whether in money or services, for a candidate or any person representing the candidate to any elective office. Violation of this section shall cause the candidate to become ineligible for the elective office sought by the candidate."

Mr. Pedersen requested a record vote.

Mr. Pedersen requested a Call of the House. The Call showed 35 members present.

Mr. Bloom moved the Call be raised. The motion prevailed with 22 ayes, 2 nays and 25 not voting.

Voting in the affirmative, 8:

Klaver
Moulton
Moylan
Nore
Pedersen
Wenzlaff
Whitney
Wiltse

Voting in the negative, 12:

Bloom
Carpenter
Danner
Keyes
Luedtke
Mahoney
Proud
Reynolds
Schreurs
Simpson
Skarda
Syas

Not voting, 29:

Batchelder
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Marvel
Orme
Robinson
Schmit
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wylie
Ziebarth

The Pedersen amendment lost.

STANDING COMMITTEE REPORTS

Agriculture and Recreation

LEGISLATIVE BILL 1357. Placed on General File as amended.

Standing Committee amendments to LB 1357 printed in lieu of placing in the Journal.

(Signed) M. A. Kremer, Chairman

Revenue

LEGISLATIVE BILL 930. Placed on General File

LEGISLATIVE BILL 1303. Placed on General File as amended.

Standing Committee amendments to LB 1303:

1. Strike original section 1 and renumber original section 2 as section 1.

2. In renumbered section 1, strike line 1 and insert "Section 1. The"; in line 4 strike "six" and insert "fifteen"; line 6 strike "The" and insert "For the years 1970 and 1971, commencing January 1, 1970, the "; strike lines 9 to 12, and insert "to the Department of Roads, twenty-five and one-third per cent to the various counties for road purposes, and twenty-one and one-third per cent to the various municipalities for street purposes; for the years 1972 and 1973, commencing January 1, 1972, the balance of the money in the Highway Allocation Fund shall be allocated fifty-three and one-third per cent to the Department of Roads, twenty-four and one-third per cent to the various counties for road purposes, and twenty-two and one-third per cent to the various municipalities for street purposes; and for the year 1974 and thereafter, commencing January 1, 1974, the balance of the money in the Highway Allocation Fund shall be allocated fifty-three and one-third per cent to the Department of Roads, twenty-three and one-third per cent to the various counties for road purposes, and twenty-three and one-third per cent to the various municipalities for street purposes. The portion al-".

3. Insert a new section 2 to read as follows:

"Sec. 3. Commencing January 1, 1970, there shall be appropriated from the General Fund an amount not less than nine million three hundred and seventy-five thousand dollars to be placed in the Highway Allocation Fund for distribution to the state, counties and municipalities as provided by law, and, for the biennium commencing July 1, 1969 there shall be appropriated from the General Fund an amount not less than one million seven hundred thirty-four thousand six hundred dollars to be placed in the State Recreation Road Fund.".

4. In section 3, line 1, strike "Section 2" and insert "Sections 1 and 4".

(Signed) J. W. Burbach, Chairman

Adjournment

At 4:28 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Thursday, June 19, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-TWELFTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, June 19, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

As we come together in prayer, O God, we know that there is nothing in our hearts, in our minds, or in our past that we can hide from Thee, for our lives are all of one piece in Thy Sight—not partitions as we like to think. Therefore, deliver us from the error of seeking and expecting Thy guidance in our public lives when we close the door to Thee in our private living. Help us to be good men, that we may become good leaders. For this day, before we reach any decisions, make us willing to ask, "What would our Lord do?" Then give us the courage and the grace so to do. We ask it in Jesus' name. Amen.

The roll was called and all members were present except Messrs. Schmit, Stull and Waldron, who were excused.

Corrections for the Journal

Page 2598, line 27, correct spelling of "Claire".
Page 2616, line 12, correct spelling of "Senator".

The Journal for the One Hundred-eleventh Day was approved as corrected.

Member Excused

Mr. Wenzlaff asked unanimous consent to be excused at 9:30 a.m. for the remainder of the morning. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following printed in the journal. No objections. So ordered.

JULY 1, 1969 DEADLINE

L. B. 514

The 1967 amendments enacted by the Congress require each state to implement mandatory programs no later than *July 1*, 1969. If L. B. 514 is not passed by that date, Nebraska will be out of conformity with the requirements of the Social Security Act.

Purpose of the work incentive provisions of L. B. 514 is to train members of ADC families so that they can become self-supporting. There is a limited training program of this type in effect in the state under the provisions of Title V of the Economic Opportunity Act. Title V is federally funded without the requirement of financial participation by the state. Title V expires on June 30.

If L. B. 514 is not passed prior to June 30, persons now being retrained for employment will have their training interrupted.

Message from the Governor

June 18, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 18, 1969 I approved LB 657, LB 761, LB 862 and LB 1088.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

Communications

June 18, 1969

The Honorable Jerome Warner, Speaker
Nebraska State Legislature
State Capitol Building
Lincoln, Nebraska 68509

Dear Senator Warner:

The following is a listing of non-governmental space assignment in the State Capitol:

Civil Defense Shelter Supplies	(Basement)	1,750 sq. ft.
Credit Union	(Basement)	33 sq. ft.

Credit Union Office		258 sq. ft.
Cafeteria	(Basement)	335 sq. ft.
Cafeteria		2,356 sq. ft.
Post Office	(Basement)	166 sq. ft.
Post Office		655 sq. ft.
Vending Machines		285 sq. ft.
News Stand		148 sq. ft.
Press Row		1,254 sq. ft.
Banker's Life (State Employees Retirement System)		120 sq. ft.

Sincerely yours,

(Signed) Robert P. Rogers, Director
State of Nebraska
Dept. of Administrative Services

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1294. Replaced on Select File as amended.

E and R amendments to LB 1294:

1. Because it duplicates E & R amendment 2, adopted 6/18, strike the Schmit amendment 1 adopted 6/18.

2. In line 1 of the Schmit amendment 2, adopted 6/18, strike "renumbered section 10" and insert "section 11".

3. In line 1 of the Schmit amendment 3, adopted 6/18, strike "renumbered section 38" and insert "section 39".

4. In line 1 of the Luedtke amendment 1, adopted 6/18, strike "renumbered section 38" and insert "section 39".

5. Strike the amendment to section 39, line 21.

LEGISLATIVE BILL 578. Placed on Select File as amended.

E and R amendment to LB 578:

1. In the title, strike lines 2 to 6 and all amendments thereto and insert:

"FOR AN ACT to adopt the Local Option Revenue Act.".

LEGISLATIVE BILL 753. Placed on Select File as amended.

E and R amendments to LB 753:

1. Renumber sections 3 and 4, added by the Elrod amendment 1, adopted 6/13, as sections 1 and 2; renumber sections 1 and 2, added by standing committee amendment 1, as sections 3 and 4; renumber original section 1 as section 5; renumber section 4, added by standing committee amendment 4 as section 6; renumber original section 2 as section 7; renumber section 6, added by standing committee amendment 6 as section 8; and renumber original section 3 as section 9.

2. In renumbered section 3, reinstate the stricken matter in line 52.

3. In renumbered section 4, lines 12 and 16, insert "*the members of the governing bodies of*" after "*of*".

4. In standing committee amendment 3, line 3, strike the underscored comma; in line 7, strike "*, and may*"; in lines 17 and 18, insert "~~or primary~~" before "~~class~~".

5. In renumbered section 6, line 3, strike "*, shall*" and insert "*shall,*"; in line 11, strike "*said sections*" and insert "*Chapter 71, article 16*"; and in line 12, insert an underscored comma after "*municipality*"; and in line 26, strike the second "*of*" and insert "*for*".

6. In renumbered section 7, line 7, strike "by imprisonment" and insert "~~by imprisonment~~ *be imprisoned*"; and strike the old matter in line 9 and insert "*be* both ~~such a fine and imprisonment~~ *so fined and imprisoned*".

7. For correlation purposes, in line 2 of renumbered section 8, insert ", as amended by section 1, Legislative Bill 962, Eighthieth Session, Nebraska State Legislature, 1969" after "1943", and in line 12 insert "and whose remuneration shall conform to an established compensation schedule set by such local board of health and which is reviewed and approved annually by such board" after "Standards".

8. Amend renumbered section 9 to read:

"Sec. 9. That original sections 71-1630 and 71-1631.01, Reissue Revised Statutes of Nebraska, 1943, sections 23-174, 23-174.10, and 71-1631, Revised Statutes Supplement, 1967, and section 71-1632, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 962, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

9. Add a new section to read:

"Sec. 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

10. In the title, strike lines 2 to 11 and insert:

"FOR AN ACT to amend sections 71-1630 and 71-1631.01, Reissue Revised Statutes of Nebraska, 1943, sections 23-174, 23-174.10, and 71-1631, Revised Statutes Supplement, 1967, and section 71-1632, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 962, Eightieth Session, Nebraska State Legislature, 1969, relating to public health and welfare; to provide for penalties; to provide for regulations; to change provisions for officers, employees, duties, and powers of health districts and city-county health departments as prescribed; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1360. Placed on Select File as amended.

E and R amendments to LB 1360:

1. In section 2, strike beginning with the comma in line 1 through the comma in line 2; in line 3 strike the comma and strike "such"; strike beginning with "a" in line 7 through "corporations" in line 11 and insert "an appointment of the Secretary of State, in such form as the Secretary of State shall prescribe, as agent for the service of summons on him, which service shall be made substantially as provided in section 21-20,114, Revised Statutes Supplement, 1967"; and in line 25, strike "which" and insert ", all of which fees".

2. In section 3, strike beginning with the comma in line 1 through the comma in line 2; strike the first comma in line 3; in line 6, insert a comma after "persons"; and in line 12, strike "which" and insert ", all of which fees".

3. In section 4, strike line 5 and insert "State of Nebraska"; and strike the comma in line 24.

4. In standing committee amendment 1, line 4, insert "or use" after "sales".

5. In section 6, line 3, strike "the".

6. In section 7, line 12, strike "as defined in this act".

7. In section 10, strike lines 1 to 3 and insert:

"Sec. 10. Prosecutions for any violations of this act shall be brought by the Attorney General or county attorney in the county in which the violation occurs. Any prose-".

LEGISLATIVE BILL 1346. Placed on Select File as amended.

E and R amendments to LB 1346:

1. In section 1, line 18, strike the period and insert a semicolon.

2. In standing committee amendment 1, strike lines 2 and 3 and insert:

"(1) Superintendent shall mean the superintendent of law enforcement and public safety;".

3. In section 3, line 24, strike "the commission" and insert "him".

4. In standing committee amendment 7, line 3, strike "five members appointed" and insert "members".

5. In section 7, line 5 as amended, strike "by the Governor"; in lines 11 and 12 as amended, strike "appointed by the Governor"; in line 16, insert "for" after "serve"; in line 25 as amended strike "appointed by the Governor"; and in line 30, strike "its" and insert "his".

6. In renumbered section 10, line 20, strike "his" and insert "the".

7. In renumbered section 11, lines 6 and 9, strike "12" and insert "10"; and in line 14, strike "is" and insert "are".

8. In standing committee amendment 11, line 1, strike "22" and insert "23".

9. In standing committee amendment 12, line 2, strike "10" and insert "11".

10. In renumbered section 14, line 50, strike ", (3), or (4)" and insert "or (3)".

11. In the title, line 7, strike "and"; and in line 8, insert "; and to declare an emergency" after "training".

LEGISLATIVE BILL 342. Correctly engrossed.

LEGISLATIVE BILL 353. Correctly engrossed.

LEGISLATIVE BILL 454. Correctly engrossed.

LEGISLATIVE BILL 469. Correctly re-engrossed.

LEGISLATIVE BILL 519. Correctly engrossed.

LEGISLATIVE BILL 810. Correctly engrossed.

LEGISLATIVE BILL 816. Correctly engrossed.

LEGISLATIVE BILL 1020. Correctly engrossed.

LEGISLATIVE BILL 1182. Correctly re-engrossed.

LEGISLATIVE BILL 1350. Correctly re-engrossed.

LEGISLATIVE BILL 428. Correctly enrolled.

LEGISLATIVE BILL 523. Correctly enrolled.

LEGISLATIVE BILL 829. Correctly enrolled.

LEGISLATIVE BILL 873. Correctly enrolled.

LEGISLATIVE BILL 1068. Correctly enrolled.

LEGISLATIVE BILL 1141. Correctly enrolled.

LEGISLATIVE BILL 1142. Correctly enrolled.

LEGISLATIVE BILL 1236. Correctly enrolled.

LEGISLATIVE BILL 1388. Correctly enrolled.

LEGISLATIVE BILL 1371. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Nebraska Retirement Systems

LEGISLATIVE BILL 802. Indefinitely postponed.

LEGISLATIVE BILL 848. Indefinitely postponed.

LEGISLATIVE BILL 952. Indefinitely postponed.

LEGISLATIVE BILL 530. Placed on General File as amended.

Standing Committee amendments to LB 530:

1. In section 1, line 9, section 2, lines 43 and
44, section 3, line 23, section 4, line 24, and section 5,
lines 12 and 15 strike "*September 1*" and insert "*August 31*".

2. Strike section 6 and renumber original sections 7 and 8 as sections 6 and 7 respectively.

LEGISLATIVE BILL 793. Placed on General File as amended.

Standing Committee amendments to LB 793:

1. In section 2, line 15 reinstate "as herein provided".

2. Add a new section to be known as section 4 and to read as follows:

"Sec. 4. That section 79-1514, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1514. The membership of any person in the retirement system shall cease only if he (1) withdraws his accumulated contributions under the provisions of section 79-1527, (2) retires on a school *or formula* or disability retirement allowance ~~as provided in section 79-1530~~, or (3) dies. The retirement board shall reinstate to membership, with the same status as when such membership ceased, a school employee who has withdrawn his accumulated contributions if he again becomes an employee, within the third school year following the school year in which he first ceased to be an employee, and repays to the retirement board the amount he has withdrawn and interest thereon at the rate of three per cent per annum from the date of withdrawal to the date of reinstatement. If such withdrawals are not so repaid with interest, the school employee shall enter the system as a new member with no prior rights.".

3. Renumber original sections 4 to 7 as sections 5 to 8 respectively.

4. Add a new section to be known as section 9 and to read as follows:

"Sec. 9. That section 79-1530, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1530. At any time before the retirement date a member may elect to receive his school retirement allowance or his disability retirement allowance under any optional form specified in the group annuity contract, if one exists, or under any optional form permitted by the retirement board, if no group annuity contract exists. Such optional annuity shall be the actuarial equivalent of the normal ~~straight life~~ *form of the* annuity.".

5. Renumber original sections 8 to 12 as sections 10 to 14 respectively.

6. In renumbered section 10, line 10 insert after the period the following: "*The amount of such state deposit shall be determined on the basis of an actuarial valuation to be sufficient to fully fund the service annuities earned in that fiscal year and to fund the unfunded accrued liabilities for all service annuities earned prior to that year by level payments up to January 1, 1994.*".

7. Add a new section to be known as section 15 and to read as follows:

"Sec. 15. That section 79-1552, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1552. The right of a person to a school *or formula* or disability retirement allowance or any optional benefit, any other right accrued or accruing to any person or persons under the provisions of sections 79-1501 to 79-1553, the various funds created thereby and all the money, investments, and income thereof, are hereby exempt from any state, county, municipal, or other local tax and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency laws, or any other process of law whatsoever, and shall not be assignable.".

8. Renumber original section 13 as section 16.

9. In renumbered section 16, line 1 insert "79-1514," after "sections", line 2 strike "and 79-1546" and insert "79-1546, and 79-1552", and line 4 insert "79-1530," after "79-1527".

LEGISLATIVE BILL 825. Placed on General File.

LEGISLATIVE BILL 878. Placed on General File as amended.

Standing Committee amendments to LB 878:

1. In section 1, line 5, strike "*twelve*" and insert "*twenty-four*", and line 9 strike "*twenty-five*" and insert "*thirty*".

2. In section 2, line 7, strike "*and one half*".

LEGISLATIVE BILL 1228. Placed on General File as amended.

Standing Committee amendments to LB 1228:

1. In section 1, line 3 strike "16-328," and show as stricken matter, line 4 insert "*and second*" after "first", and lines 22 and 23 strike "shall be correlated to" and insert "~~shall be correlated to~~ *may be integrated with*".

2. In section 2, line 2 strike "is" and insert "and also section 17-719, Revised Statutes Supplement, 1967, are".

(Signed) Claire W. Holmquist, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 428 LB 523 LB 829 LB 873 LB 1068 LB 1141 LB 1142 LB 1236 LB 1388 LB 1371

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 168.

Introduced by Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VI, section 1, of the Constitution of Nebraska, relating to suffrage; to reduce the age of electors to twenty years; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VI, section 1, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. Every citizen of the United States, who has attained the age of twenty years, and has resided within the state for six months and within the county and voting precinct for the terms provided by law, shall be an elector.".

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment reducing age of electors to twenty years.

☐ For
☐ Against".

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Batchelder
Hanna
Nore

Not voting, 4:

Carstens
Schmit
Stull
Waldron

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 606. With emergency.

A BILL FOR AN ACT authorizing the Game and Parks Commission to sell or exchange certain real estate under certain conditions as prescribed; to provide for the reservation of easements for rights-of-way; to require fencing of tracts as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Kokes
Syas

Not voting, 4:

Mahoney
Schmit
Stull
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 641.

A BILL FOR AN ACT relating to trade-marks and trade names; to adopt the Uniform Deceptive Trade Practices Act.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Schmit
Stull
Waldron
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 715.

A BILL FOR AN ACT to amend sections 81-263.66, 81-263.77, and 81-263.80, Revised Statutes Supplement, 1967, relating to the Nebraska Graded Milk Law; to provide for the Director of Agriculture to remit inspection fees to a political subdivision upon certification for inspection by a political subdivision; to provide authority for the Director of Agriculture to enter into contracts with municipalities for inspection and to make the same mandatory; to make certain functions mandatory rather than permissive; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Klaver
Marvel
Schmit
Stull
Syas
Waldron
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 804.

A BILL FOR AN ACT to amend section 81-501, Reissue Revised Statutes of Nebraska, 1943, section 44-114, Reissue Revised

Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1258, Eightieth Session, Nebraska State Legislature, 1969, and section 44-137.08, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 1258, Eightieth Session, Nebraska State Legislature, 1969, relating to insurance; to clarify the general powers of the Director of Insurance as prescribed; to change internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Hanna
Schmit
Stull
Waldron
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 820. With emergency.

A BILL FOR AN ACT to amend section 60-1001, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 417, Eightieth Session, Nebraska State Legislature, 1969, and section 60-1008, Reissue Revised Statutes of Nebraska, 1943, as amended by section 32, Legislative Bill 154, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicles; to include additional motor vehicles as exempt from marking requirements as prescribed; to delete a deductible requirement; to change a percentage; to repeal the original sections; and to declare an emergncy.

Whereupon the President stated: "All provisions of law relative to procedure having beeen complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Hanna
Schmit
Stull
Waldron
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 911 to Select File

Mr. Klaver moved to return LB 911 to Select File for a specific amendment.

Mr. Klaver requested a record vote.

Mr. Elrod moved the previous question. The question is, 'Shall the debate now cease?'

The motion prevailed with 35 ayes, 1 nay and 13 not voting.

Voting in the affirmative, 9:

Batchelder
Duis
Klaver
Nore
Orme
Reynolds
Syas
Waldo
Wallwey

Voting in the negative, 31:

Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Pedersen
Proud
Robinson
Schreurs
Skarda
Swanson
Warner
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 9:

Carstens
Johnson
Kennedy
Moylan
Schmit
Simpson
Stull
Waldron
Wenzlaff

The Klaver motion lost.

LEGISLATIVE BILL 911. With emergency.

A BILL FOR AN ACT to amend sections 39-722, 39-723.03, 39-723.06, 39-723.07, and 39-723.08, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to change the weight limitations of vehicles; to change the tolerance permitted; to provide for violations; to provide penalties; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Simpson
Skarda
Swanson
Syas
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 9:

Batchelder
Craft
Hasebroock
Johnson
Klaver
Nore
Orme
Waldo
Wallwey

Not voting, 5:

Schmit
Schreurs
Stull
Waldron
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 992.

A BILL FOR AN ACT to amend sections 85-107 and 85-107.01, Reissue Revised Statutes of Nebraska, 1943, relating to the University of Nebraska; to change the name of College of Agriculture and Home Economics to College of Agriculture; to authorize the creation of a College of Home Economics; to provide duties for the Revisor of Statutes; and to repeal the original sections.

Whereupon the President stated "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Batchelder
Budd
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 5:

Burbach
Hanna
Holmquist
Moulton
Wylie

Not voting, 9:

Bloom
Kokes
Mahoney
Marvel
Schmit
Skarda
Stull
Waldron
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1095.

A BILL FOR AN ACT to amend section 84-1001, Reissue Revised Statutes of Nebraska, 1943, and section 84-1005, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 61, Eightieth Session, Nebraska State Legislature, 1969, relating to state employees; to define terms; to provide that state employees, as prescribed, shall not be required to work on holidays; to provide paid holidays as prescribed; to provide certain powers and duties for the State Personnel Director as prescribed; to provide exceptions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Bloom
Hanna
Holmquist
Kokes
Mahoney
Schmit
Stull
Waldron
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1150.

A BILL FOR AN ACT to amend section 54-753.03, Reissue Revised Statutes of Nebraska, 1943, relating to feeding of garbage; to provide for disbursement of fees; to prohibit the issuance of new permits as prescribed; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Swanson
Waldo
Wallwey
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Syas

Not voting, 9:

Bloom
Mahoney
Marvel
Schmit
Skarda
Stull
Waldron
Wenzlaff
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1248.

A BILL FOR AN ACT to amend sections 26-184, 27-903, 27-904, and 29-604, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to provide for the selection and qualification of jurors as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Schmit
Stull
Waldron
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1361. With emergency.

A BILL FOR AN ACT to amend section 77-27,104, Revised Statutes Supplement, 1967, relating to revenue and taxation; to provide for liens and their priority on persons owing a tax as prescribed; to provide for notices; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Danner
Marvel
Schmit
Skarda
Stull
Waldron
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Suspend Rules

Mr. Mahoney moved to suspend the rules to take up LB 1224 on final reading today.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1224. With emergency.

A BILL FOR AN ACT to amend sections 9-112, 9-113, 9-114, and 9-117, Reissue Revised Statutes of Nebraska, 1943, and section 9-103, Revised Statutes Supplement, 1967, relating to bingo; to provide an additional class which may be licensed; to limit the joint conducting of bingo; to change provisions for taxes and prizes; to provide for reports; to provide for the revocation, suspension, restoration, and renewal of licenses; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Hanna
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Duis
Harsh
Hasebroock
Schmit
Stull
Waldron
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Presented to the Governor

Presented to the Governor for approval on June 19, 1969 at 9:00 a.m.: LB 495 LB 646 LB 889 LB 983 LB 1098 LB 1103 LB 1191 LB 1232 LB 1285 LB 1319 LB 1359 LB 1362 LB 1364 LB 1376

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 942. Indefinitely postponed.

LEGISLATIVE BILL 1082. Indefinitely postponed.

LEGISLATIVE BILL 1094. Indefinitely postponed.

LEGISLATIVE BILL 1214. Indefinitely postponed.

LEGISLATIVE BILL 1229. Indefinitely postponed.

LEGISLATIVE RESOLUTION 36. Indefinitely postponed.

(Signed) Lester Harsh, Chairman

Public Works

LEGISLATIVE BILL 1019. Placed on General File as amended.

Standing Committee amendments to LB 1019:

1. Add two new sections to read as follows:

"Sec. 2. That section 39-1309, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-1309. (1) The map prepared by the State Highway Commission showing a proposed state highway system in Nebraska, filed with the Clerk of the Legislature and referred to in the resolution filed with the Legislature on February 3, 1955, is hereby adopted by the Legislature as the state highway system on September 18, 1955; *Provided,* that a highway from Rushville in Sheridan County going south on the most feasible and direct route to the Smith Lake State Recreation Grounds shall be known as state highway 250, and be a part of the state highway system*; and provided further, that a highway going west from U.S. 275 at Oakdale to state highway 14 shall be a part of the state highway system.*

(2) The state highway system may be redesignated, relocated, redetermined, or recreated by the department, with the written advice of the State Highway Commission and the consent of the Governor. In redesignating, relocating, redetermining, or recreating the several routes of the state highway system, the following factors shall be considered: (a) The actual or potential traffic volumes and other traffic survey data, (b) the relevant factors of construction, maintenance, right-of-way, and the costs thereof, (c) the safety and convenience of highway users, (d) the relative importance of each highway to existing business, industry, agriculture, enterprise, and recreation and to the development of natural resources, business, industry, agriculture, enterprise, and recreation, (e) the desirability of providing an integrated system to serve interstate travel, principal market centers, principal municipalities, county seat municipalities, and travel to places of statewide interest, (f) the desirability of connecting the state highway system with any state park, any state forest reserve, any state game reserve, the grounds of any state institution, or any recreational, scenic, or historic place owned or

operated by the state or federal governments, (g) the national defense, and (h) the general welfare of the people of the state.

(3) Any highways presently maintained by the department and not designated as a part of the state highway system as provided by sections 39-1301 to 39-1362 shall be maintained until July 1, 1956, by the department. After July 1, 1956, such highways shall be a part of the county road system and the title to the right-of-way of such roads shall after such date vest in the counties wherein the roads are located.

Sec. 3. That original section 39-1309, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

(Signed) Rick Budd, Chairman

Visitors

Mr. Whitney introduced 9 Deuel County 4-H Junior Leaders from Chappell and Roy Sall, County Agent.

Mr. Whitney introduced 31 Morrill County 4-H Junior Leaders from Bridgeport and Don Siffring, County Extension Agent; Mr. and Mrs. Cliff Hoxworth.

MOTION—Return LB 704 to Select File

Mr. Marvel moved to return LB 704 to Select File for the following specific amendment:

Strike the enacting clause.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT—Unbracket LB 330

Mr. Luedtke asked unanimous consent to unbracket LB 330 on General File. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LR 22

Mr. Proud asked unanimous consent to withdraw LR 22.

Laid over.

Member Excused

Mr. Elrod asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

Explanation of Vote

If we would have been present, we would have voted for LB 992.

(Signed) Bill K. Bloom and
Eugene T. Mahoney

MOTION—Rule Change

Mr. Duis moved to amend Rule 10, Sec. 13, to strike "or not voting".

Referred to the Rules Committee.

UNANIMOUS CONSENT—Introduce Bill

Mr. Carpenter asked unanimous consent to introduce a new bill, to be known as LB 1426.

No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1426. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to the State Board of Agriculture; to authorize such board to develop plans for a new location for the state fairgrounds.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to place LB 1426 on General File without a public hearing.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 453. Indefinitely postponed.

LEGISLATIVE BILL 939. Indefinitely postponed.

LEGISLATIVE BILL 776. Placed on General File.

(Signed) Richard D. Marvel, Chairman

Message from the Governor

June 19, 1969

The President, the Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session:

This is my fourth letter on the recommendations of the Budget Committee as outlined in LB-1421. I have tried in these letters to outline my positions on those recommendations and to point out those agencies who would be most drastically harmed by the reductions LB-1421 has made in my budget recommendations.

The comments in this letter are directed to overall matters in the budget and not to specific agency recommendations.

1. *Insurance Program for State Employees*

LB-1421 has removed the insurance program I recommended for all state employees. This is a modest 50-50 contributory program with minimum benefits. We compete with industries throughout the state, region, and in some positions the nation as a whole as well as the federal government and local governments for our employees. Almost all these competitors have fringe benefits substantially greater than this modest insurance program. It is one of the very few fringe benefits that state employees would have and I urge restoration of the insurance program.

Let me comment further that I do not feel the payments for this program can be taken out of the salary increases. The 5% salary adjustments were basically cost-of-living adjustments and should the contribution for insurance be taken from that 5%, we are being extremely unrealistic and unfair to our dedicated state employees.

2. *Personal Service Restrictions in Departmental Administration*

By statute the Governor is given the authority to set the salary for directors of all code departments. As has been discussed many times in the past and as recently as earlier in this legislative session, this authority is needed to permit realistic recruiting.

The Budget Committee has eliminated the flexibility the statutes have given me as Governor by restricting personal services in departmental administration programs in the code departments. I cannot effectively operate with those restrictions. I urge the elimination of all personal service restrictions on all programs from which the salaries of department directors and division chiefs are paid.

3. *All Personal Service Restrictions*

I am as interested as the Budget Committee in preventing unnecessary escalation of personal service expenses over the biennium, and I sympathize with the goal they are trying to reach in restricting personal service expenditures. I would differ with the Committee, however, on the means to reach this goal.

The determination of the flexibility needed to develop any program to its fullest extent can only be made by the person responsible for day-to-day administration of that program.

This is particularly true when we are operating both on a biennial budget and on appropriations by program rather than by agency. If we appropriated on an agency basis rather than by programs within each agency, the administrators would be given some chance of making programs effective as time changed the circumstances. Likewise, if the agencies were only required to predict for one year, the need for flexibility would be less since the chance of mistakes would be fewer.

We do appropriate by program, however, and we do appropriate over a two-year period. It is essential, therefore, that I be given the opportunity to make changes and additions with overall program budgets over the two years of the biennium.

The unfortunate alternatives which we may face if these personal service restrictions are kept in the appropriations are easily catalogued:

1. We may have to reduce already existing services in order to adequately staff other already existing services.

2. We may lose several dedicated employees who find themselves unable to retain staff or obtain the raises that are being obtained in comparable jobs in the area.

3. We may be forced to refuse participation in new programs that are conceived either by state employees or by the federal government.

4. We may be unable to hire employees to meet increased service demands occasioned not by any new laws but simply by more persons taking advantage of already existing laws or programs.

There are other examples but these should be sufficient.

In conclusion let me say that I appreciate the hard work that the Budget Committee had to go through to prepare LB-1421. Budget preparation and budget analysis is a time-consuming, fatiguing job, one in which I participated for weeks last fall and early winter after the Budget Division had prepared an analysis of the agencies' requests. To determine accurately what amounts of money are needed to effectively run state agencies for a two-year period is extremely difficult.

I am sure that every Senator in the Eightieth Session recognizes the importance of the budget, the effort of the Budget Committee, the effort of the Executive Branch, and the need for his personal decision with respect to the items in the budget about which the Budget Committee and I disagree. You face many difficult tasks as State Senators. Not the least of these tasks is an analysis and adoption of a budget to operate the agencies which provide the services demanded by Nebraska citizens.

These letters have been an attempt by me to explain in some detail the weaknesses created by the reductions the Budget Committee has made in my recommendations. I sincerely hope that you study them with some care.

Very truly yours,

(Signed) Norbert T. Tiemann, Governor
State of Nebraska

RESOLUTIONS

LEGISLATIVE RESOLUTION 64. Re: Great Plains Conservation Program

Introduced by Henry F. Pedersen, Jr., 4th District; E. Thome Johnson, 15th District; M. A. Kremer, 34th District; W. H. Hasebroock, 18th District and C. W. Holmquist, 16th District.

WHEREAS, the Great Plains Conservation Program (PL-1201) is restricted for operations in Nebraska to sixty western counties; and

WHEREAS, the Great Plains Conservation Program has proven eminently successful in converting cropland to permanent grass and in other conservation practices which insure greater economic stability of farms and ranches through complete conservation planning; and

WHEREAS, the Seventy-eighth Session of this Legislature recognized the need for extending the benefits of this program to the other thirty-three Nebraska counties, and adopted Legislative Resolution 41 calling upon the Congress of the United States to do so; and

WHEREAS, in the current Ninety-first Session of Congress, H.R. 10595 has been introduced in the House and S. 1790 has been introduced in the Senate and will accomplish this purpose; and

WHEREAS, Representative Robert Denney of Nebraska is a co-sponsor of H.R. 10595, and Senators Carl Curtis and Roman Hruska of Nebraska are co-sponsors of S. 1790.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature express its appreciation to Representative Denney and Senators Curtis and Hruska for introduction of these bills.

2. That the Legislature urges passage of H.R. 10595 and S. 1790.

3. That copies of this resolution be transmitted by the Clerk of the Legislature to each member of Congress from Nebraska.

SELECT FILE

LEGISLATIVE BILL 1023. E and R amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1061. E and R amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 906. E and R amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 546. E and R amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted.

Laid over until Monday, June 23 at the request of Mr. Pedersen.

LEGISLATIVE BILL 704. The Marvel specific amendment found in this Day's Journal to strike the enacting clause was adopted by unanimous consent.

UNANIMOUS CONSENT—Unbracket LB 290

Mr. Carpenter asked unanimous consent to unbracket LB 290 on

Select File and withdraw his pending amendment of June 18. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 290. Mr. Carpenter asked unanimous consent to strike his amendment of June 9. No objections. So ordered.

Advanced to E and R for engrossment.

MOTION—Place LB 382 on General File

Mr. Carpenter moved to place LB 382 on General File notwithstanding the Committee action.

Motion pending.

UNANIMOUS CONSENT—Unbracket LB 860

Mr. Pedersen asked unanimous consent to unbracket LB 860.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 860. Mr. Pedersen moved to indefinitely postpone.

The motion prevailed with 28 ayes, 4 nays and 17 not voting.

UNANIMOUS CONSENT—Unbracket LB 855

Mr. Wylie asked unanimous consent to unbracket LB 855 and consider it after LB 330. No objections. So ordered.

Member Excused

Mr. Nore asked unanimous consent to be excused for a short time this afternoon. No objections. So ordered.

Recess

At 11:56 a.m., on a motion by Mr. Wylie, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Mr. Nore, excused until 3:45, Messrs. Carstens, Elrod, Mahoney, Schmit, Stull and Waldron, who were excused.

Visitors

Mr. Burbach introduced 30 - 8th grade students and 7 adult sponsors from the East Catholic Elementary School, St. Helena, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 1421. Considered.

Mr. Marvel offered the following amendments, which were adopted with 34 ayes, 1 nay and 14 not voting.

(Governor - Agency No. 7 - Program 623)

Amendment to LB 1421

Amend section 5 as follows:

In line 11 strike "8,000" in column (G) and the Total column and insert "16,000" in both columns.

In line 17, column (G), strike "233,784" and insert "241,784" and in the Total column strike "412,550" and insert "420,550".

(Attorney General - Agency No. 11 - Program 507)

Amendments to LB 1421

Amend section 9 as follows:

In line 2 strike "391,211" in both column (G) and the Total column and substitute "$401,457" in both columns.

In line 3 strike "$161,029" and substitute "$166,027".
In line 4 strike "$169,079" and substitute "$174,327".
In line 11 strike "$492,211" in both column (G) and the Total column and substitute "$502,457" in both columns.

(Fire Marshal - Agency 21 - Program 193)

Amendment to LB 1421

In section 19, line 2 insert "(1)" before "Program".
In section 19, after line 5 insert a new subprogram as follows:

	General	Total
"(2) Program No. 560 - Emergency Fire Fighting	$10,000	$10,000

In section 19 strike line 7 and insert:

No. 21 and Fund Source	~~$317,890~~ $327,890	~~$317,890~~ $327,890

(Department of Motor Vehicles - Agency No. 24)

Amendments to LB 1421

Amend section 22 as follows:

1. (Program 32) In line 2, in column (G) and in the Total column strike "$130,283" and insert "$141,755" in both columns.

In line 3 strike "$51,577" and insert "$57,202".

In line 4 strike "$54,173" and insert "$60,020".

2. (Program 70) In line 6 in column (G) strike "1,202,362" and insert "1,221,600"; in column (C) strike "$244,477" and insert "$260,046"; and in the Total column strike "1,446,839" and insert "1,481,646".

In line 7 strike "$192,313" and insert "$209,354".
In line 8 strike "$203,732" and insert "$221,498".

3. (Program 71) In line 13, in column (G) and in the Total column strike "1,237,445" and insert "1,296,193" in both columns.

In line 14 strike "$480,221" and insert "$508,912".
In line 15 strike "$504,219" and insert "$534,276".

4. (Program 85) In line 17, in column (G) and in the Total column strike "113,307" and insert "114,607" in both columns.

In line 18 strike "$40,604" and insert "$41,252".
In line 19 strike "$42,632" and insert "$43,284".

5. (Total) In line 22, in column (G) strike "$2,683,397" and insert "$2,774,155"; in column (C) strike "$244,477" and insert "$260,046"; and in the Total column strike "$2,927,874" and insert "$3,034,201".

(Department of Public Institutions - Agency No. 25)

Amendments to LB 1421

Amend section 23 as follows:

1. (Program 33) In line 2, in column (G), and in the Total column strike "$1,632,678" and insert "$1,639,878" in both columns.

In line 3 strike "$492,626" and insert "$496,226".
In line 4 strike "$517,223" and insert "$520,823".

2. Renumber lines 91 through 111 on page 29 as 69 through 89, respectively.

3. (Program 548) In renumbered line 84 (original line 106), column (G), strike "2,732,568" and insert "3,154,973", and in the Total column strike "3,401,629" and insert "3,824,034".

In renumbered line 85 (original line 107) strike "$1,486,854" and insert "$1,692,906".

In renumbered line 86 (original line 108) strike "$1,561,197" and insert "$1,777,249".

4. (Total) In line 94 on page 30, column (G), strike "$51,386,510" and insert "$51,816,115", and in the Total column strike "$61,941,723" and insert "$62,371,328".

(Board of Education of State Normal Schools - Program 48 - Agency 49)

Amendment to LB 1421

Amend section 44, line 3 by striking "$52,507" and inserting "$64,411" in both column (G) and the Total column; amend line 4 by striking "$18,746" and inserting "$24,034"; amend line 5 by striking "$19,681" and inserting "$25,247".

Amend section 44, line 12 in column (G) by striking "$82,507" and inserting "$94,411" and in the Total column by striking "$183,876" and inserting "$195,780".

(Department of Economic Development - Agency No. 72)

Amendments to LB 1421

Amend section 66 as follows:

1. (Program 593) In line 12, column (G), strike "130,980" and insert "197,644"; in column (C) strike "80,000" and insert "81,000"; in column (F) strike "54,700" and insert "88,115"; and in the Total column strike "265,680" and insert "366,759".

In line 13 strike "$95,095" and insert "$132,257".
In line 14 strike "$100,109" and insert "$173,801".

2. (Program 595) In subsection (6) after line 23 add a new paragraph as follows:

"Expenditures of Cash Funds shall not be limited to the amount shown in column (C)."

Renumber lines 24 through 32.

3. (Totals) In original line 32, column (G), strike $1,259,633" and insert $1,326,297"; in column (C) strike $223,000" and insert "$224,000"; in column (F) strike "$4,217,124" and insert "$4,250,539"; and in the Total column strike "$5,699,757" and insert "$5,800,836".

Mr. Carpenter renewed his pending motion to substitute the Governor's budget for the Budget Committee budget.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 7:

Bloom
Carpenter
Danner
Moylan
Skarda
Swanson
Syas

Voting in the negative, 32:

Batchelder
Budd
Burbach
Clark
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 10:

Carstens
Elrod
Kennedy
Keyes
Mahoney
Nore
Schmit
Stull
Waldo
Waldron

The motion lost.

Mr. Simpson Presiding

Mr. Pedersen offered the following amendment:

Amend LB 1421, page 70, by striking in line 58 of Section 70, Program 730, the amount *$206,996* and inserting in lieu thereof the amount *$406,996.*

Mr. Pedersen requested a Call of the House. The Call showed 40 members present.

Mr. Clark moved the Call be raised.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Pedersen requested a record vote.

Voting in the affirmative, 19:

Budd
Burbach
Craft
Harsh
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Moulton
Moylan
Pedersen
Proud
Schreurs
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 20:

Batchelder
Bloom
Carpenter
Clark
Danner
Duis
Hasebroock
Klaver
Knight
Marvel
Orme
Reynolds
Robinson
Simpson
Skarda
Swanson
Syas
Wallwey
Whitney
Wylie

Not voting, 10:

Carstens
Elrod
Hanna
Keyes
Mahoney
Nore
Schmit
Stull
Waldo
Waldron

The Pedersen amendment lost.

Mr. Kokes offered the following amendment, which was adopted:

In section 30, line 31, insert after the period the following:

"The sum of $14,099 is included for the employment of a superintendent at Fort Hartsuff."

Advanced to E and R for review with 37 ayes, 3 nays and 9 not voting.

UNANIMOUS CONSENT—Order of Business

Mr. Carpenter asked unanimous consent to take up LB 1425 on General File at this time. No objections. So ordered.

LEGISLATIVE BILL 1425. Reading waived. Explained.

Mr. Syas offered the following amendment:

Section 6, line 4, following the semi-colon,
strike the balance of line 4 and all of lines 5, 6 and 7.

Amendment pending.

Explanation of Vote

Had I not been excused this morning, I would have voted in in the affirmative on LB 992.

(Signed) Theodore C. Wenzlaff

UNANIMOUS CONSENT—Bracket LB 783

Mr. Bloom asked unanimous consent to bracket LB 783 until Tuesday, June 24, 1969, as the first order of business on General File.

Laid over.

MOTION—Place LB 848 on General File

Mr. Waldron moved that LB 848 be placed on General File notwithstanding the Committee action.

Motion pending.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 256. Indefinitely postponed.

LEGISLATIVE BILL 589. Indefinitely postponed.

LEGISLATIVE BILL 574. Placed on General File as amended.

Standing Committee amendments to LB 574:

1. In section 1, strike the new matter in lines 10 to 12, and insert "*that which is set by the State Board of Equalization and Assessment as provided in section 3 of this act*".

2. In section 2, strike lines 38 to 85 and show the old matter as stricken; and in lines 96 to 98 strike the new matter and reinstate the stricken matter.

3. Insert a new section to be known as section 3 and to read as follows:

"Sec. 3. *(1) On or before November 15 of each year, the State Board of Equalization and Assessment shall set the rate of the income tax imposed by section 77-2715 for the taxable year beginning in the subsequent calendar year, and the rate of the sales tax imposed by subsection (1) of section 77-2703 which will be effective from January 1 through December 31 of the succeeding year.*

(a) In fixing the rates, the State Board of Equalization and Assessment shall first determine the status of all fixed appropriations for the biennium which must be financed from the receipts from the sales and use taxes, the individual and corporation income

and franchise taxes and other miscellaneous receipts to the General Fund, from a certified statement of all appropriations made by the most recent regular session of the Legislature, which statement the Director of Administrative Services shall prepare and furnish prior to the convening of such board.

(b) If the Legislature should meet in a special session during any year, the board shall add to the appropriations as certified pursuant to subdivision (a) of this subsection, the appropriation for the legislative session, all miscellaneous claims, deficiency bills, and all emergency appropriations.

(c) The board shall then determine the balance of the General Fund at the beginning of the period under consideration and the estimated receipts to the General Fund from all sources other than the sales, use, income, and franchise taxes for this period.

(d) The board shall then set the rates of the sales tax and income tax so that the estimated funds available pursuant to subdivision (c) of this subsection plus estimated receipts from the sales, use, income, and franchise taxes will be not less than five per cent in excess of the appropriations as determined pursuant to subdivisions (a) and (b) of this subsection.

(e) The rates of the sales and income taxes shall be fixed so that the total sales and use taxes levied will as nearly as possible equal the total income and franchise taxes levied for the calendar year for which the rates so fixed will be effective.

(f) For purposes of this subsection total sales and use taxes levied shall mean the total state sales and use tax liability of all taxpayers for the relevant period minus total food sales tax credits attributable to the same period. Total income and franchise taxes levied shall mean the total state income and franchise tax liability of all taxpayers for the relevant period, before deduction of food sales tax credits.

(g) The sales tax rate so fixed by the board shall be an increment of one half of one per cent, and the income tax rate so fixed shall be an increment of one per cent.

(2) The board shall meet within thirty days after each special session of the Legislature and determine whether the rates for sales tax and income tax must be changed. In making such determination the board shall recalculate the requirements pursuant to

the formula set forth in subsection (1) of this section, taking into consideration the appropriations for such special session, all miscellaneous claims, deficiency bills, and all emergency appropriations.

In the event the board determines the rates must be changed as a result of such special session, such rates shall be made effective at the beginning of any calendar month within the current calendar year.".

(Signed) J. W. Burbach, Chairman

Budget

LEGISLATIVE BILL 1001. Placed on General File as amended.

Standing Committee amendments to LB 1001:

1. Amend section 1, line 25, by striking "*fifty*" and inserting "*ten*", lines 27 and 28, strike "*submit such expenditure to the Legislature for its approval*" and insert "*secure the approval of the Legislature*", and line 29, strike "*to*" and insert "*of*".

LEGISLATIVE BILL 1279. Placed on General File as amended.

Standing Committee amendment to LB 1279:

1. In section 1, lines 5 and 6, strike "three hundred six thousand three hundred ten", and insert "two hundred sixty-two thousand one hundred forty-seven".

(Signed) Richard D. Marvel, Chairman

Member Excused

Mr. Duis asked unanimous consent to be excused Monday, June 23. No objections. So ordered.

Adjournment

At 4:09 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Friday, June 20, 1969.

Hugo F. Srb
Clerk of the Legislature

ONE HUNDRED-THIRTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, June 20, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

We thank Thee, O Lord, that this land is still governed by the people's representatives. Let democratic processes be seen at their best in this time of testing. As these chosen men and women discharge their duties, guide them, O God, in the decisions they must make today. Give them the grace of humility, and shed now Thy guiding light into every mind. Break down every will that is stubborn against Thine or that has ignored Thee. May what is done be so clearly right that it needs no incendiary justification. Sooth our still smoldering hearts and minds with the spirit of forgiveness. Let us be swayed not by emotion or ambition but by calm conviction. This we ask in Jesus' name. Amen.

The roll was called and all members were present except Messrs. Hasebroock, Keyes, Klaver, Mahoney, Stull and Waldron, who were excused.

Corrections for the Journal

Insert the last line of page 2630 on line 10 of page 2631.

Page 2631, line 18, insert "Introduced by Eugene T. Mahoney, 5th District".

Page 2643, line 3 of the amendment, delete "39-1303" and insert "39-1309".

The Journal for the One Hundred-twelfth Day was approved as corrected.

Members Excused

Mr. Clark asked unanimous consent to be excused this afternoon. No objections. So ordered.

Mr. Ziebarth asked unanimous consent for Messrs. Bloom, Clark, Harsh, Johnson, Keyes, Kokes, Moylan, Nore, Schreurs, Simpson, Stull, Wallwey, Wenzlaff and Ziebarth to be excused Monday, June 23. No objections. So ordered.

MOTION—Expedite Bills

Mr. Carpenter moved that those who have the responsibility to expedite LB 1421 and LB 1425 see that they are ready for Final Reading not later than Friday, June 27.

The motion prevailed.

Message from the Governor

June 19, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 18, 1969 I approved LB 395, LB 756, LB 757, LB 1025, LB 1049, LB 1201, LB 1206, LB 1363, LB 1374 and LB 1389.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT: sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1386. Placed on Select File as amended.

E and R amendments to LB 1386:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 403, Eightieth Session, Ne-

braska State Legislature, 1969" after "1943"; in section 1, insert "sidewalks," after "of" in line 9; insert "gas and for" after "for" in line 11; at the end of line 68, insert "sidewalks and"; and in line 73, insert "gas and" after "installing".

2. In the title, line 7, strike "; and" and insert "at public sale;"; and in line 8 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1407. Placed on Select File as amended.

E and R amendments to LB 1407:

1. In section 1, line 124, insert "of" after "front".

2. Insert the Wylie, Schreurs, Kokes, and Holmquist amendments in the order named following section 1, line 475.

3. In the title, insert "to provide for possibility of reverter;" at the end of line 8.

LEGISLATIVE BILL 476. Placed on Select File as amended.

E and R amendments to LB 476:

1. In section 1, line 23, insert "*thereof*" after "*director*"; and in line 32, strike "~~county~~" and insert "*or* county".

2. In section 2, strike lines 6 to 8 and insert " 'Constitutional amendment to eliminate justices of the peace as constitutional courts, to permit county court districts, to vest general administrative authority over all courts in the Supreme Court, to provide for an administrative director of courts, to restrict the practice of law by judges, and to provide residence requirements for judges.".

3. In the title strike beginning with the second "to" in line 6 through line 7 and insert "to eliminate justices of the peace as constitutional courts; to permit county court districts; to provide general administrative authority over all courts; to provide for an ad-".

LEGISLATIVE BILL 527. Placed on Select File as amended.

E and R amendments to LB 527:

1. In lieu of the Carpenter amendment, in section 1, line 19, strike *"calendar days"* and insert *"legislative days unless extended by a vote of three-fifths of all members elected to the Legislature"*.

2. In section 1, line 16, insert *"of the Legislature"* after *"sessions"*.

3. In section 2, strike lines 6 to 10 and insert: " 'Constitutional amendment to provide for annual sessions of the Legislature limited to ninety legislative days unless extended by a three-fifths vote of all members elected to the Legislature and to provide that bills and resolutions being considered upon adjournment of a regular session held in an odd-numbered year may be considered at the next regular session.".

4. In the title, line 6, strike "calendar days in length" and insert "of limited length unless extended as prescribed"; and at the end of line 8, insert "held in an odd-numbered year".

LEGISLATIVE BILL 1160. Placed on Select File as amended.

E and R amendments to LB 1160:

1. In section 1, line 29, strike the quotation marks.

2. In standing committee amendment 1, line 11, strike "Section" and insert "Sec."; strike the quotation marks in line 46; and in line 57, strike *"this"* and insert *"his"*.

3. In section 2, line 9, insert "and to eliminate his right to vote in case of a tie" after "Legislature".

4. In standing committee amendment 2, line 6, insert "by one vote cast jointly" after "party".

5. In section 3, line 5, strike "it as a" and insert "them as".

6. In the title, line 6, insert "and his right to vote in case of a tie" after "Legislature"; and in line 6, insert "to provide for presiding officers; to provide for the election of the Governor and Lieutenant Governor as a team; to provide duties for the Lieutenant Governor;" after the semicolon.

LEGISLATIVE BILL 1083. Placed on Select File as amended.

E and R amendments to LB 1083:

1. In lieu of the Mahoney amendments to section 1, in section 1, lines 25 and 26, strike *"approved courses in nonreligious studies"* and insert *"state-approved courses"*; and in line 28, strike *"comparable public schools"* and insert *"the public school district in which the student resides"*.

2. In section 2, strike lines 10 and 11 and amendments thereto and insert "to instruction in state-approved courses, which reimbursement"; and in line 16 insert ", and to provide from what funds such reimbursement shall be made" after "States".

3. In the last line of the Mahoney amendment to section 2, line 13, strike the period and insert a period at the end of the line.

LEGISLATIVE BILL 907. Placed on Select File as amended.

E and R amendments to LB 907:

1. In lieu of the Keyes amendments to lines 6 to 8, in section 1, strike lines 6 to 8 and line 9 through "over" showing old matter as stricken and insert *"the proceeds of a tax of one-tenth mill on the dollar upon the assessed value of all taxable property except intangible property in the county"*.

2. In the title, line 3, strike "increase" and insert "change"; and in line 6 insert "to provide alternate purposes;" after the semicolon.

LEGISLATIVE BILL 1366. Placed on Select File as amended.

E and R amendments to LB 1366:

1. In section 1, after line 7, insert:

"(1) That Article VII, section 14, of the Constitution of Nebraska be amended to read as follows:"; in line 15, strike *"Department"* and insert *"Board"*; in line 16, strike the quotation marks; and after line 16, insert:

"(2) That Article VII, sections 15, 16, and 17, of the Constitution of Nebraska be repealed.' "

2. In section 2, line 8, insert "and to

eliminate the Commissioner of Education as a constitutional officer” after “provide”.

3. In the title, line 9, insert “to eliminate the Commissioner of Education as a constitutional officer” after the semicolon.

LEGISLATIVE BILL 1330. Placed on Select File as amended.

E and R amendments to LB 1330:

1. In standing committee amendment 2, strike lines 2 and 3 and insert:

“ ‘Constitutional amendment to provide for investment of funds set apart for”; and in line 6 insert “of” after “Legislature”.

2. In the title, strike lines 6 and 7 and insert “provide by law for the investment of school funds; to provide for approval by the Legislature of members appointed to the Board of Educational Lands and Funds; to provide for the”.

LEGISLATIVE BILL 864. Placed on Select File.

LEGISLATIVE BILL 659. Correctly engrossed.

LEGISLATIVE BILL 777. Correctly engrossed.

LEGISLATIVE BILL 1023. Correctly engrossed.

LEGISLATIVE BILL 1336. Correctly engrossed.

LEGISLATIVE BILL 1379. Correctly engrossed.

LEGISLATIVE BILL 1380. Correctly engrossed.

LEGISLATIVE BILL 1406. Correctly engrossed.

LEGISLATIVE BILL 1418. Correctly engrossed.

LEGISLATIVE BILL 1423. Correctly engrossed.

LEGISLATIVE BILL 168. Correctly enrolled.

LEGISLATIVE BILL 606. Correctly enrolled.

LEGISLATIVE BILL 641. Correctly enrolled.

LEGISLATIVE BILL 715. Correctly enrolled.

LEGISLATIVE BILL 804. Correctly enrolled.

LEGISLATIVE BILL 820. Correctly enrolled.

LEGISLATIVE BILL 911. Correctly enrolled.

LEGISLATIVE BILL 992. Correctly enrolled.

LEGISLATIVE BILL 1095. Correctly enrolled.

LEGISLATIVE BILL 1150. Correctly enrolled.

LEGISLATIVE BILL 1248. Correctly enrolled.

LEGISLATIVE BILL 1361. Correctly enrolled.

LEGISLATIVE BILL 1224. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 168 LB 606 LB 641 LB 715 LB 804 LB 820 LB 911 LB 992 LB 1095 LB 1150 LB 1248 LB 1361 LB 1224

MOTION—Rule Changes

Mr. Simpson moved the adoption of the following amendments to the Rules:

1. Amend Rule 5, Section 9, by inserting the following before the last sentence:

"Such order may be changed only when notice has been given at least one legislative day in advance of the change."

The amendment was adopted with 39 ayes, 1 nay and 9 not voting.

2. Amend Rule 10, Section 13, by striking ", or not voting," in line 3 and 4.

Mr. Duis requested a Call of the House. The Call showed 43 members present.

Mr. Simpson moved the Call be raised.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Amendment #2 was rejected with 24 ayes, 15 nays and 10 not voting.

3. Amend Rule 4, Section 6, by adding the following after the second sentence:

"Visitors may be introduced only upon written notice to the presiding officer, who shall then recognize the introducer at a proper time."

Amendment #3 was adopted with 32 ayes, 4 nays and 13 not voting.

4. Amend Rule 7, Section 2, by striking original subdivisions f., g., and h., and inserting the following:

"f. Reports of standing committees

g. Reports of select committees

h. Bills on Final Reading".

Amendment #4 was adopted with 40 ayes, 0 nays and 9 not voting.

Mr. Simpson moved the amendments be printed and placed in the Rule Book.

The motion prevailed.

Visitor

President Everroad introduced his nephew, Ed Everroad, from Phoenix.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 707.

Introduced by Elvin Adamson, 43rd District; C. W. Holmquist, 16th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 10, of the Constitution of Nebraska, relating to the Legislature; to change the date when the Legislature shall meet in regular session and the terms of newly-elected members shall commence; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 10, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 10. The Legislature shall meet in regular session and the terms of newly-elected members shall commence at 10:00 o'clock a.m. on the first Tuesday in December following the election of the members thereof. The Lieutenant Governor shall preside, but shall vote only when the Legislature is equally divided. A majority of the members elected to the Legislature shall constitute a quorum; the Legislature shall determine the rules of its proceedings and be the judge of the election, returns, and qualifications of its members, shall choose its own officers, including a Speaker to preside when the Lieutenant Governor shall be absent, incapacitated, or shall act as Governor. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense. The Legislature may punish by imprisonment any person not a member thereof who shall be guilty of disrespect to the Legislature by disorderly or contemptuous behavior in its presence, but no such imprisonment shall extend beyond twenty-four hours at one time, unless the person shall persist in such disorderly or contemptuous behavior."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment changing the date when the Legislature shall meet in regular session and the terms of newly-elected members shall commence.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Batchelder
Bloom
Budd
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Hanna
Harsh
Holmquist

Johnson
Kennedy
Kremer
Luedtke
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Skarda
Swanson
Syas
Waldo
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 7:

Burbach
Craft
Knight
Kokes
Simpson
Wallwey
Warner

Not voting, 9:

Hasebroock
Keyes
Klaver
Marvel
Mahoney
Reynolds
Nore
Stull
Waldron

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1097. Laid over at the request of Mr. Harsh.

LEGISLATIVE BILL 1353. With emergency.

A BILL FOR AN ACT to amend sections 31-411, 31-412, 31-414, 31-415, 31-421, 31-424, and 31-447, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to provide a method of financing projects by the apportionment method; to provide procedure for hearings, notice, and appeals; to provide for levy of taxes; to provide when the right of eminent domain may be used; to change duties of county treasurers; to repeal the original sections, and also sections 31-413 and 31-419, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Hasebroock
Keyes
Klaver
Mahoney
Marvel
Stull
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1397. With emergency.

A BILL FOR AN ACT to amend section 79-1103.04, Revised Statutes Supplement, 1967, relating to schools; to provide for paying high school tuition to a pupil residing in a Class II or VI district to attend an accredited junior high, junior-senior high, or high school outside such school district as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Hasebroock
Keyes
Klaver
Mahoney
Stull
Waldron
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 65. Re: Inspections Along Borders

Introduced by Willard H. Waldo, 31st District; M. A. Kremer, 34th District and Lester Harsh, 38th District.

WHEREAS, several agencies of the state government exercise different inspection functions conducted at the borders of the state; and

WHEREAS, included are the Department of Agriculture, the Department of Roads, the State Railway Commission, and the State Tax Commissioner; and

WHEREAS, the performance of these inspection responsibilities can lead to unnecessary burdens on those being regulated and result in inefficient use of state personnel; and

WHEREAS, a coordinated inspection program is desirable and necessary in order to minimize said burdens and inefficiency.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That it is the sense of this Legislature that the heads of the various state agencies with inspection responsibilities be authorized and directed to cooperate and coordinate personnel and equipment in the performance of these inspection responsibilities, so far as is practicable under existing statutes, in order to simplify them and make them more efficient and effective.

LEGISLATIVE RESOLUTION 66. Re: Study of Department of Agriculture

Introduced by Willard H. Waldo, 31st District; E. Thome Johnson, 15th District; Wayne W. Ziebarth, 37th District; Loran Schmit, 23rd District; Elmer Wallwey, 17th District and Theodore C. Wenzlaff, 32nd District.

WHEREAS, the present Department of Agriculture was formerly named the Department of Agriculture and Inspection with responsibility for many unrelated activities; and

WHEREAS, during the past several years a number of changes have been made in the responsibilities of the Department of Agriculture, and its name has been changed twice again; and

WHEREAS, there remain certain nonagriculture related functions vested in the Department of Agriculture, and two bills have been introduced during the present legislative session to transfer these functions to other agencies; and

WHEREAS, new responsibilities have also been granted the Department of Agriculture in recent years; and

WHEREAS, the Department of Agriculture has numerous responsibilities that relate to the agricultural economy of the state, and no over all study has been made of its activities, operations, and procedures.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislature Council appoint a committee to make a thorough study of the statutory responsibilities of the Department of Agriculture, its organizational structure, and its administrative procedures.

2. That the Committee report the results of its study, together with its recommendations, to the Legislative Council and the 1971 Nebraska Legislature.

Referred to the Executive Board of the Legislative Council.

Visitors

Mr. Warner introduced 25 members of the Headstart Leadership Training classes from nine different States.

Mr. Waldo introduced Ella Mae Hurlburt from Fairbury.

Mr. Knight introduced his daughter Christine.

Mr. Swanson introduced Mrs. Richard D. Amen and son Robert.

Mr. Robinson introduced a group of Girl Scout Cadets.

SELECT FILE

LEGISLATIVE BILL 1294. E and R amendments found in the Legislative Journal for the One Hundred-twelfth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 753. E and R amendments found in the Legislative Journal for the One Hundred-twelfth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1360. E and R amendments found in the Legislative Journal for the One Hundred-twelfth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 918. Mr. Bloom offered the following amendments, which were adopted by unanimous consent:

1. Strike the Standing Committee amendments and Enrollment and Review amendments thereto.

2. In section 2, lines 1 and 2, strike "alternative" and insert "additional".

3. In section 3, line 3, strike "promote their" and insert "develop the public facilities located near their downtown"; in line 4 after "adequate" insert "public" and strike "the business" and insert "such"; strike lines 5 to 7 and "ing blighted." in line 8; in line 10 after "furnishing" insert "public", and insert a comma at the end of the line; strike lines 11 to 14 and insert "the improvement, decoration, and development of such parking and public facilities, and the creation and implementation of a plan for such improvement, decoration and development.".

4. In section 4, line 1, strike "The" and insert "One"; in line 3, strike the first "business" and insert "businesses and users of space"; in line 4 strike "for" and insert "or other available funds for any one or more"; in line 6 strike "or" and insert a comma, and after "maintenance" insert "and operation"; in line 7 after "of" insert "public off-street"; strike lines 12 to 15 and insert the following:

"(4) Creation and implementing of a plan for improving the general architectural design of public areas in the district area;

(5) The development of any public activities in the district area;

(6) Any other project or undertaking for the betterment of the public facilities in the district area, whether the project be capital or non-capital in nature.

In order to carry out the purposes of this act, a portion of the funds raised by such tax may be used at the discretion of the city council to secure personnel and means and contract for any kind of service as may be necessary to administer policies of this act and carry out the purposes of this act. Whoever administers the program shall be directly responsible to the city council and may be directed to report to and work under the Downtown Improvement Board hereafter established. The board or person who administers the program shall prepare budgets, programs of action and plans and when the same have been approved by the council, the board of person shall have authority, under council supervision, to execute and carry out such plans and programs. Any warrant issued by the city against funds derived or received hereunder shall first be approved by the chairman or secretary of the board.".

5. Strike original section 5 and insert:

"Sec. 5. Improvement and parking district shall mean the district area determined and designated as provided in this act.".

6. In section 6, lines 4 and 5, strike "the above purposes; the" and insert "this act. The"; in line 5 after "council" insert a comma; strike lines 6 to 24 and insert "shall appoint a board consisting of residents of the city who are property owners or users of space or local managers of business within the downtown district, which Downtown Improvement Board shall make recommendations to the city as to use of license and occupation tax funds collected, and administer such funds if so directed by the mayor and council. The board shall consist of five members, appointed initially one for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years, and one for a term of five years. As the terms of the intial members expire, their successors shall be appointed for terms of five years each. The mayor, with approval of the council, shall fill any vacancies for the term vacated. The board shall select from its members a chairman and a secretary. In addition to the appointment of an administrator or hiring of personnel or contracting for services, the mayor and council may grant the Downtown Improvement Board authority, working with such administrator or personnel if so instructed or authorized, to make a detailed study and recommendation to the mayor and council for the establishment of an over-all plan for improvements of the downtown district as contemplated by section 4 of this act and to commit the city for the cost of such planning from the funds raised by this act. Upon approval of any such plan in which in whole or in part as presented or as amended and finally approved after consulting with the planning commission of any such city, the board shall continue to advise, administer and implement the provisions of such plan in such a manner as may be directed by the mayor and council. All public utility agencies or private companies having franchises for utilities from the city shall before constructing any

new utility facility valued in excess of five thousand dollars or substantially improving or changing existing facilities within such district shall obtain approval of the city after the city has obtained written comments from the board or administrators appointed by the council to coordinate the downtown business district plan. In the event that the city council has not acted to call a hearing to create a district as provided in this act, it shall do so when presented with a petition signed by the users of thirty per cent of space in the proposed area. As used in this act the word space shall mean the square foot space wherein customers, patients, clients, or other invitees are received and space from time to time used or available for use in connection with a business or profession of the user, excepting all space owned or used by political subdivisions."

7. In section 7, line 2, after "provision" insert "or portion".

8. In section 9, line 5, after "district" insert "and its area"; in line 13 after "equitable" insert "and uniform as to class"; strike lines 16 to 20 and insert "space and such basis as may be stated in the notice.".

9. In section 10, strike subsection (2) and insert:

"(2) Mailing a complete copy of the resolution of intention to each business or user of space in the proposed or established area, which business or user can be determined with reasonable diligence. Publication and mailing shall be completed at least ten days prior to the time of the hearing.".

10. In section 11, strike beginning with "businesses" in line 7 through line 10 and insert "users of over fifty per cent of the square foot space in the proposed district, as such space is defined in section 6 of this act; *Provided,* that if the proposal has adopted a different definition for tax purposes then the proceedings shall terminate if protest is made by users of more than fifty per cent of the square foot of space which is to be taxed.".

11. In section 13, strike lines 1 and 2 and insert:

"Sec. 13. The council, following the hearing, may or may not establish the proposed district. If it decides to establish the district, it shall adopt".

12. In section 14, line 3, after "businesses" insert "or users of space".

13. Strike original section 15 and insert the following:

"Sec. 15. The city is authorized to receive, administer and disburse donated funds or grants of federal or state funds for the purposes of and in the manner authorized by this act.".

14. Strike original section 16 and insert the following:

"Sec. 16. The collection of the tax imposed pursuant to this act, shall be made and enforced in such manner as the city council shall determine to produce revenue.".

15. Insert a new section to be known as section 21 and to read as follows:

"Sec. 21. The city council may provide that failure to pay the tax imposed pursuant to this act shall constitute a violation of the ordinance, and subject the violator to fine or other punishment as provided by ordinance.".

16. Renumber original section 21 as section 22.

1. In section 1, line 1, strike "Business".

2. In section 4, line 3, strike "a business" and insert "an".

3. In section 8, line 1, strike "business"; strike line 4; and in line 5 strike "be created for".

4. In section 13, line 18, strike "business".

Advanced to E and R for engrossment.

Presented to the Governor

Presented to the Governor for approval on June 20, 1969 at 8:50 a.m.: LB 1388 LB 1371 LB 1236 LB 1142 LB 1141 LB 1068 LB 873 LB 829 LB 523 LB 428

(Signed) Ruth Bossard, Enrolling Clerk

MOTION—Return LB 1097 to Select File

Mr. Harsh moved to return LB 1097 to Select File for the following specific amendment:

Strike "The close of each annual meeting of the Board" and insert *"The adoption of the prepared yearly budget".*

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 1097. The Harsh specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1421. Placed on Select File as amended.

E and R amendments to LB 1421:

1. In the Marvel amendment to section 19, strike the last two lines and insert:

"No. 21 and Fund Source $327,890 $327,890".

2. In the Carpenter amendment to section 14, strike the last line and insert "1970-'.".

3. In section 7, lines 13 and 18, strike "Expenditure" and insert "Expenditures".

4. In section 11, line 26, strike "1969" and insert "1970".

5. In section 12, line 1, insert a period after "Sec.".

6. In section 23, line 77, strike "from" and insert "of".

7. In section 75, line 8, strike "2-70" and insert "2 to 70".

8. In section 76, line 15, insert "of" after "Education".

9. In section 77, line 8, insert "Fund" after "Improvement" and strike "Fuels Tax" and insert "Fuel Tax Fund"; and in line 9, strike "Government" and insert "Governmental".

10. In section 81, line 2, strike "Abstractors," and insert "Abstracters"; in line 49, strike "Vehicle

Department" and insert "Vehicles, Department of"; in line 59, strike "Department" and insert ", Department of"; in line 61, insert "Registration for" after "of"; in line 67, insert ", Department of" after "Affairs"; and in line 77, strike "73" and insert "74".

(Signed) Wayne W. Zibarth, Chairman

MOTION—Change of Order

Mr. Carpenter moved to consider LB 1421 on Select File at this time.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 1421. E and R amendments found in this Day's Journal were adopted.

Mr. Marvel offered the following amendments, which were adopted by unanimous consent:

(SUPREME COURT—AGENCY NUMBER 5—Program 251)

Amendment to LB 1421

Amend section 3, line 2 by striking "$124,370" in both columns (G) and Total Appropriation By Program, and substituting "$124,450" in both columns; amend line 4 by striking "$22,389" and substituting "$22,469"; and amend line 18 by striking "$342,285" in both columns (G) and Total Appropriation By Program and substituting "$342,315" in both columns.

(Department of Education—Agency 13—Program 25)

Amendment to LB 1421

Amend section 11 as follows:

In line 16 after the period add a new sentence as follows:

"The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $2,496,885 for the purpose of final payments due the public schools for state aid for fiscal year 1969 and shall not be expended for any other purpose."

Renumber lines 17 through 105.

(Department of Health—Agency 20—Program 621)

Amendment to LB 1421

In section 18, line 21 after the period insert "The unexpended Cash Fund balances existing on June 30, 1969, in Fund No. 2203-Heart Society Gift-and Fund No. 2205-Tuberculosis Association Gift-are hereby reappropriated."

(Department of Public Welfare—Agency No. 26—Program 524)

Amendment to LB 1421

In section 24, line 28, strike "in an amount not to exceed $10,000." and insert a period after the word "section".

(Athletic Commissioner—Agency No. 43—Program 78)

Amendment to LB 1421

Amend section 39, line 16 by striking "in an amount not to exceed $10,000 from all such" and strike line 17.

In line 16 insert a period after the word "reappropriated".

Renumber lines 18 and 19.

(Board of Registration for Sanitarians—Agency No. 48—Program 81)

Amendment to LB 1421

In section 43, line 4, strike "in an amount not to exceed $1,034 from all such funds." and insert a period after the word "reappropriated".

(Chadron State College—Agency 50-1—Program 201)

Amendment to LB 1421

Amend section 45, line 12 by striking "$2,400" and inserting "$4,800".

(Kearney State College—Agency 50-2—Program 202)

Amendment to LB 1421

1. Amend section 46, line 6 by striking "1,500,999" in column (G) and "1,601,849" in the Total column and inserting "1,523,574" in column (G) and "1,624,424" in the Total column.

   Amend section 46, line 7 by striking "$678,845" and inserting "$685,457" and line 8 by striking "$717,030" and inserting "$732,993".

   Amend section 46, line 12 by striking "$2,400" and inserting "$4,800".

2. (New Program)

   Amend section 46 by adding a new subsection (5) after line 21 as follows:

(5) Program No. 232—Federal Area Support
Opposite new subsection (5) in column (F) insert $260,000 and in the Total column insert $260,000.

3. Renumber original sections (5) and (6) as (6) and (7).

4. Renumber lines 22 through 34. Amend original line 31 by striking "(6)" and inserting "(7)". In original line 34 amend column (G) by striking "$5,880,807" and inserting "$5,903,382". Amend column (F) by inserting "$260,000" and amend the Total column by striking "$10,180,172" and inserting "$10,462,747".

(Peru State College—Agency 50-3—New Program)

Amendment to LB 1421

Amend section 47 by adding a new subsection (5) after line 20 as follows:

"(5) Program No. 233—Federal Area Support"

Opposite new subsection (5) in column (F) insert "$153,000" and in the Total column insert "$153,000". Renumber original sections (5) and (6) as (6) and (7). Renumber lines 21 through 33. Amend original line 30 by striking "(6)" and inserting "(7)". In original line 33 amend column (F) by inserting "$153,000" and amend the Total column by striking "$2,867,195" and inserting "$3,020,195".

(Wayne State College—Agency 50-4)

Amendment to LB 1421

(Program 156)

1. Amend section 48, line 2 by striking "$983,266" in column (G) and inserting "$870,806" and by striking $1,002,326" in the Total column and inserting "$889,866".

   Amend section 48, line 3 by striking "$238,317" and inserting "$275,676".

2. (Program 204) Amend section 48, line 6 by striking "881,575" in column (G) and inserting "878,675" and by striking "111,470" in column (C) and inserting "119,170" and by striking "993,045" in the Total column and inserting "997,845".

   Amend section 48, line 7 by striking "$428,491" and inserting "$430,891" and line 8 by striking "$451,298" and inserting "$453,698".

Amend section 48, line 11 by inserting after the word "biennium" the following: "and housing allowance for the college President in the amount of $4,800 during the 1969-71 biennium".

(Total)

3. Amend section 48, line 34 by striking "$3,077,418" in column (G) and inserting "$2,962,058" and by striking "$2,791,763" in column (C) and inserting "$2,799,463" and by striking "$6,022,181" in the Total column and inserting "$5,914,521".

4. Renumber lines 11 through 34.

(University of Nebraska—Agency 51—Program 726)

Amendment to LB 1421

Amend section 70, line 43 in column (G) by striking "590,928" and inserting "580,473" and in the Total column by striking "590,928" and inserting "580,473". Amend line 48 by striking ' "State Water Plan" ' and inserting ' "Lower Platte Study." '

Amend section 70, line 69 in column (G) by striking "$81,476,729" and inserting "$81,466,274" and in the Total column by striking "$116,246,807" and inserting "$116,236,352".

(Soil and Water Conservation—Agency 55—Program 334)

Amendment to LB 1421

In section 52, subsection (3), line 22 after the period insert "The unexpended Cash Fund balance existing on June 30, 1969, in Fund No. 2660-State Soil and Water Conservation Fund-is hereby reappropriated."

Renumber lines 23 through 27.

(Historical Land Mark Council—Agency 56—Program 543)

Amendments to LB 1421

Amend section 53 by inserting after line 6 the following:

"Upon the effective date of Legislative Bill 1147, Eightieth Session, Nebraska State Legislature, 1969, the program of this section shall be transferred to section 51—Nebraska State Historical Society, Agency No. 54."

(Oil and Gas Conservation—Agency 57—Program 335)

Amendments to LB 1421

Amend section 54, line 3, by striking in column (C) and the Total column, "$181,321" and inserting "$186,421 in both columns;

and in line 8 strike "in an amount not to exceed "$36,432" from all such" and strike line 9.

(Nebraska State Board of Public Accountancy—Agency No. 63—Program 84)

Amendment to LB 1421

In section 58, line 8 and 9, strike "in an amount not to exceed $5,955 from all such funds."

Insert a period after the word "reappropriated" in line 8.

(Landscape Architects—Agency 73—Program 597)

Amendment to LB 1421

In section 67, line 4, strike "in an amount not to exceed $81 from all such funds." and insert a period after the word "reappropriated".

Advanced to E and R for engrossment.

MOTION—Rule Change

Mr. Warner offered the following Rule Change:

Rule 12, Sec. 5, Sub. Sec. d—Motions for amendments to; and the advancement of; general appropriations bills on general file shall require the affirmative vote of a majority of the elected members.

Referred to the Rules Committee.

UNANIMOUS CONSENT—Final Reading Bills

Mr. Proud asked unanimous consent that the final reading bills set for Monday, June 23, be read on Tuesday, June 24. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1425. Considered.

Mr. Syas renewed his pending amendment of June 19.

Mr. Carpenter requested a Call of the House. The Call showed 43 members present.

Mr. Clark moved the Call be raised. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Mr. Syas requested a record vote on his amendment.

Voting in the affirmative, 18:

Burbach
Carstens
Danner
Elrod
Harsh
Kokes
Kremer
Moulton
Moylan
Pedersen
Schmit
Schreurs
Syas
Waldo
Wallwey
Warner
Wenzlaff
Ziebarth

Voting in the negative, 23:

Batchelder
Bloom
Budd
Carpenter
Clark
Craft
Duis
Hanna
Holmquist
Kennedy
Knight
Luedtke
Marvel
Nore
Orme
Reynolds
Robinson
Simpson
Skarda
Swanson
Whitney
Wiltse
Wylie

Not voting, 8:

Hasebroock
Johnson
Keyes
Klaver
Mahoney
Proud
Stull
Waldron

The amendment lost.

Mr. Waldo offered the following amendment:

Amend LB 1425 to include $4,500,000 to be used by the University of Nebraska to construct a life Science or Library Building on the Lincoln campus.

Amendment pending.

Mr. Waldo asked unanimous consent to hold the bill until Tuesday, June 24.

Mr. Marvel objected.

Mr. Waldo moved to hold the bill until Tuesday, June 24.

The motion prevailed with 24 ayes, 16 nays and 9 not voting.

MOTION—Reconsider Action

Mr. Pedersen moved to reconsider action on the Waldo motion to hold LB 1425 and hold the bill until July 7.

The motion lost with 16 ayes, 22 nays and 11 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 64.

LR 64 was adopted with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 578. E and R amendments found in the Legislative Journal for the One Hundred-twelfth Day were adopted.

Mr. Carpenter offered the following amendments, which were adopted by unanimous consent:

1. In Section 3, strike lines 7 and 8.
2. In Section 3, lines 7 and 8 insert:
   "of refunds made *and then 3% of the remainder as an administrative fee necessary to defray the cost of collecting the tax and the expenses*"
3. At the end of Section 3, insert new paragraph:
   "All receipts from the three percent administrative fee shall be deposited in the Tax Commissioner Cash Fund which is hereby created. Expenditures from this fund shall be used for costs incurred in the development, administration, and enforcement of this Act."
4. Add a new section:
   "Since an emergency exists, this amendment shall be in full force and take effect, from and after its passage and approval, according to law."
5. Add to Section 2 at the end of line 9:
   "Upon receipt of a certified copy of the adopting ordinance by the Tax Commissioner, the effective date of the local option shall be 60 days from the receipt of the adopting ordinance or the beginning of the next succeeding quarter, whichever is later."

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Withdraw LR 22

Mr. Proud renewed his pending request of June 19 to withdraw LR 22. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Waldo asked unanimous consent to place LB 201 at the top of General File. No objections. So ordered.

Member Excused

Mr. Bloom asked unanimous consent to be excused this afternoon. No objections. So ordered.

Recess

At 11:55 a.m., on a motion by Mr. Wylie, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Bloom, Carpenter, Clark, Hasebroock, Keyes, Klaver, Mahoney, Stull and Waldron, who were excused.

GENERAL FILE

LEGISLATIVE BILL 369. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1378. Reading waived. Explained.

Mr. Harsh offered the following amendment, which was adopted:

Amend Standing Committee amendment, line 1, strike "Section 1" and insert "Sec. 2".

Standing Committee amendment found in the Legislative Journal for the Eighty-first Day was adopted as amended.

Mr. Ziebarth offered the following amendment, which was adopted with 19 ayes, 6 nays and 24 not voting:

1. In section 2, line 4, after "Class I" insert
"or Class II".

Mr. Harsh offered the following amendment, which was adopted:

1. In section 2, line 7, after "grade" insert
"or the closest accredited Class VI school district providing
instruction from the seventh through twelfth grade".

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

Visitors

Mrs. Orme introduced Bobbi Lynn Pierce and Mrs. Gary Pierce from So. Beloit, Illinois and Mrs. Doris Pierce and Mrs. W. J. Deahn from Lincoln.

GENERAL FILE

LEGISLATIVE BILL 1377. Read and considered.

Standing Committee amendments found in the Legislative Journal for the Eighty-sixth Day were adopted.

Mr. Hanna offered the following amendment, which was adopted:

1. Insert a new section to read as follows:

"Sec. 2. Section 1 of this act shall not prohibit the merger of Class I districts located within the boundaries of a Class VI district, providing programs seven thru twelve, programs seven thru twelve to be offered by September 1, 1971.".

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 330. Considered.

Mr. Burbach offered the following amendment, which was adopted:

1. Add a new section to be known as section 22 and to read as follows:

"Sec. 22. All professional corporations at the end of its fiscal year shall pay all profits of the corporation either as bonuses or dividends.".

2. Renumber original sections 22 and 23 as sections 23 and 24 respectively.

Mr. Whitney offered the following amendment:

Amend LB 330 at end of Burbach amendment, insert: "Payments made by professional corporations to retirement programs shall not exceed the payments permitted individuals operating as an individual proprietorship or partnership.".

Mr. Robinson Presiding

Mr. Luedtke requested a record vote on the Whitney amendment.

Voting in the affirmative, 22:

Budd
Burbach
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Kremer
Kennedy
Kokes

Moulton
Moylan
Nore
Orme
Reynolds
Waldo
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 13:

Carstens
Johnson
Knight
Luedtke
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Warner

Not voting, 14:

Batchelder
Bloom
Carpenter
Clark
Hasebroock
Keyes
Klaver
Mahoney
Marvel
Skarda
Stull
Waldron
Wallwey
Ziebarth

The amendment was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 855. Considered.

Mr. Wylie offered the following amendment, which was adopted:

Sec. 3, Sub 3, line 20, insert after the second "retarded"
"but not to include construction of buildings".

Mr. Kremer asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

Mr. Batchelder asked unanimous consent to bracket LB 855 until Wednesday.

Mr. Wylie objected.

Mr. Batchelder moved to hold the bill until Wednesday.

The motion lost with 15 ayes, 20 nays and 14 not voting.

Mrs. Orme asked unanimous consent to hold the bill until Thursday.

Mr. Proud objected.

Mrs. Orme moved to hold the bill until Thursday.

The motion lost.

Mr. Wylie moved to advance LB 855.

Mr. Kennedy moved the previous question. The question is, "Shall the debate now cease?"

Mr. Kennedy requested a Call of the House. The Call showed 36 members present.

Mr. Skarda moved to raise the Call. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

The motion to cease debate lost with 20 ayes, 11 nays and 18 not voting.

STANDING COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 1402. Placed on General File as amended.

Standing Committee amendments to LB 1402:

1. In section 1, line 33, after "Cash" insert *"price or cash"*; strike beginning with "The" in line 39 through line 42 and show the same as stricken and insert *"It may include the cash price of accessories or services related to the sale such as delivery, installation, alterations, modifications, and improvements, and may include taxes to the extent imposed on the cash sale;"*; in line 49 after *"fees"* insert *", fees and charges prescribed by law which actually are or will be paid to public officials for determining the existence of or for perfecting or releasing or satisfying any security related to the credit transaction";* in line 56 strike "cash sales" and show as stricken, and insert *"basic time";* and strike beginning with the comma in line 56 through "therefor" in line 58 and show as stricken.

2. Strike original sections 2 and 3 and insert new sections to read as follows:

"Sec. 2. That section 45-338, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

45-338. (1) Notwithstanding the provisions of any other law, the time price differential for any goods or services sold under an installment contract shall not exceed nine dollars per one hundred dollars per year add-on on the first one thousand dollars, and six dollars per one hundred dollars per year add-on on the balance over one thousand dollars, *or eighteen per cent per annum on that part of the unpaid principal balance not in excess of one thousand dollars, and not exceeding twelve per cent per annum on that part of the unpaid principal bal-*

ance in excess of one thousand dollars; Provided, a minimum time price differential of ten dollars may be charged on any installment contract. When the installment contract is payable in substantially equal and consecutive monthly installments, the time price differential shall be computed on the basic time price of each contract, as determined under the provisions of section 45-336, from the date of the contract until the due date of the final installment, notwithstanding that the time price balance is required to be paid in installments.

(2) When an installment contract provides for payment other than in substantially equal and consecutive monthly installments, the time price differential may be at a rate which will provide the same return as is permitted on substantially equal monthly payment contracts under subsection (1) of this section, having due regard for the schedule of payments.

(3) Every contract payable in two or more installments shall provide for payment of such installments at approximately equal periodic intervals of time and be so arranged that no installment is substantially greater in amount than any preceding installment; *Provided,* that in order to facilitate payment in accordance with the buyer's seasonal or intermittent income a contract may reduce or omit payments over any period or periods in which the buyer's income is reduced or suspended.

Sec. 3. *This act shall become operative on July 1, 1969.".*

3. In section 4, lines 1 and 2 strike ", 45-339, and 45-340" and insert "and 45-338".

4. Add a new section 5 to read as follows:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Richard F. Proud, Chairman

Adjournment

At 3:50 p.m., on a motion by Mr. Skarda, the Legislature adjourned until 9:00 a.m., Monday, June 23, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-FOURTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, June 23, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O God our Father, in whom is our trust, Thou alone dost know the end and the beginning, and we, Thy children, seek to walk by faith. We are anxious about the consequences of what we do. May that concern restrain us in our private lives as it does in our public duty. In our troubled minds there is confusion and honest perplexity. But we know there is no confusion with Thee. Wilt Thou guide us, that we may do what is right; and if we suffer for it, we shall be blest. This we ask in Christ's name, who was crucified, having done nothing amiss. Amen.

The roll was called and all members were present except Mrs. Orme, excused until 9:30 a.m. and Messrs. Bloom, Clark, Duis, Harsh, Johnson, Keyes, Kokes, Mahoney, Moylan, Nore, Schreurs, Simpson, Wallwey, Wenzlaff, Wiltse and Ziebarth, who were excused.

Corrections for the Journal

Page 2665, line 16, delete "1324" and insert "1224".

Page 2677, line 7, delete "Richard D. Marvel, Chairman" and insert "Wayne W. Ziebarth, Chairman".

The Journal for the One Hundred-thirteenth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1381. Replaced on Select File as amended.

E and R amendment to LB 1381:

1. In E & R 8, line 1, strike "be" and insert "both".

LEGISLATIVE BILL 1198. Replaced on Select File as amended.

E and R amendments to LB 1198:

1. In line 7 of E & R amendment 2, adopted 6/18, strike *"Division"* and insert *"Bureau"*.

2. Strike the E & R amendment to section 2, line 66.

LEGISLATIVE BILL 290. Replaced on Select File as amended.

E and R amendment to LB 290:

1. In E & R 2, line 1, strike "first" and insert "second".

LEGISLATIVE BILL 1097. Replaced on Select File as amended.

E and R amendment to LB 1097:

1. In lieu of the Harsh amendment adopted 6/20, in standing committee amendment 2, strike line 2 and insert "sert 'the adoption of the prepared yearly budget a brief".

LEGISLATIVE BILL 906. Correctly engrossed.

LEGISLATIVE BILL 1061. Correctly engrossed.

LEGISLATIVE BILL 1353. Correctly enrolled.

LEGISLATIVE BILL 1397. Correctly enrolled.

LEGISLATIVE BILL 707. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 1353 LB 1397 LB 707

SELECT FILE

LEGISLATIVE BILL 546. Bracketed at the request of Mr. Pedersen.

LEGISLATIVE BILL 1386. E and R amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1407. E and R amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 476. E and R amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Mr. Swanson offered the following amendment, which was adopted by unanimous consent:

1. In section 1, line 17, strike "*General*" and insert in lieu thereof "*In accordance with rules established by the Supreme Court and not in conflict with other provisions of this Constitution and laws governing such matters, general*".

Laid over at the request of Mr. Luedtke.

LEGISLATIVE BILL 527. E and R amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Mr. Wylie asked unanimous consent to hold the bill over.

Mr. Luedtke objected.

Mr. Wylie moved to hold the bill. The motion prevailed with 20 ayes, 12 nays and 17 not voting.

LEGISLATIVE BILL 1160. E and R amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1083. E and R amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 907. E and R amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1366. E and R amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1330. E and R amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 864. Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Change of Order

Mr. Proud asked unanimous consent that LB 1402 be taken up after LB 1425 on General File tomorrow. No objections. So ordered.

Visitors

Mrs. Orme introduced 18- 6th grade students from Clare McPhee School, Lincoln, accompanied by Mrs. Eno and Mr. Ford, teachers; Miss Otto, Mrs. Faulder and Mrs. Leising, student teachers.

Mr. Holmquist introduced Jean Holmquist of Lincoln, Mrs. Claire Holmquist, Mrs. Robert Diekmann and Scott of Beaver City.

Mr. Stull introduced Mr. and Mrs. Jack Dalton and family from Boise, Idaho.

GENERAL FILE

LEGISLATIVE BILL 1420. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

Mr. Marvel asked unanimous consent to expedite LB 1420 across the board. No objections. So ordered.

LEGISLATIVE BILL 201. Reading waived. Explained.

Mr. Waldo offered the following amendment, which was adopted:

1. In Standing Committee amendment 1, strike the first line and insert the following:

"1. Insert 4 new sections to be known as sections 1 to 4 and to read as follows:".

2. In new section 2, strike line 124, and show the same as stricken.

3. Strike original section 2, and renumber original section 1 and new section 4 as sections 4 and 5 respectively, and in line 2 of renumbered section 5, line 2, strike "and 2-955" and insert "2-955, and 2-958".

Mr. Pedersen offered the following amendment, which was adopted:

Amend Standing Committee amendment, Section 1, end of line 52, add: *"that the ex officio member shall possess the same authority as any other member, including the power of voting;"*

Add the emergency clause.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted as amended.

Mr. Stull offered the following amendment:

Section 1, line 24, amend the bill to provide that "the county board of commissioners or supervisors for the county may assume such weed authority".

Amendment pending.

Mr. Wylie offered the following amendment, which was adopted:

Reinstate old language on line 42 after "be" and down to "a" on line 43, then strike "8" in line 42 and insert "10", also strike "and mileage" in line 44.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 776. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 4 nays and 23 not voting.

Member Excused

Mr. Warner asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

LEGISLATIVE BILL 1385. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-ninth Day were adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 1158. Reading waived. Explained.

Mr. Carpenter offered the following amendments to the Standing Committee amendments, which were adopted:

1. Sec. 9, line 16, after State Personnel Board, add *"except faculty members of the University of Nebraska and the state colleges".*

2. Sec. 8, line 24, after Courts insert *"student workers of the University of Nebraska and the state colleges".*

Mr. Waldo offered the following amendment to the Standing Committee amendments, which was adopted:

1. In Standing Committee Amendment 1, section 6, strike line 62 and insert "shall be the basis for *establishment and* any revision of the state pay plan*; when approved by the Legislature the pay plan shall prescribe rates of pay for each class of nonexempt position, laws to the contrary notwithstanding*"; and line 91 strike "classification" and show the same as stricken matter.

Standing Committee amendments found in the Legislative Journal for the Eighty-seventh Day were adopted as amended.

Advanced to E and R for review with 19 ayes, 0 nays and 30 not voting.

LEGISLATIVE BILL 1167. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1404. Reading waived. Explained.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

LEGISLATIVE BILL 1183. Reading waived. Explained.

Laid over at the request of Mr. Klaver.

LEGISLATIVE BILL 1195. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-ninth Day was adopted.

Miss Reynolds moved to indefinitely postpone.

The motion prevailed with 18 ayes, 7 nays and 24 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 67. Re: Lt. Gen. Guy Nelson Henninger

Introduced by Jerome Warner, 25th District.

WHEREAS, Lieutenant General Guy Nelson Henninger has served the State of Nebraska and the United States of America well and faithfully for more than half a century; and

WHEREAS, General Henninger was admitted to the practice of law before the Supreme Court of Nebraska and the Supreme Court of the United States; and

WHEREAS, General Henninger served his state and country in the traditional citizen-soldier concept which was of such outstanding character as to epitomize that concept by being affectionately called Mr. National Guard; and

WHEREAS, General Henninger having served in both the Army and Air National Guard his distinguished service was recognized by being designated the recipient of the Distinguished Service Award of both the National Guard Association of the United States and the Nebraska National Guard Association; and

WHEREAS, General Henninger while serving as Adjutant General of Nebraska was appointed State Director of the Selective Service System by the President of the United States in 1940 and continued to serve as State Director until retirement on May 31, 1969 and while serving on active duty as Director of Selective Service was awarded the Distinguished Service Medal by direction of the President.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Legislature recognizes by unanimous acclaim Lieutenant General Guy Nelson Henninger for his distinguished and dedicated service to the State and the Nation.

Members Excused

Mr. Waldo asked unanimous consent to be excused for a short time Wednesday afternoon. No objections. So ordered.

Mr. Pedersen asked unanimous consent to be excused this afternoon and tomorrow. No objections. So ordered.

Recess

Mr. Klaver moved to recess until 2:00 p.m.

Mr. Carpenter moved to amend the motion to 1:30 p.m.

The Carpenter amendment prevailed. The Klaver motion, as amended, prevailed and at 11:52 a.m., the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Mr. Duis, excused until 3:40 p.m. and Messrs. Bloom, Clark, Harsh, Johnson, Keyes, Kokes, Mahoney, Moylan, Nore, Schreurs, Simpson, Wallwey, Wenzlaff, Wiltse and Ziebarth, who were excused.

Members Excused

Mr. Klaver asked unanimous consent to be excused Thursday and Friday, June 26 and 27. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1387. Reading waived. Explained.

Mr. Whitney offered the following amendment for Mr. Harsh, which was adopted:

1. Strike original section 1 and Standing Committee amendment thereto and insert:

"Section 1. Whenever the National System of Interstate and Defense Highways is constructed on school land

and an interchange is constructed on such school land, the Board of Educational Lands and Funds shall appraise such land and offer it for sale at public auction in such tracts as the board shall determine, and sell it at not less than its appraised value. The sale shall be made subject to the rights of leaseholders, if any, and the leaseholder shall be paid for improvements and the value of the leasehold for agricultural purposes. The sale shall be made in accordance with the provisions of section 72-258, Reissue Revised Statutes of Nebraska, 1943.

Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1413. Reading waived. Explained.

Mr. Burbach offered the following amendments, which were adopted:

In section 1, line 5, after 1967, insert the following:

"whose only activities consist of sales and do not include owing or renting real estate or tangible personal property, and whose dollar volume of gross sales made during the tax year within this state or subdivision, as the case may be, is not in excess of $100,000".

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1414. Reading waived. Explained.

Mr. Burbach offered the following amendment, which was adopted:

1. In section 2, paragraph (2). After the words "Tax Commissioner", line 41, add a new paragraph to paragraph (2) to read as follows:

   The Tax Commissioner may grant reasonable additional extensions of time to file any Corporate Income or Franchise Tax Return on such terms and conditions as he may require.

2. In line 35, delete "my" and line 39, insert
   "or" after "income".

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Syas asked unanimous consent to have the following letters printed in the Journal. No objections. So ordered.

June 23, 1969

The President, the Speaker,
  and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

Transmitted herewith is a copy of the portion of the minutes of the meeting of the Game and Parks Commission dealing with the request contained in Legislative Resolution 56. All members of the Commission were present at this meeting except Commissioner Floyd Stone.

Yours very truly,
GAME AND PARKS COMMISSION

(Signed) M. O. Steen
Director

MOS:jf
Enc.

Headquarters Location

Motion by Dr. Cowgill that the Commission recommend to the Legislature that its headquarters remain in Lincoln. Motion declared lost for lack of a second.

Motion by Mr. Hanna that the Commission go on record as recommending the relocation of its headquarters in outstate Nebraska. Motion declared lost for lack of a second.

Motion by Mr. Hanna, seconded by Dr. Cowgill, that the Commission recommend relocation of its headquarters at Grand Island. Voting aye, 3: Hanna, Muncie, Wells. Voting nay, 3: Columbo, Cowgill, Wright. Motion lost.

Motion by Dr. Cowgill, seconded by Mr. Muncie, that the chair poll the members as to their choice of location of the headquarters. Voting aye, 6: Columbo, Cowgill, Hanna, Muncie, Wells, Wright. Voting nay, 0. Motion approved. The chair then polled the members, their indications being as follows: Cowgill, Columbo, Muncie—Lincoln; Wright—North Platte; Wells, Hanna—Grand Island.

Motion by Dr. Cowgill, seconded by Mr. Muncie, that in response to Legislative Resolution 56 the Commission recommend to the Legislature that its headquarters remain in Lincoln. Voting aye, 3: Columbo, Cowgill, Muncie. Voting nay, 3: Hanna, Wells, Wright. Motion lost.

Motion by Dr. Cowgill, seconded by Mr. Muncie, that the Legislature be informed that, due to a deadlock on the Commission, we have no recommendation with reference to the headquarters location. Voting aye, 5: Columbo, Cowgill, Muncie, Wells, Wright. Voting nay, 1: Hanna. Motion approved.

I certify that the foregoing is a true and correct copy of the minutes of the June 20, 1969, meeting of the Game and Parks Commission, pertaining to the location of its headquarters.

(Signed) M. O. Steen
Director and Secretary
Game and Parks Commission

June 23, 1969

GENERAL FILE

LEGISLATIVE BILL 1415. Laid over at the request of Mr. Burbach.

LEGISLATIVE BILL 1416. Laid over at the request of Mr. Burbach.

LEGISLATIVE BILL 1047. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1213. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1384. Reading waived. Explained.

Advanced to E and R for review with 20 ayes, 2 nays and 27 not voting.

LEGISLATIVE BILL 1059. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Mr. Waldron offered the following amendment, which was adopted:

Amend line 8, after "office" insert "10 days before the filing deadline".

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1352. Considered.

The pending Pedersen amendment of June 9 was adopted.

Advanced to E and R for review with 21 ayes, 1 nay and 27 not voting.

LEGISLATIVE BILL 1168. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-fourth Day were adopted.

Advanced to E and R for review with 21 ayes, 0 nays and 28 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Skarda asked unanimous consent to take up LB 784 on General File tomorrow after LB 1402. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 934. Reading waived. Explained.

Mr. Kremer offered the following amendment to the Standing Committee amendments, which was adopted.

Strike lines 3 to 7 of Section 2 and insert "misdemeanor and fined not more than $1,000.".

Standing Committee amendments found in the Legislative Journal for the Ninety-fourth Day were adopted as amended.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

Mr. Wylie Presiding

LEGISLATIVE BILL 1401. Reading waived. Explained.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 351. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

MOTION—Reconsider LB 1195

Mr. Kennedy moved to reconsider action on LB 1195.

Motion pending.

GENERAL FILE

LEGISLATIVE BILL 1006. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-seventh Day were adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1306. Reading waived. Explained.

Mr. Budd offered the following amendment to the Standing Committee amendments, which was adopted:
Amend the Standing Committee Amendments to LB-1306
as follows:

1. Add a new Section 4, as follows:
"Section 4. If any section of this Act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.

Standing Committee amendments found in the Legislative Journal for the Ninety-seventh Day were adopted as amended.

Advanced to E and R for review with 18 ayes, 0 nays and 31 not voting.

LEGISLATIVE BILL 1400. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-seventh Day was adopted.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1382. Reading waived. Explained.

Mr. Carpenter offered the following amendment to the Standing Committee amendments, which was adopted:

Amend Standing Committee amendment #3, Sec. 12, line 4, delete *"may"* and insert *"shall"*.

Standing Committee amendments found in the Legislative Journal for the Ninety-eighth Day were adopted, as amended.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

Member Excused

Mr. Carstens asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

LEGISLATIVE BILL 1301. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-ninth Day were adopted.

Advanced to E and R for review with 18 ayes, 0 nays and 31 not voting.

Mr. Carpenter moved to expedite LB 1301. The motion prevailed.

Mr. Hasebroock Presiding

LEGISLATIVE BILL 857. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundredth Day were adopted.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

LEGISLATIVE BILL 1419. Reading waived. Explained.

Advanced to E and R for review with 18 ayes, 0 nays and 31 not voting.

Mr. Carpenter moved to expedite LB 1419. The motion prevailed.

MOTION—Reconsider Action

Mr. Carpenter renewed his pending motion to reconsider action and place LB 83 on General File notwithstanding the Committee action.

Motion pending.

UNANIMOUS CONSENT—Unbracket LB 832

Mr. Swanson asked unanimous consent to unbracket LB 832 on Final Reading for June 25. No objections. So ordered.

Visitors

Mrs. Orme introduced Dorothy, Roy, Sue and Dan Wagemon from Mason City, Iowa and Mrs. Paul Keitges of Lincoln.

Mr. Schmit introduced his family.

Mr. Wylie introduced Mr. and Mrs. Terry Wanser and family of Ewing, Nebraska.

Adjournment

At 3:58 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Tuesday, June 24, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-FIFTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, June 24, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O God, who hast given us life and made our earth so fair, reveal to us this day Thy heart of infinite tenderness yearning for our love. Help us to feel Thy spirit brooding over us, longing to help us in our decisions, to save us from the pressures that drive us and the tensions that break us down. How strange it is that Thou who art love, who dost give love to human hearts, should Thy self often be the great unloved. Give us therefore love to love Thee for Thy love, and to love Him who first loved us and gave himself for us. Loving Thee, we shall love one another, and loving one another, we shall do Thy will, and doing Thy will, we shall always do right. We pray in the lovely name of Jesus. Amen.

The roll was called and all members were present except Messrs. Pedersen and Wiltse, who were excused.

Corrections for the Journal

Page 2689, line 22, correct spelling of "Ziebarth".
Page 2696, delete lines 2 through 7.
Page 2697, line 23, delete "person" and insert "personal".
Page 2700, line 29, insert "which was adopted" after "amendments".

The Journal for the One Hundred-fourteenth Day was approved as corrected.

Communications

Letter from Congressman Glenn Cunningham acknowledging receipt of LR 50 and LR 53.

Members Excused

Messrs. Duis, Wenzlaff and Holmquist asked unanimous consent to be excused this afternoon. No objections. So ordered.

Mr. Schreurs asked unanimous consent to be excused at 10:00 a.m. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on June 23, 1969 at 8:45 a.m.: LB 1224 LB 1361 LB 1248 LB 1150 LB 1095 LB 992 LB 911 LB 820 LB 804 LB 715 LB 641 LB 606 LB 168

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 542. Replaced on Select File as amended.

E and R amendments to LB 542:

1. In E & R amendment 3, adopted 5/23, strike beginning with "in" in line 5 through the semicolon in line 7; in line 7, strike "*All*" and insert "*Any*"; and in line 9, insert "*effect from and after its*" before "*passage*".

2. In line 6 of E & R amendment 14, adopted 5/23, insert "after 'cities' " before the period.

3. In line 13 of the Carpenter amendment 7, adopted 5/27, strike "14" and insert "15".

4. In line 9 of the Carpenter amendment 6, adopted 5/27, insert a comma after "79-803.01".

5. In the Pedersen amendment 1, insert an underscored comma before "*except*" in line 2 and after "*class*" in line 4.

6. In standing committee amendment 29, line 1, strike "39" and insert "37".

7. In renumbered section 29, line 5, strike "*application*" and insert "*affiliation*".

LEGISLATIVE BILL 1420. Placed on Select File as amended.

E and R amendment to LB 1420:

1. In section 1, line 4, strike "1967" and insert "1969".

LEGISLATIVE BILL 369. Placed on Select File as amended.

E and R amendments to LB 369:

1. In section 2, strike lines 6 to 10 and insert: "Constitutional amendment to change the number of electors to petition for the amendment of the Charter of a home rule city or to call a charter convention.".

2. In the title, strike line 6 and insert "necessary to petition for the amendment of a home rule charter or to call a charter convention; to pro-".

LEGISLATIVE BILL 1378. Placed on Select File as amended.

E and R amendments to LB 1378:

1. In the Harsh amendment, line 2, insert "to" after "or"; in line 3, insert "the" after "through"; and in line 3, strike "grade" and insert "grades".

2. In standing committee amendment 1, line 10, insert "of the district from which transferred" after "obligations"; and in line 18, insert "of the district from which transferred" after "obligation".

3. In the title, line 3, strike "and" and insert ", Class II, or"; and in line 4, insert "to provide procedures; to provide the liability of the transferred land;" after the semicolon.

LEGISLATIVE BILL 1377. Placed on Select File as amended.

E and R amendments to LB 1377:

1. In section 1, line 1, strike "After" and insert "Except as provided in section 2 of this act, after".

2. In new section 2, added by the Hanna amendment, strike all after the second line and insert "boundaries of a Class VI district providing instruction in grades seven through twelve, with instruction in such grades to be offered by September 1, 1971.".

3. Renumber section 2, added by standing committee amendment 1 as section 3.

4. In the title, line 5, insert "except as prescribed; and to declare an emergency" after "grade".

(Signed) Wayne W. Ziebarth, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 459.

Introduced by George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 5, of the Constitution of Nebraska, relating to Supreme Court judicial districts; to provide for redistricting of Supreme Court judicial districts; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, section 5, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 5. The Legislature shall divide the state into six contiguous and compact districts of approximately equal population, which shall be numbered from one to six, which shall be known as the Supreme Court judicial districts. The Legislature shall redistrict the state after each federal decennial census. In any such redistricting, county lines shall be followed whenever practicable, but other established lines may be followed at the discretion of the Legislature. Such districts shall not be changed except upon the concurrence of a majority of the members of the Legislature. Whenever the Supreme Court is redistricted, the judges serving prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established districts which they shall represent for the balance of their terms."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for the redistricting of Supreme Court judicial districts.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Budd
Carstens
Harsh
Marvel
Pedersen
Wallwey
Wiltse

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 688.

A BILL FOR AN ACT to amend sections 53-123.07, 53-180.02, and 53-180.04, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide authority under a nonbeverage user's license; to provide for impoundment of motor vehicles used by minors in possession, transporting, or having under his control any alcoholic liquor in any such vehicle as prescribed; to provide for the release of such vehicles; to harmonize with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach

Carpenter
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 4:

Duis
Hanna
Waldron
Wylie

Not voting, 3:

Carstens
Pedersen
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 987.

A BILL FOR AN ACT relating to electricians; to provide for the safeguarding of persons and property and the promotion of the welfare and safety of the public; to provide an electricians code; to provide for administration of the act; to define terms; to provide for fees and disbursement thereof; to provide duties for certain officers as prescribed; to provide for violations; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Bloom
Budd
Burbach
Carpenter
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Reynolds
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney

Voting in the negative, 12:

Batchelder
Clark
Hanna
Holmquist
Kennedy
Kokes
Marvel
Robinson
Schmit
Wallwey
Wylie
Ziebarth

Not voting, 6:

Carstens
Danner
Nore
Pedersen
Wenzlaff
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Withdraw Motion

Mr. Carpenter asked unanimous consent to withdraw his pending motion of June 18 to return LB 1383 to Select File for a specific amendment. No objections. So ordered.

LEGISLATIVE BILL 1383. With emergency.

A BILL FOR AN ACT to amend section 8-823, Revised Statutes Supplement, 1967, relating to banks and banking; to remove requirements for statement of amount of loan and rate of charge, as prescribed; to provide when this act shall become operative; to repeal the original section, and also Chapter 45, article 5, Reissue Revised Statutes of Nebraska, 1943, and section 8-824, Revised Statutes Supplement, 1967; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Pedersen
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1391. With emergency.

A BILL FOR AN ACT to amend section 71-1,103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 333, Eightieth Session, Nebraska State Legislature, 1969, relating to public health and welfare; to provide for temporary rights for the practice of medicine; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Pedersen
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 247.

Introduced by Roland A. Luedtke, 28th District; J. James Waldron, 42nd District; Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 14, of the Constitution of Nebraska, relating to the Legislature; to eliminate the requirement of the reading of a bill at large before a final vote is taken by the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 14, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 14. Every bill and resolution shall be read by title when introduced, and a printed copy thereof provided for the use of each member, and the bill and all amendments thereto shall be printed before the vote is taken upon its final passage. No vote upon the final passage of any bill shall be taken until five legislative days after its introduction nor until it has been on file for final reading and passage for at least one legislative day. No bill shall contain more than one subject, and the same shall be clearly expressed in the title. No law shall be amended unless the new act contains the section or sections as amended and the section or sections so amended shall be repealed. The Lieutenant Governor, or the Speaker if acting as presiding officer, shall sign, in the presence of the Legislature while the same is in session and capable of transacting business, all bills and resolutions passed by the Legislature."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment eliminating the requirement of reading each bill at large before the Legislature before a final vote is taken.
>
> ☐ For
> ☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Bloom
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Hanna
Hasebroock
Keyes
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 14:

Batchelder
Budd
Burbach
Craft
Harsh
Holmquist
Kennedy
Klaver
Kokes
Orme
Proud
Waldo
Wallwey
Wylie

Not voting, 4:

Johnson
Marvel
Pedersen
Wiltse

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 672. With emergency.

A BILL FOR AN ACT relating to the Department of Aeronautics; to require the sale of certain property as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 3:

Bloom
Klaver
Syas

Not voting, 3:

Budd
Pedersen
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 342.

A BILL FOR AN ACT to amend sections 60-1601, 60-1602, 60-1604, 60-1605, 60-1606, 60-1607, 60-1609, and 60-1610, Reissue Revised Statutes of Nebraska, 1943, section 60-1603, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 322, Eightieth Session, Nebraska State Legislature, 1969, and section 60-1608, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1031, Eightieth Session, Nebraska State Legislature, 1969, relating to cabin trailers; to extend provisions to mobile homes; to define and redefine terms; to provide for registration and taxation; to make certain acts unlawful; to provide penalties; to provide for administration; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Hasebroock
Kennedy
Mahoney
Moulton
Pedersen
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 353 to Select File

Mr. Proud moved to return LB 353 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Carpenter moved a Call of the House. The Call showed 45 members present.

Mr. Klaver moved to Raise the Call. The motion prevailed with 37 ayes, 0 nays, and 12 not voting.

The Proud motion lost with 16 ayes, 26 nays and 8 not voting.

LEGISLATIVE BILL 353.

Introduced by C. W. Holmquist, 16th District; Eugene T. Mahoney, 5th District; Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XII, section 1, of the Constitution of Nebraska, relating to corporations; to provide that the Legislature may, by special law, create public corporations which are organized for the purpose of the generation, transmission, or sale, or any combination thereof, of electricity and extend, change, or amend their charters; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XII, section 1, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. The Legislature shall provide by general law for the organization, regulation, supervision and general control of all corporations, and for the organization, supervision and general control of mutual and co-operative companies and associations, and by such legislation shall insure the mutuality and co-operative features and functions thereof. Foreign corporations transacting or seeking to transact business in this state shall be subject, under general law, to regulation, supervision and general control, and shall not be given greater rights or privileges than are given domestic corporations of a similar character. No corporations shall be created by special law, nor their charters be extended, changed or amended, except those corporations organized for charitable, educational, penal or reformatory purposes, or public corporations which are organized for the purpose of the generation, transmission, or sale, or any combination thereof, of electricity, which are to be and remain under the patronage and control of the state. All general laws passed pursuant to this section may be altered from time to time, or repealed."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to provide that the Legislature may, by special law, create public corporations which are organized for the purpose of the generation, transmission, or sale, or any combination thereof, of electricity and extend, change, or amend their charters.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Bloom
Budd
Burbach
Carstens
Clark
Danner
Elrod
Harsh
Holmquist
Johnson
Keyes
Knight
Kokes
Kremer
Mahoney
Marvel
Moulton
Orme
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wylie

Voting in the negative, 14:

Batchelder
Carpenter
Craft
Duis
Hanna
Klaver
Moylan
Nore
Proud
Reynolds
Schmit
Skarda
Stull
Wenzlaff

Not voting, 9:

Hasebroock
Kennedy
Luedtke
Pedersen
Robinson
Schreurs
Simpson
Wiltse
Ziebarth

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 454.

A BILL FOR AN ACT relating to dogs; to define terms; to provide a procedure for vaccination of dogs against rabies as prescribed; to provide duties for certain officers and departments as prescribed; to provide for unlawful acts; to provide for exceptions;

to provide for violations; to provide penalties; and to repeal section 54-612, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mrs. Orme requested a Call of the House. The Call showed 46 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Voting in the affirmative, 20:

Batchelder
Bloom
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hasebroock
Johnson
Knight
Mahoney
Nore
Proud
Reynolds
Robinson
Simpson
Syas
Wenzlaff
Ziebarth

Voting in the negative, 21:

Budd
Burbach
Hanna
Harsh
Holmquist
Keyes
Kokes
Kremer
Luedtke
Moulton
Orme
Schmit
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wylie

Not voting, 8:

Carstens
Kennedy
Klaver
Marvel
Moylan
Pedersen
Schreurs
Wiltse

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 469. With emergency.

A BILL FOR AN ACT relating to firearms; to implement for this state the permissive sale and delivery provisions of federal legislation; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner

Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 8:

Budd
Keyes
Mahoney
Pedersen
Schmit
Schreurs
Skarda
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 519.

Introduced by Fred W. Carstens, 30th District; Roland A. Luedtke, 28th District.

A BILL FOR AN ACT for submission to the electors of amendments to Article V, sections 2 and 12, of the Constitution of Nebraska, relating to the judiciary; to provide for retired Supreme Court or district court judges to be called for temporary duty by the Supreme Court; to provide for the submission of the proposed amendments to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, sections 2 and 12, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 2. The Supreme Court shall consist of seven judges, one of whom shall be the Chief Justice. A majority of the judges shall be necessary to constitute a quorum. A majority of the members sitting shall have authority to pronounce a decision except in cases involving the constitutionality of an act of the Legislature. No legislative act shall be held unconstitutional except by the concurrence of five judges. The Supreme Court shall have jurisdiction in all cases relating to the revenue, civil cases in which the state is a party, mandamus, quo warranto, habeas corpus, election contests involving state officers other than members of the Legislature, and such appellate jurisdiction as may be provided by law. The Legislature may provide that any Judge of the Supreme Court who has retired may be called upon for temporary duty by the Supreme Court. Whenever necessary for the prompt submission and determination of causes, the Supreme Court may appoint judges of the district court to act as associate judges of the Supreme Court, sufficient in number, with the judges of the Supreme Court, to constitute two divisions of the court of five judges in each division. Whenever judges of the district court are so acting the court shall sit in two divisions, and four of the judges thereof shall be necessary to constitute a quorum. Judges of the district court so appointed shall serve during the pleasure of the court, and shall have all the powers of judges of the Supreme Court. The Chief Justice shall make assignments of judges to the divisions of the court, and shall preside over the division of which he is a member, and designate the presiding judge of the other division. The judges of the Supreme Court, sitting without division, shall hear and determine all cases involving the constitutionality of a statute, and all appeals from conviction of homicide; and may review any decision rendered by a division of the court. In such cases, in the event of the disability or disqualification by interest or otherwise, of any of the judges of the Supreme Court, the court may appoint judges of the district court to sit temporarily as judges of the Supreme Court, sufficient to constitute a full court of seven judges. Judges of the district court shall receive no additional salary by virtue of their appointment and service as herein provided; but they shall be reimbursed their necessary traveling and hotel expenses.

"Sec. 12. The judges of the district court may hold court for each other and shall do so when required by law or when ordered by the Supreme Court. The Legislature may provide that any judge of the district court who has retired may be called upon for temporary duty by the Supreme Court."

Sec. 2. The proposed amendments shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendments shall be placed upon the ballot in the following form:

> "Constitutional amendment providing that retired Supreme Court or district court judges may be called upon for temporary duty by the Supreme Court.
>
> ☐ For
> ☐ Against"

Sec. 3. That the proposed amendments, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim them as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Budd
Mahoney
Pedersen
Schmit
Schreurs
Warner
Wiltse

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 810.

Introduced by Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XIII, section 1, of the Constitution of Nebraska, relating to state indebtedness; to authorize the Board of Regents of the University of Nebraska, the Board of Trustees of the Nebraska State Colleges, and the State Board of Education to issue revenue bonds for the purpose of constructing dormitories and other facilities and authorizing the pledge of revenue, fees, and other student payments to secure the same; to ratify and validate any such bonds previously issued; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XIII, section 1, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. The state may, to meet casual deficits, or failures in the revenue, contract debts never to exceed in the aggregate one hundred thousand dollars, and no greater indebtedness shall be incurred except for the purpose of repelling invasion, suppressing insurrection, or defending the state in war, and provision shall be made for the payment of the interest annually, as it shall accrue, by a tax levied for the purpose, or from other sources of revenue, which law providing for the payment of such interest by such tax tax shall be irrepealable until such debt is paid; *Provided,* that if the Legislature determines by a three-fifths vote of the members elected thereto that the need for construction of highways in this state requires such action, it may authorize the issuance of bonds for such construction, and for the payment of the interest and the retirement of such bonds it may pledge any tolls to be received from such highways or it may irrevocably pledge for the term of the bonds all or a part of any state revenue closely related to the use of such highways, such as motor vehicle fuel taxes or motor vehicle license fees; *and provided further,* that the Board of Regents of the University of Nebraska, the Board of Trustees of the Nebraska State Colleges, and the State Board of Education may issue revenue bonds to construct, purchase or otherwise acquire, extend, add to, remodel, repair, furnish and equip dormitories, residence halls, single or multiple dwelling units or other facilities for the housing and boarding of students, single or married, and faculty or other employees, buildings and structures for athletic purposes, student unions or centers, and for the medical care and physical development and activities of students, and buildings or other facilities for parking, which bonds shall be payable solely out of revenue, fees and other payments derived from the use of the buildings and facilities constructed or acquired, including buildings and facilities heretofore or hereafter constructed or acquired, and paid for out of the proceeds of other issues of revenue bonds, and the revenue, fees and payments so pledged need not be appropriated by the Legislature, and any such revenue bonds heretofore issued by either of such boards are hereby authorized, ratified and validated. Bonds for new construction shall be first approved as the Legislature shall provide."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment authorizing the Board of Regents of the University of Nebraska, the Board of Trustees of the Nebraska State Colleges, and the State Board of Education, when approved as the Legislature shall provide, to issue revenue bonds to provide housing facilities for students and faculty and other employees, and facilities for athletic purposes, medical care and physical development of students, student unions or centers, and parking, payable solely from revenue, fees, and other payments derived therefrom, authorizing the pledge of such revenue, fees, and other payments to the payment of such revenue bonds without appropriation by the Legislature, and ratifying and validating any such revenue bonds previously issued by such boards.
>
> ☐ For
> ☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Mahoney
Pedersen
Schmit
Schreurs
Skarda
Wiltse

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 816.

Introduced by Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of a proposal to repeal Article VIII, section 5, of the Constitution of Nebraska, relating to revenue; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval a proposal to repeal Article VIII, section 5, of the Constitution of Nebraska, which is hereby proposed by the Legislature.

Sec. 2. The proposal shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed repeal shall be placed upon the ballot in the following form:

> "Constitutional amendment to repeal the limitation on the county mill levy.
>
> ☐ For
> ☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Whitney
Ziebarth

Voting in the negative, 8:

Danner
Hanna
Harsh
Nore
Wallwey
Warner
Wenzlaff
Wylie

Not voting, 6:

Clark	Pedersen	Schreurs	Wiltse
Mahoney	Schmit		

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1020.

Introduced by J. James Waldron, 22nd District; C. W. Holmquist, 16th District; Wm. F. Swanson, 27th District; Harold D. Simpson, 46th District; Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to create a Commission on Legislative Compensation to set the salary and expenses of members of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 7, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 7. At the general election to be held in November, 1964, one half the members of the Legislature, or as nearly thereto as may be practicable, shall be elected for a term of four years, and the remainder for a term of two years, and thereafter all members shall be elected for a term of four years, with the manner of such election to be determined by the Legislature; *Provided,* that when the Legislature is redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term. Each member shall be nominated and elected in a nonpartisan manner and without any indication on the ballot that he is affiliated with or endorsed by any political party or organization. Each member of the Legislature shall receive such salary and expenses as are determined by the Commission on Legislative Compensation. The Commission on Legislative Compensation shall consist of seven members appointed by the Governor, and shall meet each two years to establish such salary and expenses. The Legislature shall establish, by law, procedures to be followed by such commission. Members of the Legislature shall receive no pay nor perquisites other than said salary and expenses, and employees of the Legislature shall receive no compensation other than their salary or per diem."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment to create a Commission on Legislative Compensation to set the salary and expenses of members of the Legislature.
>
> ☐ For
> ☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Waldron requested a Call of the House. The Call showed 44 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 26 ayes, 6 nays and 17 not voting.

Voting in the affirmative, 32:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Whitney
Wylie

Voting in the negative, 13:

Craft
Hanna
Harsh
Kennedy
Knight
Kokes
Nore
Proud
Waldo
Wallwey
Warner
Wenzlaff
Ziebarth

Not voting, 4:

Marvel
Pedersen
Schreurs
Wiltse

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1182. With emergency.

A BILL FOR AN ACT relating to hog cholera; to enact the Hog Cholera Control and Eradication Act as prescribed; to provide how such act may be cited; to define terms; to provide duties for the Director of Agriculture; to provide for violation; to provide penalties; to repeal sections 54-727, 54-727.01, 54-727.02, 54-727.03, 54-727.04, 54-727.05, 54-728, 54-728.01, 54-729, 54-729.01, 54-730, 54-731, 54-732, 54-733, and 54-734, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 5:

Mahoney
Pedersen
Schreurs
Skarda
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1350. With emergency.

A BILL FOR AN ACT to amend sections 32-702, 32-703, 32-704, 32-705, 32-706, and 32-713, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to revise provisions governing filing and certification of initiative and referendum petitions; to harmonize with previous legislation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, "Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Mahoney
Pedersen
Schreurs
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with emergency clause and the title agreed to.

Explanation of Vote

Explanation of my reasons for voting against LB 672:

I have every reason to believe that state lands, when sold to the general public, require that such lands be sold to the highest bidder. If such lands are sold to a subdivision of government, the bidding does not apply.

(Signed) George Syas

RESOLUTIONS

LEGISLATIVE RESOLUTION 68. Re: LB 1083

Introduced by Richard F. Proud, 12th District; William M. Wylie, 40th District; Don Elrod, 35th District; Ramey C. Whitney, 44th District; J. James Waldron, 42nd District; Florence B. Reynolds, 14th District; Terry Carpenter, 48th District; Claire W. Holmquist, 16th District; C. F. Moulton, 8th District; Fred W. Carstens, 30th District; Don Hanna, Jr., 43rd District; Henry F. Pedersen, Jr., 4th District; Ellen E. Craft, 45th District; Leslie Robinson, 36th District; Fern Hubbard Orme, 29th District; Willard H. Waldo, 31st

District; Roland A. Luedtke, 28th District; Leslie A. Stull, 49th District; Loran Schmit, 23rd District; Theorode C. Wenzlaff, 32nd District; Orval Keyes, 3rd District; Elmer Wallwey, 17th District; Robert L. Clark, 47th District; Lester Harsh, 38th District; W. L. Schreurs, 24th District.

WHEREAS, Legislative Bill 1083 is an amendment to Article I, section 4 of the Constitution of Nebraska relating to religious freedom; and

WHEREAS, said amendment is to authorize the Legislature to make grants for the benefit of students enrolled in nonpublic schools as reimbursement for part of their tuition; and

WHEREAS, the proposed amendment must be approved by a majority of the electors to make it effective.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

It is the intent of this Legislature that passage of Legislative Bill 1083 shall not constitute approval or disapproval of the principle of state aid to private education.

Mr. Simpson Presiding

LEGISLATIVE RESOLUTION 67.

LR 67 was adopted with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE RESOLUTION 58.

LR 58 was adopted with 33 ayes, 0 nays and 16 not voting.

STANDING COMMITTEE REPORT

Miscellaneous Subjects

LEGISLATIVE BILL 614. Indefinitely postponed.

(Signed) Harold T. Moylan, Chairman

Presented to the Governor

Presented to the Governor for approval on June 24, 1969 at 8:35 a.m.: LB 707 LB 1353 LB 1397

(Signed) Ruth Bossard, Enrolling Clerk

MOTION—Return LB 1407 to Select File

Mr. Kokes moved to return LB 1407 to Select File for the following specific amendment:

Amend LB 1407 in Sec. 1, lines 66 to 68 by deleting same.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1407. The Kokes specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 476. Mr. Luedtke offered the following amendment which was adopted by unanimous consent:

1. In Enrollment and Review amendment 2, line 4, after the comma, insert "to delete certain constitutional requirements relating to county courts and county judges,".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 527. Laid over temporarily.

LEGISLATIVE BILL 1381. E and R amendment found in the Legislative Journal for the One Hundred-fourteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1198. E and R amendments found in the Legislative Journal for the One Hundred-fourteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 290. E and R amendment found in the Legislative Journal for the One Hundred-fourteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1097. E and R amendment found in the Legislative Journal for the One Hundred-fourteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 527. Bracketed at the request of Mr. Luedtke.

UNANIMOUS CONSENT—Unbracket LB 514

Mr. Carpenter asked unanimous consent to unbracket LB 514 on Select File for the first order of business this afternoon. No objections. So ordered.

STANDING COMMITTEE REPORT

Revenue

LEGISLATIVE BILL 1304. Placed on General File as amended.

Standing Committee amendments to LB 1304:

1. In section 1, lines 5 and 6, strike "on a blank furnished for that purpose by" and show the same as stricken, and insert "*to*".

2. Insert a new section to be known as section 4 and to read as follows:

"Sec. 4. That section 60-315, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-315. In case of such transfer of the ownership of any motor vehicle, or in case of loss of possession thereof, the registered owner, provided he applies to the county treasurer after such transfer or loss of possession and accompanies the application with the fee of one dollar for a new certificate, may have assigned to another motor vehicle the registration number of the motor vehicle so transferred or lost; *Provided,* that in such case of transfer and application for reassignment to another motor vehicle the number plates and, where appropriate, the renewal tabs, may be retained after such transfer, until the Department of Motor Vehicles has either duly reassigned such number in accordance with the application or has refused such application for reassignment, and has canceled the number and demanded surrender of the plates. In case of the transfer of a motor vehicle or in case of loss of possession due to fire, theft, dismantlement, or junking, the registered owner may by returning the registration certificate and number plates and, where appropriate, the renewal tabs, and after making an affidavit to the county treasurer of such transfer or loss, receive a refund of that part of the unused fee based on quarterly fees on commercial vehicles *and trucks* and that part of the unused fee based on one half year's fees on passenger vehicles, based on fees as provided in sections 60-329 to 60-342. Application for registration of, or for reassignment of number plates and, where appropriate, renewal tabs, to, another motor vehicle shall be made within ten days from the date of purchase.".

3. Renumber original sections 4 to 10 as sections 5 to 11, respectively.

4. In renumbered section 5, line 85, after "trailer" insert "; ~~*Provided*, the provisions of this subsection relating to In Transit registration shall not apply to purchasers of trucks, who shall operate such trucks only for the purpose of securing registration for such trucks and only from the place of sale or from the purchaser's residence or place of business to the office of the county treasurer using the most direct route available during hours when such office is open for business.~~".

5. In renumbered section 6, line 7, strike "motor vehicle" and show the same as stricken; in line 8 strike "motor vehicle" and show the same as stricken, and insert "*the*"; in line 11 strike "original motor vehicle" and show the same as stricken, and insert "*each*".

6. In renumbered section 7, line 55, after "thereof" insert "*the fee shall be seventy-five dollars*"; in line 61 strike "or bus" and show the same as stricken; in line 63 strike "bus" and show the same as stricken; in line 70 and line 73 after "dollar" insert "*and fifty cents*".

7. In renumbered section 8, line 23, strike "*twenty-five*" and insert "*fifty*"; in line 25 strike "*fifteen*" and insert "*eighteen*"; in line 26 after "*dollars*" insert "*; and provided further, the registration fee for each pickup truck with a factory rated capacity of one ton or less shall be eighteen dollars, except that commercial pickup trucks with a gross load of over three tons shall be registered for the fee provided for commercial trucks*".

8. In renumbered section 9, line 23, strike "fifteen" and show as stricken, and insert "*eighteen*"; in line 46 after "hay" insert "*; and provided further, fees for trucks with a gross weight in excess of thirty-six tons shall be increased by twenty per cent for all such trucks operated on any road or highway not a part of the National System of Interstate and Defense Highways*".

9. In renumbered section 11, line 2, after the first comma insert "60-315,".

(Signed) J. W. Burbach, Chairman

Visitors

Mr. Schmit introduced Elizabeth M. Vanzolini and Ivy Frances Bastos of Brazil; Mr. and Mrs. Paul Kosek and Janet.

Mr. Batchelder introduced Barbara A. Botsch, manager, Women's Division Omaha Chamber of Commerce.

Recess

At 11:56 a.m., on a motion by Mr. Wylie, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Messrs. Duis, Holmquist, Pedersen, Schreurs, Wenzlaff and Wiltse, who were excused.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 171. Placed on General File as amended.

Standing Committee amendments to LB 171:

1. Strike section 1 and insert:

"Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VIII, section 11 of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 11. ~~Every public corporation and political subdivision organized primarily to provide electricity or irrigation and electricity shall annually make the same payments in lieu of taxes as it made in 1957, which payments shall be allocated in the same proportion to the same public bodies or their successors as they were in 1957.~~

~~The legislature may require each such public corporation to pay to the treasurer of any county in~~

~~which may be located any incorporated city or village, within the limits of which such public corporation sells electricity at retail, a sum equivalent to five (5) per cent of the annual gross revenue of such public corporation derived from retail sales of electricity within such city or village, less an amount equivalent to the 1957 payments in lieu of taxes made by such public corporation with respect to property or operations in any such city or village. The payments in lieu of tax as made in 1957, together with any payments made as authorized in this section shall be in lieu of all other taxes, payments in lieu of taxes, franchise payments, occupation and excise taxes, but shall not be in lieu of motor vehicle licenses and wheel taxes, permit fees, gasoline tax and other such excise taxes or general sales taxes levied against the public generally.~~

~~So much of such five (5) per cent as is in excess of an amount equivalent to the amount paid by such public corporation in lieu of taxes in 1957 shall be distributed in each year to the city or village, the school districts located in such city or village, the county in which such city or village is located, and the State of Nebraska, in the proportion that their respective property tax mill levies in each such year bear to the total of such mill levies.~~ *For the purpose of this section, supplier of gas or electricity shall mean all municipal or public corporations, political subdivisions, public power districts, public power and irrigation district, municipalities, and electric membership associations and cooperatives providing gas or electricity but shall exclude privately-owned corporations.*

The Legislature may require each such supplier of gas or electricity, or both, to pay to the treasurer of any county within the limits of which such supplier sells gas or electricity, or both, at retail a sum equivalent to seven and one half per cent of the annual gross revenue of such supplier derived from retail sales of gas or electricity, or both, within such county. The payments made as authorized in this section shall be in lieu of all other taxes, but shall not be in lieu of sales and use taxes, motor vehicle licenses and wheel taxes, permit fees, and gasoline tax.

Such payments shall be distributed by the county treasurer annually to the cities or villages, the school districts, and the county as the Legislature may provide.".

2. In section 2, strike lines 6 and 7 and insert:

" 'Constitutional amendment to authorize the Legislature to increase the tax on the annual gross revenue from the sale of electricity, to extend such tax to additional supplier of electricity and also extend it to supplier of gas, and to change the distribution thereof.".

LEGISLATIVE BILL 1222. Placed on General File as amended.
Standing Committee amendments to LB 1222:

1. Insert 2 new sections to be known as sections 1 and 2 and to read as follows:

"Section 1. That section 60-305.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-305.04. A nonresident may, if he applies within ninety days from his original registration date and surrenders the registration certificate and license plates which were assigned to him, receive from the county treasurer, *or the Department of Motor Vehicles if registration was pursuant to section 60-305.09,* a refund in the amount of fifty per cent of the original license fee, except no refunds shall be made on any license purchased after October 1 of the current licensing year.

Sec. 2. That section 60-305.09, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-305.09. (1) Any owner engaged in operating a fleet of three or more commercial vehicles, of which at least two are powered, in this state in interstate commerce may, in lieu of registration of such vehicles under the general provisions of sections 60-301 to 60-344, register and license such fleet for operation in this state by filing a sworn statement with the Department of Motor Vehicles, which shall be in such form and contain such information as the department shall require, declaring the total mileage operated by such vehicles in all states and in this state during the preceding year and describing and identifying each such vehicle to be operated in this state during the ensuing license year. Upon receipt of such statement, the department shall determine the total fee payment which shall be equal to the amount obtained by applying the proportion of in-state fleet miles to total fleet miles, as reported in said states, to the fees which would otherwise be required for total fleet registration in this state, and shall notify the applicant of the amount so determined. The applicant shall then proceed to register a proportion of his fleet in Nebraska, as provided in ~~sections 60-302 and 60-303~~ *this section*, so that the total fees paid for such vehicle registration shall be at least equal to the amount of fees determined to be due by the department. ~~At the time of applying for registration, the applicant shall present the determination of the department of the amount of fees due to the county treasurer from which he seeks registration of his vehicles, and the county treasurer, upon completion of such registration, shall notify the department of such registration and the total amount of registration fees paid by such applicant.~~

Upon receipt of ~~reports of county treasurers that the applicant has registered a sufficient number of vehicles in Nebraska so that the aggregate fees paid are equal to or greater than the amount of fees determined to be due~~ *the appropriate fees and taxes*, the department shall issue to the applicant a sufficient number of distinctive registration certificates, ~~or number plates, or stickers or tags~~ *and such other evidence of registration for display on the vehicle as the department determines appropriate* for each of the motor vehicles of his fleet, identifying it as a part of an interstate fleet proportionally registered.

The vehicles so registered shall be exempt from all further registration and license fees under sections 60-301 to 60-344 for movement or operation in the State of Nebraska. The proportional registration and licensing provision of this section shall apply to vehicles added to said fleets and operated in this state during the license year.

The right of applicants to proportional registration hereunder shall be subject to the terms and conditions of any reciprocity agreement, contract or consent made by the Department of Motor Vehicles.

When a nonresident fleet owner has registered his vehicles on an apportionment basis, his vehicles shall be considered as fully registered for both interstate and intrastate commerce. Each vehicle of a fleet registered by a resident of Nebraska on an apportionment basis shall be considered as fully registered for both interstate and intrastate commerce.

(2) Mileage proportions for interstate fleets not operated in this state during the preceding year shall be determined by the department upon the sworn application of the applicant on forms to be supplied

by the department which shall show the operations of the preceding year in other states and estimated operations in Nebraska, or if no operations were conducted the previous year, a full statement of the proposed method of operation.

(3) Any owner complying with and being granted proportional registration shall preserve the records on which the application is made for a period of four years following the year upon which said application is based. Upon request of the department, the owner shall make such records available to the department at its office for audit as to accuracy of computation and payments, or pay the costs of an audit at the home office of the owner by a duly appointed representative of the department. The department may enter into agreements with agencies of other states administering motor vehicle registration laws for joint audits of any such owner. All payments received to cover the costs of an audit shall be paid by the department into the state treasury and the State Treasurer shall credit the same to the state General Fund.

(4) If it is determined by the Department of Motor Vehicles that the owner should have paid a greater amount of fee under the provisions of this act than was paid the department shall deny the owner the right to further registration for a fleet license until such additional amount of fee is paid.

(5) In those cases where it is necessary to secure a title to a vehicle to be registered under the provisions of this act, the application for such title shall be made to the department, and the department is authorized to issue such title upon the payment of the fee prescribed by law.

~~(6) This section shall become operative with respect to fees due and payable without regard to this section on and after January 1, 1960, but this shall not prevent the department from taking such administrative action prior to such operative date as will facilitate the operation of this section.~~

~~(7)~~*(6)* Every applicant who shall license any vehicles under the provisions of this act which by law are subject to ~~assessment for~~ taxation in this state shall ~~exhibit proof by tax receipt or otherwise as provided by section 60-303~~ *pay such tax at the time of registration, and no registration certificates shall be issued until all taxes and fees are paid.*".

2. Renumber original sections 1 to 16 as sections 3 to 18.

3. In renumbered section 3, line 7, strike "ad valorem" and show the same as stricken, and insert "*motor vehicle*"; in line 8, strike "unit" and show the same as stricken, and insert "*district entitled to a proportionate share of motor vehicle taxes*"; in line 9 after the third comma insert "*and*"; and strike beginning with the fourth comma in line 9 through "taxes" in line 13, and show the same as stricken.

4. In renumbered section 4, line 5, strike "*treasurer* of each county" and show the old matter as stricken, and insert "*Tax Commissioner*"; in line 22 after "*county*" insert "*and the Department of Motor Vehicles*"; in line 30 strike "used and" and show the same as stricken, and after "owned" insert "*by residents of this state and used*".

5. In renumbered section 5, line 34, after the period insert "*The proceeds from such motor vehicle tax shall be allocated by the county treasurer to the county, townships, cities, villages, and school districts in which each motor vehicle has situs in the same proportion that the ad valorem tax levy for each taxing district bears to the total of such levies within the respective taxing districts.*"; strike lines 41 to 47 and insert:

"*1st and 2nd year*	*$40*	*$55*	*$80*
3rd, 4th, and 5th year	*25*	*40*	*55*
6th and 7th year	*15*	*20*	*25*
More than 7 years	*10*	*10*	*15*";

strike lines 52 to 57 and insert:

"*1st and 2nd year*	*$40*	*$60*	*$90*	*$120*	*$150*
3rd, 4th, and 5th year	*25*	*35*	*55*	*75*	*90*
6th year and thereafter	*15*	*20*	*25*	*35*	*45*";

strike lines 60 to 65 and insert:

"*1st and 2nd year*	*$180*	*$210*	*$240*	*$270*	*$300*
3rd, 4th, and 5th year	*110*	*125*	*145*	*165*	*180*
6th year and thereafter	*$55*	*$65*	*$70*	*$80*	*$90*";

in line 68 strike "*$20*" and insert "*$10*"; in line 69 strike "*$10*" and insert "*$5*"; in line 72 strike " *.20*" and insert "*.15*"; in line 74 strike "*.15*" and insert "*.10*"; in line 76 strike "*.10*" and insert "*.05*"; in line 80 strike "*150*" and insert "*90*"; in line 81 strike "*100*" and insert "*60*"; in line 82 strike "*40*" and insert "*25*"; in line 84 strike "*$150*" and insert "*$100*"; in line 86 strike "*100*" and insert "*75*"; in line 88 strike "*60*" and insert "*50*"; strike lines 95 to 99 and insert:

"*1st and 2nd year*	*$90*	*$110*
3rd, 4th, and 5th year	*45*	*60*
6th year and thereafter	*25*	*30*";

in line 104 strike "*$200*" insert "*$120*"; in line 105 strike "*120*" and insert "*75*"; in line 118 strike "*$150*" and insert "*90*"; in line 120 strike "*100*" and insert "*60*"; and in line 121 strike "*40*" and insert "*25*".

6. In renumbered section 7, line 13 strike "file a claim" and show the same as stricken; in line 15 before "*tax*" insert "*pro rata*".

7. In renumbered section 9, line 18, strike "*each*" and insert "*such*".

8. In renumbered section 11, lines 5 and 6, strike "Tax Commissioner" and show the same as stricken, and insert "*Department of Motor Vehicles*"; in line 6 and line 7 strike "him" and show the same as stricken, and insert "*it*"; in lines 12 and 13 strike "Tax Commissioner" and show as stricken matter and insert "*Department of Motor Vehicles*"; in line 21 strike "has a valuation lower" and show as stricken, and insert "*is subject to a tax less*"; in line 22 after "a" insert "*pro rata*"; in line 23 strike "on" and insert "~~on~~ *for*".

9. In renumbered section 12, line 3, strike "Tax Commissioner" and show as stricken, and insert "*Department of Motor Vehicles*"; in line 4, strike "*value*" and insert "*tax*".

10. In renumbered section 13, line 3, strike "Tax Commissioner" and show as stricken, and insert "*Department of Motor Vehicles*"; strike lines 6 to 8 and insert "*tax for* the fleet by the ~~prorated mileage~~ percentage *of the prorated mileage in Nebraska compared to the total fleet mileage in interstate commerce for the last proration year* ~~as supplied by the Department of Motor Vehicles pursuant to section 77-1241.05 and multiply this result~~".

11. In renumbered section 14, line 3, strike "Tax Commissioner" and show as stricken, and insert "*Department of Motor Vehicles*"; in line 4 after "year" insert "*on applications received on or before December 1*"; in lines

7 and 8 strike "*determined by the Department of Motor Vehicles*"; in line 32 strike "*license plates*" and insert "*and such other evidence of registration for display on the vehicle as the department determines appropriate*".

12. In renumbered section 18, strike line 4 and insert "*the taxable value* of motor vehicles *subject to taxation* ~~as provided by sections~~".

13. Strike original section 17, and insert the following:

"Sec. 19. *(1) As motor vehicle taxes are received by the Tax Commissioner pursuant to sections 77-1241.03 to 77-1241.07, the Tax Commissioner shall transmit such taxes to the State Treasurer for deposit in the Motor Vehicle Tax Fund.*

(2) On or before the first day of April, 1970, and each year thereafter, the State Treasurer shall distribute all funds in the Motor Vehicle Tax Fund to the county treasurer of each county in the same proportion as the number of original motor vehicle registrations in each county bears to the total of all original registrations within the state in the registration year immediately preceding.

(3) Upon receipt of motor vehicle tax funds from the State Treasurer, the county treasurer shall first apportion such funds to the several school districts of the county, deemed to be taxing districts for purposes of this act, proportionate to the number of motor vehicle registrations within each school district to the total of motor vehicle registrations within the county, and then distribute such apportioned amount to the county, township, city, village and school district in the same proportion as the ad valorem property tax levy for each such taxing districts bears to the total of such levies within respective taxing districts.

(4) In event taxing districts have been annexed, merged, dissolved or in any way absorbed into another taxing district any apportionment of motor vehicle taxes to which such taxing district would have been entitled, shall be apportioned to the successor taxing district which has assumed the functions of the merged, dissolved or consolidated taxing district.

(5) On or before March 1 of each year, the Department of Motor Vehicles shall furnish to the State Treasurer a tabulation showing the total number of original motor vehicle registrations in each county for

the immediately preceding calendar year, which shall be the basis for computing the distribution of motor vehicle tax funds as provided in subsection (2) of this section.".

14. Renumber original section 18 as section 20, and in line 1 thereof after "sections" insert "60-305.04, 60-305.09,"; in line 7 strike "and", and after the second comma insert "and 77-1241.05,".

(Signed) J. W. Burbach, Chairman

Public Health and Welfare

LEGISLATIVE BILL 1081. Indefinitely postponed.

LEGISLATIVE BILL 1108. Indefinitely postponed.

(Signed) E. Thome Johnson, Chairman

Enrollment and Review

LEGISLATIVE BILL 1421. Replaced on Select File as amended.

E and R amendments to LB 1421:

1. In line 5 of the Marvel amendment to section 3, strike "342,315" and insert "342,365".

2. In line 1 of the Marvel amendment to section 43, strike "line 4" and insert "lines 4 and 5".

3. In line 1 of the Marvel third amendment to section 46, strike "sections" and insert "subsections".

4. In line 5 of the Marvel amendment to section 47, strike "sections" and insert "subsections".

5. In line 3 of the Marvel amendment to section 54, strike the second and third quotation marks; and in line 4 insert "except the period" after "9".

6. Because of the Marvel amendment to line 3 thereof, in section 54, in both places, strike "181,321" and insert "186,421".

7. In line 4 of the Marvel amendment to section 70, strike the period and insert a period at the end of the line.

8. In section 77, line 8, insert a comma before "Severance".

9. In section 81, line 49, strike "24" and insert "22".

10. In section 53, line 5, strike "July" and insert "June".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1421. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 514. E and R amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for engrossment.

Mr. Carpenter asked unanimous consent to expedite LB 514 across the board. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1402. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-thirteenth Day were adopted.

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

Mr. Proud asked unanimous consent to expedite LB 1402 across the board. No objections. So ordered.

LEGISLATIVE BILL 1425. Considered.

Mr. Waldo asked unanimous consent to withdraw his pending amendment of 6/20. No objections. So ordered.

Messrs. Waldo and Knight offered the following amendment:
Add to LB 1425, Sec. 5, page 10, sub-section (1) -

(k) Addition to Love Library	4,850,000
(l) Funds for campus planning (University of Nebraska at Omaha)	60,000
(m) Fine Arts Facility (University	

of Nebraska at Omaha)	1,925,000

Ease

The Legislature was at ease from 2:37 p.m. until 2:45 p.m.

Messrs. Waldo and Knight offered the following amendment to their amendment:

(n) Land acquisition (Medical Center, University of Nebraska)	1,000,000
(o) Land Acquisition planning and improvements thereto (University of Nebraska at Omaha)	2,500,000

Mr. Carpenter requested a Call of the House. The Call showed 43 members present.

Mr. Whitney moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Klaver requested a record vote on the amendment to the amendment.

Voting in the affirmative, 24:

Bloom
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Johnson
Klaver
Knight
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Proud
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Warner

Voting in the negative, 18:

Batchelder
Budd
Burbach
Clark
Hanna
Hasebroock
Kennedy
Keyes
Kokes
Kremer
Marvel
Robinson
Schmit
Stull
Wallwey
Whitney
Wylie
Ziebarth

Not voting, 7:

Duis
Holmquist
Pedersen
Reynolds
Schreurs
Wenzlaff
Wiltse

The amendment to the amendment was adopted.

The Waldo-Knight amendment, as amended, was adopted with 22 ayes, 18 nays and 9 not voting.

Mr. Carstens offered the following amendment, which was adopted with 34 ayes, 0 nays and 15 not voting:

Section 2, after line 157, insert new line as follows:
For air-conditioning wards for severely and profoundly
retarded patients $75,000.00

2. Renumber following lines accordingly.
3. Change total appropriations to conform.

Mr. Burbach Presiding

Mr. Carstens offered the following amendment, which was adopted with 16 ayes, 9 nays and 24 not voting:

Amend LB 1425, Section 5, after line 43,
by inserting a new line as follows:

1. For Activities, Recreation and Education Building $638,400.00
2. Renumber the following lines accordingly.
3. Change total appropriations to conform.

Mrs. Craft offered the following amendment, which was adopted with 20 ayes, 10 nays and 19 not voting:

Amend LB 1425, Sec. 6, line 153, add "(86) Buffalo Bill Ranch Arena development, $280,000.00" and renumber lines 153 to 158.

Mr. Marvel offered the following amendments, which were adopted with 37 ayes, 0 nays and 12 not voting:

AMENDMENTS TO LB 1425

1. (University of Nebraska—Reappropriations).

Amend section 2, subsection (1), as follows:
In line 12 strike "631,000" and insert "635,000".
In line 18 strike "4,644,000" and insert "4,635,000".
In line 22 strike "150,000" and insert "200,000".
In line 27 strike "70,000" and insert "48,000".
In line 38 strike "123,000" and insert "125,000".
In line 43 strike "831,500" and insert "825,000".
In line 48 strike "220,000" and insert "340,000".
In line 51 strike "615,000" and insert "750,000".
In line 53 strike "101,600" and insert "74,000".
In line 68 after the word "facilities" insert ", walks, drives"

In line 69 strike "308,500" and insert "275,000".
In line 74 strike "1,150,000" and insert "1,015,000".
In line 78 strike "8,000" and insert "20,000".
In line 83 strike "21,500" and insert "23,000".
In line 89 strike "955,900" and insert "956,000".

Strike lines 93 through 98 and insert in lieu thereof the following:

"(q) Construction and remodeling of additional and renovated teaching hospital facilities and new Basic Sciences building (Medical Center)	$1,635,000
Provided, that such costs shall not exceed $2,931,077 from State funds;"	

In line 100 strike "120,000" and insert "170,000".
Strike lines 104 through 109.
In line 110 strike "(t)" and insert "(s)".
In line 111 after the word "Building" insert "(1965-1967)", and strike "59,200" and insert "45,000".
In line 115 strike "(u)" and insert "(t)".
In line 116 after the word "Building" insert "(1965-1967)", and strike "1,158,000" and insert "900,000".
In line 120 strike "(v)" and insert "(u)".
In line 121 strike "147,000" and insert "145,000".
In line 124 strike "(w)" and insert "(v)".
In line 126 after the parenthesis insert "(1965-1967)", and strike "77,000" and insert "86,000".
Strike line 130, 131, and 132 and insert in lieu thereof the following:

"(w) Miscellaneous construction and renovation of existing buildings (East Campus) (1965-1967)	$103,000"

In line 136 strike "(y)" and insert "(x)".
In line 138 after the parenthesis insert "(1965-1967)".

2. (University of Nebraska—Appropriations).
Amend section 5, subsection (1) as follows:

In line 9 after the word "improvements" insert ", walks, drives,".
In line 13 after the comma at the end of the line insert "walks, drives,".

In line 20 strike "1,090,000" and insert "1,225,000".

3. (Total) Amend section 9, line 3, by striking $12,195,855" and inserting "12,330,855".

AMENDMENTS TO LEGISLATIVE BILL 1425

(Military Department—reappropriations)

Amend section 2, subsection (8) as follows:

In line 236 strike "70,000" and insert "60,536".

After line 236 insert the following:

"(j)	Construction of Armory, Alliance	$ 65,000"

AMENDMENTS TO LB 1425

1. (Department of Public Institutions—Reappropriations).

Amend section 2, subsection (2) as follows:

After line 157 insert the following:

"(f)	Miscellaneous repairs, renovation, and construction (1965-1967)	$ 77,141
"(g)	Miscellaneous repairs, renovation, and construction (1967-1969)	$628,067

AMENDMENTS TO LB 1425

1. In section 6, line 5, before the comma at the end of the line insert "from funds appropriated for the projects in subsections (2) through (85)".

2. In section 6, line 23, strike "511,143" each time it appears and insert in lieu thereof "692,780"; and in line 158, strike "3,596,666" and "5,756,266" and insert in lieu thereof "3,778,303" and $5,937,903" respectively.

3. Insert four new sections to read as follows:

"Sec. 7. The sum of $100,660 from the General Fund is hereby reappropriated to Agency No. 33—Game and Parks Commission—for the acquisition of land for the project known as Indian Caves. The sum of $165,615 from the General Fund is hereby reappropriated to Agency No. 33—Game and Parks Commission—for the political subdivision portion of the Land and Water Projects."

"Sec. 8. GAME AND PARKS COMMISSION

There are hereby appropriated to Agency No. 33—Game and Parks Commission—the following sums of money for land acquisition; *Provided,* that expenditures of Cash Funds shall be limited to the amounts shown in column (C):

	General (G) Fund	Cash (C) Fund	Total Appropriation
(1) Swedesburg-Ceresco Wayside Area	$ 3,000		$ 3,000

(2) Pillar Lake		$ 4,500	4,500
(3) Bonny Brae Lake		10,000	10,000
(4) Cornhusker Farms		16,465	16,465
(5) Sec. 2-18-17, Buffalo County		3,000	3,000
(6) Garden County		34,707	34,707
(7) Oregon Trail Wayside Area	3,200		3,200
(8) Chadron State Park	20,000		20,000
For Informational Purposes only: Total Appropriations for capital construction to Agency No. 33 and Fund Source	$ 26,200	$ 68,672	$ 94,872”

“Sec. 9. The unexpended balance existing on June 30, 1969, in the Land and Water Conservation Fund is hereby reappropriated for the projects specified in sections 6, 7, and 8.” including $15,000 for land acquisition to Ponca State Park.

“Sec. 10. STATE BOARD OF AGRICULTURE

There are hereby appropriated to Agency No. 52—State Board of Agriculture—the following sums of money for the capital construction projects specified:

	General (G) Fund	Total Appropriation
(1) Water Pipes	$ 32,600	$ 32,600
(2) Street Blacktop and Paving	120,000	120,000
For Informational Purposes only: Total Appropriations for capital construction to Agency No. 52 and Fund Source	$152,600	$152,600”

4. Renumber original sections 7 through 10 as 11 through 14, respectively.

Advanced to E and R for review with 30 ayes, 2 nays and 17 not voting.

LEGISLATIVE BILL 784. Reading waived. Explained.

Mr. Carpenter moved to indefinitely postpone.

The motion prevailed with 21 ayes, 14 nays and 14 not voting.

LEGISLATIVE BILL 1067. Laid over at the request of Mr. Carpenter.

Adjournment

At 3:53 p.m., on a motion by Mr. Carpenter, the Legislature adjourned until 9:00 a.m., Wednesday, June 25, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-SIXTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, June 25, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, we turn to Thee because we are greatly vexed with our own thoughts. Our minds plague us with questionings we cannot answer, and history confronts us with responsibilities we cannot evade. Who among us is sufficient for these things? We are humbled by our experience of conflicting statements, and driven by pressure to act before we are sure what Thou wouldst have us do. Thou knowest our deadlines as Thou knowest our need. We cannot push Thee, for Thou would not be hurried. But only Thou canst keep us from being pushed. Give us, therefore, the unhurried mind and the untroubled heart, by the mercies of Christ our Lord. Amen.

The roll was called and all members were present except Messrs. Schreurs and Wiltse, who were excused.

Corrections for the Journal

Page 2707, line 7, after "459." insert "Introduced by George Syas, 13th District".

Page 2711, line 31, after "247." insert "Introduced by Roland A. Luedtke, 28th District; J. James Waldron, 42nd District; Henry F. Pedersen, Jr., 4th District."

Page 2715, line 5, after "353." insert "Introduced by C. W. Holmquist, 16th District; Eugene T. Mahoney, 5th District; Rudolf C. Kokes, 41st District."

Page 2718, line 18, after "519." insert "Introduced by Fred W. Carstens, 30th District; Roland A. Luedtke, 28th District."

Page 2720, line 26, after "810." insert "Introduced by Terry Carpenter, 48th District."

Page 2723, line 2, after "816." insert "Introduced by Terry Carpenter, 48th District."

Page 2724, line 7, after "1020." insert "Introduced by J. James Waldron, 22nd District; C. W. Holmquist, 16th District; William F. Swanson, 27th District; Harold D. Simpson, 46th District; Henry F. Pedersen, Jr., 4th District.

Page 2739, line 11, delete "*vehicles*" and insert "*vehicle*"

Page 2740, line 18, delete "342,314" and insert "342,315".

Page 2744, line 28, correct spelling of "insert".

Page 2744, line 41, delete "1,224,000' and insert "1,225,000".

The Journal for the One Hundred-fifteenth Day was approved as corrected.

Message from the Governor

June 24, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 23, 1969 I approved LB 911 and on June 24, 1969 I approved LB 168, LB 428, LB 495, LB 523, LB 606, LB 641, LB 646, LB 715, LB 804, LB 820, LB 829, LB 873, LB 889, LB 983, LB 992, LB 1068, LB 1095, LB 1098, LB 1103, LB 1141, LB 1142, LB 1150, LB 1191, LB 1224, LB 1232, LB 1236, LB 1248, LB 1285, LB 1319, LB 1359, LB 1361, LB 1362, LB 1364, LB 1376 and LB 1388.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 578. Replaced on Select File as amended.

E and R amendments to LB 578:

1. In lieu of the Carpenter amendment 4, adopted 6/20, insert a new section to read:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In lieu of the Carpenter amendment 5, adopted 6/20, in section 2, insert "The effective date of any tax imposed under the authority of this act shall be either sixty days after receipt by the Tax Commissioner of the certified copy of the adopting ordinance or the first day of the next calendar quarter following such receipt, whichever is later." at the end of line 9.

3. In line 2 of the title, as amended, insert "; and to declare an emergency" after "Act".

LEGISLATIVE BILL 1402. Placed on Select File as amended.

E and R amendments to LB 1402:

1. In section 1, line 58, strike the comma and show the same as stricken.

2. In the title, line 2, strike ", 45-339, and 45-340" and insert "and 45-338"; strike beginning with the third "to" in line 4 through "and" in line 7 and insert "to provide an alternative statement of the time price differential; to provide an operative date;"; and in line 9 insert "; and to declare an emergency" after "1943".

LEGISLATIVE BILL 1301. Placed on Select File as amended.

E and R amendments to LB 1301:

1. In section 2, line 11, strike "as provided by section 66-423" and show the same as stricken.

2. In new section 7, line 5, insert "*Road*" after "*Recreation*".

3. Insert a new section to read:

"Sec. 8. That section 15, Legislative Bill 948, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 15. There is hereby created in the state treasury a special fund to be known as the Highway Trust Fund. All motor fuel taxes and special fuel taxes related to highway use retained by the state, all motor vehicle registration fees retained by the state, and such other highway user taxes which may be imposed by state law and allocated to the fund are hereby irrevocably pledged for the terms of the bonds to the payment of the principal, interest, and redemption premium, if any, of such bonds as they mature and become due at maturity or prior redemption, and for any reserves therefor and shall, as received by the State Treasurer, be deposited in the fund for such purpose. The money in the fund not required for such use may be used for the purchase for retirement of the bonds in the open market or for any other lawful purpose and the balance shall be transferred monthly to the Highway Allocation Fund, established by Legislative Bill ~~1303~~ *1301*, Eightieth Session, Nebraska State Legislature, 1969, for such use as may be provided by law. The State Treasurer shall disburse the money in the Highway Trust Fund as directed by resolution of the commission. The money deposited in the Highway Trust Fund shall be invested in the manner provided by law. The earnings therefrom, if any, shall be credited to the fund. All disbursements for the fund shall be made upon warrants drawn by the Director of Administrative Services.".

4. Renumber original section 7 as section 9 and section 9 as section 10.

5. In renumbered section 9, line 3, strike "and"; in line 4, insert ", and section 15, Legislative Bill 948, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 6, strike "and sections 66-423 and 66-424.01" and insert "section 66-423"; and in line 7, insert ", and section 66-424.01, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 695, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

6. In the title, line 4, strike "and"; in line 5, insert ", and section 15, Legislative Bill 948, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; strike line 8 and insert "establish the Highway Allocation Fund; to repeal the"; in lines 11 and 12, strike "and sections 66-423 and 66-424.01" and insert "section 66-423"; and in line 12, insert ", and section 66-424.01, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 695, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency" after "1967".

LEGISLATIVE BILL 1419. Placed on Select File as amended.

E and R amendments to LB 1419:

1. In section 1, line 13, strike "*(3)*" and insert "*(2)*".

2. In section 2, line 77, strike "is" and insert "~~is~~ *are*"; and in line 136, strike "to" and insert "~~to~~".

3. For correlation purposes, in line 2 of section 2, line 3 of section 3, and line 4 of the title, insert ", as amended by section 1, Legislative Bill 959, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in section 2, line 47, insert "institute a statewide system of testing to determine the degree of achievement and accomplishment of all the students within the state's school systems, if it determines such testing would be advisable, (e)" after "(d)"; in line 50, strike "(e)" and insert "(f)"; in line 54, strike "(f)" and insert "(g)"; and in line 56, strike "(g)" and insert "(h)".

4. In the title, insert "the" at the end of line 4.

LEGISLATIVE BILL 514. Correctly engrossed.

LEGISLATIVE BILL 1198. Correctly engrossed.

LEGISLATIVE BILL 247. Correctly enrolled.

LEGISLATIVE BILL 342. Correctly enrolled.

LEGISLATIVE BILL 459. Correctly enrolled.

LEGISLATIVE BILL 469. Correctly enrolled.

LEGISLATIVE BILL 519. Correctly enrolled.

LEGISLATIVE BILL 672. Correctly enrolled.

LEGISLATIVE BILL 688. Correctly enrolled.

LEGISLATIVE BILL 810. Correctly enrolled.

LEGISLATIVE BILL 816. Correctly enrolled.

LEGISLATIVE BILL 987. Correctly enrolled.

LEGISLATIVE BILL 1020. Correctly enrolled.

LEGISLATIVE BILL 1182. Correctly enrolled.

LEGISLATIVE BILL 1350. Correctly enrolled.

LEGISLATIVE BILL 1383. Correctly enrolled.

LEGISLATIVE BILL 1391. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 247 LB 342 LB 459 LB 469 LB 519 LB 672 LB 688 LB 810 LB 816 LB 987 LB 1020 LB 1182 LB 1350 LB 1383 LB 1391

UNANIMOUS CONSENT—Change of Order

Mr. Proud asked unanimous consent to take up LB 1402 on Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1402. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

MOTION—General File Bills

Mr. Carpenter moved that the Speaker research all General File bills and place the bills with fiscal impact above $50,000 to be the first order of business on General File tomorrow.

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 659.

A BILL FOR AN ACT to amend section 70-504, Reissue Revised Statutes of Nebraska, 1943, and sections 16-673, 17-528, 17-528.03, and 17-903, Revised Statutes Supplement, 1967, relating to public power; to remove the restriction for contracting for the sale and purchase of electricity as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 1:

Klaver

Not voting, 4:

Bloom
Carpenter
Schreurs
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 777.

A BILL FOR AN ACT to amend sections 81-275.22, 81-275.23, and 81-275.30, Reissue Revised Statutes of Nebraska, 1943, and section 81-275.28, Revised Statutes Supplement, 1967, relating to shell eggs; to make certain acts unlawful; to increase license fees; to provide exemptions; to define terms; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter
Marvel
Schreurs
Wallwey
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1023. With emergency.

A BILL FOR AN ACT relating to insurance; to permit additional investments by insurance companies; to require disclosure and filings as prescribed; to provide for enforcement; to provide penalties; to provide severability; to amend sections 44-307, 44-311.03, and 44-311.04, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Batchelder
Budd
Burbach
Carstens
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 6:

Bloom
Danner
Elrod
Simpson
Syas
Waldron

Not voting, 6:

Carpenter
Clark
Mahoney
Marvel
Schreurs
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 832. With emergency.

A BILL FOR AN ACT to amend section 81-502, Revised Statutes Supplement, 1967, relating to the State Fire Marshal; to provide additional duties; to adopt the Life Safety Code adopted by the National Fire Protection Association; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 3:

Nore
Syas
Wallwey

Not voting, 7:

Clark
Kokes
Marvel
Reynolds
Schreurs
Wiltse
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1336.

A BILL FOR AN ACT to amend sections 83-150, 83-151, and 83-152, Reissue Revised Statutes of Nebraska, 1943, and section 83-145, Revised Statutes Supplement, 1967, relating to state institutions; to change the name of prisoners and convicts to offenders; to change the name of prison-made goods to division of correction-made goods; to change the name of Nebraska State Use System of Prison Employment Fund to Nebraska State Use System of Division of Corrections Employment Fund; to change the name of penal or reformatory institutions to correctional institutions; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Batchelder
Carpenter
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 5:

Burbach
Carstens
Kokes
Pedersen
Whitney

Not voting, 8:

Bloom
Budd
Clark
Reynolds
Robinson
Schreurs
Wallwey
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 1379 to Select File

Mr. Swanson moved to return LB 1379 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE BILL 1380. With emergency.

A BILL FOR AN ACT relating to the Nebraska State Historical Society; to authorize the society to acquire and maintain property known as the Neligh Mills; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Bloom
Budd
Burbach
Carpenter
Craft
Danner
Duis
Harsh

Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wylie

Voting in the negative, 6:

Batchelder
Hanna
Luedtke
Simpson
Syas
Ziebarth

Not voting, 7:

Carstens
Clark
Elrod
Mahoney
Schreurs
Whitney
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1406. With emergency.

A BILL FOR AN ACT relating to state-owned property; to authorize the Governor to release a certain easement and right-of-way in Dawson County, Nebraska, as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carstens
Clark
Klaver
Moulton
Schreurs
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1418. With emergency.

A BILL FOR AN ACT to amend section 79-520, Revised Statutes Supplement, 1967, relating to schools; to authorize Class II and VI school districts to borrow money as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Bloom
Budd
Burbach
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 11:

Batchelder
Carpenter
Carstens
Clark
Hanna
Klaver
Moylan
Robinson
Schreurs
Skarda
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1423. With emergency.

A BILL FOR AN ACT to amend sections 10-701, 10-703, 79-506.01, and 79-811, Reissue Revised Statutes of Nebraska, 1943, relating to issuance of school district bonds; to authorize the issuance of school bonds and the expenditure of special fund tax levy for the purpose of purchasing an existing building or buildings for use as a schoolhouse or schoolhouses or a teacherage or teacherages by all classes of school districts; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Burbach
Carstens
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 7:

Budd
Carpenter
Clark
Hasebroock
Schreurs
Wiltse
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Public Health and Welfare

LEGISLATIVE BILL 380. Placed on General File as amended.

Standing Committee amendments to LB 380:

1. Amend the bill by striking sections 1 to 11 and inserting the following:

"Section 1. To enable all areas of the state to provide community health services including, but not limited to, environmental and sanitation services, public health nursing and home health care services, vital statistics, health education, maternal and child health services, mental health services, and other specialized health services but excluding services such as are usually provided in a general hospital or by a physician in private practice, the following health service districts are hereby authorized to be established:

District No. 1. The counties of Sioux, Scotts Bluff, Banner, Kimball, Dawes, Box Butte, Morrill, Cheyenne, Sheridan, Garden, and Deuel;

District No. 2. The counties of Grant, Hooker, Thomas, Logan, McPherson, Arthur, Keith, Perkins, Lincoln, Dawson, Gosper, Frontier, Hayes, Chase, Dundy, Hitchcock and Red Willow;

District No. 3. The counties of Blaine, Loup, Garfield, Wheeler, Greeley, Valley, Custer, Sherman, Howard, Merrick, Hamilton, Hall, Buffalo, Phelps, Kearney, Adams, Clay, Nuckolls, Webster, Franklin, Harlan, and Furnas;

District No. 4. The counties of Cherry, Keya Paha, Brown, Rock, Boyd, Holt, Knox, Antelope, Boone, Nance, Platte, Madison, Pierce, Cedar, Wayne, Stanton, Colfax, Cuming, Burt, Thurston, Dakota, and Dixon;

District No. 5. The counties of Polk, York, Fillmore, Thayer, Jefferson, Saline, Seward, Butler, Saunders, Lancaster, Gage, Pawnee, Richardson, Nemaha, Johnson, Otoe, and Cass; and

District No. 6. The counties of Sarpy, Douglas, Dodge, and Washington.

Each health service district established under the provisions of this act shall enter into an agreement with the Department of Health of the State of Nebraska in order to coordinate the providing of community public health services to the residents of the district.

Sec. 2. The health service district shall be a body corporate. It may sue and be sued, purchase, own, hold and lease real and personal property reasonably adapted for use in performing its functions. In addition to all powers expressly herein conferred, the district shall possess such additional powers as may be reasonably necessary for it to efficiently and economically perform the purposes for which it was established, including the power to enter into agreements with local, state and federal governmental bodies as well as private entities and the power to receive and expend local, state, federal and private funds for discharging the functions of the district.

Sec. 3. The health service district shall be governed by a board of citizens, such board to be known as the board of health of the health service district. Within ninety days after the effective date of this act, the Governor shall appoint the initial members of the board of health. Members shall be appointed so that not more than half the members shall serve beyond January 1, 1972, and the remaining members until January 1, 1974. In counties represented by more than one member on the health service district board, approximately one half of those appointed by the Governor shall serve until January 1, 1972 and the remaining appointees shall serve until January 1, 1974. All members' terms shall expire on the first day of January of each year following a state general election in which their successors are elected. Successors to the members initially appointed shall be nominated and elected for terms of four years in the same manner as county officers on the nonpolitical ballot are chosen. Candidates filing for membership on the board, as representative of the county in which they reside, shall file their written application with the county clerk of the county in which they reside forty days prior to the election. No filing fee shall be required of candidates filing for the offices of the board members of the health service district. Each member of the board of the health service district shall be qualified by filing an acceptance with the county clerk of the county in which he or she resides. In case of a vacancy for cause, a majority of the remaining members shall select from the same county a successor for the term, or the remainder of the term. Membership on the board of health service district shall be one representative from each county within each health service district, except when any county within the health service district shall have a population, as determined by the last official federal decennial census, in excess of one hundred thousand there shall then be an additional representative for each one hundred thousand population or fraction thereof.

Sec. 4. The board of health of the health service district organized under the provisions of this act shall immediately after appointment meet and organize. It may make and adopt such rules for its own guidance and for the government of the health service district as may be necessary, not inconsistent with the provisions of this act. It shall arrange for a permanent meeting place and hold at least one regular meeting each month. The board shall elect a president and vice president annually at the annual meeting and shall also appoint from or outside its membership, a secretary, treasurer, and such other officers, including legal counsel, as they may deem necessary, with such salary as the board may direct. The legal counsel of the district shall advise the board and act as liaison with legal representatives of all governmental subdivisions within the district. The members of the board shall be reimbursed for their necessary expenses in performing their duties.

Sec. 5. The board of health of the health service district is authorized to (1) select the health director of the district, who should be a graduate of an accredited medical school, who should have some training in public health work, who shall be qualified in accordance with the merit system regulations of the state, and who shall be approved by the Department of Health; (2) hold an annual meeting within the first twenty days of July each year, at which meeting officers shall be elected for the ensuing year; (3) hold meetings monthly within the first twenty days of each month; (4) hold special meetings upon a written request signed by one-third of its membership and filed with the secretary, or upon the call of the president; (5) make provision for suitable offices, facilities and equipment for the health director and assistants and their pay and traveling expenses in the performance of their duties; (6) publish annually, on or soon after the second Tuesday in January, in pamphlet form for free distribution an annual report showing (a) the condition of its trust on the first day of January of that year, (b) the sums of money received from all sources, giving the name of any donor, (c) how all money has been expended and for what purpose, and (d) such other statistics and information in regard to the work of the health service district as may be of general interest; (7) enforce and observe the rules and regulations and orders of the Department of Health, all laws of the State of Nebraska and all municipal and county ordinances in the health service district pertaining to the preservation of health, except as otherwise provided, and may enact rules and regulations, subsequent to public hearing held after due notice of such hearing by publication at least once in a newspaper having general circulation in the health service district at least ten days prior to such hearing, and enforce the same for the protection of public health and the prevention of communicable diseases within its jurisdiction, subject to the review and approval of such rules and regulations by the Department of Health; (8) make all necessary sanitary and health investigations and inspections; (9) investigate the existence of any contagious or infectious disease and adopt measures, with the approval of the Department of Health, to arrest the progress of the same; (10) distribute as the local needs may require, all vaccine, drugs, serums, and other preparations obtained from the Department of Health, or purchased for public health purposes by the county boards; (11) given professional advice and information to all county, city, village, and school authorities within the health service district on all matters pertaining to sanitation and public health; and (12) fix the salaries of all employees, including the health director.

Sec. 6. The board of the health service district may receive, for the purpose for which made available, any county, state, or federal funds made available to it, and may use tax revenue from the levy of the district for operational expenses and for the purpose of matching any funds that may be available to it on a matching basis by any state or federal agency, and may utilize such personnel or services that may lawfully be offered by any state or federal agency or governmental unit. The board of the health service district is further authorized to receive funds and grants from or through the Department of Health, subject to the terms and conditions of any agreement entered into between the health service district and the department. The district may also receive funds from any other governmental unit or private entity.

Sec. 7. The board shall prepare a budget for expenses of the board and certify the amount to the treasurer, who shall be the county treasurer of the county in which the office is located. The treasurer shall certify a proportionate share to each county, based on the assessed taxable value of all taxable property and each county board shall levy a tax and make such funds available to the board.

Sec. 8. The board of health service district shall annually, during the month of June, estimate the amount of money necessary to conduct the affairs of the district during the next fiscal year, and shall report to the county boards the number of mills necessary to be levied upon all tangible taxable property of the district, during the fiscal year next ensuing, for the performance of the functions of the district. Each county board is authorized to levy and collect the number of mills so reported and requested by the board of health service district in the same manner as other taxes are levied and collected; *Provided*, that the aggregate health service district tax shall not exceed in any one year one and one half mills upon the assessed value of the property so to be taxed. Such levy shall be in addition to all other taxes and shall be in addition to restrictions on the levy of taxes provided by statute.

Sec. 9. The health director of the health service district shall (1) be the executive officer of the board of health of the health service district who shall devote full time to his position; (2) appoint, with the approval of the board of health, a staff of such other full-time or part-time personnel as may be necessary, whose qualifications shall conform to any state merit system and United States Public Health Standards. Such personnel may include full time qualified physicians necessary to a proper functioning staff, trained sanitary engineers, and public health nurses, and such other staff as may be necessary, (3) work with individuals, civic, and professional groups in defining health problems confronting citizens of the area and in devising programs for their solution.

Sec 10. The board of the health service district shall keep minutes of all of its meetings, and shall retain the records of everything pertaining to expenses, income, complaints, work done, meetings held, cases handled, and of any other matters pertaining to the work of the board. The board shall keep an account of all funds and shall cause the books and records to be audited annually by a certified accountant.

Sec. 11. Upon the dissolution of the health service district, real or personal property in its possession, originally obtained from any governmental subdivision, shall revert to such governmental subdivision. All other property shall be divided proportionately among the counties in which the health service district has functioned. The term governmental subdivision as used in the provisions of this act shall mean any county, city, village, school district, or any other subdivision of the state, which receives any revenue raised by taxation.

Sec. 12. Any county board of the counties in the health service district is authorized to (1) incur its proportionate share of the expenses necessary to establish and maintain the health service district, (2) levy and collect an annual tax of not to exceed one and one half mills on the dollar of all taxable tangible property in the county. Such tax shall be in addition to all other taxes and shall be in addition to restrictions on the levy of taxes provided by statute, and (3) appropriate and use any unused funds in the general fund belonging to the county for the purposes set forth in this act. Those counties which provide their proportionate share of the expenses necessary to establish and maintain the health service district shall be given preference by the board in the administration and granting of funds and of services over those which do not.

Sec. 13. No funds shall be disbursed except upon vouchers approved by the director of health and the president of the board of health. In the absence of the health director, the president and the vice president or, in his absence, the secretary, are authorized to approve such vouchers before any funds are disbursed. In the absence of the president, the health director and the vice president or, in his absence, the secretary, are authorized to approve such vouchers before any funds are disbursed. In the absence of both president and health director, the vice president and the secretary are authorized to approve such vouchers before any funds are disbursed.

Sec. 14. The board of the health service district may establish a retirement plan or pension plan for all officers and paid employees of the health service district in accordance with such existing laws as govern retirement plans or pension plans. The health service district is also empowered to arrange for and participate in a group health insurance plan for those of its officers and paid employees who wish to participate. The extent of funds paid by the health service district shall be limited only by existing laws.

Sec. 15. Every other local, municipal, county or district public health agency or department in the health service district, except city or county hospitals, shall be abolished and the health service district shall be given full control over all health matters in the counties, including all municipalities therein in conformity with the rules, regulations and policies of the

State of Nebraska Department of Health. Any municipality within any health service district may enact ordinances relating to the public health and shall assign responsibility for enforcement to the appropriate health service district. Any fees collected under such ordinances shall be received by the treasurer of the health service district. Any existing health department established under the provisions of Chapter 71, article 16, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, shall become the nucleus of the health service district, or, if one does not exist, any existing qualified health department functioning under any city or county board of health may become the nucleus of the health service district.

Sec. 16. Any county may withdraw from a health service district created pursuant to section 1 of this act within thirty days after the effective date of this act. Withdrawal may be accomplished by resolution of the county board, which resolution shall be transmitted to the State Board of Health within thirty days after the effective date of this act.

Sec. 17. The provisions of this act shall be severable, and the invalidation of any provision or the application of any provision under any circumstances shall not affect the validity of any other provision or the application of any provision under other circumstances.".

(Signed) E. Thome Johnson, Chairman

Enrollment and Review

LEGISLATIVE BILL 1381. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 58 LR 67

RESOLUTIONS

LEGISLATIVE RESOLUTION 69. Re: 4th of July

Introduced by Henry F. Pedersen, Jr., 4th District; Roland A. Luedtke, 28th District and Fern Hubbard Orme, 29th District.

WHEREAS, on July 4, 1776, representatives of the thirteen colonies signed the Declaration of Independence, and the United States of America was born; and

WHEREAS, the Fourth of July since that time has been a day of celebration and rededication to the spirit of the signers of the Declaration of Independence; and

WHEREAS, the celebration of this historic day is a vital means of instilling and renewing a sense of devotion and loyalty to the United States, particularly for children; and

WHEREAS, the display of, and respect for, the flag is particularly appropriate to the celebration of the Fourth of July; and

WHEREAS, it is appropriate for the Legislature to encourage and assist in the proper celebration of the Fourth of July; and

WHEREAS, the Block Parade is a very fitting way for the children of the State of Nebraska to celebrate this occasion.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That all Nebraskans are urged to participate in programs promoting the remembrance of the Fourth of July and the significance of that day.

2. That all Nebraskans are urged to promote and participate in Block Parades as a fitting means of celebrating the Fourth of July.

LEGISLATIVE RESOLUTION 68.

LR 68 was adopted with 28 ayes, 1 nay and 20 not voting.

UNANIMOUS CONSENT—Introduce New Bill

Mr. Harsh asked unanimous consent to introduce a new bill. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1427. By Lester Harsh, 38th District and J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 79-427, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 236, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to change the qualifications of voters at district meetings or school elections as prescribed; to repeal the original section; and to declare an emergency.

MOTION—Suspend the Rules

Mr. Harsh moved to suspend the rules to place LB 1427 on General File without a public hearing.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Explanation of Vote

If I had been present I would have voted aye on LB 459 LB 688 LB 247 LB 1391 LB 1383 LB 469 LB 519 LB 1182 LB 1350; and nay on LB 454.

(Signed) Henry F. Pedersen, Jr.

Mr. Holmquist Presiding

UNANIMOUS CONSENT—Order of the Day

Mr. Klaver asked unanimous consent that LB 783 be the first order of business on General File today. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 542. E and R amendments found in the Legislative Journal for the One Hundred-fifteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1420. E and R amendment found in the Legislative Journal for the One Hundred-fifteenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 369. E and R amendments found in the Legislative Journal for the One Hundred-fifteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1378. E and R amendments found in the Legislative Journal for the One Hundred-fifteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1377. E and R amendments found in the Legislative Journal for the One Hundred-fifteenth Day were adopted.

Mr. Wylie offered the following unanimous consent amendment:

1. In new section 1, line 1, strike "September 1, 1969" and insert "June 1, 1971".

2. In line 3 of new section 2 added by the Hanna General File amendment, strike "programs" and insert "providing instruction in grades seven through twelve."; and strike the last two lines of the amendment.

Mr. Harsh asked unanimous consent to amend the Wylie amendment by striking "June 1, 1971" and inserting *"June 1, 1970"*.

Mr. Wylie objected to the Harsh amendment.

Mr. Carpenter moved to return LB 1377 to General File for consideration of any amendments.

The motion lost with 18 ayes, 7 nays and 24 not voting.

Mr. Wylie asked unanimous consent to adopt his amendment.

Mr. Harsh objected.

Mr. Wylie moved to return LB 1377 to General File for the specific amendment.

Mr. Wylie requested a Call of the House. The Call showed 42 members present.

Mr. Klaver moved to raise the Call. The motion lost with 20 ayes, 0 nays and 29 not voting.

Mr. Carpenter moved to raise the Call. The motion prevailed with 39 ayes, 2 nays and 8 not voting.

The Wylie motion lost with 15 ayes, 19 nays and 15 not voting.

LB 1377 was advanced to E and R for engrossment.

LEGISLATIVE BILL 1379. The Swanson specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for re-engrossment.

Member Excused

Mr. Marvel asked unanimous consent to be excused at 11:30 a.m. No objections. So ordered.

MOTION—Return LB 1083 to Select File

Mr. Warner moved to return LB 1083 to Select File for the following specific amendment:

Strike the Harsh amendment of June 18, 1969.

The motion prevailed with 33 ayes, 5 nays and 11 not voting.

SELECT FILE

LEGISLATIVE BILL 1083. Mr. Warner asked unanimous consent to adopt his specific amendment of this Day's Journal.

Mr. Harsh objected.

The Warner amendment was adopted with 31 ayes, 6 nays and 12 not voting.

Advanced to E and R for engrossment.

Speaker Warner Presiding

LEGISLATIVE BILL 578. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

Mr. Carpenter asked unanimous consent that LB 578 be expedited across the board. No objections. So ordered.

Explanations of Vote

Had I been present, I would have voted "aye" on LR 68.

(Signed) W. H. Hasebroock

Had I been present, I would have voted "no" on LR 68.

(Signed) Bill K. Bloom

Had I been present, I would have voted "no" on LR 68.

(Signed) Eugene T. Mahoney

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1421. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Visitors

Mr. Budd introduced Miss Cathy Horn of Nebraska City.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Simpson asked unanimous consent to add his name to LR 68. No objections. So ordered.

Members Excused

Mr. Holmquist asked unanimous consent to be excused at 11:45 a.m. No objections. So ordered.

Mr. Robinson asked unanimous consent to be excused this afternoon. No objections. So ordered.

MOTION—Reconsider Action

Mr. Wenzlaff moved to reconsider action on LB 672.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Bracket LB 672

Mr. Wenzlaff asked unanimous consent to bracket LB 672 on final reading for a specific amendment.

No objections. So ordered.

UNANIMOUS CONSENT—Order of the Day

Mr. Carpenter asked unanimous consent that LB 172 be the first order of business on General File this afternoon after LB 783. No objections. So ordered.

Members Excused

Messrs. Swanson and Luedtke asked unanimous consent to be excused the week of July 21st. No objections. So ordered.

Mr. Simpson asked unanimous consent to be excused at 3:30 p.m. today. No objections. So ordered.

Mr. Hasebroock asked unanimous consent to be excused this afternoon. No objections. So ordered.

Recess

At 11:50 a.m., on a motion by Mr. Nore, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Marvel and Wylie, Mrs. Orme, excused until 2:00 p.m., Mr. Holmquist excused until 2:15 p.m. and Messrs. Hasebroock, Robinson and Wiltse, who were excused.

GENERAL FILE

LEGISLATIVE BILL 783. Considered.

Mr. Mahoney offered the following amendment, which was adopted:

1. Strike original section 3 and insert the following:

"Sec. 3. The County Civil Service Commission shall consist of three members. One member shall be a duly elected county official, appointed by the board of county commissioners. One member shall be a county employee, elected by the employees of the county. The third member shall be selected by the first two, and shall be a public representative who is a resident of the county and neither an official or employee of the county. The terms of office of members initially appointed or elected shall expire on January 1 of the years 1971, 1972, and 1973, as designated by the board of county commissioners. As the terms of initial members expire, their successors shall be appointed or elected for three-year terms in the same manner as the initial members. Any vacancy shall be filled by appointment or election in the same manner as appointment or election of initial members. The board of county commissioners shall have the power to declare vacant the position of any member who no longer meets the qualifications for election or appointment set out in this section.".

2. In section 5, line 2, strike "three months" and insert "month".

Mr. Klaver moved to indefinitely postpone.

The motion prevailed with 20 ayes, 5 nays and 24 not voting.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1402. Replaced on Select File as amended.

E and R amendment to LB 1402:

1. In the title, strike the comma at the end of line 7, strike line 8, and in line 9, strike "of Nebraska, 1943".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1402. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 172. Considered.

Mr. Ziebarth offered the following amendments which were adopted:

1. In new section 2, reinstate the stricken matter in lines 40 and 41; strike the new matter in line 41; and strike lines 43 to 47 and amendments thereto.

2. Insert a new section to be known as section 3 and to read as follows:

"Sec. 3. *The cost of programs for trainable mentally retarded children provided pursuant to this act shall be paid as follows:*

(1) The school district in which such child resides shall pay an amount equal to the regular per pupil cost in the district for each such child;

(2) The county in which such child resides shall pay four hundred dollars per year for each such child;

(3) The State of Nebraska shall pay four hun-

dred dollars per year for each such child; and

(4) The educational service unit in which such child resides shall pay the difference between the per pupil cost in the program for trainable mentally retarded children and the sum of the payments made by the school district, the county, and the state pursuant to subdivision (1), (2), and (3) of this section; Provided, if the county has withdrawn from the educational service unit, the payment pursuant to this subdivision shall be made by the county rather than the educational service unit.

For the purposes of this section, per pupil cost in the program for trainable mentally retarded children shall be determined by dividing the operational and capital outlay costs of the program plus three per cent depreciation on that portion of the school plant used exclusively for the program, by the number of children enrolled in the program.".

3. Renumber section 3 as section 4, and in line 3 thereof strike "amount" and insert "~~amount~~ *amounts*" and after "county" insert "*, resident school district, and educational service unit*"; and strike beginning with "*The*" in line 9 through the period in line 26.

4. Renumber section 4 as section 5, and in lines 7 and 8 thereof strike "an amount equal to that paid by the county" and show the same as stricken, and insert "*four hundred dollars*".

5. Renumber section 5 as section 6, and strike beginning with "*If*" in line 1 through line 13.

6. Renumber sections 6 to 10 as sections 7 to 11.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 1067. Considered.

Standing Committee amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Mr. Pedersen offered the following amendment:

1. Strike original sections 1 to 4 and insert a new section 1 to read as follows:

"Section 1. Tests conducted by a sugar beet processor or other parties, to determine tare and sugar content, and also weights, upon which payment from a processor to a producer is based in connection with the sale of sugar beets, shall be subject to check and verification of accuracy by the Director of Agriculture.".

2. Renumber original sections 5 to 7 as sections 2 to 4.

3. In renumbered section 2, line 4, strike "weighing and test reports and" and insert "weight, tare, and sugar content test".

4. In renumbered section 3, line 3, strike "or" and insert a comma, and after "testing" insert "or determination of the tare".

5. In renumbered section 4, strike line 8 and insert "against the producer."; in line 9 strike "producer's share of the"; in line 17 strike "supervisory,".

6. Strike original sections 8 and 9.

7. Renumber original section 10 as section 5, and in lines 2 and 3 strike "violating the provisions of this act" and insert "who falsifies tests or records, denies access to the Director of Agriculture or his authorized representative, or fails to remit the fees required by section 4 of this act".

8. Insert a new section 6 to read as follows:

"Sec. 6. No action taken under this act by the Director of Agriculture shall be at variance with the provisions of the Federal Sugar Act of 1948, as amended, or of any rules or regulations issued thereunder.".

9. Renumber original section 11 as section 7, and in line 2 thereof after "Act" insert "and shall apply only to sugar beets produced and processed in the State of Nebraska".

10. Add a new section 8 to read as follows:

"Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Mr. Carpenter requested a record vote.

Voting in the affirmative, 11:

Duis
Johnson
Kennedy
Keyes
Kokes
Kremer
Nore
Pedersen
Schreurs
Stull
Whitney

Voting in the negative, 27:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Hanna
Knight
Luedtke
Mahoney
Marvel
Moylan
Orme
Proud
Reynolds
Schmit
Simpson
Skarda
Swanson
Syas
Waldron
Wallwey
Warner
Ziebarth

Not voting, 11:

Elrod
Harsh
Hasebroock
Holmquist
Klaver
Moulton
Robinson
Waldo
Wenzlaff
Wiltse
Wylie

The amendment lost.

Advanced to E and R for review with 36 ayes, 2 nays and 11 not voting.

Visitors

Miss Reynolds introduced Miss Cura Sailors and Mrs. Loma Goodloe, teachers in the Omaha Public Schools.

Mr. Robinson introduced 20 high school debators and counselor, Susan Houchin of Kearney who are attending the University of Nebraska.

Mr .Danner introduced Mrs. Nadine L. Davis of Omaha and William Pursell of Kansas City, who are attending the University of Nebraska.

Mr. Mahoney introduced his mother and other members of his family.

MOTION—Reconsider Action

Mr. Keyes moved to reconsider action on LB 1418 on final reading.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

Mr. Marvel Presiding

GENERAL FILE

LEGISLATIVE BILL 855. Considered.

Mr. Wylie offered the following amendment, which was adopted:

1. In section 1, strike beginning with "The" in line 31 through the period in line 34 and show the old matter as stricken; before line 35 insert the following:

"*(4) There is hereby created an advisory committee to the office of mental retardation, which committee shall consist of seven persons appointed by the Governor. No more than three members shall be professionals in the field of mental retardation, and at least four members shall be lay citizens appointed from each of the four Congressional districts as they existed on January 1, 1961. Of the initial members, three shall serve for three years, two for two years, and two for one year, as designated by the Governor in making the appointments. As the terms of initial members expire, their successors shall be appointed for terms of three years. Members shall be reimbursed for actual and necessary expenses incurred in carrying out their duties, and reimbursement for mileage expense shall be at the rate of eight cents per mile.*".

2. In section 1, line 35, strike "(4)" and insert "(4) *(5)*".

Advanced to E and R for review with 33 ayes, 4 nays and 12 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Mahoney asked unanimous consent to take up LB 1410 on General File tomorrow as the first order of business. No objections. So ordered.

Members Excused

Messrs. Elrod and Kremer asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

Mr. Moylan asked unanimous consent to be excused tomorrow. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 578. Correctly engrossed.

LEGISLATIVE BILL 1402. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Bracket LB 857

Mr. Wylie asked unanimous consent that LB 857 be bracketed on E and R. No objections. So ordered.

MOTION—July 4th Vacation

Mr. Holmquist moved that the action of the Legislative Council be approved, that the Pages and Secretaries have Thursday and Friday, July 3 and 4 off.

The motion prevailed.

UNANIMOUS CONSENT—Unbracket Bills

Mr. Burbach asked unanimous consent that LB 345 be unbracketed on Select File. No objections. So ordered.

Mr. Pedersen asked unanimous consent that LB 6 be unbracketed on General File for tomorrow.

Mr. Klaver objected.

Adjournment

At 4:08 p.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Thursday, June 26, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED-SEVENTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, June 26, 1969

Pursuant to adjournment, the Legislature met at 10:15 a.m., Speaker Warner presiding.

Prayer was offered by Senator Kremer.

The roll was called and all members were present except Mr. Holmquist, excused until 10:30 a.m.; Mr. Skarda, excused until 11:30 a.m. and Messrs. Danner, Klaver, Moylan, Waldo and Wiltse, who were excused.

The Journal for the One Hundred-sixteenth Day was approved.

Member Excused

Mr. Keyes asked unanimous consent to be excused at noon tomorrow. No objections. So ordered.

Message from the Governor

June 25, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 24, 1969 I approved LB 1353, LB 1371 and LB 1397.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 753. Replaced on Select File as amended.

E and R amendment to LB 753:

1. In renumbered section 4, line 18, insert *"the members of the governing bodies of"* after *"of"*.

LEGISLATIVE BILL 1360. Replaced on Select File as amended.

E and R amendment to LB 1360:

1. In section 7, line 12, strike the first comma.

LEGISLATIVE BILL 918. Replaced on Select File as amended.

E and R amendments to LB 918:

1. Because of the Bloom amendments adopted 6/20, strike all previous E & R amendments.

2. In the Bloom amendment 1 to section 1, line 1, strike "line 1" and insert "line 2".

3. In section 2, line 1, strike "does provide" and insert "provides".

4. In section 3, line 8, strike "would provide" and insert "provides"; in line 9, strike "could" and insert "can"; and in line 10, strike "the area" and insert "such areas".

5. In the Bloom amendment 4 to section 4, line 4, insert "of" after "more"; and in line 6, insert "the first" after "after"; in line 27, strike "of" and insert "or"; and in lines 28 and 29, strike "plans and programs" and insert "programs and plans".

6. In the Bloom amendment 6, line 6, insert "shall be known as the" after "which"; in line 7, insert "and which" after "Board"; strike the sentence beginning in line 27 and insert "The mayor and council, after consulting with the planning commission, may reject such plan or may approve it in whole or in part as presented or amended. Following any such approval, the board shall advise concerning and shall administer and implement the plan as may be directed by the mayor and council."; in line 34, in-

sert a comma after "shall"; in line 37, strike "shall" and insert a comma; and in line 40, strike "business".

7. Renumber section 7 as section 21, original sections 8 to 20 as sections 7 to 19, and section 21 added by the Bloom amendment 15 as section 20.

8. In renumbered section 8, line 6, strike "is"; and in line 15, strike "owner or users" and insert "owner's and user's".

9. In renumbered section 9, lines 1 and 2, strike "9 and 19" and insert "8 and 18".

10. In the Bloom amendment 9, line 1, strike "subsection" and insert "subdivision".

11. In renumbered section 10, line 2, insert "(1)" after "council"; in line 4, strike "; the council shall also" and insert ", (2) shall"; insert a comma at the end of line 4; in line 5, strike "determination" and insert "rulings"; and in line 5, strike "; and the council may" and insert ", and (3) may".

12. In renumbered section 11, line 4, strike "9" and insert "8".

13. In the Bloom amendment 14, line 4, strike the comma.

14. In the Bloom amendment 15, line 5, strike the comma.

15. In the title, strike lines 2 to 15 and insert:

"FOR AN ACT relating to cities of the first and second class; to adopt the Downtown Improvement and Parking District Act of 1969; and to declare an emergency.".

LEGISLATIVE BILL 1083. Replaced on Select File as amended.

E and R amendment to LB 1083:

1. In E & R amendment 2, adopted 6/23, strike beginning with the semicolon in line 3 through line 5 and insert a period.

LEGISLATIVE BILL 330. Placed on Select File as amended.

E and R amendments to LB 330:

1. In standing committee amendment 1, line 2, strike "and" and insert ", Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, and sections".

2. In section 4, lines 4 and 5, strike "incorporations" and insert "incorporation".

3. In standing committee amendment 2, line 1, insert a comma before "unless"; and in line 2, insert a comma after "81-854".

4. In section 5, line 10, insert a comma after "employees".

5. In standing committee amendment 3, line 4, insert a period after the fourth period.

6. In section 8, lines 4, 8, and 15, and in section 9, line 4, strike "those" and insert "that".

7. In section 10, line 7, strike "for" and insert "of".

8. In section 15, line 6, strike the comma.

9. In section 18, line 1, insert a comma after "may".

10. In section 20, line 8, strike "said" and insert "the".

11. In section 21, line 2, strike "groups" and insert "group"; and in lines 3 and 8, strike "passage" and insert "effective date".

12. Amend new section 22 to read:

"Sec. 22. (1) Each professional corporation shall, at the end of each fiscal year, pay out all profits for such year either as bonuses or dividends.

(2) Payments made by professional corporations to retirement programs shall not exceed the payments permitted by individuals operating as individual proprietorships or partnerships.".

13. In renumbered section 23, insert "organization" after "business".

14. In renumbered section 24, line 6, insert "and" after the comma.

15. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT relating to corporations; to adopt the Nebraska Professional Corporation Act.".

LEGISLATIVE BILL 776. Placed on Select File as amended.

E and R amendment to LB 776:

1. In section 1, line 2, and in the title, line 3, strike "to publish" and insert "in publishing".

LEGISLATIVE BILL 1385. Placed on Select File as amended.

E and R amendments to LB 1385:

1. In section 1, lines 20 and 28, strike "marihuana" and insert "~~marihuana~~ *marijuana*".

2. In standing committee amendment 3, line 5, strike the comma.

3. In renumbered section 2, line 44, strike "or" and insert "of" as in engrossed LB 2.

4. In standing committee amendment 4, line 1, insert ", after 'section'," before "insert"; and in line 2, insert "section" after "and".

5. In the title, line 2, insert "28-470, Reissue Revised Statutes of Nebraska, 1943, and section" after "section"; and in line 8, insert "to provide an exception;" after the semicolon.

LEGISLATIVE BILL 1167. Placed on Select File as amended.

E and R amendment to LB 1167:

1. In the title, lines 5 and 6, strike "stop".

LEGISLATIVE BILL 542. Correctly engrossed.

LEGISLATIVE BILL 659. Correctly enrolled.

LEGISLATIVE BILL 777. Correctly enrolled.

LEGISLATIVE BILL 832. Correctly enrolled.

LEGISLATIVE BILL 1023. Correctly enrolled.

LEGISLATIVE BILL 1336. Correctly enrolled.

LEGISLATIVE BILL 1380. Correctly enrolled.

LEGISLATIVE BILL 1406. Correctly enrolled.

LEGISLATIVE BILL 1423. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 659 LB 777 LB 832 LB 1023 LB 1336 LB 1380 LB 1406 LB 1423

Mr. Wylie Presiding

Visitors

Mr. Carstens introduced Mr. and Mrs. Harold Ensz of Beatrice, Nebraska; Mr. and Mrs. Robert Lawver and family from Akron, Ohio and Kenneth Hole from Pompano Beach, Florida.

Mr. Proud introduced Mr. and Mrs. Jack Frans and family from Omaha.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 906.

A BILL FOR AN ACT relating to the State Railway Commission; to provide for telephone exchange service as prescribed; to provide the procedure for obtaining such service; to provide for notice; to provide for requirements for application for such service as prescribed; and to provide for a certificate of convenience and necessity as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Danner
Holmquist
Klaver
Moylan
Skarda
Waldo
Wallwey
Warner
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1061.

A BILL FOR AN ACT to amend sections 79-1802 and 79-1803, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide the requirements for a permit for solicitors of private schools as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Danner
Holmquist
Klaver
Moylan
Skarda
Waldo
Wallwey
Warner
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 1418 to Select File

Mr. Keyes moved to return LB 1418 to Select File for the following specific amendments:

1. Add a new section 1 to read as follows:

"Section 1. That section 79-490, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 829, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

79-490. When no other means of free transportation is provided to a student attending a public school, an allowance for transportation shall be made to the family of such student by the district in which such family resides as follows: (1) Where a student attends an elementary school in his own district and lives more than four miles from the public schoolhouse therein, there shall be paid for each day of attendance forty cents per mile for each mile or fraction thereof by which the distance of the residence of such student from the schoolhouse exceeds four miles; and (2) where a student is required to attend an elementary school outside of his own district there shall be paid for each day of attendance forty cents per mile for each mile or fraction thereof by which the distance to the school in the other district is in excess of the distance to the school in the district of his residence; and (3) where a student attends a secondary school in his own Class II or III school district and lives more than four miles from the public schoolhouse, *except those students living on military reservations,* there shall be paid forty cents per mile for each mile or fraction thereof by which the distance of the residence of such student from the schoolhouse exceeds four miles. Where the patrons of a Class VI school district have voted to operate and provide free bus transportation for the pupils of the district, such district shall be eligible for payment for transportation as provided for in the School Foundation and Equalization Act. The number of days the student has attended school shall be reported monthly by the teacher to the school board of such public school district; *Provided,* not more than one allowance shall be made to a family irrespective of the number of students in a family being transported to school. No pupil shall be exempt from school attendance on account of distance from the public schoolhouse.".

2. In original section 1, line 1, strike "Section 1" and insert "Sec. 2".

3. Renumber original sections 2 and 3, as sections 3 and 4, respectively.

4. In renumbered section 3, line 2, strike "is" and insert "and section 79-490, Reissue Revised Statutes of

Nebraska, 1943, as amended by section 1, Legislative Bill
829, Eightieth Session, Nebraska State Legislature, 1969,
are".

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Explanation

Had I been present I would have requested that my name be added to LR 68.

(Signed) E. Thome Johnson

SELECT FILE

LEGISLATIVE BILL 1418. The Keyes specific amendments found in this Day's Journal were adopted by unanimous consent.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 345. Laid over temporarily.

LEGISLATIVE BILL 1301. E and R amendments found in the Legislative Journal for the One Hundred-sixteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1419. E and R amendments found in the Legislative Journal for the One Hundred-sixteenth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 442

Mr. Knight asked unanimous consent to unbracket LB 442 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 442. Mr. Knight offered the following amendments which were adopted by unanimous consent:

1. In the amended bill strike sections 1, 2 and 3
and insert the following:

"Section 1. The State of Nebraska shall permit cities and villages to collect permit fees and inspect all sanitary plumbing installed or repaired within the State of Nebraska outside of the zoning jurisdiction of cities and villages. That the city or village nearest the construction site shall have jurisdiction to collect such permit fees and conduct the inspection of the sanitary plumbing. That if the city or village has a plumbing ordinance in force and effect, such ordinances will govern the installation of the sanitary plumbing. That if there is no city ordinance in effect for such city or village, the National Plumbing Code of 1955 shall apply to all buildings except single family dwellings.

Any code or ordinance enacted by a city or village which is at least equal to the National Plumbing Code of 1955 shall take preference over the provisions of this section.

Sec. 2. No sanitary plumbing shall be installed or repaired in any building except a single family dwelling by any person, partnership, corporation, or other legal entity without a permit issued by the city or village nearest the construction site.

Sec. 3. Any person, partnership, corporation or other legal entity who installs or repairs any sanitary plumbing within the state shall be a duly qualified master plumber licensed by the city or village nearest the construction site. The employees of the master plumbers who perform the actual installation or repair of sanitary plumbing shall also be licensed as journeymen plumbers by the city or village nearest the construction site.

Sec. 4. The city or village which has jurisdiction of the construction or repair of the sanitary plumbing shall be entitled to permit fees, according to their ordinances. Any person, partnership, corporation, or other legal entity making installation or repair of sanitary plumbing in any building except a single family dwelling without the required permit from the city or village shall, upon conviction thereof, be fined not less than fifty dollars, nor more than five hundred dollars."

Advanced to E and R for engrossment.

MOTION—Return LB 1407 to Select File

Mr. Luedtke moved to return LB 1407 to Select File for the following specific amendment:

1. In section 1, after the Holmquist amendment insert the following:

"City of Lincoln Lincoln, Nebr.	Assessment for paving adjacent to University of Nebraska"	General Fund	$44,239.42

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1407. The Luedtke specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

MOTION—Reconsider Action

Mrs. Orme moved to reconsider action on LB 454.

Motion pending.

Presented to the Governor

Presented to the Governor for approval on June 26, 1969 at 9:50 a.m.: LB 1391 LB 1383 LB 1350 LB 1182 LB 1020 LB 987 LB 816 LB 810 LB 688 LB 519 LB 469 LB 459 LB 342 LB 247

(Signed) Ruth Bossard, Enrolling Clerk

RESOLUTIONS

LEGISLATIVE RESOLUTION 69.

LR 69 was adopted with 39 ayes, 0 nays and 10 not voting.

SELECT FILE

LEGISLATIVE BILL 345. Advanced to E and R for engrossment.

MOTION—Reconsider Action on LB 848

Mr. Waldron renewed his pending motion of 6/19 to place LB 848 on General File notwithstanding Committee action.

Mr. Warner Presiding

Mr. Waldron requested a record vote.

Voting in the affirmative, 32:

Bloom
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Hasebroock
Johnson
Keyes
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Ziebarth

Voting in the negative, 3:

Batchelder
Hanna
Wylie

Not voting, 14:

Budd
Clark
Danner
Harsh
Holmquist
Kennedy
Klaver
Kremer
Moylan
Pedersen
Waldo
Warner
Whitney
Wiltse

The motion prevailed.

Visitors

Mr. Syas introduced Shelley, Kim and Kirby Brown.

Mr. Wylie Presiding

UNANIMOUS CONSENT—Print in Journal

Mr. Waldron asked unanimous consent to have the proposed Reynolds amendment to LB 848 printed in the Journal. No objections. So ordered.

1. In section 1, line 7, strike *"July"* and insert *"September"*.

2. In section 3, line 20, strike *"July"* and insert *"September"*.

AMENDMENT TO LEGISLATIVE BILL 848

1. In section 3, lines 5 and 6, reinstate the stricken matter, and strike lines 15 to 26 and insert "*The salary for each Reserve Teacher shall in no case be* less than ~~two~~ *four* hundred ~~ten~~ *twenty* dollars per year".

GENERAL FILE

LEGISLATIVE BILL 1410. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred-second Day was adopted.

Mr. Mahoney offered the following amendment, which was adopted:

1. In section 1, line 14, before the first comma insert *"or both"*; in line 43 after the period insert *"In counties having a population of fifty thousand or more, if the county surveyor is a professional engineer he shall appoint as his deputy a registered land surveyor, or if he is a registered land surveyor he shall appoint as his deputy a professional engineer; Provided, this requirement shall not apply if the county surveyor is both a professional engineer and a registered land surveyor."*.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 19. Reading waived. Explained.

Mr. Carpenter offered the following amendment as a substitute for his pending amendment of 2/21.

1. Amend the bill by striking sections 1 and 2 and inserting the following:

"Section 1. It shall be the duty of the Attorney General to institute and prosecute such proceedings as may be necessary for the State of Nebraska and its political subdivisions when there are violations of the federal Anti-Trust Laws. Such proceedings shall be for the state and its political subdivisions as their interest may appear, and may be prosecuted in the name of the State of Nebraska.".

Amendment pending. Laid over.

Recess

At 11:53 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:35 p.m., Speaker Warner presiding.

The roll was called and all members were present except Mr. Moylan, excused until 2:15 p.m. and Messrs. Danner, Klaver, Waldo and Wiltse, who were excused.

Mr. Wylie Presiding

GENERAL FILE

LEGISLATIVE BILL 205. Considered.

Standing Committee amendments found in the Legislative Journal for the Twenty-eighth Day were rejected.

Mr. Carpenter asked unanimous consent to have the proposed amendments to LB 205 printed in the Journal. No objections. So ordered.

Proposed amendments by Mr. Marvel:

1. In section 1, strike lines 7 to 37 and insert the following:

" 'Sec. 10. The general government of the University of Nebraska, *the state colleges as now existing and such other state colleges as may be established by law, and all publicly-supported junior colleges, vocational technical schools and other institutions of higher education* shall, under the direction of the Legislature, be vested in a board of ~~not less than six nor more than eight regents~~ *nine trustees* to be designated the Board of ~~Regents of the University of Nebraska~~ *Trustees for Higher Education*, who shall be elected from and by districts as herein provided. Their terms of office shall be for six years each. Their duties and powers shall be prescribed by law; and they shall receive no compensation, but may be reimbursed their actual expenses incurred in the discharge of their duties.

The Legislature shall divide the state~~, along county lines,~~ into ~~as many~~ *nine* compact ~~regents~~ *trustee* districts, ~~as there are regents provided by the Legislature,~~ of approximately equal population, which shall be numbered consecutively.

The Legislature shall redistrict the state after each federal decennial census. Such districts shall not be changed except upon the concurrence of a majority of the mebers of the Legislature. In any such redistricting, county lines shall be followed whenever practicable, but other established lines may be followed at the discretion of the Legislature. Whenever the state is so redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term.' ".

2. In section 2, strike lines 6 to 13, and insert the following:

> " 'Constitutional amendment to provide that the general government of the University of Nebraska, the state colleges, and publicly-supported junior colleges, vocational technical schools and other institutions of higher education shall be vested in a nine-member Board of Trustees of Higher Education."

Proposed amendments by Mr. Carpenter:

1. Strike sections 1 to 24, and the Standing Committee amendments, and in lieu thereof insert the following:

"Section 1. There is hereby created the Advisory Commission on Higher Education, which shall consist of the following members:

(1) Seven members of the Legislature, chosen by the Executive Board of the Legislative Council;

(2) The Legislative Fiscal Analyst or a member of his staff assigned responsibility for analysis of budgets relating to higher education;

(3) The budget officer of the Department of Administrative Services or a member of his staff assigned responsibility for analysis of budgets relating to higher education;

(4) A member of the Board of Regents of the University of Nebraska, to be selected by the board, and the Chancellor of the Univesity of Nebraska or his designee;

(5) A member of the Board of Trustees of the Nebraska State Colleges, and the president of one of the colleges, both to be selected by the board;

(6) The president of a publicly supported junior college and a board member of another junior college district, both to be selected by the seven legislative members of the commission; and

(7) The chief administrator of a vocational technical school established pursuant to law, and a board member of another vocational technical school, both to be selected by the seven legislative members of the commission.

Sec. 2. The seven legislative members of the commission shall elect one of their number as chairman and one as vice-chairman of the commission. Members shall receive no compensation for their services as members of the commission. Members who are elected officers or employees of any state agency shall be compensated by such agency for actual and necessary expenses incurred in connection with their duties as members of the commission. Other members of the commission shall be compensated for actual and necessary expenses, upon approval of the chairman, from funds appropriated therefor.

Sec. 3. The commission shall study all phases of higher education in the State of Nebraska and make recommendations to the Governor, the Legislature, the Board of Regents, the Board of Trustees for the Nebraska State Colleges, and the junior colleges and vocational technical schools. The recommendations shall be aimed at providing better coordination and cooperation between the various institutions to achieve a statewide system of quality higher education without unnecessary duplication of facilities and course offerings. The recommendations shall emphasize long-range planning for all phases of higher education, with particular emphasis on the development of sound fiscal controls and an efficient physical plant for each institution.".

Proposed amendments by Mr. Knight:

1. In section 9, strike beginning with "and" in line 9 through the first comma in line 12, and show the same as stricken.

2. In section 11, strike lines 9 to 12 and insert "in such school districts, ~~which petition shall be accompanied by a separate petition signed by the majority of the members of each of the boards of education of each of the school districts involved~~, asking for the".

1. Strike Sections 1 through 8, and in lieu thereof insert the following:

Section 1. As used in this act, unless the context otherwise requires:

1. Council shall mean the Nebr. Coordinating Council on Higher Education.

2. Public-supported institution of higher education shall mean

an institution providing post-high school training and receiving funds from any taxing unit in the state. Such educational programs shall include but not be limited to the following:

a. Four-year colleges and Universities;

b. Graduate and professional schools.

c. Junior colleges which may offer either credit transferable to a four-year academic institute or terminal educational programs leading to certificates or associate degrees or both;

d. Vocational technical schools;

e. Programs for in-service training and retraining of workers;

f. Training, retraining and all necessary preparation for productive employment;

3. State-supported institution of higher education shall mean an institution providing post-high school training and receiving any funds appropriated by the Legislature;

4. Higher education shall mean education beyond high school in the state of Nebraska; and

5. Institution of higher education shall mean an institution providing education beyond high school in the State of Nebraska.

Section 2. There is hereby created the Nebraska Coordinating Council on Higher Education, which shall consist of nine members who shall be appointed by the Governor with the approval of the Legislature. Three members shall be appointed from each of the three congressional districts in the state. No more than three of these members shall be graduates of the same institution. The members of the council shall not be actively engaged in the educational profession. The terms of members initially appointed by the Governor shall expire as follows: (1) Three on July 1, 1971; (2) three on July 1, 1973; and (3) three on July 1, 1975, as designated by the Governor in making the respective appointments. As the terms of members expire, the Governor shall appoint or reappoint a member for a term of six years to succeed the member whose term expires. No member shall serve more than two consecutive terms. The Council shall annually elect a Chairman, vice chairman, and such other officers as it shall deem appropriate. The Council shall first meet at the call of the Governor within sixty days of the effective date of this act. The Council shall adopt and may from time to time amend its rules and procedures and shall keep a record of all its proceedings. Members of the Council shall receive no salary but shall be reimbursed for their actual and necessary expenses incurred in the performance of their official duties.

Section 3. The Council shall have the authority to:

1. Make studies of state policy in the field of higher education and formulate a statewide plan for coordination of higher education in the state, considering the needs of the people, the needs of the state, the revenue of the state and the role of individual public and private institutions within the state in fulfilling these needs;

2. Report annually to the Governor and the Legislature on the findings from its studies and the statewide plan for coordination of higher education.

3. Review all proposals for the establishment of new branches or campuses of state or public-supported institutions of higher education, and advise the appropriate governing body, the Governor, and the Legislature of its recommendations on the proposals;

4. Review all proposals for the establishment or elimination of state or public-supported institutions of higher education, and advise the appropriate governing body, the Governor, and the Legislature of its recommendations on the proposals.

5. Recommend to the appropriate governing board, the Governor, and the Legislature the nature of the programs, trade, technical, undergraduate, graduate, professional, state financed research, and public services which should be offered by the public and state-supported institutions of higher education in order to utilize to the best advantage their facilities and personnel;

6. Recommend to the appropriate governing boards, the Governor and the Legislature, programs which should be added to existing programs offered in state or public supported institutions of higher education;

7. Recommend to the appropriate governing boards, the Governor, and the Legislature, programs or state or public-supported institutions of higher education which should be eliminated because they cause unnecessary duplication, call for potentially unreasonable expenditures for this state when viewed from the national scope of higher education, or for other good and sufficient cause;

8. Conduct studies in public and state-supported institutions and including, where pertinent and where coopera-

tion is offered, private institutions, to assist them in making the best and most efficient use of facilities and personnel and transmit such studies to the attention of the Governor and the Legislature.

9. Make recommendations to the governor and the Legislature concerning the development of capital expansion plans of all public and state-supported institutions of higher education, the establishment of new institutions of higher education, and the establishment of new programs at existing state or public-supported institutions of higher education;

10. Review the appropriation requests of the public and state-supported institutions of higher education and submit to the budget officer of the Department of Administrative Services and to the budget committee of the Legislature by December 15th, its recommendations in regard to the biennial higher education appropriation for such requests, including detailed appropriation requests for both operating and capital budgets;

11. Seek the cooperation and advice of the officers and trustees of state-supported, public-supported and private institutions of higher education in the state in performing its duties and making its plans, studies, and recommendations;

12. Review all proposals of public and state-supported institutions of higher education for any new degree programs and transmit its recommendations to the respective institution; the Governor and the Legislature within ninety days after receipt of such proposals;

13. Consult with, as may be both proper and appropriate, the respective governing boards of the various institutions of higher education, namely the Board of Regents of the University of Nebraska, the Board of Education of State Normal Schools, the State Board of Vocational Education and, on matters of importance to education in general, the State Board of Education;

14. Appoint such personnel and establish such offices as are necessary to carry out the purposes of this act; and

15. Adopt such rules and regulations as are necessary to carry out its duties and responsibilities.

Section 4. The Council shall:

1. Serve as the official state agency to plan for, define, and recommend policies concerning allocation of federal funds made available on condition that a state plan, statewide coordination or establishment of priorities among institutions of higher education in the State of Nebraska is required. Not withstanding the above, the council may appoint such committees, commissions, departments, agencies, boards, or other appropriate groups and may delegate such duties and authority as shall be necessary in order to insure that Nebraska will qualify for participation in such programs;

2. Apply for, receive, and utilize funds which may be available private nonprofit foundations and other sources for research on the needs and problems of higher education in the state; and

3. Subcontract for research and planning services from individuals, colleges, or universities, or private nonprofit corporations.

Section 5. The Council shall adopt all rules and regulations pursuant to section 84-901, et seq., Revised Statutes of Nebraska.

Section 6.

1. State-supported institutions of higher education which are not supported primarily by the state shall submit to the council such accounting of the expenditures of state funds at such time and in such form as the council shall prescribe.

2. The officers, trustees, and employees of all state or public-supported institutions of higher education shall cooperate with the council in supplying information regarding their institutions, and advising and assisting the council on matters of higher education in this state in every way possible when so requested by the council.

3. The persons associated with the public school systems in the state, personnel of the State Department of Education and members of the State Board of Education shall provide such data about high school students as are requested by the council to aid in the development of state higher education plans.

"*Section 7. No request for authority to issue revenue bonds by any state or public-supported institution of higher education shall be submitted to the legislature or the executive board of the legislative council until after such request has been submitted* *to the council. The council shall within ninety days of submission of said request advise the legislature or the Executive Board of the legislative council of its recommendation."*

Renumber Sections accordingly

LEGISLATIVE BILL 1008. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-eighth Day was adopted with 18 ayes, 10 nays and 21 not voting.

Mr. Syas moved to indefinitely postpone.

Mr. Syas requested a Call of the House. The Call showed 38 members present.

Mr. Syas moved the Call be raised. The motion prevailed with 33 ayes, 5 nays and 11 not voting.

Mr. Whitney requested a record vote on the Syas motion.

Voting in the affirmative, 19:

Batchelder
Bloom
Budd
Burbach
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Luedtke
Marvel
Orme
Proud
Schreurs
Simpson
Skarda
Syas
Wallwey
Wenzlaff

Voting in the negative, 19:

Clark
Craft
Duis
Hanna
Johnson
Keyes
Knight
Kokes
Moulton
Nore
Pedersen
Robinson
Schmit
Stull
Swanson
Warner
Whitney
Wylie
Ziebarth

Not voting, 11:

Carpenter
Carstens
Danner
Klaver
Kremer
Mahoney
Moylan
Reynolds
Waldo
Waldron
Wiltse

The motion lost.

Mr. Kokes moved to advance LB 1008 to E and R for review. The motion lost with 13 ayes, 20 nays and 16 not voting.

Mr. Harsh moved to indefinitely postpone.

The motion prevailed with 26 ayes, 9 nays and 14 not voting.

UNANIMOUS CONSENT—Unbracket LB 603

Mr. Knight asked unanimous consent to unbracket LB 603 on Final Reading. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 566. Considered.

Standing Committee amendment found in the Legislative Journal for the Thirty-seventh Day was adopted.

Mr. Warner offered the following amendment, which was adopted:

Amend line 2 after the word "parents" by inserting
"employed by and required by the department to be".

Mr. Syas moved to indefinitely postpone.

The motion lost with 14 ayes, 22 nays and 13 not voting.

Advanced to E and R for review with 22 ayes, 13 nays and 14 not voting.

LEGISLATIVE BILL 1234. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-second Day were adopted.

Mr. Nore Presiding

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1041. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT—Committee Meeting

Mr. Swanson asked unanimous consent to hold a meeting of the Telecommunications Study Committee, Friday morning in the West Lounge at 8:30 a.m. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 907. Replaced on Select File as amended.

E and R amendment to LB 907:

1. In section 1, insert "*one year*" at the end of line 5.

LEGISLATIVE BILL 351. Placed on Select File as amended.

E and R amendments to LB 351:

1. In section 1, line 10, strike "said" and insert "such".

2. In section 3, line 1, strike "sections 52-119 and 52-120" and insert "section 52-120"; and in line 2 strike "are" and insert "is".

3. In the title, line 4, strike "sections 52-119 and 52-120" and insert "section 52-120".

LEGISLATIVE BILL 934. Placed on Select File as amended.

E and R amendments to LB 934:

1. In section 1, line 7, insert "that" after "except".

2. In lieu of the Kremer amendment, in section 2, strike lines 3 to 7 and insert "misdemeanor and, shall, upon conviction thereof, be fined not more than one thousand dollars."

3. In the title, line 3, insert "to provide an exception;" after the semicolon.

LEGISLATIVE BILL 1006. Placed on Select File as amended.

E and R amendments to LB 1006:

1. In standing committee amendment 1, line 1, insert ", line 9," before "insert".

2. In the title, line 2, strike "a limitation" and insert "limitations".

LEGISLATIVE BILL 1047. Placed on Select File as amended.

E and R amendments to LB 1047:

1. In section 2, lines 8 and 12, strike the

period and insert a semicolon; in line 14, strike "the same." and insert "thereof; and"; and in line 17, insert "which" after "or".

2. In section 5, line 11, insert "to" after "exhibitions"; and in line 13, insert "that" after "assure".

3. In section 8, line 7, insert "so" after "both".

4. In section 9, line 4, strike the first "the" and insert "this".

5. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to adopt the Nebraska Poultry Disease Control Act; to provide penalties; and to provide severability.".

LEGISLATIVE BILL 1059. Placed on Select File as amended.

E and R amendments to LB 1059:

1. In section 1, line 5, strike the comma; and strike lines 8 and 9 as amended and insert "no person who meets the requirements of this section has filed for such office ten days before the filing deadline, the provisions of this section".

2. In the title, line 1, insert "a" after "provide"; and in line 4, strike "exceptions" and insert "an exception".

LEGISLATIVE BILL 1158. Placed on Select File as amended.

E and R amendments to LB 1158:

1. In section 1, line 18, strike the comma; insert "*the*" at the end of line 27; and in lines 30 and 34, strike "*will*" and insert "*shall*".

2. For correlation purposes, in line 2 of section 2, insert ", as amended by section 2, Legislative Bill 89, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 9, insert "and to permit the Division of Safety of the Department of Labor to maintain a merit system" after "funds"; and in line 27 insert "and the Division of Safety of the Department of Labor" after "funds".

3. In section 5, line 14, strike "*therewith*" and insert "*pertaining thereto*".

4. In the Waldo amendment 1, line 6, insert a semicolon after "*notwithstanding*".

5. In section 6, line 103, strike "is" and insert "~~is~~ *are*".

6. In section 8, line 23, strike "*normal schools*" and insert "*colleges*"; and insert "*and*" after the semicolon.

7. In lieu of the Carpenter amendment 2, in section 8, line 22, insert "*and student workers*" after "*personnel*".

8. In lieu of the Carpenter amendment 1, in section 9, line 15, insert "*, except faculty members of the University of Nebraska and the state colleges,*" after "*Nebraska*".

9. In section 11, lines 1 and 2, strike "sections 81-8,106 and 81-8,107" and insert "section 81-8,106"; in line 3, strike "and"; and in line 4 insert ", and section 81-8,107, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 89, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

10. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend section 81-8,106, Reissue Revised Statutes of Nebraska, 1943, sections 81-1301, 81-1303, 81-1306, 81-1307, 81-1308, and 81-1316, Revised Statutes Supplement, 1967, and section 81-8,107, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 89, Eightieth Session, Nebraska State Legislature, 1969, relating to state administrative departments; to provide for a transfer of power, authority, and jurisdiction; to restate purposes and responsibility; to eliminate specific grounds for removal from office; to provide an exception; to change exemptions; to create a State Personnel Board as prescribed and provide its responsibilities; to provide for appeals; and to repeal the original sections.".

LEGISLATIVE BILL 1168. Placed on Select File as amended.

E and R amendments to LB 1168:

1. In section 1, line 15, strike "75-347" and

insert "75-322.01"; and in line 16, insert ", and amendments thereto" after "1943".

2. In section 7, lines 3 and 5, strike "affixed" and insert "imposed".

3. In section 9, line 4, insert "that" after "fees".

4. In section 10, line 1, strike "effect" and insert "effectuate"; in lines 5 and 6, strike "in districts"; in line 27, insert "by" after "granted"; and in line 28, strike "the" and insert "this".

5. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT relating to motor carriers; to require registration of interstate motor carriers with the State Railway Commission as prescribed; to provide for reciprocity; to provide penalties; and to provide an operative date.".

LEGISLATIVE BILL 1213. Placed on Select File as amended.

E and R amendments to LB 1213:

1. In section 2, strike lines 5 and 6, the term therein defined not appearing in the bill, and renumber subdivisions (3) to (8) as (2) to (7) respectively; in line 14, insert "head of" after "one"; in line 16, strike "and" and insert "or"; in line 17, insert "that" after "mean"; and in line 24, strike "of same" and insert "thereof".

2. In section 4, line 4, insert a period after "U".

3. In section 5, line 12, strike "the" and insert "this".

4. In section 8, line 7, insert "so" after "both"; and in line 8, strike "the suit of the" and insert "any".

5. In the title, lines 3 and 4, strike "; and to declare an emergency".

LEGISLATIVE BILL 1306. Placed on Select File as amended.

E and R amendments to LB 1306:

1. In section 1, lines 6 and 9, strike "and".

2. In section 3, line 4, strike "and"; and in lines 11 and 12 strike "separate violations" and insert "a separate violator".

3. In section 4, strike line 1 and insert:

"Sec. 4. If any section of this act or".

4. In the title, line 5, strike "and" and insert "to provide minimum requirements for railroad tank cars;" and in line 6 insert "and to provide severability" after "penalties".

LEGISLATIVE BILL 1352. Placed on Select File as amended.

E and R amendments to LB 1352:

1. In section 2, line 6, strike "Pursuant to this end the" and insert "The".

2. In standing committee amendment 1, line 5, strike "where" and insert "when".

3. In section 9, strike lines 1 and 2 and insert:

"Sec. 9. The commission shall have authority to:"; in line 7, strike the comma; in line 13, strike the first "to"; and in line 36, strike "or".

4. In section 11, line 15, strike the comma; and in line 26, insert a comma after "ment".

5. Strike section 13 and renumber original section 14 as section 13.

6. In the title, lines 9 and 10, strike "to provide an operative date;".

LEGISLATIVE BILL 1384. Placed on Select File as amended.

E and R amendments to LB 1384:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 1402, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in section 1, line 32, insert "price or cash" after "Cash"; strike the sentence beginning in line 38 and insert "It may include the cash price of accessories or services related to the sale such as delivery, installation, alterations, modifications, and improvements, and may include taxes to the extent imposed on the cash sale;"; after the

second comma in line 46 insert "registration, certificate of title and license fees, filing fees, fees and charges prescribed by law which actually are or will be paid to public officials for determining the existence of or for perfecting or releasing or satisfying any security related to the credit transaction and"; in line 54, strike "cash sales" and insert "basic time"; and strike beginning with the comma in line 54 through the comma in line 56.

2. In the title, line 4, strike "terms" and insert "a term".

LEGISLATIVE BILL 1387. Placed on Select File as amended.

E and R amendments to LB 1387:

1. In section 1, line 1, insert "a portion of" after "Whenever".

2. In the title, line 3, strike "to" and insert "of"; and in line 5, insert "; and to declare an emergency" after "lands".

LEGISLATIVE BILL 1400. Placed on Select File as amended.

E and R amendments to LB 1400:

1. In standing committee amendment 1, line 2, strike "*to*".

2. Insert a new section to read:

"Sec. 2. That section 60-411, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 305, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

60-411. All motor vehicle operators' licenses contemplated by this act issued after September 1, 1967, shall expire on the licensee's birthday in the first year after issuance in which his age is divisible by four. The expiration date shall be stated on each license. All licenses which expire under this section may be renewed within a ninety-day period before the expiration date. The operator's license of any person serving on active duty outside the State of Nebraska as a member of the United States armed forces, or ~~to~~ the spouse of any such person or ~~to~~ a person who has been with such member of the armed forces, shall be renewed after the expiration date without examination upon written application to the county treasurer who issued the license; *Provided*, that no person shall be permitted to renew a license in such manner more than twice. The county treasurer also shall issue a renewal license, without examination, to any person whose license expired while serving in the armed forces of the United States, or ~~to~~ the spouse of any such person or ~~to~~ a person who has been with such member of the armed forces, and who makes application for renewal within sixty days after his discharge or his return to the state, whichever is later.".

3. Renumber original section 2 as section 3, and in line 2 strike "is" and insert "and section 60-411, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 305, Eightieth Session, Nebraska State Legislature, 1969, are".

4. In the title, line 3, insert "and section 60-411, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 305, Eightieth Session, Nebraska State Legislature, 1969," after the second comma; and in line 4, insert "to clarify language;" after the second semicolon.

LEGISLATIVE BILL 1404. Placed on Select File.

LEGISLATIVE BILL 1413. Placed on Select File as amended.

E and R amendment to LB 1413:

1. In the Burbach amendment, line 2, insert "and" before "whose"; in lines 5 and 6, strike "or subdivision, as the case may be,".

LEGISLATIVE BILL 1414. Placed on Select File as amended.

E and R amendments to LB 1414:

1. In section 1, line 12, strike "for" and insert "~~for~~ *by*".

2. In lieu of the Burbach amendment thereto, in section 2, line 35, strike "*may*" and insert "*by*".

3. In section 3, insert "*commencing*" at the end of line 2.

LEGISLATIVE BILL 1425. Placed on Select File as amended.

E and R amendments to LB 1425:

1. In line 2 of the Marvel amendment to original section 9, line 3, insert a dollar sign after the first quotation mark.

2. In line 2 of the Marvel amendment 1 to section 6, strike "subsections" and insert "subdivision"; and in line 3, insert "of this section" after "(85)".

3. In line 3 of the Marvel amendment 2 to section 6, strike the dollar sign and insert quotation marks.

4. Insert the Waldo-Knight amendments following line 33 of section 5.

5. In lieu of the Carstens amendment to section 2, in section 2, insert:

"(h) For air conditioning wards for
severely and profoundly retarded
patients at the Beatrice State
Home $75,000"

immediately before line 158.

6. In lieu of the Carstens amendment to section 5, in section 5, insert:

"(e) For an activities, recreation
and education building at the
Beatrice State Home $638,400"

after line 43; and in line 44, strike "(e)" and insert "(f)".

7. In lieu of the Craft amendment, in section 6, insert:

"(86) Buffalo Bill's
Ranch arena development 280,000 280,000"

after line 152; and in line 158 as amended strike "2,159,600" and insert "2,439,600" and strike "5,937,903" and insert "6,217,000".

8. In new section 8, line 22, strike "capital construction" and insert "land acquisition".

9. In new section 9, strike line 3 and insert "specified in sections 6, 7, and 8 of this act, including $15,000 for land acquisition at Ponca State Park.".

10. In the title, line 5, strike "building" and insert "buildings".

(Signed) Wayne W. Ziebarth, Chairman

Adjournment

At 4:05 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Friday, June 27, 1969.

Hugo F. Srb
Clerk of the Legislature

ONE HUNDRED-EIGHTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, June 27, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, help us to understand that when we try to live without Thee, we are unable to live with ourselves; and when we say no to Thee we are denying our own best interest. Whatever other rewards or punishments Thou has ordained, we are finding out that we cannot do wrong and feel right, for there is a law within Thy universe that acts around us and in us. Give to each one of us, we pray, that intelligent self-interest that shall pursuade us to do Thy will. Teach us that obeying Thee and Thy will is a forced option—like eating. We do not have to eat, but if we do not we cannot live. We are not forced to obey Thee, but if we do not, we hurt ourselves. Convince us of the folly of walking against Thy lights, that we may live longer and better. By the mercy and grace of Jesus Christ, our Lord. Amen.

The roll was called and all members were present except Messrs. Klaver and Wiltse, who were excused.

Corrections for the Journal

Page 2804, line 24, correct "81-1,106" to read "81-8,106".

The Journal for the One Hundred-seventeenth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 906. Correctly enrolled.

LEGISLATIVE BILL 1061. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 906 LB 1061 LR 68

MOTION—Suspend Rules

Mr. Bloom moved to suspend the rules to have the bills set for final reading on July 7 read today.

Mr. Schreurs moved to amend the motion by excluding LB 1381.

Mr. Wylie moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 38 ayes, 0 nays and 11 not voting.

The Schreurs motion lost with 6 ayes, 37 nays and 6 not voting.

The Bloom motion prevailed with 41 ayes, 3 nays and 5 not voting.

Mr. Wylie Presiding

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 514. With emergency.

A BILL FOR AN ACT to amend sections 43-504, 43-510, 43-512, and 43-512.01, Reissue Revised Statutes of Nebraska, 1943, and section 68-1002, Revised Statutes Supplement, 1967, relating to public assistance; to eliminate obsolete matter; to change residency requirements; to provide for assistance benefits to and on behalf of dependent children receiving foster care; to make special provision for individuals involved in work incentive, job training, work experience or education programs; to provide for payment by state warrants directly to recipients; to clarify when a county attorney shall file complaints against a parent; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Batchelder	Bloom	Budd	Burbach

Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Klaver
Warner
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 578. With emergency.

A BILL FOR AN ACT to adopt the Local Option Revenue Act; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Duis
Hanna
Hasebroock
Holmquist
Johnson
Keyes
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Whitney

Voting in the negative, 12:

Carstens
Craft
Danner
Harsh
Kennedy
Kokes
Nore
Simpson
Waldo
Wenzlaff
Wylie
Ziebarth

Not voting, 4:

Elrod
Klaver
Warner
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 603.

A BILL FOR AN ACT relating to juvenile delinquency; to establish the Division of Juvenile Delinquency within the Department of Public Institutions as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wylie

Voting in the negative, 5:

Batchelder
Hanna
Kokes
Marvel
Ziebarth

Not voting, 4:

Klaver
Simpson
Whitney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Speaker Warner Presiding

LEGISLATIVE BILL 1198. With emergency.

A BILL FOR AN ACT to amend sections 71-3706, 71-3708, and 71-3710, Reissue Revised Statutes of Nebraska, 1943, relating to sanitarians; to change the qualifications of members of the Board of Registration for Sanitarians; to change the manner of handling funds; to change the manner of paying expenses; to provide fees for annual renewal of registration; to provide for one member of the board to attend the national meeting and his expenses therefor; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wylie

Voting in the negative, 0.

Not voting, 7:

Duis
Hanna
Harsh
Klaver
Whitney
Wiltse
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 1381 to Select File

Mr. Proud moved to return LB 1381 to Select File for a specific amendment.

Mr. Proud requested a record vote.

Voting in the affirmative, 15:

Danner
Duis
Kennedy
Knight
Luedtke
Moulton
Proud
Schmit
Schreurs
Simpson
Swanson
Waldron
Warner
Wenzlaff
Wylie

Voting in the negative, 30:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Kokes
Kremer

Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Skarda
Stull
Syas
Waldo
Wallwey
Ziebarth

Not voting, 4:

Carstens
Klaver
Whitney
Wiltse

The motion lost.

LEGISLATIVE BILL 1381. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to make certain acts unlawful; to provide penalties; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 6:

Danner
Hanna
Proud
Waldron
Warner
Wylie

Not voting, 2:

Klaver
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1402. With emergency.

A BILL FOR AN ACT to amend sections 45-335 and 45-338, Reissue Revised Statutes of Nebraska, 1943, relating to installment sales; to redefine terms; to provide an alternative statement of the time price differential; to provide an operative date; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Klaver
Mahoney
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Member Excused

Mr. Burbach asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

LEGISLATIVE BILL 1421. With emergency.

A BILL FOR AN ACT making appropriations for the state government of the State of Nebraska for the biennium beginning July 1, 1969, and ending June 30, 1971; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Carpenter
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 1:

Danner

Not voting, 5:

Burbach
Carstens
Klaver
Nore
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Explanation of Vote

Had I been present I would have voted "aye" on LB 1421.

(Signed) J. W. Burbach

Had I been present I would have voted "aye" on LB 1402.

(Signed) Eugene T. Mahoney

Had I been present I would have voted "aye" on LB 1421.

(Signed) Fred W. Carstens.

Had I been present I would have voted "nay" on LB 578.

(Signed) Jerome Warner

Presented to the Governor

Presented to the Governor for approval on June 27, 1969 at 8:40 a.m.: LB 1423 LB 1406 LB 1380 LB 1336 LB 1023 LB 832 LB 777 LB 659

(Signed) Mary Ostdiek
Asst. Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 514. Correctly enrolled.

LEGISLATIVE BILL 578. Correctly enrolled.

LEGISLATIVE BILL 603. Correctly enrolled.

LEGISLATIVE BILL 1198. Correctly enrolled.

LEGISLATIVE BILL 1381. Correctly enrolled.

LEGISLATIVE BILL 1402. Correctly enrolled.

LEGISLATIVE BILL 1421. Correctly enrolled.

LEGISLATIVE BILL 1366. Replaced on Select File as amended.

E and R amendment to LB 1366:

1. In line 2 of E & R amendment 3, insert a semicolon after "officer".

LEGISLATIVE BILL 1418. Replaced on Select File as amended.

E and R amendments to LB 1418:

1. In section 1, line 15, strike "and" and insert "and".

2. In the title, line 3, insert ", and section 79-490, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 829, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 3, insert "to provide an exception;" after the semicolon; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 442. Replaced on Select File as amended.

E and R amendments to LB 442:

1. In section 1, line 5, strike "That the" and insert "The"; in line 8 and lines 10 and 11, strike "That if" and insert "If"; in line 9, strike "ordinances" and insert "ordinance"; and in lines 16 and 17, strike "this section" and insert "the immediately preceding sentence".

2. In section 4, line 4, strike "their ordinances" and insert "its ordinance"; in line 8 insert "be

guilty of a misdemeanor and shall" after "shall"; and in line 9, strike the comma.

3. Renumber section 4, added by the Holmquist amendment as section 5.

4. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT relating to cities and villages, all; to provide authority and jurisdiction over sanitary plumbing to municipalities as prescribed; to provide standards; to provide exceptions; and to provide penalties.".

LEGISLATIVE BILL 1382. Placed on Select File as amended.

E and R amendments to LB 1382:

1. In section 1, line 113, strike *"and"*; and strike the semicolon in line 127 and the first semicolon in line 128 and in each case insert an underscored comma.

2. In section 2, line 20, insert *"or"* before "channel".

3. In section 3, strike lines 12 and 13 and insert *"tions 3 to 11 of this act, and such rules and regulations"*; and in line 26, insert *"of this act"* after *"11"*.

4. In standing committee amendment 1, line 3, strike "said" and insert "such"; in line 7, strike *"the terms of"*; and in line 9, insert "before the period" before the period.

5. Renumber new sections 11 and 12 as sections 12 and 13 and restore original section number 11 to renumbered section 13.

6. In original section 11, lines 3 and 4, strike *"brought under the power of eminent domain,"*; and strike line 5 and insert *"effective date of this act."*.

7. In renumbered section 12, line 1, strike *"parties"* and insert *"party"*; and in lines 2 and 6, insert *"sections 3 to 11 of"* after *"of"*.

8. In lieu of the Carpenter amendment, in renumbered section 13, line 4, strike "may" and insert "~~may~~ *shall*".

9. In renumbered section 13, line 7, insert an underscored comma after "court".

10. In standing committee amendment 4, line 2, insert "and" after the second comma.

11. In the title, line 2, strike "39-1303 and 39-1320" and insert "39-1302, 39-1320, and 76-719.01"; and in line 8, insert "to change provisions for payment of the amount deposited by the condemner;" after the semicolon.

LEGISLATIVE BILL 172. Placed on Select File as amended.

E and R amendments to LB 172:

1. In section 1, line 4, strike "is" and insert "as" as in the statutes; in line 7, strike *"examiners"* and insert *"examiner's"*; and in line 8, insert "certified" after *"issued"*.

2. In section 3, line 17, strike *", (2), and"* and insert *"to"*.

3. In renumbered section 6, line 25, insert *"for services for trainable mentally retarded children"* after *"contract"*; and strike line 28 and insert *"law."*.

4. In renumbered section 7, line 3, strike *"such"*; in lines 5 and 9, strike *"these"*; and in lines 5 and 9, insert *"for the trainable mentally retarded"* after *"programs"*.

5. In the title, line 3, strike "43-616,".

LEGISLATIVE BILL 1067. Placed on Select File as amended.

E and R amendments to LB 1067:

1. In renumbered section 4, line 4, strike "processor or producer" and insert "producer or processor".

2. In renumbered section 5, line 9, strike "producer's share of the".

3. In renumbered section 6, line 2, strike "of same" and insert "thereof".

4. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT to adopt the Nebraska Sugar Beet Weighing and Testing Act as prescribed; and to declare an emergency.".

LEGISLATIVE BILL 855. Placed on Select File as amended.

E and R amendments to LB 855:

1. In section 1, line 3, strike "71-3901." and insert "~~71-3901.~~"

2. In line 9 of the Wylie amendment 1, adopted 6/25, insert ", *one of whom shall be*" after "*citizens*".

3. In line 2 of the Wylie amendment 2, adopted 6/25, strike "~~(4)~~".

4. In section 4, line 9, strike the comma.

5. In section 5, lines 2 and 3, strike "*and all funds appropriated to the office of mental retardation*"; and strike the sentence beginning in line 5.

LEGISLATIVE BILL 1410. Placed on Select File as amended.

E and R amendments to LB 1410:

1. In section 1, line 17, strike "reparation" and insert "~~reparation~~ *repair*"; and in line 43, strike "several" and insert "~~several~~".

2. In the Mahoney amendment, line 2, strike "43" and insert "49".

3. In the title, line 7, strike the semicolon and insert "or both; to clarify provisions; to provide qualifications for the deputy;".

LEGISLATIVE BILL 566. Placed on Select File as amended.

E and R amendments to LB 566:

1. In the Warner amendment, line 3, strike "department" and insert "employer".

2. In section 1, line 12, strike "an appropriation" and insert "appropriations".

3. In the title, line 3, insert "employed by and required by the employer to be" after "parents"; and in line 5 insert "or by the State Board of Education" after "Commission".

LEGISLATIVE BILL 1234. Placed on Select File as amended.

E and R amendments to LB 1234:

1. In section 1, strike line 8 and insert *"commission shall"*.

2. In renumbered section 2, line 1, strike *"That any"* and insert *"Any"*.

3. In renumbered section 3, line 1, strike *"That the"* and insert *"The"*; and in line 3, strike *"effect"* and insert *"affect"*.

4. In the title, line 4, strike "Nebraska" and insert "State"; in line 7, strike "all" and insert "certain"; and strike beginning with "to" in line 7 through the semicolon in line 9.

LEGISLATIVE BILL 1041. Placed on Select File as amended.

E and R amendments to LB 1041:

1. In section 1, line 10, strike "twenty-one" and insert "~~twenty one~~ *twenty*".

2. In standing committee amendment 2, line 2, strike "and ten" and insert *"ten"*.

3. In the title, line 5, insert "to harmonize with previous legislation;" after the semicolon.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 514 LB 578 LB 603 LB 1198 LB 1381 LB 1402 LB 1421 and LR 69

STANDING COMMITTEE REPORT

Nebraska Retirement Systems

LEGISLATIVE BILL 1369. Placed on General File as amended.

Standing Committee amendments to LB 1369:

1. Strike sections 1 and 2 and insert the following:

"Section 1. That section 60-441, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-441. The word patrolmen when used in sections 60-441 to ~~60-460~~ *60-461* shall mean the officers and patrolmen provided for in sections 60-431 to 60-440.

Sec. 2. That section 60-442, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-442. A retirement system is hereby created and established to be known as the Nebraska State Patrolmen's Retirement System. It is the legislative intent and purpose of sections 60-441 to ~~60-460~~ *60-461* to provide certain retirement and other benefits for patrolmen of the Nebraska State Patrol in the amounts and under the terms and conditions hereinafter set forth. It is further the legislative intent and purpose of sections 60-441 to ~~60-460~~ *60-461* that when and if the Federal Social Security Act, or any amendment thereto, or any similar or related federal act shall be enacted or amended so as to permit the inclusion of such patrolmen of the Nebraska State Patrol, then and in that event the State of Nebraska may at its election through appropriate legislative action adjust the benefits provided in sections ~~60-442 to 60-460~~ *60-441 to 60-461* and the contributions hereinafter called for so that the fund provided for by sections 60-441 to ~~60-460~~ *60-461* or any amendments thereto may become merged with or integrated with said Federal Social Security System.

Sec. 3. That section 60-444, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-444. Each patrolman while in the service of the Nebraska State Patrol shall pay a sum equal to ~~five~~ *seven* per cent of his monthly salary ~~but not exceeding the sum of fifteen dollars per month except as hereinafter provided~~. Such amounts shall be deducted monthly by the Director of Administrative Services who shall draw a warrant monthly in the amount of the total deductions from salaries of members of the Nebraska State Patrol and the State Treasurer shall credit the amount of such warrant to the fund created by sections 60-441 to ~~60-460~~ *60-461.* The director shall cause a detailed report of all monthly deductions to be made each month to the Board of Educational Lands and Funds. In addition thereto, there shall be transferred from the General Fund monthly, by the State Treasurer, a sum equal to the amount of said salary deductions each month, the same to be credited to the fund created by sections 60-441 to ~~60-460~~ *60-461.* The fund shall further be supplemented biennially by an appropriation in such amount as may be determined ~~by the Legislature to insure the actuarial soundness of the Nebraska State Patrolmen's Retirement System~~ *on the basis of an actuarial valuation to be sufficient to fully fund the* *unfunded accrued liabilities of the system by level payments up to January 1, 1994.*

Sec. 4. That section 60-445, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-445. All money received by said system shall be set aside by the State Treasurer and credited to the State Patrolmen's Retirement Fund created by sections 60-441 to ~~60-460~~ *60-461.* Out of said fund shall be paid the expenses of the system, and the benefits and annuities as provided in sections ~~60-446~~ *60-441* to ~~60-460~~ *60-461.* ~~The amount of contributions required from the members of the Nebraska State Patrol and from the General Fund may be increased from time to time to insure the actuarial soundness of the retirement fund created by sections 60-441 to 60-460.~~

Sec. 5. That section 60-446, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-446. The general administration of the Nebraska State Patrolmen's Retirement System, except the investment of funds subject to investment under section 72-1215, is hereby vested in the Board of Educational Lands and Funds. The board shall make rules and regulations not inconsistent herewith, as may be necessary to carry out the provisions of sections 60-441 to ~~60-460~~ *60-461.* The board shall employ an executive officer and such assistants and employees as may be necessary to efficiently discharge the duties imposed by sections 60-441 to ~~60-460~~ *60-461.*

Sec. 6. That section 60-448, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-448. The executive officer in charge of the system shall keep a record of all acts and proceedings taken by the officers. He shall keep a complete record of the names of all the members, their ages and length of service, the salary of each member, together with such other facts as may be necessary in the administration of the provisions of sections 60-441 to ~~60-460~~ *60-461*, and for the purpose of obtaining such facts, he shall have access to the records of the various departments of the state. A certified copy of a birth certificate or delayed birth certificate shall be prima facie evidence of the age of the person named therein.

Sec. 7. That section 60-452, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-452.(1) Every patrolman who shall have been in the employ of the state as such ~~for twenty years or more~~, and who shall become disabled and physically unfit to perform his duties of a patrolman ~~as a direct result of an injury, or other disability incurred in or arising out of any act of duty~~, shall be entitled to retire and receive an annuity as provided by law; and every patrolman who shall have been in the employ of the state as such for twenty years or more and has attained the age of fifty-five years or more shall be entitled to retire and receive an annuity as provided by law.

(2) The right to retire at the age of fifty-five years, as referred to in subsection (1) of this section, shall be at the option of the patrolman but such retirement shall be mandatory upon the patrolman attaining the age of sixty years.

(3) Any patrolman who has attained the age of sixty years upon his separation from state service but who has not been in the employ of the state for twenty years as such shall be entitled to the annuity as provided for in sections 60-441 to 60-461 upon payment by the patrolman of such sum, as will result by multiplying the number of months which he would be required to serve so as to complete twenty years of service, by the amount of his monthly salary deductions at the time when he attains the age of sixty years.

Sec. 8. That section 60-452.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-452.01. ~~Any patrolman qualified for an annuity as provided in section 60-452, shall receive as his annuity according to the position or rank of the retiring officer as follows:~~

~~Colonel, three hundred twelve dollars and fifty cents per month;~~

~~Major, two hundred sixty-five dollars per month;~~

~~Captain, two hundred thirty-five dollars per month;~~

~~Lieutenant, two hundred seven dollars and fifty cents per month;~~

~~Sergeant, one hundred ninety-seven dollars and fifty cents per month;~~

~~Corporal, one hundred ninety-two dollars and fifty cents per month; and~~

~~Trooper, one hundred eighty-seven dollars and fifty cents per month; *Provided*, if the patrolman qualifies for an annuity before reaching sixty years of age and continues in the employ of the state until he reaches the age of sixty years, he shall receive as an annuity a sum equal~~

~~to one half of his monthly salary on the date of retirement to be paid in monthly installments during the remainder of his life; *and provided further*, that the annuity payable hereunder shall be reduced by the amount of any benefits received by such patrolman under the Nebraska and federal old age and survivors insurance acts. Upon his death after retirement his widow, if married to the patrolman prior to the last four years of service of such patrolman prior to his retirement, shall continue to receive one half of the amount of such patrolman's annuity for the remainder of her life, but not to exceed twenty years from the date of the retirement of the patrolman, or until she remarries. When such patrolman's death results from accident or injuries arising out of and in the course of his employment it shall not be required that his widow have been married to him for the last four years in order to qualify for such payment. If there is no widow living at the time of his death after retirement, or upon her death or remarriage after his death after such retirement, his child or children, if any, shall receive such one half of the amount of such patrolman's annuity until he or they attain the age of sixteen years. If there should be more than one such child under the age of sixteen years at such time, the amount thereof shall be divided between such children under such age and, as they attain the age of sixteen years, only the other child or children under such age shall participate therein. Upon the death in line of duty of any patrolman prior to his attainment of retirement age, the same benefits shall be paid to his survivor or survivors, as herein provided, as would have been paid if he had attained retirement age and had been retired on the date of his death. Upon the death of any patrolman after he has reached retirement age but prior to his retirement, the same benefits shall be paid to his survivor or survivors, as herein provided, as would have been paid if he had been retired on the date of his death.~~ *(1) Any patrolman qualified for an annuity, as provided in section 60-452 for reasons other than disability, shall be entitled to receive a monthly annuity for the remainder of his life. The amount of the annuity shall be a percentage of his final average monthly salary. The percentage shall be two per cent multiplied by the number of years of service, as calculated in section 60-460; Provided, that the percentage shall never be greater than sixty per cent. For purposes of this computation, final average monthly salary is defined to be the sum of the patrolman's total salary during his final five* *years of service as a patrolman divided by sixty.*

(2) Any patrolman qualified for an annuity, as provided in section 60-452 for reasons of disability, shall be entitled to receive a monthly annuity for the remainder of his period of disablement, as provided in sections 60-455 to 60-457. The amount of the annuity shall be fifty per cent of the patrolman's monthly salary at the date of disablement.

(3) Upon the death of a patrolman after retirement for reasons other than disability, his widow, if married to the patrolman prior to the last four years of service of such patrolman prior to his retirement, shall continue to receive fifty per cent of the amount of such patrolman's annuity for the remainder of her life, but not to exceed twenty years from the date of the retirement of the patrolman, or until she remarries, whichever occurs first; Provided, that if the widow has a dependent child or children under age nineteen in her care, that the benefit shall be seventy-five per cent of the amount of such patrolman's annuity until such time as the youngest such dependent child attains the age of nineteen years after which time the benefit is reduced to fifty per cent of the amount of such patrolman's annuity. If there is no widow living at the date of the patrolman's death, his child or children, if any, shall continue to receive fifty per cent of the amount of such patrolman's annuity until such time as the youngest such child attains the age of nineteen years. If there should be more than one such child under the age of nineteen years at such time, the amount thereof shall be divided equally among such children under such age and, as they attain the age of nineteen years, only the other child or children under such age shall participate therein. Upon the death of a patrolman after retirement for reasons of disability, benefits shall be provided as if the patrolman had retired for reasons other than disability, except that it shall not be required that his widow have been married to him for the last four years in order to qualify for such benefits. Upon the death of a patrolman before retirement, benefits shall be provided as if the patrolman had retired for reasons of disability on the date of his death; Provided, that if no benefits are paid to a surviving widow or dependent children, benefits will be paid as described in subsection (1) of section 60-458.

(4) Any benefits provided in subsections (1), (2) and (3) of this section shall apply only to retirements, disabilities, and deaths occurring on or after the effective date of this act. No benefits being paid under the

system on the effective date of this act shall be modified, in any way, by the enactment of this act.

Sec. 9. That section 60-456, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-456. No disability benefit payments shall be made except upon adequate proof furnished to the system of the existence of such disability, and during the time when any such benefits are being paid, the system shall have the right, at reasonable times, to require the disabled patrolman to submit proof of the continuance of the disability claimed. *For the first three years that disability payments are made, disability is defined to be the complete inability of the patrolman, for reasons of accident or sickness, to perform the duties of a patrolman. After the first three years that disability payments are made, disability is defined to be the complete inability of the patrolman, for reasons of accident or sickness, to perform the duties of any occupation for which he is reasonably suited by education, training, and experience.*

Sec. 10. That section 60-458, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-458. *(1)* Should any patrolman, prior to becoming ~~fifty five years of age, and with less than twenty years of service~~ *eligible to retire, as provided in section 60-452*, become separated from state service as a patrolman *for reasons other than death or disability*, either voluntarily or involuntarily, such patrolman shall thereupon be entitled to receive all payments which have been made by salary deductions into the fund created by sections 60-441 to ~~60-460~~ *60-461*; ~~and in the event of his death, unless a survivor's annuity is payable under the provisions of section 60-452.01, the amount he has paid into said fund, less all payments received by him hereunder, shall be paid to the surviving spouse, if any, and if there be no surviving spouse, then to the heirs as provided by the laws of descent.~~

(2) In lieu of the benefit described in subsection (1) of this section, the patrolman may elect to receive a deferred annuity to commence at age sixty. If this election is made, the contributions made to the system by the patrolman may not be withdrawn from the system. The deferred annuity to commence at age sixty is computed as a percentage of the retirement annuity, as computed in subsection (1) of section 60-452.01. The percentage is zero per cent for the first ten years of service; fifty per cent after ten completed years of

service, increasing by five per cent for each completed year of service for the next ten years of service; and one hundred per cent after twenty completed years of service.

Sec. 11. That section 60-459, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-459. All annuities or benefits which any person shall be entitled to receive under the provisions of sections 60-441 to ~~60-460~~ *60-461* shall not be subject to garnishment, attachment or levy, and the same shall at all times be exempt.

Sec. 12. That section 60-460, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-460. In computing length of service under sections 60-441 to ~~60-460~~ *60-461*, such service shall include any service with the Nebraska State Patrol, permanent force, as established by the act creating the Nebraska State Patrol *computed to the nearest one-twelfth year.*

Sec. 13. That original sections 60-441, 60-442, 60-444, 60-445, 60-446, 60-448, 60-452, 60-452.01, 60-456, 60-458, 60-459, and 60-460, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

(Signed) Claire W. Holmquist, Chairman

MOTION—Reconsider Action

Mr. Schreurs moved to reconsider action and hold LB 1381 until July 7.

The motion lost with 3 ayes, 30 nays and 16 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 70. Re: Study Need for Civil Service or Merit System for County Employees

Introduced by William R. Skarda, Jr., 7th District; Bill K. Bloom, 20th District; Eugene T. Mahoney, 5th District; Florence B. Reynolds, 14th District; Edward R. Danner, 11th District; Harold T. Moylan, 6th District; C. F. Moulton, 8th District; Richard F. Proud, 12th District; Henry F. Pedersen, Jr., 4th District and George Syas, 13th District.

WHEREAS, the Legislature is concerned with providing and promoting economical and efficient service at all levels of government in the State of Nebraska; and

WHEREAS, one of the most important elements of economical and efficient service is the hiring and retention of competent, dedicated employees; and

WHEREAS, steps are being taken to develop a comprehensive personnel system for state government in order to assure equality of opportunity for all employees; and

WHEREAS, similar provisions may prove to be valuable for certain political subdivisions of this state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study the need for a civil service or merit system for employees of counties in this state.

2. That the committee report its findings and recommendations to the Legislative Council and the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

SELECT FILE

LEGISLATIVE BILL 753. E and R amendment found in the Legislative Journal for the One Hundred-seventeenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1360. E and R amendment found in the Legislative Journal for the One Hundred-seventeenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 918. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1083. E and R amendment found in the Legislative Journal for the One Hundred-seventeenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 330. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 776. E and R amendment found in the Legislative Journal for the One Hundred-seventeenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1385. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1167. E and R amendment found in the Legislative Journal for the One Hundred-seventeenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 907. E and R amendment found in the Legislative Journal for the One Hundred-seventeenth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 351. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 934. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Mr. Waldo offered the following unanimous consent amendment:

Strike the Kremer amendment to the Standing Committee amendment adopted June 23.

Mr. Carpenter objected.

Mr. Waldo moved to return LB 934 to General File for the specific amendment.

The motion lost with 8 ayes, 15 nays and 26 not voting.

Mr. Waldo asked unanimous consent to bracket the bill.

Mr. Robinson objected.

Mr. Waldo moved to bracket the bill.

Mr. Waldo requested a Call of the House. The Call showed 40 members present.

Mr. Waldo moved to raise the Call. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Waldo requested a record vote on his motion.

Voting in the affirmative, 19:

Batchelder
Bloom
Craft
Elrod
Harsh
Hasebroock
Kennedy
Knight
Kremer
Mahoney
Moulton
Nore
Orme
Schmit
Skarda
Waldo
Warner
Wenzlaff
Wylie

Voting in the negative, 15:

Carpenter
Clark
Danner
Duis
Holmquist
Keyes
Kokes
Luedtke
Marvel
Moylan
Robinson
Simpson
Swanson
Waldron
Wallwey

Not voting, 15:

Budd
Burbach
Carstens
Hanna
Johnson
Klaver
Pedersen
Proud
Reynolds
Schreurs
Stull
Syas
Whitney
Wiltse
Ziebarth

The motion prevailed.

MOTION—Recess

Mr. Pedersen moved to recess until 1:30 p.m.

The motion lost with 16 ayes, 24 nays and 9 not voting.

MOTION—Reconsider Action

Mr. Carpenter moved to reconsider action on LB 353.

Motion pending. Laid over.

Presented to the Governor

Presented to the Governor for approval on June 27, 1969 at 11:50 a.m.: LB 906 LB 1061 LB 1421 LB 1402 LB 1381 LB 1198 LB 603 LB 578 LB 514

(Signed) Ruth Bossard, Enrolling Clerk

Report of Registered Lobbyists

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period June 13, 1969 through June 26, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

O'Keefe, John R., Lincoln, Games & Parks Commission

Rall, Frank and Raglin, Jim, Lincoln, Nebraska Bankers Assn., Trust Division

Franson, Joseph M., Lincoln, National Farmers Organization

Members Excused

Mr. Knight asked unanimous consent to be excused through July 14th. No objections. So ordered.

Messrs. Ziebarth, Pedersen and Harsh asked unanimous consent to be excused July 7 and 8. No objections. So ordered.

UNANIMOUS CONSENT—Bracket Bills

Mr. Harsh asked unanimous consent to bracket LB 979, LB 538, LB 438 and LB 177 on General File for July 10. No objections. So ordered.

Mr. Harsh asked unanimous consent to bracket LB 1425 on Select File.

Mr. Carpenter objected.

MOTION—Adjournment

Mr. Waldron moved to adjourn.

The motion lost with 18 ayes, 22 nays and 9 not voting.

Member Excused

Mr. Waldron asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

MOTION—Recess

Mr. Pedersen moved to recess until 1:30 p.m.

The motion lost with 19 ayes, 22 nays and 8 not voting.

Members Excused

Messrs. Skarda and Mahoney asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

MOTION—Select File Bills

Mr. Swanson moved to complete Select File.
The motion prevailed.

SELECT FILE

LEGISLATIVE BILL 1006. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1047. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1059. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1158. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Mr. Syas offered the following amendment, which was adopted by unanimous consent:

1. In section 8, strike lines 24 to 28 and insert
"courts; student employees of the University of Nebraska
and the state colleges.".

Mr. Swanson offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1168. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1213. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1306. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1352. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1384. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1387. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1400. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1404. Mr. Marvel offered the following amendments, which were adopted by unanimous consent:

1. Add a new section 1 to read as follows:

"Section 1. That section 72-716.02, Revised Statutes Supplement, 1967, be amended to read as follows:

72-716.02. The proceeds of the State Office Building Fund created by section 72-716.01 shall be expended by the State Building Commission, as and when appropriated by the Legislature, as follows:

(1) Eight hundred thousand dollars for the erection and equipping of a laboratory building to be located on real estate owned by the State of Nebraska, north of the State Penitentiary near the northwest corner of Fourteenth and Stockwell Streets in the city of Lincoln; and

(2) ~~After erecting and equipping of the laboratory as provided in subdivision (1) of this section, the~~ *The* balance to be used for the costs and payments to be made by the State of Nebraska to the city of Lincoln for the use by the state of such building or facility or portion thereof, as described in section 72-718.01 and equipping the same, which building may be known as the Nebraska Centennial Building if the state is the sole user and occupier thereof, to be located as provided in section 72-718.01, *and for the cost of construction of a tunnel between the State Capitol Building and the office building.*".

2. Renumber original sections 1 and 2 as sections 2 and 3 respectively.

3. In renumbered section 3, line 2 strike "is" and insert "and section 72-716.02, Revised Statutes Supplement, 1967, and also section 72-1007, Reissue Revised Statutes of Nebraska, 1943, are".

4. Add a new section 4 to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1413. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1414. E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1425. Mr. Nore moved to bracket the bill.

The motion lost with 16 ayes, 19 nays and 14 not voting.

E and R amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Mr. Ziebarth offered the following additional E and R amendment, which was adopted:

1. In line 7 of E & R amendment 7, strike "6,217,000" and insert "6,217,903".

Mr. Knight offered the following amendment, which was adopted by unanimous consent:

1. Amend original section 9 (new section 13), line 3, as amended, by striking "12,330,855" and inserting in lieu thereof "23,304,255".

Mr. Marvel offered the following amendments, which were adopted by unanimous consent:

1. In new section 8, insert:

	Cash (C)Fund	Total Appropriation
"(9) Ponca State Park	15,000	15,000"

and in the last line strike 68,672 and 94,872 and insert in lieu thereof "83,672" and "109,872."

2. Strike the new section 9 and the amendments thereto and insert:

"Sec. 9. The receipts for the period July 1, 1969, to June 30, 1971, inuring to the Land and Water Conservation Fund, together with any unexpended balances on hand on June 30, 1969, are hereby appropriated and reappropriated for the projects specified in sections 6, 7, and 8 of this act; *Provided* that not to exceed $240,000 is appropriated for the Gibbon Interstate 80 Wayside area and not to exceed $40,000 is appropriated for the Grand Island Interstate 80 Wayside area."

Mr. Hasebroock offered the following amendments, which were adopted by unanimous consent:

1. Insert one new section to read as follows:

"Sec. 10. The Game and Parks Commission may expend funds appropriated for general operating expenses as may be required for abstracting, recording, and miscellaneous legal and transfer fees to complete acquisitions of land transferred to the Game and Parks Commission by entities of government, persons, or corporations by gift, grant, devise, patent, or trade."

2. Renumber sections 10 through 14 as 11 through 15 respectively.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1366. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1418. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 442. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1382. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 172. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1067. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 855. E and R amendments found in this Day's Journal were adopted.

Bracketed at the request of Mr. Wylie.

LEGISLATIVE BILL 1410. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 566. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1234. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1041. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

Adjournment

At 12:42 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., July 7, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-NINETEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, July 7, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O God, we turn to Thee in the faith that Thou dost understand and art very merciful. Some of us are not sure concerning Thee; not sure how Thou dost reveal Thy will to us; not sure that it is possible for us to know, in every decision, just what Thou desirest Thy servants to do. But if we could say, "This is what God wants us to do," none would vote against it, and how much time and temper and money would be saved. Make each one of us willing to yield himself to Thee in prayer and obedience. Come and deliver us, O Holy Spirit, and lead us into Thy truth. Amen.

The roll was called and all members were present except Messrs. Harsh, Knight, Pedersen, Ziebarth, Danner and Marvel, who were excused; Mr. Bloom excused unil 9:45 and Mr. Carpenter excused until 11:30.

Corrections for the Journal

Page 2820, line 36, delete "renumber" and insert "renumbered".

Page 2840, after line 11, insert: Mr. Kennedy asked unanimous consent to pass over LB 1195 until Monday, July 7. No objections. So ordered.

Communications

Letter from Senator Roman L. Hruska acknowledging receipt of LR 50.

Letter from Mr. William E. Galbraith, Deputy Under Secretary, Department of Agriculture, Washington, D.C. acknowledging receipt of LR 54.

Note of appreciation from Sarah Srb acknowledging receipt of wedding gift.

Print in Journal

Speaker Warner directed the following opinion be printed in the Journal.

June 25, 1969

SUBJECT: Constitutional Amendments; Requirements for Special Elections Thereon.

REQUESTED BY: Mr. Vincent D. Brown, Assistant Clerk of the Legislature, Capitol Building, Lincoln, Nebraska.

OPINION BY: Clarence A. H. Meyer, Attorney General, Calvin E. Robinson, Assistant Attorney General.

QUESTION: Does the number of Legislators approving a proposed amendment to the Constitution of Nebraska determine the election at which the amendment shall be submitted to the electorate?

CONCLUSION: No.

ANALYSIS

Prior to its amendment in 1968, Article XVI, Sec. 1, Constitution of Nebraska, provided as follows:

> "The Legislature may propose amendments to this Consitution. If the same be agreed to by three-fifths of the members elected to the Legislature, such proposed amendments shall be entered on the journal, with yeas and nays, and published once each week for three consecutive weeks, in at least one newspaper in each county, where a newspaper is published, immediately preceding the next election of members of the Legislature. * * *."

At the general election of 1968, this section was amended by adding to the last quoted sentence, the following:

> "* * * or a special election called by the vote of four-fifths of the members elected to the Legislature for the purpose of submitting such proposed amendments to the electors * * *."

In the second sentence of the section appears the word "same," which clearly refers to the word "amendments" in the first sentence. Thus, prior to 1968, only if a proposed amendment were agreed to by three-fifths of the members of the Legislature, could the proposed amendment be submitted to the electorate. Indeed, even the second sentence does not literally provide for an election. It provides that when the proposed amendment has met the condition of legislative agreement, it shall be spread on the journal and then published. Such publication, prior to the 1968 amendment, was to occur prior to the succeeding election of members of the Legislature.

The 1968 amendment begins with the conjunction "or," which can only be intended to connect the word "election," as used in the 1968 amendment, with the word "election," as used in the pre-1968 section. Thus, the legislatively approved amendment shall now be published prior to either a general election or a special election.

Under the above analysis, it will be seen that the clear intent of the 1968 amendment was intended to provide only for the calling of a special election on constitutional amendments, and not to provide an alternative to the three-fifths requirement for the approval of proposed amendments. We consider the above construction to follow the clear language used in the subject constitutional amendment and the clear language of the Constitution must ordinarily be followed. Example, Ramsey v. Gage County, 153 Neb. 24, 43 N. W. 2d 593; and State ex rel. Caldwell v. Peterson, 153 Neb. 402, 45 N. W. 2d 122.

We would consider the above to be consistent with public policy. If a relatively unimportant amendment were approved by a unanimous Legislature, it would be absurd to interpret Article XVI, Sec. 1, automatically to require that the public be required to bear the expense and inconvenience of a special election. This contingency could even force members of the Legislature to vote against the approval of the proposed amendment, or to abstain from voting at all, merely to avoid the necessity of a special election. Conversely to the above, if a controversial proposed amendment received a bare three-fifths vote of legislative approval, a legislator who opposed the approval might still deem its submission at a special election to be desirable. To permit him this flexibility would seem the better public policy. The Constitution cannot be construed, against its clear language, to lead to a result which would cause undue violence to established principles and to public policy. See, e.g., State ex rel. School District of Scottsbluff, 168 Neb. 166, 95 N. W. 2d 538.

It may also be noted that the 1968 amendment refers to an election "called by * * * the Legislature." This clearly contemplates that the Legislature must expressly call for a special election. Had the constitutional intent been automatically to require a special election whenever four-fifths of the Legislature agreed to a proposed constitutional amendment, this could easily have been provided in unambiguous language.

Under the above analysis, it is our opinion that when a proposed constitutional amendment is approved by at least three-fifths of the members of the Legislature, that approval, by itself neither requires nor precludes the submission of the amendment at a special election, regardless of the fractional part of the members who so agree to the measure. Specifically, if at least three-fifths, but less than four-fifths, of the members agree to the measure, four-fifths of the members may still call a special election for the purpose of submitting the proposed amendment to the electorate. Conversely, if four-fifths of the members agree to a proposed constitutional amendment, no special election would be required unless the bill approving the proposed amendment specifically called a special election, or unless a separate bill called a special election at which the proposed amendment could be submitted.

Yours very truly,
CLARENCE A. H. MEYER
Attorney General

(Signed) Calvin E. Robinson
Assistant Attorney General

CER:hw

APPROVED:

(Signed) Clarence A. H. Meyer
Attorney General

Messages from the Governor

July 3, 1969

Mr. President, Mr. Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Gentlemen:

Please be informed that I have reappointed the following to the Advisory Committee to the Department of Economic Development for a four-year term beginning July 1, 1969:

Bennett Martin, Lincoln
Calvin L. Hayes, South Sioux City
Carlin Whitesell, Omaha
Gary Carpenter, Scottsbluff
Neil Colerick, Alliance
Robert Runice, Omaha

I have also appointed Dale R. Rist of Lincoln to the Advisory Committee to the Departments of Public Welfare and Public Institutions, replacing Mrs. Kara Lee Eikleberry who has resigned. The appointment expires January 1, 1970.

Very truly yours,

(Signed) Norbert T. Tiemann
Governor

NTT:lsl

June 27, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 26, 1969 I approved LB 247, LB 342, LB 459, LB 469, LB 519, LB 688, LB 810, LB 816, LB 987, LB 1020, LB 1182, LB 1350, LB 1383 and LB 1391.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

June 27, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 27, 1969 I approved LB 603.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

June 27, 1969,

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on June 27, 1969 I approved LB 514, LB 578, LB 659, LB 777, LB 832, LB 906, LB 1023, LB 1061, LB 1198, LB 1336, LB 1380, LB 1381, LB 1402, LB 1406, LB 1421 and LB 1423.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 330. Replaced on Select File as amended.

E and R amendment to LB 330:

1. In E & R 5, line 1, strike "4" and insert "2".
2. In E & R 13, line 1, insert "line 5," after the comma.
3. In E & R 14, line 1, strike "6" and insert "5".

LEGISLATIVE BILL 1041. Replaced on Select File as amended.

E and R amendment to LB 1041:

1. Strike E & R amendments 1 and 3, adopted 6/27/69.

LEGISLATIVE BILL 1158. Replaced on Select File as amended.

E and R amendment to LB 1158:

1. Because of E & R amendment 7, adopted 6/27/69, in the Syas amendment, adopted 6/27/69, strike lines 2 and 3 and insert "*'courts'*.".

LEGISLATIVE BILL 1160. Replaced on Select File as amended.

E and R amendment to LB 1160:

1. In the title, line 2, strike "an amendment" and insert "amendments"; in line 3 insert ", and Article IV, sections 1 and 16" after "10"; and in line 7, strike "amendment" and insert "amendments".

LEGISLATIVE BILL 1306. Replaced on Select File as amended.

E and R amendments to LB 1306:

1. In line 2 of E & R amendment 3, strike "or".
2. In the title, line 6, insert a semicolon after "penalties".

LEGISLATIVE BILL 1404. Replaced on Select file as amended.

E and R amendments to LB 1404:

1. In new section 1, line 24, strike "*the office*" and insert "*such*".

2. In the title, line 3, insert ", and section 72-716.02, Revised Statutes Supplement, 1967" after "1943"; in line 6 strike "and" and insert "to provide an additional purpose for such fund;"; and in line 6 strike "section" and insert "sections, and also section 72-1007, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency".

LEGISLATIVE BILL 290. Correctly engrossed.

LEGISLATIVE BILL 345. Correctly engrossed.

LEGISLATIVE BILL 351. Correctly engrossed.

LEGISLATIVE BILL 369. Correctly engrossed.

LEGISLATIVE BILL 442. Correctly engrossed.

LEGISLATIVE BILL 476. Correctly engrossed.

LEGISLATIVE BILL 566. Correctly engrossed.

LEGISLATIVE BILL 753. Correctly engrossed.

LEGISLATIVE BILL 776. Correctly engrossed.

LEGISLATIVE BILL 864. Correctly engrossed.

LEGISLATIVE BILL 907. Correctly engrossed.

LEGISLATIVE BILL 1006. Correctly engrossed.

LEGISLATIVE BILL 1047. Correctly engrossed.

LEGISLATIVE BILL 1059. Correctly engrossed.

LEGISLATIVE BILL 1083. Correctly engrossed.

LEGISLATIVE BILL 1097. Correctly re-engrossed.

LEGISLATIVE BILL 1167. Correctly engrossed.

LEGISLATIVE BILL 1168. Correctly engrossed.

LEGISLATIVE BILL 1213. Correctly engrossed.

LEGISLATIVE BILL 1234. Correctly engrossed.

LEGISLATIVE BILL 1294. Correctly engrossed.

LEGISLATIVE BILL 1301. Correctly engrossed.

LEGISLATIVE BILL 1330. Correctly engrossed.

LEGISLATIVE BILL 1352. Correctly engrossed.

LEGISLATIVE BILL 1360. Correctly engrossed.

LEGISLATIVE BILL 1366. Correctly engrossed.

LEGISLATIVE BILL 1377. Correctly engrossed.

LEGISLATIVE BILL 1378. Correctly engrossed.

LEGISLATIVE BILL 1379. Correctly re-engrossed.

LEGISLATIVE BILL 1384. Correctly engrossed.

LEGISLATIVE BILL 1385. Correctly engrossed.

LEGISLATIVE BILL 1386. Correctly engrossed.

LEGISLATIVE BILL 1387. Correctly engrossed.

LEGISLATIVE BILL 1400. Correctly engrossed.

LEGISLATIVE BILL 1407. Correctly engrossed.

LEGISLATIVE BILL 1410. Correctly engrossed.

LEGISLATIVE BILL 1413. Correctly engrossed.

LEGISLATIVE BILL 1414. Correctly engrossed.

LEGISLATIVE BILL 1419. Correctly engrossed.

LEGISLATIVE BILL 1420. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Reconsider Action on LB 1195

Mr. Kennedy asked unanimous consent to pass over reconsidering action on LB 1195 until next Monday.

Mr. Syas objected.

Mr. Kennedy moved to reconsider action on LB 1195.

The motion lost with 11 ayes, 20 nays and 18 not voting.

MOTION—Return LB 1418 to Select File

Mr. Keyes moved to return LB 1418 to Select File for the following specific amendment: Strike the Keyes amendment found on page 2786 of Journal for 117th day and insert in lieu thereof the following: "Provided, that the provisions of subparagraph (3) of section 79-490 shall not apply to students in grades nine through twelve in any class III school district which has an average daily membership of ten thousand students or more."

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1418.

The Keyes specific amendment found in this Day's Journal was adopted with 37 ayes, 0 nays and 12 not voting.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 248

Mr. Hasebroock asked unanimous consent to unbracket LB 248. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 950. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-sixth Day were adopted.

Advanced to E and R for review with 25 ayes, 14 nays and 10 not voting.

LEGISLATIVE BILL 1325. Reading waived. Explained.

Mr. Swanson offered the following amendment to the Standing Committee amendment, which adopted:
Amend to read "Sec. 4" in place of "Sec. 3".

Standing Committee amendment found in the Legislative Journal for the Eightieth Day was adopted as amended.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 770. Reading waived. Explained.

Mr. Kremer offered the following amendment, which was adopted:

Add to Sec. 8 line 3 "not to exceed $48,000.00".

Mr. Waldo requested a call of the House. The Call showed 34 members present.

Mr. Simpson moved the Call be raised.

Motion prevailed with 30 ayes, 0 nays and 19 not voting.

Advanced to E and R for Review with 21 ayes, 14 nays and 14 not voting.

Mr. Batchelder Presiding

LEGISLATIVE BILL 1416. Reading waived. Explained.

Mr. Burbach offered the following amendments, which were adopted:

1. In section 4, line 3, insert "or disapproval, in whole or in part," after "approval".

2. In section 5, strike the first sentence; in line 6, strike "also"; and in line 8, strike "five hundred thousand" and insert "one million".

3. In section 6, strike lines 1 to 3 and insert: "Sec. 6. The Adjutant General shall adopt rules and".

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 464. Laid over at the request of Mrs. Orme.

UNANIMOUS CONSENT—Take up LB 1323

Mr. Swanson asked unanimous consent to take up LB 1323 on Wednesday. No objection. So ordered.

LEGISLATIVE BILL 1106. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-ninth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1398. Laid over at the request of Mr. Swanson.

LEGISLATIVE BILL 1320. Reading waived. Explained.

Mr. Waldron offered the following amendment to the standing committee amendments:

Strike original section 6 of amendments and insert the following:

Section 6. Within two years of the effective date of this act, all state agencies owning vehicles and airplanes except aircraft of the National Guard or Air National Guard used primarily for transportation of persons which were paid for wholly or partially by funds other than the General Fund shall transfer title to such vehicles to the transportation services bureau. The transportation services bureau shall compute the value of such vehicles at time of transfer and give credit to the appropriate agency and program for the portion of such value based on the percentage of original purchase cost charged to non-General Fund appropriations. To get such credit each agency will make available the appropriate accounting data. Such credit will be applied against future daily, weekly, or monthly charges but not against future mileage charges.

Amendment pending.

Recess

At 11:50 a.m. on a motion by Mr. Klaver, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Mr. Budd, excused until 2:10 p.m., Mr. Holmquist, excused until 2:30 p.m. and Messrs. Danner, Harsh, Knight, Marvel, Pedersen and Ziebarth, who were excused.

GENERAL FILE

LEGISLATIVE BILL 1320. Considered.

The pending Waldron amendment was adopted.

Mr. Mahoney offered the following amendment to the Standing Committee amendments, which was adopted:

Strike all reference to aircraft from Committee amendments.

Standing Committee amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted as amended.

Mr. Carpenter offered the following amendment, which was adopted:

1. Add a new section to read as follows:

'Sec. 10. The provisions of sections 1 to 5 of this act shall not apply to any court or the motor vehicles thereof.".

2. Renumber original section 10 as section 11.

Advanced to E and R for review with 26 ayes, 6 nays and 17 not voting.

Mr. Hasebroock Presiding

LEGISLATIVE BILL 1187. Reading waived. Explained.

Mr. Waldron requested a Call of the House. The Call showed 31 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Advanced to E and R for review with 23 ayes, 6 nays and 20 not voting.

LEGISLATIVE BILL 572. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Advanced to E and R for review with 27 ayes, 5 nays and 17 not voting.

LEGISLATIVE BILL 629. Reading waived. Explained.

Mr. Carpenter offered the following Pedersen amendment, which was adopted:

Amend LB 629 by striking Sections 1 and 2 and by inserting two new Sections to be entitled Section 1 and Section 2 to read as follows:

Section 1: No person shall be permitted to practice as an attorney in any of the courts of this state while holding the office of Judge or Clerk of the Supreme Court, or judge of the District Court, or county judge in any county having a population of more than sixteen thousand, or judge of a municipal court, *in metropolitan cities, primary cities, or* *cities of the first class with a population of more than thirteen thousand inhabitants located in a county having a population of more than thirty-three thousand inhabitants according to the most recent federal census,* or sheriff, constable, country clerk, clerk of the district court, or jailer, in the county where they hold their respective offices; *Provided,* such prohibition shall not apply to acting county judges appointed under the provisions of section 24-507; *and provided further,* where an attorney at law holds the office of county judge or justice of the peace, he shall not be permitted to practice as an attorney in any action, matter, or proceeding brought before himself, or appealed from his decision to a higher court, nor shall any county judge draw any paper or written instrument to be filed in his own court, except such as he is required by law to draw. Any person who shall violate any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than five nor more than twenty-five dollars.

Section 2: That original section 7-111, Reissue Revised Statutes of Nebraska 1943, is repealed.

Mr. Carpenter offered ahe following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 31 ayes, 1 nay and 17 not voting.

Mr. Carpenter asked unanimous consent to expedite LB 629. No objections. So ordered.

LEGISLATIVE BILL 78. Reading waived. Explained.

Standing committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 37 ayes, 2 nays and 10 not voting.

LEGISLATIVE BILL 150. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 30 ayes, 1 nay and 18 not voting.

LEGISLATIVE BILL 173. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 26 ayes, 5 nays and 18 not voting.

LEGISLATIVE BILL 295. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 493. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 24 ayes, 7 nays and 18 not voting.

LEGISLATIVE BILL 570. Reading waived. Explained.

Mr. Carpenter moved to reject Standing Committee amendment #1 found in the Legislative Journal for the Seventy-ninth Day. The motion prevailed.

Standing Committee amendment #2 is pending.

Mr. Carpenter asked unanimous consent to lay over LB 570 until tomorrow. No objections. So ordered.

LEGISLATIVE BILL 580. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-ninth day were adopted.

Mr. Carpenter offered the following amendments found in the Legislative Journal for the Ninety-second day. Amendments pending.

Mr. Klaver offered the following amendment to the Carpenter amendment, which was adopted: That County Assessors in Class Seven counties salaries shall be $20,000.00.

Mr. Carpenter asked unanimous consent to withdraw amendments 1, 2, and 3 as printed on page 2066 of the Legislative Journal. Mr. Kokes objected.

Mr. Carpenter moved to withdraw amendments 1, 2, and 3 as printed on page 2066 of the Legislative Journal. The motion prevailed.

The Carpenter pending amendments, as amended, were adopted.

Laid over at the request of Mr. Wallwey. No objections. So ordered.

LEGISLATIVE BILL 853. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 870. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 879. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

VISITORS

Mr. Kennedy introduced Adrin Anderson, Jewel Johnson, Lenard Rankin, Vern Rankin and Art Rassmusson from Newman Grove area.

Mr. Schreurs introduced Avinash Yaur, Chemical Engineer at the University of Washington at Seattle.

ADJOURNMENT

At 4:01 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Tuesday, July 8, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-TWENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, July 8, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m, Speaker Warner, presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, we know that we, by ourselves are not sufficient for these days and for problems greater than the measure of our best wisdom. May we here be aware of the unseen Presence. May Thy spirit move among us, that there may be concession without coercion, and conciliation without compromise. May these senators, who represent us, represent Thee, and, in Thy spirit be courageous enough to begin anew, fearless enough to make mistakes, and loving enough to forgive others. May we have the courage to apply what we applaud. To the end that we may help to establish Thy way of life for the people of this state. So may all of us do the best we can, by Thy help, and be willing to leave the issue in Thy hands, through Christ our Lord. Amen.

The roll was called and all members were present except Messrs. Bloom, Danner, Harsh, Knight, Marvel, Pedersen, Waldo, and Ziebarth who were excused; Mr. Carpenter excused until 9:15 a.m. and Mr. Waldron excused until 10:45 a.m.

Corrections for the Journal

Page 2853, after line 23, insert the following:

"Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause."

Page 2846, line 24, delete " 'courts.'.". and insert " '*courts.*'.".

Communications

Note of appreciation from Mrs. Edward Smith, Senator Keyes daughter, acknowledging receipt of wedding gift.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 172. Correctly engrossed.

LEGISLATIVE BILL 1067. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Hold LB 542 on Final Reading

Mr. Budd asked unanimous consent to hold LB 542 on Final Reading until tomorrow. No objections, so ordered.

SELECT FILE

LEGISLATIVE BILL 330. E and R amendments found in the Legislative Journal for the One Hundred-nineteenth Day were adopted.

Bracketed at the request of Mr. Luedtke.

LEGISLATIVE BILL 1041. E and R amendments found in the Legislative Journal for the One Hundred-nineteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1158. E and R amendments found in the Legislative Journal for the One Hundred-nineteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1160. E and R amendments found in the Legislative Journal for the One Hundred-nineteenth Day were adopted.

Mr. Swanson offered the following amendments, which were adopted by unanimous consent:

1. In Standing Committee amendment 1, section 16, line 7 strike "The" and insert "*After January 1, 1975, the*".

2. In Standing Committee amendment 2, line 14 insert "after January 1, 1975, he" after "and".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1306. E and R amendments found in the Legislative Journal for the One Hundred-nineteenth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1404. E and R amendments found in the Legislative Journal for the One Hundred-nineteenth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 19. Considered.

Mr. Carpenter's pending amendment found in the Legislative Journal for the One Hundred-seventeenth Day was adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 464. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-third Day were offered.

Mr. Simpson requested a machine vote.

Mrs. Orme requested a Call of the House. The Call showed 37 members present.

Mr. Schreurs moved the Call be raised.

Motion prevailed with 29 ayes, 3 nays and 17 not voting.

Mrs. Orme requested a record vote.

Voting in the affirmative, 20:

Budd
Burbach
Carpenter
Clark
Duis
Hanna
Hasebroock
Holmquist
Johnson
Keyes
Kokes
Kremer
Proud
Schmit
Schreurs
Stull
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 15:

Batchelder
Carstens
Craft
Elrod
Klaver
Luedtke
Nore
Orme
Reynolds
Robinson
Simpson
Swanson
Syas
Wallwey
Wenzlaff

Not voting, 14:

Bloom
Danner
Harsh
Kennedy
Knight
Mahoney
Marvel
Moulton
Moylan
Pedersen
Skarda
Waldo
Waldron
Ziebarth

Standing Committee amendments were adopted.

Laid over at the request of Mrs. Orme until Thursday, July 10.

LEGISLATIVE BILL 1398. Laid over until July 15 at the request of Mr. Swanson.

LEGISLATIVE BILL 1425. Bracketed until Thursday, July 10 at the request of Mr. Burbach.

UNANIMOUS CONSENT—Unbracket LB 718

Mr. Carpenter asked unanimous consent to unbracket LB 718 on select file. No objection. So ordered.

SELECT FILE

LEGISLATIVE BILL 718.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1346

Mr. Simpson asked unanimous consent to unbracket LB 1346.

Mr. Holmquist objected.

Mr. Simpson moved to unbracket LB 1346.

Mr. Wylie moved to amend Simpson motion and unbracket all bills on Select File with fiscal impact. Motion prevailed.

Simpson motion prevailed as amended with 22 ayes, 15 nays and 12 not voting.

The Chair ruled to take up the unbracketed bills on Select File tomorrow.

Member Excused

Mr. Batchelder asked unanimous consent to be excused Friday, July 11, 1969. No objections. So ordered.

Mr. Simpson Presiding

GENERAL FILE

LEGISLATIVE BILL 1367. Reading waived. Explained.

Mr. Carpenter moved to indefinitely postpone. Motion pending.

Recess

At 11:55 a.m., on a motion by Mr. Klaver, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Mr. Simpson presiding.

The roll was called and all members were present except Messrs. Bloom, Danner, Harsh, Johnson, Kennedy, Knight, Marvel, Pedersen, Waldo and Ziebarth, who were excused.

GENERAL FILE

LEGISLATIVE BILL 1367. Considered.

Mr. Proud moved the previous question. The question is, "Shall the debate now cease?"

The motion failed with 23 ayes, 1 nay and 25 not voting.

The pending Carpenter motion prevailed with 20 ayes, 17 nays and 12 not voting.

LEGISLATIVE BILL 248. Reading waived. Explained.

The pending Hasebroock amendment found in the Legislative Journal for the Sixty-eighth Day was withdrawn by unanimous consent.

Mr. Hasebroock offered the following amendment, which was adopted:

Amend Standing Committee amendment to read "Two members shall be licensed to practice medicine and surgery . . . ."

Standing Committee amendment found in the Legislative Journal for the Fifty-third Day was adopted as amended.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 570. Considered.

The pending Standing Committee amendment #2 was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 580. Considered.

Mr. Elrod offered the following unanimous consent amendment:

That the Carpenter amendment, as amended and adopted on July 7 be stricken.

Mr. Klaver objected.

Mr. Elrod moved to amend his amendment to read, "Strike all the Carpenter amendment except the Klaver amendment to the Carpenter amendment".

The Elrod amendment was adopted as amended.

Mr. Carpenter offered the following amendment to the Standing Committee amendments, which was adopted:

Section 5, line 6, after the word "salary" insert the following:

"No full-time deputy shall, except for vacation and sick leave periods established by the county board, be entitled to such salary during any period of time that such deputy is not actually engaged in the performance of the official duties of a deputy."

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 945. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 953. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-ninth Day was adopted.

Advanced to E and R for review with 24 ayes, 4 nays and 21 not voting.

LEGISLATIVE BILL 1269. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-sixth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1018. Bracketed at the request of Speaker Warner.

LEGISLATIVE BILL 1279. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred-twelfth Day was adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 1017. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for review with 25 ayes, 7 nays and 17 not voting.

LEGISLATIVE BILL 555. Reading waived. Explained.

Mr. Carstens moved to indefinitely postpone.

Mr. Syas requested a record vote.

Voting in the affirmative, 22:

Budd
Burbach
Carstens
Clark
Craft
Duis
Hanna
Hasebroock
Holmquist
Kokes
Kremer
Orme
Proud
Robinson
Schreurs
Stull
Swanson
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 10:

Carpenter
Keyes
Klaver
Luedtke
Moulton
Moylan
Reynolds
Syas
Waldron
Warner

Not voting, 17:

Batchelder
Bloom
Danner
Elrod
Harsh
Johnson
Kennedy
Knight
Mahoney
Marvel
Nore
Pedersen
Schmit
Simpson
Skarda
Waldo
Ziebarth

The motion prevailed.

Member Excused

Mr. Schmit asked unanimous consent to be excused for the remainder of the afternoon and tomorrow. No objections. So ordered.

LEGISLATIVE BILL 663. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

Member Excused

Mr. Wiltse asked unanimous consent to be excused for the remainder of the afternoon. No objections. So ordered.

Visitors

Mrs. Orme introduced 26 students from the Clare McPhee school and teachers Florence McGonagle, Twila Liggett, Mary Ann Atkinson and Janice Dummer.

Mr. Kokes introduced 13 members of the Valley County Teen-Age Republicans from Ord and their sponsors, Mr. and Mrs. Adrian Remington, Mrs. Orel Koelling and Mrs. Dean Bresley.

LEGISLATIVE BILL 861. Reading waived. Explained.

Mr. Whitney offered the following amendments to the Standing Committee amendments which were adopted:

1. In section 1, show the matter in lines 1 to 8 as new matter.

2. Strike Standing Committee amendment 1, and insert the following:

"In section 1, strike lines 8 to 13 and insert '*Insurance Corporation. Deposits may be made in excess of the amounts so secured by such Federal Deposit Insurance Corporation and the amount of the excess deposit shall be secured by a bond or a pledge of assets in the same manner as is provided for cities of the first class in sections 16-714 and 16-715, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.*'".

3. In Standing Committee amendment 2, section 3, lines 5 and 6, strike the new matter, and strike lines 12 to 14 and insert "~~following conditions: All such deposits shall be subject to payment when demanded by the city treasurer on his check, and such~~ *Such* deposits shall be subject to all", and line 21, strike the new matter and reinstate the old matter.

4. In Standing Committee amendment 2, section 4, line 20 strike *"institutions"* and insert *"banks"*; and strike lines 28 and 29 and insert *"Insurance Corporation."*.

5. In Standing Committee amendment 2, section 5, lines 4, 5, 22 and 24 strike the new matter and reinstate the old matter; and lines 14 to 16 strike "pay said deposit and the accretion when demanded by the city treasurer on his check at any time and" and show same as stricken matter.

6. In Standing Committee amendment 2, section 6, line 4, reinstate stricken matter, lines 24 and 25 strike new matter and reinstate the old matter.

Standing Committee amendments found in the Legislative Journal for the Seventieth Day were adopted as amended.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 612. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventieth Day was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 838. Reading waived. Explained.

Advanced to E and R for review with 18 ayes, 2 nays and 29 not voting.

LEGISLATIVE BILL 642. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-first Day were adopted.

Laid over at the request of Mr. Carstens.

LEGISLATIVE BILL 1181. Reading waived. Explained.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

UNANIMOUS CONSENT—To Hold Meeting

Mr. Swanson asked unanimous consent to hold a meeting of the Telecommunications Committee at 8:30 a.m. on Thursday, July 10, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Warner asked unanimous consent to take up the following bills on General File as the first order of business on Thursday, July 10, 1969: LB 1303, LB 1302, LB 1300, LB 1304, LB 1299, LB 1298, LB 1312, LB 1314, LB 1296, LB 949, and LB 766. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 629. Placed on Select File as amended.

E and R amendments to LB 629:

1. In new section 1, before line 1, insert:

"Section 1. That section 7-111, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 166, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:"; in line 1, strike "*Section 1:*" and insert "7-111." with paragraphing; in line 3, strike the second "or"; in line 4, strike "or" and insert "judge of the Nebraska Workmen's Compensation Court,"; strike line 6 and insert "municipal court. ~~of this state,~~ *in cities of the metropolitan or primary class or*"; in lines 12 and 13, strike "; *Provided*, such" and insert ". Such"; and in lines 14 and 15, strike "; *and provided further*, where" and insert "or acting judges of the Nebraska Workmen's Compensation Court appointed under the provisions of section 48-155.01. Where".

2. Amend section 2 to read:

"Sec. 2. That original section 7-111, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 166, Eightieth Session, Nebraska State Legislature, 1969, is repealed.".

3. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend section 7-111, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 166, Eightieth Session, Nebraska State Legislature, 1969, relating to attorneys; to harmonize with previous legislation; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 950. Placed on Select File as amended.

E and R amendments to LB 950:

1. In section 7, line 1, insert *"judicial district"* after *"The"*; and in the last line insert *"shall represent all such persons in cases arising"* after *"defender"*.

2. Add a new section to read:

"Sec. 8. That section 29-1803.03, Revised Statutes Supplement, 1967, be amended to read as follows:

29-1803.03. Counsel appointed as provided in section 29-1803.02 shall apply to the district court before which the proceedings were had, or in which his appointment is recorded, for fees for services performed. The court, upon hearing the application, shall fix reasonable fees. The county board of the county wherein the proceedings were had shall allow the account, bill, or claim presented by any attorney for services performed under the provisions of sections 29-1803.01 to 29-1803.03 ~~and 29-1804~~ in the amount determined by the court. No such account, bill, or claim shall be allowed by the county board until the amount thereof shall have been determined by the court.".

3. Renumber original section 8 as section 9; in line 1 thereof insert "original section 29-1803.03, Revised Statutes Supplement, 1967, and" after "That"; and in line 2, insert a comma after "Supplement".

4. In the title, line 3, insert "; to amend section 29-1803.03, Revised Statutes Supplement, 1967; and to repeal the original section, and also sections 29-1804 and 29-1805, Revised Statutes Supplement, 1967" after "prescribed".

LEGISLATIVE BILL 1325. Placed on Select File as amended.

E and R amendments to LB 1325:

1. In section 1, line 10, strike the second comma as in the statutes.

2. In section 2, lines 5 and 6, strike *"materiel division head"* and insert *"the head of the materiel division"*.

3. In section 4, insert *", which is hereby established,"* after *"Services"* in line 44; in line 47, strike *"materiels"* and insert *"materiel"*; strike line 55 and insert *"pose of surplus material;"* and in lines 71, 75, and 79, insert *"all cases in"* after *"in"*.

4. In section 5, line 5, insert *"thereof"* after *"duties"*; and in line 8, strike *"names"* and insert *"name"*.

5. In the title, line 6, insert "the" after "of"; and in lines 9 and 10, strike "division of materiels divisions" and insert "materiel division".

LEGISLATIVE BILL 770. Placed on Select File as amended.

E and R amendments to LB 770:

1. In section 1, strike the comma in line 2; and in lines 4 and 5 strike "and to serve" and insert "with service to be".

2. In section 2, line 6, strike "Applicant" and insert "Persons appointed to such position"; and in line 8, strike "he".

3. In section 3, strike line 5 and insert "birds not protected as game animals or birds and which".

4. In section 5, lines 3 and 4, strike "will in turn," and insert "shall"; and in line 4, strike "for" and insert "of".

5. In section 6, lines 8 and 9, strike "the specific killer type predator" and insert "specific predators".

6. In lieu of the Kremer amendment, line 2, insert ", not to exceed forty-eight thousand dollars," after "funds".

LEGISLATIVE BILL 1416. Placed on Select File as amended.

E and R amendments to LB 1416:

1. In section 1, line 1, strike "by" and insert "in".

2. In the title, line 4, strike "appropriations" and insert "an appropriation".

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Order of Business

Mr .Carpenter asked for unanimous consent to revert to Select File for the purpose of advancing LB 629. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 629. E and R amendments found in the Legislative Journal for the One Hundred-nineteenth Day were adopted.

Advanced to E and R for engrossment.

Adjournment

Mr. Nore offered a motion to adjourn. At 4:03 p.m., on an amended motion by Mr. Kremer, the Legislature adjourned until 8:30 a.m., Wednesday, July 9, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED TWENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, July 9, 1969

Pursuant to adjournment, the Legislature met at 8:35 a.m., Speaker Warner presiding.

Prayer was offered by Mr. Kremer.

The roll was called and all members were present except Messrs. Bloom, Harsh, Knight, Pedersen, Proud and Ziebarth who were excused; Mr. Danner and Mr. Schreurs were excused until 8:45 a.m.; Mr. Marvel and Mrs. Orme were excused until 9:00 a.m.

Corrections for the Journal

Page 2860, line 29, after "adopted" insert "as amended."
Also see page 2896 for additional corrections.

Motion—Suspend Rules

Mr. Holmquist moved to suspend the rules and take up Final Reading bills set for July 10 today.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Bracket LB 442

Mr. Whitney asked unanimous consent to bracket LB 442 on Final Reading. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 78. Placed on Select File.

LEGISLATIVE BILL 150. Placed on Select File as amended.

E and R amendments to LB 150:

1. For correlation purposes, in line 2 of section 1, insert ", as amended by section 1, Legislative Bill 572, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in line 8, strike "eighteen" and insert "twenty-five".

2. In section 3, line 1, and the title, line 2, strike "sections 24-201.01 and" and insert "section"; and in section 3, line 2, and the title, line 3, insert ", and section 24-201.01, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 150, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

LEGISLATIVE BILL 173. Placed on Select File.

LEGISLATIVE BILL 572. Placed on Select File as amended.

E and R amendments to LB 572:

1. In sections 1 and 2, lines 1 and 2, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1967".

2. In the title, lines 4 and 5, strike "to thirty-five thousand dollars".

LEGISLATIVE BILL 1106. Placed on Select File as amended.

E and R amendments to LB 1106:

1. In standing committee amendment 1, strike line 2 and insert "line 11 strike 'asylums, reformatories' and insert '~~asylums~~, ~~reformatories~~ *and all*' ".

2. In section 1, line 15, insert an underscored comma after "*institution*" and after "*unannounced*"; in lines 20 and 25, strike "*act*" and insert "*section*"; and in line 21, strike "*toward*" and insert "*with respect to*".

LEGISLATIVE BILL 1187. Placed on Select File.

LEGISLATIVE BILL 918. Correctly re-engrossed.

LEGISLATIVE BILL 1041. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

MOTION—Return LB 542 to Select File

Mr. Budd moved to return LB 542 to Select File for a specific amendment.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 345.

A BILL FOR AN ACT relating to agriculture; to adopt the Nebraska Seed Law; to provide penalties; and to repeal sections 81-2,135.01 to 81-2,146.01, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 7:

Bloom
Harsh
Knight
Kokes
Pedersen
Proud
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 351. With emergency.

A BILL FOR AN ACT relating to mechanic's liens; to make certain acts unlawful; to provide penalties; to repeal section 52-120, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 9:

Bloom
Harsh
Knight
Kokes
Pedersen
Proud
Schmit
Wallwey
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 369.

Introduced by Fern Hubbard Orme, 29th District; Harold D. Simpson, 46th District; William F. Swanson, 27th District; Roland A. Luedtke, 28th District; Jerome Warner, 25th District; John E. Knight, 26th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article XI, section 4, of the Constitution of Nebraska, relating to municipal corporations; to change the required number of qualified electors necessary to petition for the amendment of a home rule charter or to call a charter convention; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XI, section 4, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 4. Such charter so ratified and adopted may be amended, or a charter convention called, by a proposal therefor made by the governing body of such city or by the qualified electors in number not less than ten per cent of the number of registered voters of the city at the last general state election, by petition filed with the council or governing authorities. The council or governing authorities shall submit the same to a vote of the qualified electors at the next general or special election not held within thirty days after such petition is filed. In submitting any such charter or charter amendments, any alternative article or section may be presented for the choice of the voters and may be voted on separately without prejudice to others. Whenever the question of a charter convention is carried by a majority of those voting thereon, a charter convention shall be called through a special election ordinance, and the same shall be constituted and held and the proposed charter submitted to a vote of the qualified electors, approved or rejected, as provided in Section 2 hereof. The city clerk of said city shall publish with his official certification, for three times, a week apart in the official paper in said city, if there be one, and if there be no official paper, then in at least one newspaper, published and in general circulation in said city, the full text of any charter or charter amendment to be voted on at any general or special election.

No charter or charter amendment adopted under the provisions of this amendment shall be amended or repealed except by electoral vote. And no such charter or charter amendment shall diminish the tax rate for state purposes fixed by act of the Legislature, or interfere in any wise with the collection of state taxes."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to change the number of electors to petition for the amendment of the charter of a home rule city or to call a charter convention.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Budd
Burbach
Carpenter
Clark
Danner
Duis
Hanna
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 12:

Bloom
Carstens
Craft
Elrod
Harsh
Hasebroock
Klaver
Knight
Orme
Pedersen
Proud
Ziebarth

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 476.

Introduced by Roland A. Luedtke, 28th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, sections 1, 14, and 20, of the Constitution of Nebraska, and to repeal Article V, sections 15, 16, 17, and 18, of the Constitution of Nebraska, relating to courts; to eliminate justices of the peace as constitutional courts; to permit county court districts; to provide general administrative authority over all courts; to provide for an administrator of courts; to provide restrictions for judges; to require residence for judges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, sections 1, 14, and 20, of the Constitution of Nebraska, and for repeal of Article V, sections 15, 16, 17, and 18, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"(1) That Article V, sections 1, 14, and 20, of the Constitution of Nebraska be amended as follows:

Sec. 1. The judicial power of the state shall be vested in a Supreme Court, district courts, county courts, in and for each county, with one or more judges for each county, or with one judge for two or more counties, as the Legislature shall provide, and such other courts inferior to the Supreme Court as may be created by law. In accordance with rules established by the Supreme Court and not in conflict with other provisions of this Constitution and laws governing such matters, general administrative authority over all courts in this state shall be vested in the Supreme Court and shall be exercised by the Chief Justice. The Chief Justice shall be the executive head of the courts and may appoint an administrative director thereof.

Sec. 14. No judge of the Supreme or district courts shall act as attorney or counsellor at law in any manner whatsoever. No judge shall practice law in any court in any matter arising in or growing out of any proceedings in his own court.

Sec. 20. All officers provided for in this Article shall hold their offices until their successors shall be qualified and they shall respectively reside in the district or county from which they shall be selected. All officers, when not otherwise provided for in this Article, shall perform such duties and receive such compensation as may be prescribed by law.

(2) That Article V, sections 15, 16, 17, and 18, of the Constitution of Nebraska be repealed."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to eliminate justices of the peace as constitutional courts, to permit county court districts, to delete certain constitutional requirements relating to county courts and county judges, to vest general administrative authority over all courts in the Supreme Court, to provide for an administrative director of courts, to restrict the practice of law by judges, and to provide residence requirements for judges.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Wallwey
Warner
Wiltse

Voting in the negative, 11:

Batchelder
Clark
Duis
Hanna
Kennedy
Kokes
Kremer
Waldron
Wenzlaff
Whitney
Wylie

Not voting, 7:

Bloom
Harsh
Knight
Pedersen
Proud
Waldo
Ziebarth

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 566. Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 753. With emergency.

A BILL FOR AN ACT to amend sections 71-1630 and 71-1631.01, Reissue Revised Statutes of Nebraska, 1943, sections 23-174, 23-174.10, and 71-1631, Revised Statutes Supplement, 1967, and section 71-1632, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 962, Eightieth Session, Nebraska State Legislature, 1969, relating to public health and welfare; to provide for penalties; to provide for regulations; to change provisions for officers, employees, duties, and powers of health districts and city-county health departments as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 8:

Bloom
Harsh
Knight
Orme
Pedersen
Proud
Syas
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 776. With emergency.

A BILL FOR AN ACT to appropriate the sum of six thousand dollars to aid the Nebraska Academy of Sciences in publishing scientific works submitted by Nebraska scientists to the Nebraska Academy of Sciences for the biennium ending June 30, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 2:

Batchelder
Carpenter

Not voting, 8:

Bloom
Harsh
Knight
Pedersen
Proud
Syas
Waldo
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 864.

A BILL FOR AN ACT to amend section 36-213, Reissue Revised Statutes of Nebraska, 1943, relating to the assignment of wages; to require that assignments specify the employer who will pay the assigned wages; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 12:

Bloom
Budd
Carpenter
Danner
Harsh
Keyes
Knight
Mahoney
Pedersen
Proud
Skarda
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 907.

A BILL FOR AN ACT to amend section 23-351, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to change the amount that counties may expend for the purchase and erection of monuments or markers and purchase of historic sites as prescribed; to provide alternate purposes; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Batchelder
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse

Voting in the negative, 1:

Hanna

Not voting, 12:

Bloom
Budd
Carpenter
Danner
Harsh
Knight
Mahoney
Pedersen
Proud
Whitney
Wylie
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1006. With emergency.

A BILL FOR AN ACT relating to highways; to provide limitations on the liability of a contractor for prescribed damages; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Batchelder
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 12:

Bloom
Budd
Carpenter
Harsh
Knight
Mahoney
Marvel
Pedersen
Proud
Schreurs
Syas
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1047.

A BILL FOR AN ACT to adopt the Nebraska Poultry Disease Control Act; to provide penalties; and to provide severability.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Budd
Carpenter
Carstens
Craft
Elrod
Hasebroock
Kennedy
Klaver
Kremer
Luedtke
Moulton
Moylan
Orme
Reynolds
Schmit
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 11:

Batchelder
Burbach
Clark
Duis
Hanna
Johnson
Keyes
Kokes
Robinson
Stull
Wylie

Not voting, 11:

Bloom
Danner
Harsh
Holmquist
Knight
Mahoney
Marvel
Nore
Pedersen
Proud
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1059. Laid over at the request of Mr. Hasebroock.

LEGISLATIVE BILL 1083. Laid over until Monday July 14 at the request of Mr. Mahoney.

Member Excused

Mr. Carstens asked unanimous consent to be excused from 11:00 to 12:00 a.m. No objections. So ordered.

MOTION—Return LB 1413 to Select File

Mr. Burbach moved to return LB 1413 to Select File for a specific amendment.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 384. Advanced to E and R for engrossment.

LEGISLATIVE BILL 521. Mr. Schmit offered the following unanimous consent amendment:

1. In section 4, strike lines 9 and 10, and insert "Public Counsel shall receive such salary as is set by the Executive Board of the Legislative Council.".

Mr. Burbach objected.

MOTION—Suspend Rules

Mr. Burbach moved to suspend the rules to permit amendments to bills on Select File today to be adopted by 25 votes instead of by unanimous consent.

The motion prevailed with 33 ayes, 1 nay and 15 not voting.

LEGISLATIVE BILL 521. Mr. Schmit moved the adoption of his pending amendment found in this Day's Journal. Mr. Schmit requested a Call of the House. The Call showed 31 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Syas requested a record vote on the Schmit amendment.

Voting in the affirmative, 28:

Budd
Burbach
Carstens
Danner
Hasebroock
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Reynolds
Robinson
Schmit
Simpson
Skarda
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 8:

Carpenter
Clark
Craft
Holmquist
Schreurs
Stull
Swanson
Syas

Not voting, 13:

Batchelder
Bloom
Duis
Elrod
Hanna
Harsh
Johnson
Knight
Orme
Pedersen
Proud
Wallwey
Ziebarth

The amendment was adopted.

Mr. Holmquist moved to indefinitely postpone.

Mr. Holmquist requested a Call of the House. The Call showed 36 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Holmquist requested a record vote on the original motion.

Voting in the affirmative, 20:

Batchelder
Budd
Clark
Craft
Duis
Hanna
Hasebroock
Holmquist
Kennedy
Kokes
Moulton
Robinson
Schreurs
Simpson
Stull
Swanson
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 15:

Carpenter
Danner
Johnson
Keyes
Klaver
Kremer
Luedtke
Mahoney
Moylan
Nore
Schmit
Skarda
Waldo
Waldron
Warner

Not voting, 14:

Bloom
Burbach
Carstens
Elrod
Harsh
Knight
Marvel
Orme
Pedersen
Proud
Reynolds
Syas
Wallwey
Ziebarth

The motion lost.

The Chair asked for a machine vote on advancing the bill to E and R for engrossment. Voting in the affirmative, 15; voting in the negative, 17; not voting, 17. The Chair declared the motion lost.

Bracketed until Monday, July 14, at the request of Mr. Klaver.

UNANIMOUS CONSENT—Change of Order

Mr. Nore asked unanimous consent that LB 1066 be heard after the bills set for July 10 on General File. No objections. So ordered.

Mr. Wylie Presiding

SELECT FILE

LEGISLATIVE BILL 567. Bracketed at the request of Speaker Warner.

LEGISLATIVE BILL 576. Mr. Elrod offered the following amendment:

1. In section 1, strike the new matter in lines 9 to 16 and insert "*or near Grand Island, under the authority of Chapter 72, article 14. The Game and Parks Commission is authorized to enter into an agreement with the city of Grand Island providing for the supplying by the city of Grand Island to the State of Nebraska for the commission of a headquarters office building and related buildings and facilities, including parking of motor vehicles, in or near the city of Grand Island, as approved by the State Building Commision*".

Mr. Elrod requested a Call of the House. The Call showed 41 members present.

Mr. Simpson moved to raise the Call. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

The Elrod amendment lost with 18 ayes, 14 nays and 17 not voting.

Mr. Duis moved to indefinitely postpone.

Mr. Duis requested a Call of the House. The Call showed 37 members present.

The motion to raise the Call prevailed with 37 ayes, 0 nays and 12 not voting.

The Duis motion lost with 16 ayes, 17 nays and 16 not voting.

Recess

At 11:55 a.m., on a motion by Mr. Nore, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Knight, Pedersen and Proud, who were excused; Mr. Duis was excused until 1:55 p.m.; Mr. Harsh was excused until 2:00 p.m.; Mr. Wylie was excused until 1:45 p.m. and Mr. Ziebarth was excused until 2:00 p.m.

Members Excused

Mr. Budd asked unanimous consent to be excused Thursday afternoon, July 10, 1969. No objections. So ordered.

Mr. Mahoney asked unanimous consent to be excused Thursday, July 10, 1969. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 576.

Mr. Kokes moved that the following motion be adopted:

That we strike the Carpenter amendment and the General File Amendment to LB 576.

Mr. Kokes requested a Call of the House. The Call showed 35 members present.

Mr. Simpson moved the Call be raised.

Motion prevailed with 34 ayes, 0 nays, and 15 not voting.

Mr. Kokes requested a record vote.

Voting in the affirmative, 21:

Batchelder
Budd
Clark
Craft
Elrod
Hanna
Kennedy
Klaver
Kokes
Kremer
Marvel
Moulton
Nore
Reynolds
Robinson
Stull
Waldron
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 15:

Burbach
Carpenter
Carstens
Hasebroock
Holmquist
Johnson
Luedtke
Orme
Schmit
Simpson
Skarda
Swanson
Waldo
Wallwey
Warner

Not voting, 13:

Bloom
Danner
Duis
Harsh
Keyes
Knight
Mahoney
Moylan
Pedersen
Proud
Schreurs
Syas
Ziebarth

The motion lost.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Amend my amendment adopted May 7, 1969, in line 5 of said amendment strike "commission" and insert "construction".

Mr. Stull offered the following amendment:

1. In section 1, strike lines 8 to 16, and insert "meetings shall be held *at the commission headquarters or* ~~in suitable offices to be provided~~ in the State Capitol. *The commission is authorized to enter into an agreement with any city or county providing for the supplying by that city or county to the State of Nebraska for the commission of a headquarters office building and related buildings and facilities therefor, including the parking of motor vehicles, under the authority of Chapter 72, article 14. The commission is hereby authorized to determine a location for its headquarters and may lease with option to purchase such headquarters.*".

The amendment lost with 21 ayes, 16 nays and 12 not voting.

Mr. Wylie moved to indefinitely postpone LB 576.

The motion lost with 6 ayes, 31 nays and 12 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 699. Laid over until tomorrow at the request of Mr. Carstens.

LEGISLATIVE BILL 950. Laid over until tomorrow at the request of Mr. Carstens.

LEGISLATIVE BILL 886.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 890. E and R amendments found in the Legislative Journal for the One Hundred-Third Day were adopted.

Mr. Kremer asked unanimous consent to lay over.

Mr. Carpenter objected.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 916. E and R amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for engrossment.

Mr. Wylie Presiding

Mr. Hasebroock Presiding

LEGISLATIVE BILL 1280.

Mr. Kennedy moved to bracket LB 1280 on Final Reading until LB 979 is advanced.

The motion prevailed.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 1313.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1346. E and R amendments found in the Legislative Journal for the One Hundred-twelfth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1325. E and R amendments found in the Legislative Journal for the One Hundred-twentieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 770. E and R amendments found in the Legislative Journal for the One Hundred-twentieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1416. E and R amendments found in the Legislative Journal for the One Hundred-twentieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 542.

Mr. Budd offered the following specific amendments which were adopted by unanimous consent:

1. In new section 15, strike the new matter and reinstate the stricken matter; and in line 19 after "city" insert "*; Provided, the council, by ordinance, may waive the requirement for a primary election in any year after 1970*".

2. In new section 16, strike the new matter and reinstate the stricken matter in lines 6 through 17; reinstate the stricken matter in lines 54 through 76.

3. Strike new section 17.

4. Renumber renumbered sections 18 to 36 as sections 17 to 35.

5. In renumbered section 20, strike beginning with "*the*" in line 2 through the period in line 4 and insert "*a police judge shall be elected for a term of four years beginning in 1970.*"; and in line 6 strike "*1972*" and insert "*1974*".

6. Insert a new section to be known as section 36 and to read as follows:

"Sec. 36. That section 35-506, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 276, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

35-506. At the time and place fixed by the county clerk for the public meeting as provided in section 35-505, the electors who are owners of any interest in real or personal property assessed for taxation in the district and who are residing within the boundaries of the district shall have the opportunity to decide by majority vote of those present whether the organization of the district shall be completed. Permanent organization shall be effected by the election of a board of directors consisting of five residents of the district. Such directors shall at the first regular meeting after their election select from the board a president, a vice president, and a secretary-treasurer who shall serve as the officers of the board of directors for one year. The board shall reorganize itself annually. The elected member of the board of directors receiving the highest number of votes in the election shall preside over the first regular meeting until the officers of such board have been selected. The three members receiving the highest number of votes shall serve for a term of four years, and the other two members for a term of two years*; and this provision shall apply to directors elected at the organization meeting of the district, and shall also apply to the next regular election of directors of districts in existence on the effective date of this act. Election of directors of existing districts shall be held by the qualified electors present at the regular annual meeting provided for in section 35-507 which is held in the calendar year during which the terms of directors are scheduled to expire.* As the terms of these members expire, their successors shall be elected for four years and hold office until their successors have been elected; *Provided,* that if the district shall embrace more than one township each township may be represented on the board of directors, unless there are more than five townships within the district and in such event there shall be only five directors on the board and no township shall have more than one member elected to such board of directors. In case of a vacancy on account of the resignation, death, or for malfeasance or nonfeasance of a member, the remaining members of the board shall fill the vacancy for the unexpired term. The person appointed to fill the vacancy shall be from the same area as the person whose office is vacated if possible, otherwise from the district at large. The members of the board of directors of a rural or suburban fire protection district shall receive ten dollars for each meeting of the board, but not to exceed four meetings in any calendar year. When it is necessary for any member of the board of directors to travel on business of the district and to attend meetings of the district, he shall be allowed mileage at a rate of not more than ten cents per mile for each mile actually and necessarily traveled.".

7. In renumbered section 43 added by the Pederson amendment adopted 5/27, line 7, strike "who are taxpayers", and show as stricken.

8. Amend renumbered section 44 to read:

"Sec. 44. That original sections 16-306, 17-102, 17-104, 17-107, 17-202, 17-203, 19-404, 19-411, 19-418, 19-432, 19-621, 19-3002, 32-201, 32-502, 32-504, 32-512, 32-513, 79-525, 79-701, and 79-803.03, Reissue Revised

Statutes of Nebraska, 1943, sections 17-701, 19-612, and 79-803, Revised Statutes Supplement, 1967, sections 19-405 and 19-408, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 1 and 3, Legislative Bill 288, Eightieth Session, Nebraska State Legislature, 1969, section 35-506, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 276, Eightieth Session, Nebraska State Legislature, 1969, and section 18-209, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969, and also sections 16-301, 16-303, 17-601, 19-625, 19-626, 19-3007, 19-3008, 19-3009, 19-3010, 32-118, 32-901, 79-516.02, 79-516.03, 79-803.01, 79-803.02, 79-803.04, 79-804, and 79-808, Reissue Revised Statutes of Nebraska, 1943, and sections 16-302, 18-2103.01, 79-702, and 79-803.06, Revised Statutes Supplement, 1967, are repealed.".

9. In the title, strike lines 2 to 25 and all amendments thereto, and insert:

"FOR AN ACT relating to elections; to harmonize certain municipal and school election laws with the general election laws as prescribed; to provide for a deputy clerk in certain counties; to provide for an election commissioner in additional counties; to provide for fees; to provide authority for the Secretary of State; to provide for transition; to clarify procedures for election of rural and suburban fire district directors; to amend sections 16-306, 17-102, 17-104, 17-107, 17-202, 17-203, 19-404, 19-411, 19-418, 19-432, 19-621, 19-3002, 32-201, 32-502, 32-504, 32-512, 32-513, 79-525, 79-701, and 79-803.03, Reissue Revised Statutes of Nebraska, 1943, sections 17-701, 19-612, and 79-803, Revised Statutes Supplement, 1967, sections 19-405 and 19-408, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 1 and 3, Legislative Bill 288, Eightieth Session, Nebraska State Legislature, 1969, section 35-506, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 276, Eightieth Session, Nebraska State Legislature, 1969, and section 18-209, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections, and also sections 16-301, 16-303, 17-601, 19-625,

> 19-626, 19-3007, 19-3008, 19-3009, 19-3010, 32-118, 32-901, 79-516.02, 79-516.03, 79-803.01, 79-803.02, 79-803.04, 79-804, and 79-808, Reissue Revised Statutes of Nebraska, 1943, and sections 16-302, 18-2103.01, 79-702, and 79-803.06, Revised Statutes Supplement, 1967; and to declare an emergency.".

10. Strike E & R amendment 2 adopted June 10, 1969.

11. In E & R amendment 3 adopted June 10, 1969, strike the amendment to line 17.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 1413.

Mr. Burbach offered the following specific amendment which was adopted by unanimous consent:

In line 6, strike "net" and insert the word, "business".

Advanced to E and R for re-engrossment.

MOTION—Return Bills to Select File

Mr. Marvel moved to return LB 1404 to Select File for a specific amendment.

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

Mr. Warner moved to return LB 1301 to Select File for a specific amendment.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Mr. Carpenter moved to return LB 1067 to Select File for a specific amendment.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 1404.

Mr. Marvel offered the following specific amendment which was adopted by unanimous consent:

1. Add a new section to be known as Section 2 and be read as follows:

> "Sec. 2. All delinquent state property tax receipts received by the State Treasurer after July 1, 1969 shall be deposited to the credit of the General Fund."

2. Renumber original Section 2 as Section 3.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1301.

Mr. Warner offered the following specific amendment, which was adopted by unanimous consent:

Amend Section 3 of L.B. 1301 on page 4, lines 40, 41 and 42, by striking therefrom the language: "~~be temporarily invested in the manner provided by law for the investment of other state funds~~", and inserting in its place the following language: *"to the State Treasurer, be invested as provided by Section 72-1222."*

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 1067.

Mr. Carpenter offered the following specific amendment which was adopted by unanimous consent:

Strike the original standing committee amendments which were adopted on general file on June 25, 1969, and substitute the following therefor:

1. Strike original sections 1 to 4 and insert a new section 1 to read as follows:

"Section 1. Samples collected and tests conducted by a sugar beet processor or other parties, to determine tare and sugar content, and also weights, upon which payment from a processor to a producer is based in connection with the sale of sugar beets, shall be subject to check and verification of accuracy by the Director of Agriculture."

2. Renumber original sections 5 to 7 as sections 2 to 4.

3. In renumbered section 2, line 4, strike "weighing and test reports and" and insert "weight, tare, and sugar content test."

4. In renumbered section 3, line 3, strike "or" and insert a comma, and after "testing" insert "or determination of the tare."

5. In renumbered section 4, strike line 8 and insert "against the producer;" in line 9 strike "producer's share of the;" in line 17 strike "supervisory."

6. Strike entire last sentence of original section 8 beginning on line 6 with the word "He" and continuing through line 9 with the word "same." Renumber original section 8 as section 5.

7. Renumber original section 9 as section 6.

8. Renumber original section 10 as section 7. Strike original language and insert therefor: "Following notification by the Director of Agriculture, or his authorized representative, any person, firm, corporation, or association, or any officer or any member of same who continues to collect samples, or to tare, or to test resulting in inaccurate samples, tares, or tests, or who denies access to the Director of Agriculture or his authorized representative, or who fails to remit the fees required by section 4 of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or by imprisonment in the county jail for not more than ninety days, or by both such a fine and imprisonment."

9. Insert a new section 8 to read as follows:

"Section 8. No action taken under this act by the Director of Agriculture shall be at variance with the provisions of the Federal Sugar Act of 1948, as amended, or of any rules or regulations issued thereunder."

10. Renumber original section 11 as section 9, and in line 2 thereof after "Act" insert "and shall apply only to sugar beets produced and processed in the State of Nebraska."

11. Add a new section 10 to read as follows:

"Section 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 286.

Mr. Burbach offered the following specific amendment, which was adopted by unanimous consent:

Amendment to LB 286, Sec. 14, Line 5:

1st 30 days at $15.00 per day County cost.

Beyond 30 days co-responsibility to be $3.00 per day
at Hastings, Lincoln, and Norfolk, Psychiatric
Inst. at Omaha
At Beatrice: 1st 30 days $10.00 cost to County.

Balance of residency to be billed to County at $3.00
per day.

Advanced to E and R for engrossment.

MOTION—Reconsider Action

Mr. Wylie moved to reconsider action on LB 1367.

Motion pending.

Laid over at the request of Mr. Wylie.

MOTION—Reconsider Action

Mrs. Orme renewed her pending motion found in the Legislative Journal for the One Hundred-seventeenth Day to reconsider action on LB 454.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

MOTION—Unbracket and return LB 763 to Select File

Mr. Warner moved to unbracket and return LB 763 to Select File for a specific amendment.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 763.

Mr. Warner offered the following specific amendment which was adopted by unanimous consent:

1. In section 1, strike lines 12 to 14, and insert "Institute and the ~~person who is dean of the College of Medicine of the University of Nebraska~~ *dean of an accredited college of medicine located in the State of Nebraska, to be selected by the other two members of the conference.* The three members of the conference shall ex-".

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 601. Laid over at the request of Mr. Carstens.

LEGISLATIVE BILL 1307. Laid over at the request of Mr. Carstens.

LEGISLATIVE BILL 1323. Reading waived. Explained.

Mr. Swanson offered the following amendments to the Standing Committee amendments, which were adopted:

1. In Section 4 (Page 1) change the word "twenty" (Line 7) to "fifty".

2. At the end of Section 4 (Line 22, Page 1) add:
"*Provided,* the Director of Administrative Services may delegate in writing to a person or persons within a state agency or department, the bureau duties of reviewing contracts and filing of reviews and reports with respect to a state agency or department, after the Director shall have found for compliance with the provisions of this bill, such delegation to be in the best interests of the State of Nebraska."

The Standing Committee amendments found in the Legislative Journal for the Ninety-fourth Day were adopted as amended.

Advanced to E and R for review with 37 ayes, 1 nay and 11 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 629. Correctly engrossed.

Adjournment

At 4:01 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Thursday, July 10, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED TWENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, July 10, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father in heaven, as we unite in prayer for Thy blessings upon the members of this body, we know that Thou art lovingly concerned about the way we live and how we wear ourselves out, taking less care of ourselves than we do of our cars. Bless Thy servants, the senators, with good health and good sense to preserve it. Bless the members of their families. May they commit them all to Thy care, that no anxiety shall keep any man from doing his best work. We feel that we have to do so many things that we would rather not do, as we plea that we have no time to do some things we know very well we should do. Help us to make wise choices and proper use of our time. We wait upon Thee for the continual answer to our prayers. In the name of Christ, Thy Son. Amen.

The roll was called and all members were present except Messrs. Knight, Mahoney, Pedersen and Schmit, who were excused.

Corrections for the Journal

One Hundred-twentieth Day:

Page 2587, line 16, delete "seventeenth" and insert "nineteenth"; line 19, delete "Seventy-seventh" and insert "One Hundred-nineteenth"; line 23, delete "Eighty-seventh" and insert "One Hundred-nineteenth"; line 27, delete "Seventy-eighth" and insert "One Hundred-nineteenth".

Page 2858, line 4, delete "Ninety-seventh" and insert "One Hundred-nineteenth".

Page 2861, line 5, after "following" insert "unanimous consent"; line 13, after "amendment" insert "to the Standing Committee amendment".

Page 2868, line 10, after "in" delete "the Legislative" and insert "this Day's"; line 11, after "Journal" delete "for the One Hundred-nineteenth Day".

The Journal for the One Hundred-twentieth Day was approved as corrected.

One Hundred Twenty-first Day:

Page 2894, delete lines 4 through 11 and lines 22 through 24.
Page 2890, after line 12 insert "Advanced to E and R for re-engrossment."
Page 2893, after line 16 insert "Legislative Bill 286".

The Journal for the One Hundred Twenty-first Day was approved as corrected.

Members Excused

Mr. Pedersen asked unanimous consent to be excused Friday, July 11, 1969. No objections. So ordered.

Mr. Wenzlaff asked unanimous consent to be excused Monday, July 14, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Expedite LB 1425

Mr. Syas asked unanimous consent to expedite LB 1425. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1418. Replaced on Select File as amended.

E and R amendment to LB 1418:

1. In lieu of the Keyes amendment adopted 7/7/69, in new section 1, strike the new matter in lines 23 and 24; and in line 21 insert "*, other than a student in grades nine through twelve in any Class III district which has an average daily enrollment of ten thousand students or more,*" after "students".

LEGISLATIVE BILL 1382. Replaced on Select File as amended.

E and R amendment to LB 1382:

1. In section 9, lines 12 and 13, strike "*not to exceed two hundred dollars*".

LEGISLATIVE BILL 1320. Placed on Select File as amended.

E and R amendments to LB 1418:

1. In section 1, strike beginning with "and" in line 5 through "Guard" in line 7.

2. In section 3, line 9, insert "out" after "set".

3. In new section 6, line 1, strike "Section" and insert "Sec."; strike beginning with "and" in line 2 through "Guard" in line 4; in line 9 insert "the" after "at"; strike line 12 and insert "cost charged to appropriations other than from the General Fund. To"; and in lines 13 and 14, strike "will" and insert "shall".

4. In section 7, line 3, strike "said" and insert "the"; and in line 6, strike "usage" and insert "use".

5. In section 9, line 1, strike "is"; strike line 2 and insert "shall adopt rules and regulations".

6. In new section 10, line 1, strike "sections 1 to 5 of".

7. In renumbered section 11, line 1, strike "60-1002,"; in line 3, strike "and" and in line 4, insert ", and section 60-1002, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

8. In the title, line 10, strike "and"; and in line 11 insert ", and section 60-1002, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

LEGISLATIVE BILL 295. Placed on Select File as amended.

E and R amendment to LB 295:

1. In section 1, line 16, strike "*and*" and insert "*to be*".

LEGISLATIVE BILL 493. Placed on Select File as amended.

E and R amendments to LB 493:

1. In section 2, line 4, insert "*Nebraska*" after "*the*".

2. In the title, line 3, insert "the Nebraska" after "to"; and in line 8 strike "increases" and insert "increase".

LEGISLATIVE BILL 853. Placed on Select File as amended.

E and R amendment to LB 853:

1. For correlation purposes, in line 2 of sections 1 and 3 and line 3 of the title, insert ", as amended by section 5, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in section 1, line 4, strike "or" and insert a comma; in line 4, insert ", or first" after "primary"; in line 4, insert "having more than thirteen thousand population located in a county having a population of more than thirty-three thousand inhabitants according to the ~~1960~~ *most recent* federal census" after "class"; in line 8, strike "seven" and insert "ten"; in line 8 insert "In cities of the first class, the clerk shall receive such salary as may be fixed by the city council or city commission." after the period; in line 10, strike "or primary" and insert ", primary, or first"; and in line 10 insert "having more than thirteen thousand population located in a county having a population of more than thirty-three thousand inhabitants according to the ~~1960~~ *most recent* federal census" after "class".

LEGISLATIVE BILL 870. Placed on Select File.

LEGISLATIVE BILL 879. Placed on Select File as amended.

E and R amendment to LB 879:

1. In the title, strike beginning with "to" in line 4 through the semicolon in line 5.

LEGISLATIVE BILL 248. Placed on Select File as amended.

E and R amendments to LB 248:

1. In lieu of the Hasebroock amendment, in standing committee amendment 1, lines 3 and 4 strike "*One member*" and insert "*Two members*".

2. In section 1, line 4, strike "*eleven*" and insert "*twelve*".

3. In the title, line 4, strike "to" and insert "of"; and strike lines 5 and 6 and insert "as prescribed; to change qualifications for members".

LEGISLATIVE BILL 570. Placed on Select File as amended.

E and R amendments to LB 570:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 870, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in section 1, line 3, insert "~~Until the first Thursday after the first Tuesday in January, 1971, there shall be paid as salary to the Secretary of State, the sum of twelve thousand five hundred dollars per annum.~~"; strike the stricken matter in lines 3 and 4; supply underscoring beginning with "the" in line 3 through "annum" in line 12; in line 12, strike "*; and from*" and insert ". From"; remove underscoring beginning with the second "*and*" in line 12 through "*annum*" in line 20; in lines 15 and 16, strike "twelve thousand five hundred" and insert "fifteen thousand"; in line 17 strike "sixteen thousand" and insert "~~twelve~~ *sixteen* thousand ~~five hundred~~"; and in line 20, strike "six thousand" and insert "~~six~~ *seven* thousand *five hundred*".

LEGISLATIVE BILL 580. Placed on Select File as amended.

E and R amendments to LB 580:

1. In section 1, line 9, strike "if serving on a part-time basis," and show the same as stricken.

2. In section 3, line 10, insert "each" after "shall" as in the statutes.

3. Because of the Klaver amendment, add a new section to read:

"Sec. 6. That section 23-1114.07, Revised Statutes Supplement, 1967, be amended to read as follows:

23-1114.07. Members of the county board shall each receive an annual salary of eight thousand dollars in counties of Class 6 and eight thousand dollars in counties of Class 7, to be paid monthly out of the county general fund. Salaries of other officers in counties of Class 6 or 7 shall be established by the county board, *except that the county assessor in counties of Class 7 shall receive a minimum annual salary of twenty thousand dollars, to be paid monthly out of the county general fund.*".

4. Renumber section 6, added by standing committee amendment 5, as section 7 and insert the Carpenter amendment to section 5, line 6, at the end of line 6 thereof.

5. Renumber original sections 6 and 7 as sections 8 and 9.

6. In renumbered section 8, line 1, strike "5" and insert "7"; in line 4, strike "*effected*" and insert "*affected*"; and in line 5, strike "*salary*" and insert "*salaries*".

7. In standing committee amendment 6, line 3, insert "23-1114.07," before the third "and".

8. In the title, line 3, strike "and 23-1114.06" and insert "23-1114.06, 23-1114.07, and 23-1114.09"; strike lines 5 and 6 and insert "minimum salaries for certain county officers; to change the minimum salary of one full-time deputy of each office; to provide".

LEGISLATIVE BILL 945. Placed on Select File as amended.

E and R amendment to LB 945:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 570, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike the new matter in lines 3 to 6 and insert "Until the first Thursday after the first Tuesday in January, 1971, there shall be paid as salaries to certain constitutional officers, as follows: Secretary of State, the sum of twelve thousand five hundred dollars per annum; Auditor of Public Accounts, the sum of twelve thousand five hundred dollars per annum; State Treasurer, the sum of twelve thousand five hundred dollars per annum; and the Lieutenant Governor, the sum of six thousand dollars per annum."; strike the stricken matter and remove underscoring in line 7; in lines 9 and 10 strike "twelve thousand five hundred" and insert "fifteen thousand"; in line 11, strike "twelve thousand five hundred" and insert "sixteen thousand"; and in line 14, strike "six thousand" and insert "seven thousand five hundred".

LEGISLATIVE BILL 953. Placed on Select File.

LEGISLATIVE BILL 1160. Correctly engrossed.

LEGISLATIVE BILL 1306. Correctly engrossed.

LEGISLATIVE BILL 753. Correctly enrolled.

LEGISLATIVE BILL 776. Correctly enrolled.

LEGISLATIVE BILL 864. Correctly enrolled.

LEGISLATIVE BILL 907. Correctly enrolled.

LEGISLATIVE BILL 1006. Correctly enrolled.

LEGISLATIVE BILL 1047. Correctly enrolled.

LEGISLATIVE BILL 351. Correctly enrolled.

LEGISLATIVE BILL 369. Correctly enrolled.

LEGISLATIVE BILL 476. Correctly enrolled.

LEGISLATIVE BILL 345. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 345 LB 351 LB 369 LB 753 LB 476 LB 776 LB 864 LB 907 LB 1006 LB 1047

UNANIMOUS CONSENT—Order of Business

Mr. Warner asked unanimous consent to take up Final Readings until 10:00 a.m. and then General File.

Mr. Syas objected and asked that LB 1425 be taken in its proper order. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 454.

A BILL FOR AN ACT relating to dogs; to define terms; to provide a procedure for vaccination of dogs against rabies as precribed; to provide duties for certain officers and departments as prescribed; to provide for unlawful acts; to provide for exceptions; to provide for violations; to provide penalties; and to repeal section 54-612, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Batchelder
Bloom
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Moulton
Nore
Orme
Proud
Reynolds
Robinson
Simpson
Skarda
Syas
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 9:

Burbach
Kokes
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wylie

Not voting, 9:

Budd
Harsh
Knight
Mahoney
Marvel
Moylan
Pedersen
Schmit
Schreurs

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 290.

Introduced by Willard H. Waldo, 31st District; Maurice A. Kremer, 34th District; Irving F. Wiltse, 1st District; C. W. Holmquist, 16th District; William M. Wylie, 40th District; Robert L. Clark, 47th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 2, of the Constitution of Nebraska, relating to revenue; to provide that the Legislature may classify personal property in such manner as it sees fit and may exempt any of such classes or may exempt all personal property from taxation; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VIII, section 2, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 2. The property of the state and its governmental subdivisions shall be exempt from taxation. The Legislature by general law may exempt property owned by and used exclusively for agricultural and horticultural societies, and property owned and used exclusively for educational, religious, charitable, or cemetery purposes, when such property is not owned or used for financial gain or profit to either the owner or user. Household goods and personal effects, as defined by law, may be exempted from taxation in whole or in part, as may be provided by general law, and the Legislature may prescribe a formula for the determination of value of household goods and personal effects. The Legislature by general law may provide that the increased value of land by reason of shade or ornamental trees planted along the highway shall not be taken into account in the assessment of such land. The value of a home substantially contributed by the Veterans' Administration of the United States for a paraplegic veteran or multiple amputee shall be exempt from taxation during the life of such veteran or until the death of his widow or her remarriage. The Legislature may exempt from an intangible property tax life insurance and life insurance annuity contracts and any payment connected therewith and any right to pension or retirement payments. The Legislature may classify personal property in such manner as it sees fit, and may exempt any of such classes, or may exempt all personal property from taxation. No property shall be exempt from taxation except as provided in the Constitution. The Legislature may by general law provide that a portion of the value of any residence actually occupied as a homestead by any classification of owners as determined by the Legislature shall be exempt from taxation."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing that the Legislature may classify personal property, and may exempt any of such classes or all personal property from taxation.

☐ For
☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kremer
Marvel
Proud
Robinson
Schreurs
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 10:

Carpenter
Elrod
Klaver
Luedtke
Moulton
Moylan
Orme
Reynolds
Simpson
Swanson

Not voting, 6:

Knight
Kokes
Mahoney
Nore
Pedersen
Schmit

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 566. Laid over at the request of Mr. Warner.

LEGISLATIVE BILL 442. Laid over at the request of Mr. Warner.

LEGISLATIVE BILL 1059. Laid over at the request of Mr. Waldron.

LEGISLATIVE BILL 1097. With emergency.

A BILL FOR AN ACT relating to schools; to provide that the board of an educational service unit shall prepare a budget and have a public hearing thereon before levying any tax; to provide for the publication of a summary of such budget and the publication of the proceedings of meetings of the board; to provide for audits; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Budd
Knight
Mahoney
Pedersen
Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1167.

A BILL FOR AN ACT to amend section 39-738, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to eliminate the provision of manufacturing of certain signs; to provide for the purchase of certain signs as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Knight
Mahoney
Orme
Pedersen
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1168.

A BILL FOR AN ACT relating to motor carriers; to require registration of interstate motor carriers with the State Railway Commission as prescribed; to provide for reciprocity; to provide penalties; and to provide an operative date.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Keyes
Klaver
Knight
Mahoney
Pedersen
Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1213.

A BILL FOR AN ACT relating to livestock; to adopt the Nebraska Livestock Sellers Protective Act as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carpenter
Knight
Mahoney
Pedersen
Schmit
Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1234. With emergency.

A BILL FOR AN ACT to amend section 75-501, Reissue Revised Statutes of Nebraska, 1943, relating to pipelines; to authorize the State Railway Commission to promulgate and enforce rules and regulations governing safety in construction, maintenance or operation of certain pipe line carriers; to provide methods of determining the validity of such rules and regulations; to provide a severability clause; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Knight	Mahoney	Pedersen	Schmit

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1294. Laid over until July 28, 1969 at the request of Mr. Elrod.

LEGISLATIVE BILL 1330.

Introduced by Committee on Banking, Commerce and Insurance, upon the recommendation of the Governor

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, sections 1 and 9, of the Constitution of Nebraska, relating to educational lands and funds; to provide that the Legislature shall provide by law for the investment of school funds; to provide for approval by the Legislature of members appointed to the Board of Educational Lands and Funds; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII, sections 1 and 9, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. The general management of all lands set apart for educational purposes shall be vested, under the direction of the Legislature, in a board of five members to be known as the Board of Educational Lands and Funds. The members shall be appointed by the Governor, subject to the approval of the Legislature, with such qualifications and for such terms and compensation as the Legislature may provide.

Sec. 9. All funds belonging to the state for educational purposes, the interest and income whereof only are to be used, shall be deemed trust funds held by the state, and the state shall supply any net aggregate losses thereof realized during any calendar year that may in any manner accrue, so that the same shall remain forever inviolate and undiminished; and notwithstanding any other provisions in the Constitution such funds shall be invested as the Legislature shall by statute provide. Such funds and the interest and income thereof, are hereby solemnly pledged to the purposes for which they are granted and set apart, and shall not be transferred to any other fund for other uses."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment to provide for investment of funds set apart for educational purposes as the Legislature shall provide by law, and for the approval by the Legislature of the members appointed to the Board of Educational Lands and Funds.
>
> ☐ For
> ☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Batchelder
Bloom
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Proud
Schreurs
Simpson
Skarda
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 8:

Burbach
Klaver
Kokes
Nore
Robinson
Stull
Waldo
Wiltse

Not voting, 6:

Budd
Knight
Mahoney
Pedersen
Reynolds
Schmit

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 71: Re: Casualty Insurance

Introduced by J. James Waldron, 42nd District.

WHEREAS, casualty insurance has become a necessity for owners of homes, businesses, and automobiles; and

WHEREAS, the public is expressing a great concern over the increase in casualty insurance rates, particularly with respect to automobiles; and

WHEREAS, the problem of cancellation of automobile insurance is also causing increased concern; and

WHEREAS, the insurance industry is one of the major industries in this state and has been growing rapidly; and

WHEREAS, several proposals have been presented to the Congress of the United States for national regulation of the automobile insurance field.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study Nebraska laws relating to casualty insurance, with particular attention to the powers of the Department of Insurance to regulate rates, and also the various proposals which have been submitted to Congress for national regulation.

2. That the committee report its findings and recommendations to the Legislative Council and to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

MOTION—Return LB 1425 to Select File

Mr. Burbach moved to return LB 1425 to Select File for a specific amendment.

Mr. Burbach requested a Call of the House. The Call showed 45 members present.

Mr. Waldo moved to raise the Call. The motion prevailed with 37 ayes, 5 nays and 7 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 24:

Batchelder
Budd
Burbach
Clark
Duis
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Marvel
Moulton
Moylan
Reynolds
Robinson
Stull
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 20:

Bloom
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Keyes
Kremer
Luedtke
Nore
Orme
Proud
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Warner

Not voting, 5:

Knight
Mahoney
Pedersen
Schmit
Schreurs

The Burbach motion lost.

Mr. Harsh moved to return LB 1425 to Select File for a specific amendment.

The motion lost with 8 ayes, 27 nays and 14 not voting.

GENERAL FILE

LEGISLATIVE BILL 1303. Reading waived. Explained.

The Standing Committee amendments found in the Legislative Journal for the One Hundred-eleventh Day were offered.

Standing Committee amendment 1 was adopted.

Standing Committee amendment 2 pending.

Mr. Warner offered the following amendment to Standing Committee amendment 3, which was adopted with 24 ayes, 11 nays and 14 not voting:

Line 1, strike "shall" and insert "may".

Standing Committee amendment 3 pending.

Recess

At 11:56 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:05 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Budd, Knight, Mahoney, Pedersen and Schmit, who were excused.

GENERAL FILE

LEGISLATIVE BILL 1303. Considered.

Laid over at the request of Mr. Burbach.

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent to pass over LB 1303 and consider LB 1300 at this time. No objections. So ordered.

LEGISLATIVE BILL 1300. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-ninth Day were offered.

Mr. Burbach offered the following amendment to the Standing Committee amendments, which was adopted:

In Standing Committee amendment 3 after "insert"
strike the remainder of amendment 3.

Mr. Waldo offered the following amendment to the Standing Committee amendments:

Sec. 1, line 4 strike "eight and one-half" and substitute
"ten and one half".

Sec. 2, line 4 strike "nine and one half" and substitute
"ten and one half".

Mr. Carpenter offered the following amendment to the Waldo amendment:

Amend Waldo amendment to read 9 cents in both Sec. 1, line
4 and Sec. 2, line 4.

Mr. Klaver requested a record vote.

Voting in the affirmative, 23:

Carpenter
Carstens
Clark
Craft
Danner
Duis
Harsh
Hasebroock
Johnson
Keyes
Kokes
Kremer
Marvel
Moulton
Moylan
Robinson
Stull
Syas
Waldron
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 16:

Batchelder
Bloom
Elrod
Holmquist
Kennedy
Klaver
Luedtke
Orme
Proud
Schreurs
Simpson
Skarda
Swanson
Wallwey
Warner
Wenzlaff

Not voting, 10:

Budd
Burbach
Hanna
Knight
Mahoney
Nore
Pedersen
Reynolds
Schmit
Waldo

The Carpenter amendment was adopted.

Mr. Klaver requested a record vote on the Waldo amendment.

Voting in the affirmative, 21:

Carpenter
Carstens
Craft
Duis
Harsh
Hasebroock
Johnson
Keyes
Kremer
Marvel
Moulton
Robinson
Stull
Syas
Waldo
Waldron
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 17:

Batchelder
Bloom
Clark
Elrod
Holmquist
Klaver
Kokes
Luedtke
Moylan
Orme
Proud
Schreurs
Simpson
Skarda
Swanson
Wallwey
Warner

Not voting, 11:

Budd
Burbach
Danner
Hanna
Kennedy
Knight
Mahoney
Nore
Pedersen
Reynolds
Schmit

The Waldo amendment was adopted as amended.

The Standing Committee amendments were adopted as amended with 33 ayes, 0 nays and 16 not voting.

Mr. Simpson Presiding

Mr. Kremer offered the following amendment:

1. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 66-452, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

66-452. Every recipient of a permit, as described in section 66-449, shall be regarded as purchaser and claimant if he has paid for any one purchase the excise tax to a distributor upon forty or more gallons of gasoline or motor vehicle fuel, which gasoline or motor vehicle fuel was or is to be used solely and exclusively by such person for propelling or operating a stationary gas engine, tractor, combine, or machinery used solely for agricultural, or quarrying, or industrial purposes in the state or for some purpose not involving the use of any highways in this state. As such purchaser and claimant he shall be entitled to a refund of ~~six and one half cents of the seven and one half cents~~ *the amount of tax* so paid per gallon under the provisions of section 66-410 upon compliance with the provisions of sections 66-445 to 66-466 and not otherwise. No refund shall be made to anyone other than the actual purchaser of such refund tax gasoline or motor vehicle fuel.".

Mr. Warner offered the following amendment to the Kremer amendment:

At Line 5 insert "less one cent of" before "the amount".

The Warner amendment was adopted with 27 ayes, 11 nays and 11 not voting.

Mr. Bloom moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 40 ayes, 0 nays and 9 not voting.

The Kremer amendment was adopted as amended with 28 ayes, 2 nays and 19 not voting.

Mr. Klaver requested a record vote on advancing to E and R for review.

Voting in the affirmative, 31:

Bloom
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Moulton
Proud
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 5:

Batchelder
Klaver
Reynolds
Wallwey
Wylie

Not voting, 13:

Budd
Clark
Knight
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Schmit
Waldo
Waldron
Ziebarth

Advanced to E and R for review.

Visitors

Mr. Waldron introduced Mr. and Mrs. Orval Sterner from Los Angeles, California and Mr. Charles Waldron from Lincoln.

Mr. Hasebroock introduced Mr. and Mrs. Tom Prinz and family from West Point.

Mrs. Orme introduced Shohachi Fukuda, Associate Professor of English from Kumamoto University of Japan.

Member Excused

Mr. Carstens asked unanimous consent to be excused at 3:45 p.m. for the remainder of the day. No objections. So ordered.

UNANIMOUS CONSENT—Introduce New Bill

Mr. Holmquist asked unanimous consent to introduce a new bill to be known as LB 1428. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1428. By Claire W. Holmquist, 16th District and William H. Hasebroock, 18th District.

A BILL FOR AN ACT to appropriate two thousand three hundred thirteen dollars to aid in defraying the salaries, wages, and expenses of the Conflicts of Interest Committee as provided by the provisions of Legislative Bill 75, Eightieth Session, Nebraska State Legislature, 1969, for the biennium ending June 30, 1971; and to declare an emergency.

MOTION—Suspend the Rules

Mr. Holmquist moved to suspend the rules to place LB 1428 on General File without a public hearing.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT—Expedite LB 1428

Mr. Holmquist asked unanimous consent to expedite LB 1428 across the board. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1303. Considered.

Mr. Carpenter offered an amendment to Standing Committee amendment 3.

Amendment pending.

Adjournment

At 4:01 p.m., on a motion by Mr. Warner, the Legislature adjourned until 8:30 a.m., Friday, July 11, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED TWENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, July 11, 1969

Pursuant to adjournment, the Legislature met at 8:35 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O God, show us the way to go that we cannot find alone. Help us to see how our colleagues and constituents look to Thee, and put out of our mind how they may seem to us at times. Keep us on the right track; Let us never feel so sorry for ourselves that we lose our way. We want more than anything to keep our relationship with people direct, warm, and steady. We know that we cannot always do this; we know we have not always done it. But help us this day to know what is right, give us the spirit of love for those with whom we work and for whom we are responsible, and then give us the power to do the right as we see it by Thy Spirit. Amen.

The roll was called and all members were present except Messrs. Batchelder, Klaver, Knight and Pedersen, who were excused.

Corrections for the Journal

Page 2901, line 29, strike "45-612," and insert "54-612,"
Page 2913, line 12, after "vote" insert "on the Waldo amendment."

The Journal for the One Hundred Twenty-second Day was approved as corrected.

Members Excused

Mr. Clark and Mr. Duis asked unanimous consent to be excused at 10:30 a.m. for the remainder of the day. No objections. So ordered.

Mr. Moylan asked unanimous consent to be excused at 9:45 a.m. for the remainder of the day. No objections. So ordered.

Mr. Stull asked unanimous consent to be excused next week. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 718. Replaced on Select File as amended.

E and R amendments to LB 718:

1. In section 3, line 35, strike "*employee*" and insert "*employee's*".

2. In section 10, line 31, strike the first "*or*" and insert "*of*".

3. In section 15, line 3, insert an underscored comma after "*behalf*".

Strike renumbered section 23 and amendments thereto, and renumber renumbered sections 24 to 27 as sections 23 to 26.

5. Strike E & R 12 adopted 6/11, and in renumbered section 25, strike line 3 and insert "and also Chapter 20, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto,".

6. In the title, strike lines 12 to 16 and amendments thereto, and insert "remove requirements for membership; to provide for severability; to repeal the original sections, and also Chapter 20, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; and to declare an emergency.".

LEGISLATIVE BILL 1404. Replaced on Select File as amended.

E and R amendments to LB 1404:

1. Renumber new section 2, added by the Marvel amendment, adopted 7/9, as section 3 and present sections 3 and 4 as sections 4 and 5.

2. In renumbered section 3, line 2, insert an underscored comma after "*1969*".

3. In line 4 of E & R amendment 2, adopted 7/8, insert "to provide for the deposit of delinquent property

tax receipts in the General Fund;" after the first semicolon.

LEGISLATIVE BILL 1301. Replaced on Select File as amended.

E and R amendment to LB 1301:

1. In lieu of the Warner amendment, in section 3, strike beginning with the comma in line 40 through "*funds*" in line 42 and insert "*to the State Treasurer, be invested as provided in section 72-1222*".

LEGISLATIVE BILL 286. Replaced on Select File as amended.

E and R amendments to LB 286:

1. In lieu of the Burbach amendment, in section 14, strike lines 4 and 5 and insert "*his relatives, (1) the county in which the patient resides shall pay (a) the first fifteen dollars per day of the unpaid cost for each of the first thirty days at the Hastings State Hospital, the Lincoln State Hospital, the Norfolk State Hospital, or the Nebraska Psychiatric Institute, (b) the first ten dollars per day of the unpaid cost for each of the first thirty days at the Beatrice State Home, and (c) the first three dollars per day of the unpaid costs for each day after the first thirty days at any such institution, and (2) the balance of the unpaid cost shall be borne by the state.*".

2. In the title, line 6, insert "to provide for sharing of the unpaid cost by the county of residence and the state;" after the semicolon.

LEGISLATIVE BILL 19. Placed on Select File as amended.

E and R amendments to LB 19:

1. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT relating to the Attorney General; to provide duties for the Attorney General.".

LEGISLATIVE BILL 1269. Placed on Select File.

LEGISLATIVE BILL 1279. Placed on Select File as amended.

E and R amendments to LB 1279:

1. In section 1, line 3, insert a comma after "1969".

2. In the title, strike lines 2 and 3 and insert:

"FOR AN ACT to appropriate additional funds to aid in state financial".

LEGISLATIVE BILL 1017. Placed on Select File as amended.

E and R amendments to LB 1017:

1. In section 1, line 5, strike "Building".

2. In the title strike lines 2 to 7 and insert:

"FOR AN ACT to appropriate funds for the construction of a tunnel from the State Capitol to the new state office building.".

LEGISLATIVE BILL 663. Placed on Select File as amended.

E and R amendment to LB 663:

1. In the title, line 8, insert "to clarify a provision," after the semicolon.

LEGISLATIVE BILL 861. Placed on Select File as amended.

E and R amendments to LB 861:

1. In the Whitney amendment 2, strike beginning with the comma in line 8 through "thereto" in line 10.

2. In section 3, line 5, strike the second "or" and insert "or"; and reinstate the stricken matter in line 17.

3. In section 4, line 17, insert an underscored comma after *"may"*.

4. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT relating to cities and villages, particular classes; to change provisions regulating investments of funds of cities of the first and second classes and villages; to amend sections 16-691.01, 16-712, 16-713, 16-714, and 16-715, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.".

LEGISLATIVE BILL 612. Placed on Select File as amended.

E and R amendments to LB 612:

1. In section 1, line 28, strike "conclusions" and insert "~~conclusions~~ *conclusion*".

2. In the title, line 4, strike "requirements" and insert "authorization".

LEGISLATIVE BILL 838. Placed on Select File as amended.

E and R amendment to LB 838:

1. In the title, line 4, strike "with" and insert "in"; and in line 5, strike the first "and" and insert "or federal".

LEGISLATIVE BILL 1181. Placed on Select File.

LEGISLATIVE BILL 384. Correctly engrossed.

LEGISLATIVE BILL 886. Correctly engrossed.

LEGISLATIVE BILL 1280. Correctly engrossed.

LEGISLATIVE BILL 454. Correctly enrolled.

LEGISLATIVE BILL 290. Correctly enrolled.

LEGISLATIVE BILL 1097. Correctly enrolled

LEGISLATIVE BILL 1167. Correctly enrolled.

LEGISLATIVE BILL 1168. Correctly enrolled.

LEGISLATIVE BILL 1213. Correctly enrolled.

LEGISLATIVE BILL 1234. Correctly enrolled.

LEGISLATIVE BILL 1330. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 454 LB 290 LB 1097 LB 1167 LB 1168 LB 1213 LB 1234 LB 1330

UNANIMOUS CONSENT—Change of Order

Mr. Warner asked unanimous consent to take up Final Readings until 10:00 a.m. and then go to General File.

Mr. Carpenter objected and asked unanimous consent to go directly to General File. No objections. So ordered.

Mr. Waldron asked unanimous consent to take up LB 586, LB 827, and LB 1256 on General File on Monday, July 14, 1969. No objections. So ordered.

Mr. Danner asked unanimous consent to take up LB 1424 on General File on Monday, July 14, 1969. No objections. So ordered.

Mr. Mahoney asked unanimous consent to take up LB 1083 on Final Reading at this time. No objections. So ordered.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to extend the time for reconsideration on LB 353 until Monday, July 14.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1083.

Introduced by Eugene T. Mahoney, 5th District; Terry Carpenter, 48th District; Jerome Warner, 25th District; Bill K. Bloom, 20th District; William R. Skarda, Jr., 7th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, section 4, of the Constitution of Nebraska, relating to religious freedom; to provide legislative authority to make grants for students enrolled in nonpublic schools as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article I, section 4, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 4. All persons have a natural and indefeasible right to worship Almighty God according to the dictates of their own consciences. No person shall be compelled to attend, erect or support any place of worship against his consent, and no preference shall be given by law to any religious society, nor shall any interference with the rights of conscience be permitted. No religious test shall be required as a qualification for office, nor shall any person be incompetent to be a witness on account of his religious belief; but nothing herein shall be construed to dispense with oaths and affirmations. Religion, morality, and knowledge, however, being essential to good government, it shall be the duty of the legislature to pass suitable laws to protect every religious denomination in the peacable enjoyment of its own mode of public worship, and to encourage schools and the means of instruction, and in furtherance of such objectives the Legislature may make grants for the benefit of students enrolled in nonpublic schools as reimbursement for the part of their tuition that is allocable to instruction in state-approved courses; Provided, that such reimbursement shall not exceed one-third of the per student cost in the public school district in which the student resides nor shall any plan of reimbursement breach the separation of church and state required by the First Amendment to the Constitution of the United States."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment to permit the Legislature to make grants for the benefit of students enrolled in nonpublic schools as reimbursement for the part of their tuition that is allocable to instruction in state-approved courses, which reimbursement shall not exceed one-third of the per student cost in the public school district in which the student resides nor shall any plan of reimbursement breach the separation of church and state required by the First Amendment to the Constitution of the United States.
>
> ☐ For
> ☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carpenter
Clark
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes

Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Craft
Wenzlaff

Not voting, 6:

Batchelder
Carstens
Klaver
Knight
Pedersen
Waldo

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

GENERAL FILE

LEGISLATIVE BILL 1303. Considered.

Mr. Carpenter asked unanimous consent to withdraw his pending amendment to Standing Committee amendment 3. No objections. So ordered.

Mr. Duis asked unanimous consent to have the amendments printed in the journal and to hold the bill over until Wednesday.

Mr. Bloom objected.

Mr. Duis moved that the amendments be printed in the journal and the bill be held until Wednesday. The motion lost with 16 ayes, 23 nays and 10 not voting.

Mr. Warner offered the following amendment to Standing Committee amendment 3:

Amend Standing Committee Amendment number 3 by striking the language in lines 1 through 4 and insert in lieu thereof:

"Sec. 2. Commencing January 1, 1970, one half of the tax imposed by section 77-2703, on the sale at retail of motor vehicles, trailers, and semitrailers shall be credited to the Highway Allocation Fund".

Mr. Proud moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 29 ayes, 0 nays and 20 not voting.

Mr. Wylie requested a record vote.

Voting in the affirmative, 22:

Bloom
Budd
Carstens
Danner
Elrod
Holmquist
Johnson
Keyes
Luedtke
Marvel
Moulton
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Syas
Waldo
Warner

Voting in the negative, 11:

Carpenter
Harsh
Hasebroock
Kennedy
Kokes
Nore
Stull
Waldron
Wallwey
Whitney
Wylie

Not voting, 16:

Batchelder
Burbach
Clark
Craft
Duis
Hanna
Klaver
Knight
Kremer
Mahoney
Moylan
Pedersen
Swanson
Wenzlaff
Wiltse
Ziebarth

Standing Committee amendment 3 as amended by the Warner amendment was adopted with 23 ayes, 0 nays and 26 not voting.

The pending Standing Committee amendment 2 was adopted with 26 ayes, 0 nays and 23 not voting.

Standing Committee amendment 4 was adopted with 25 ayes, 0 nays and 24 not voting.

Advanced to E and R for review with 32 ayes, 1 nay and 16 not voting.

MOTION—Return LB 1378 to Select File

Mr. Wenzlaff moved to return LB 1378 to Select File for a specific amendment.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT—Order of Business

Mr. Mahoney asked unanimous consent to revert to Select File to take up LB 718. No objections . So ordered.

SELECT FILE

LEGISLATIVE BILL 718. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Expedite LB 718

Mr. Mahoney asked unanimous consent to expedite LB 718. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 72. Re: State Water Plan

Introduced by M. A. Kremer, 34th District; Roland A. Luedtke, 28th District; Harold D. Simpson, 46th District; E. Thome Johnson, 15th District; W. H. Hasebroock, 18th District; Terry Carpenter, 48th District; Wayne W. Ziebarth, 37th District and Herbert J. Duis, 39th District.

WHEREAS, the orderly development and utilization of water and land resources of Nebraska is vital to the continued economic development of the state; and

WHEREAS, the Seventy-Seventh Session of the Legislature directed preparation of a State Water Plan by the Nebraska Soil and Water Conservation Commission and submission of a progress report during the regular session in 1969; and

WHEREAS, the Legislature has received a progress report by the Commission on the status of the State Water Plan which included eight recommendations for consideration of the Legislature; and

WHEREAS, the Commission has completed and is working on individual volumes of the State Water Plan—many which also will recommend certain actions by the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislation reaffirm LR 5 (Seventy-Seventh Session) calling for a State Water Plan and directs the Commission to give highest priority to this endeavor to insure presentation to the Legislature the framework plan on or before the scheduled completion date of June 30, 1971.

2. That the Executive Board of the Legislative Council appoint a committee to study and serve as a liaison group between the Legislative Council and the Nebraska Soil and Water Conservation Commission during the interim period. This study committee is directed to:

a. review the recomendations made to date on the State Water Plan and recommend appropriate legislative action;

b. review the present assignments of study priority made as part of the State Water Plan and to recommend for action of the Legislature a schedule of planning for the post 1971 period;

c. develop specific written goals for water and land resource development in Nebraska for consideration of the Legislature;

d. study the planning program and construction progress in the small watershed program including a thorough analysis of the Small Watershed and Flood Control fund;

e. consider the need for reorganization of state agencies and departments concerned with water and land resources development.

3. That the committee report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

UNANIMOUS CONSENT—Print in Journal

Mr. Swanson asked unanimous consent to have the following printed in the Journal. No objections. So ordered.

"Mr. Swanson offered the following amendments on the One Hundred Twenty-first Legislative Day to the Standing Committee amendments to LB 1323:

1. In section 5 (Page 2) between the words "office" and "the" (Line 5), add: "a written approval of completion of the contract from the state agency or department, and".

2. In section 6 (Page 2), after the word "facilities" and before the semi-colon (Line 10), add: "except as required for the compliance with the provisions of this bill".

Mr. Klaver requested a machine vote.

The amendments were rejected with 10 ayes, 28 nays and 11 not voting.

Presented to the Governor

Presented to the Governor for approval on July 11, 1969, at 8:45 a.m.: LB 1047 LB 1006 LB 907 LB 864 LB 776 LB 753 LB 476 LB 369 LB 351 LB 345

(Signed) Ruth Bossard, Enrolling Clerk

Member Excused

Mr. Wenzlaff asked to be excused at 11:20 a.m. for the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1304. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-fifteenth Day were offered.

Standing Committee amendment 1 was adopted.

Standing Committee amendment 2 was adopted.

Standing Committee amendment 3 was adopted.

Standing Committee amendment 4 was adopted.

Standing Committee amendment 5 was adopted.

Standing Committee amendment 6 was adopted.

Member Excused

Mr. Carstens asked unanimous consent to be excused for the remainder of the morning. No objections. So ordered.

Mr. Burbach moved to reject Standing Committee amendment 7.

Mr. Burbach moved a Call of the House. The Call showed 39 members present.

Mr. Simpson moved to raise the Call. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

The Burbach original motion lost with 13 ayes, 17 nays and 19 not voting.

Standing Committee amendment 7 was adopted.

Mr. Waldron asked unanimous consent to offer the following amendment to Standing Committee amendment 8, which was adopted:

Line 6, after "highway" strike "not a part of the National System of Interstate and Defense Highways."

Standing Committee amendment 8 was adopted as amended.

Standing Committee amendment 9 pending.

Adjournment

At 11:59 a.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Monday, July 14, 1969.

Hugo F. Srb
Clerk of the Legislature

ONE HUNDRED TWENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, July 14, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Mr. Wylie presiding.

Prayer was offered by the Chaplain.

Prayer

Lord Jesus, we need Thy power, obtained through prayer, to solve problems, decide issues, and to do Thy will. But let us not imagine that this formal prayer can take the place of private petition. May there arise from every desk the silent prayer that seeks to know Thy will. We long for such guidance that when a thing is right, we shall all know it; and when it is wrong, it will not be proposed. We would not run away from truth, but find a refuge in it. We would not avoid the discipline of hard thinking, but deliver us, O Lord, from wrong thinking that leads to wrong conclusions. Guide us, therefore, this day, for Thy mercies sake. Amen.

The roll was called and all members were present except Messrs. Keyes, Knight, Kremer, Moulton and Wenzlaff, who were excused; Mr. Bloom was excused until 9:35 and Mr. Schmit was excused until 9:15.

Corrections for the Journal

Page 2926, line 23, correct spelling of "EIGHTIETH".
Page 2927, after line 8, insert the following: "Referred to the Executive Board of the Legislative Council."
Page 2925, line 34, after "718" insert the following: "E and R amendments found in this Day's journal were adopted."

The Journal for the One Hundred Twenty-third Day was approved as corrected.

Communications

Letter from Mr. Edwin E. Edel, Department of Transportation, Washington, D.C. acknowledging receipt of LR 50.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 576. Replaced on Select File as amended.

E and R amendment to LB 576:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert “, as amended by section 1, Legislative Bill 628, Eightieth Session, Nebraska State Legislature, 1969” after “1943”; in section 1, line 7, insert “, but no official action shall be taken except at a public meeting at the headquarters of the commission” after “notice”; at the end of line 7 insert “regular”; and in line 9 strike “State Capitol” and insert “city in which the headquarters of the commission is located”.

LEGISLATIVE BILL 1325. Replaced on Select File as amended.

E and R amendment to LB 1325:

1. In standing committee amendment 1, line 2, insert an underscored comma before and after *“reproduction”*; and in line 4 insert an underscored period after *“agencies”*.

LEGISLATIVE BILL 1067. Replaced on Select File as amended.

E and R amendments to LB 1067:

1. Because of the Carpenter amendments adopted 7/9, strike E & R amendments 1 to 3 adopted 6/27.

2. In the Carpenter amendments 3 and 4, adopted 7/9, line 2, strike the period and insert a period at the end of the line.

3. In renumbered section 3, line 4, strike “processor or producer” and insert “producer or processor”.

4. In the Carpenter amendment 5, adopted 7/9, line 2, strike the first “;’ ” and insert “.’;”; in line 2 strike the second “;’ ” and insert “ ‘;”; and in line 3, strike the period and insert a period at the end of the line.

5. In the Carpenter amendment 8, adopted 7/9, line 5, strike “, or to tare, or to test” and insert “of sugar beets or to tare or test sugar beets”.

6. In new sections 8 and 10, line 1, strike “Section” and insert “Sec.”.

LEGISLATIVE BILL 1323. Placed on Select File as amended.

E and R amendments to LB 1323:

1. In section 4, line 8, strike "will" and insert "shall".

2. In lieu of the Swanson amendment 2, in section 4 insert "The Director of Administrative Services may delegate the bureau duties of reviewing contracts and filing of reviews and reports with respect to any state agency or department to one or more persons within such agency or department if he shall find that, in order to achieve compliance with the provisions of this act, such delegation is in the best interests of the State of Nebraska." at the end of line 22.

3. In the title, strike lines 2 to 17 and insert:

"FOR AN ACT relating to state administrative departments; to create a capital facilities planning bureau within the general services division of the Department of Administrative Services; to provide powers and duties; and to provide an exception.".

LEGISLATIVE BILL 718. Correctly engrossed.

LEGISLATIVE BILL 763. Correctly engrossed.

LEGISLATIVE BILL 916. Correctly engrossed.

LEGISLATIVE BILL 1413. Correctly re-engrossed.

LEGISLATIVE BILL 1416. Correctly engrossed.

LEGISLATIVE BILL 1083. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Unbracket LB 1059

Mr. Waldron asked unanimous consent to unbracket LB 1059 on Final Reading. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Hasebroock asked unanimous consent to hold Final Readings until 10:00 a.m.

Mr. Klaver objected.

Mr. Simpson Presiding

Visitors

Mr. Skarda introduced a group of deputy sheriffs.

MOTION—Adjourn Sine Die

Mr. Mahoney moved to adjourn sine die after the close of business on Wednesday, July 16, 1969. Motion pending.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1059.

A BILL FOR AN ACT relating to county attorneys; to provide a qualification for candidates for the office of county attorney; and to provide an exception.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Batchelder
Budd
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Klaver
Luedtke
Mahoney
Marvel
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldron
Wallwey
Warner
Ziebarth

Voting in the negative, 8:

Burbach
Kennedy
Kokes
Nore
Syas
Whitney
Wiltse
Wylie

Not voting, 7:

Bloom
Keyes
Knight
Kremer
Moulton
Waldo
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1352. With emergency.

A BILL FOR AN ACT relating to criminal justice; to define terms; to create the Nebraska Commission on Law Enforcement and Criminal Justice; to provide for its members; to provide its powers and duties; to provide for the appointment, term of office, compensation, and expenses of members; to provide for an executive director, his compensation, powers and duties; to provide for rules and regulations; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 29:

Batchelder
Budd
Burbach
Carpenter
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Luedtke
Mahoney
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 11:

Carstens
Clark
Duis
Holmquist
Kennedy
Klaver
Kokes
Moylan
Schmit
Stull
Wylie

Not voting, 9:

Bloom
Johnson
Keyes
Knight
Kremer
Marvel
Moulton
Waldo
Wenzlaff

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 31:

Batchelder
Bloom
Budd
Burbach
Carpenter
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Johnson
Luedtke
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 7:

Carstens
Clark
Holmquist
Kennedy
Klaver
Moylan
Schmit

Not voting, 11:

Duis
Keyes
Knight
Kokes
Kremer
Mahoney
Marvel
Moulton
Nore
Waldo
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 1360. Laid over at the request of Mr. Burbach.

LEGISLATIVE BILL 1366. Laid over at the request of Mr. Carpenter.

UNANIMOUS CONSENT—Return LB 1377 to Select File

Mr. Harsh asked unanimous consent to return LB 1377 to Select File for a specific amendment.

Mr. Nore objected.

Mr. Harsh moved to return LB 1377 to Select File for a specific amendment.

Motion prevailed with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1379. With emergency.

A BILL FOR AN ACT relating to minors; to provide for the setting aside of certain adjudications as prescribed; to provide for records; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit

Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Carpenter
Keyes
Knight
Kremer
Moulton
Robinson
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1384.

A BILL FOR AN ACT to amend section 45-335, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1402, Eightieth Session, Nebraska State Legislature, 1969, relating to installment sales; to redefine a term; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Bloom
Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Harsh
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wiltse

Voting in the negative, 9:

Clark
Hanna
Hasebroock
Holmquist
Kennedy
Waldron
Whitney
Wylie
Ziebarth

Not voting, 8:

Batchelder
Carpenter
Johnson
Keyes
Knight
Kremer
Moulton
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1385. With emergency.

A BILL FOR AN ACT to amend section 28-470, Reissue Revised Statutes of Nebraska, 1943, and section 28-472.01, Reissue Revised Statutes of Nebraska, 1943, as amended by Section 7, Legislative Bill 2, Eightieth Session, Nebraska State Legislature, 1969, relating to crimes and punishments; to change provisions governing seizure of vehicles used for transportation of narcotic drugs and cannabis as prescribed; to provide an exception; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Duis
Klaver
Wylie

Not voting, 6:

Danner
Keyes
Knight
Kremer
Moulton
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 1366 to Select File

Mr. Carpenter moved to return LB 1366 to Select File for a specific amendment.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

LEGISLATIVE BILL 1386. With emergency.

A BILL FOR AN ACT to amend section 31-727, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative

Bill 403, Eightieth Session, Nebraska State Legislature, 1969, relating to sanitary and improvement districts; to restrict the number of acres a district may acquire as prescribed; to provide that land not used within three years as provided by this act must be sold at public sale; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Keyes
Knight
Kremer
Moulton
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1387. With emergency.

A BILL FOR AN ACT relating to school lands; to provide for the sale of school lands when an interchange of the National System of Interstate and Defense Highways is constructed on such school lands; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner

Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 10:

Clark
Keyes
Knight
Kremer
Mahoney
Marvel
Moulton
Nore
Wallwey
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Members Excused

Mr. Ziebarth asked unanimous consent to be excused from 10:30 to 11:00 a.m. No objections. So ordered.

Mr. Duis asked unanimous consent to be excused on Friday, July 18, 1969. No objections. So ordered.

LEGISLATIVE BILL 1400.

A BILL FOR AN ACT to amend section 60-410, Reissue Revised Statutes of Nebraska, 1943, and section 60-411, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 305, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicle operator's licenses; to provide an exemption; to clarify language; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Mahoney

Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Harsh
Keyes
Knight
Kremer
Moulton
Wenzlaff

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1407. With emergency.

A BILL FOR AN ACT to make appropriations for the payment of claims not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; to provide for possibility of reverter; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Bloom
Budd
Burbach
Carstens
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 2:

Batchelder
Clark

Not voting, 9:

Carpenter
Danner
Keyes
Knight
Kremer
Moulton
Orme
Wenzlaff
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1410.

A BILL FOR AN ACT to amend section 23-1901, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide that in counties having a population of fifty thousand or more inhabitants the county surveyor shall be either a professional engineer or a registered land surveyor or both; to clarify provisions; to provide qualifications for the deputy; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Luedtke
Mahoney
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 3:

Clark
Stull
Syas

Not voting, 8:

Keyes
Knight
Kokes
Kremer
Marvel
Moulton
Wenzlaff
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1414.

A BILL FOR AN ACT to amend sections 77-2768 and 77-2770, Revised Statutes Supplement, 1967, relating to taxation; to change the conditions for extension of time for filings and payment of tax as prescribed; to provide an operative date; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 7:

Hasebroock
Keyes
Knight
Kremer
Moulton
Wenzlaff
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1419. With emergency.

A BILL FOR AN ACT to amend section 79-325, Reissue Revised Statutes of Nebraska, 1943, and section 79-328, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 959, Eightieth Session, Nebraska State Legislature, 1969, relating to the State Board of Education; to remove obsolete matter; to fix the term of the Commissioner of Education; to provide for removal of the Commissioner of Education as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen

Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 4:

Hanna
Proud
Stull
Syas

Not voting, 8:

Keyes
Knight
Kokes
Kremer
Moulton
Reynolds
Wenzlaff
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1420. With emergency.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the biennium ending June 30, 1971; to provide for the payment thereof; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 7:

Keyes
Knight
Kremer
Moulton
Orme
Wenzlaff
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 172 to Select File

Mr. Harsh moved to return LB 172 to Select File for a specific amendment.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 629. With emergency.

A BILL FOR AN ACT to amend section 7-111, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 166, Eightieth Session, Nebraska State Legislature, 1969, relating to attorneys; to harmonize with previous legislation; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Mahoney
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 9:

Keyes
Knight
Kremer
Marvel
Moulton
Orme
Syas
Wenzlaff
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 918. With emergency.

A BILL FOR AN ACT relating to cities of the first and second class; to adopt the Downtown Improvement and Parking District Act of 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bloom
Budd
Burbach
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Carpenter
Carstens
Keyes
Knight
Kremer
Mahoney
Moulton
Syas
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1041.

A BILL FOR AN ACT to amend section 43-905, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to provide for the maintenance of children as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Luedtke
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit

Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 1:

Hanna

Not voting, 11:

Batchelder
Carstens
Keyes
Klaver
Knight
Kremer
Mahoney
Marvel
Moulton
Wenzlaff
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Print in Journal

Mr. Syas asked unanimous consent to print the following Attorney General's opinion on LB 566. No objections. So ordered.

July 10, 1969

Senator George Syas
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Syas:

You have requested our opinion whether L.B. 566, Nebraska Legislature, Eightieth Session (1969), is constitutional. The said bill involves a factual classification. That classification is primarily a matter of legislative competence. It is our opinion that if the Legislature has resolved the factual issues on logical bases, the subject bill would not be unconstitutional. The bill provides as follows:

> "Any school district in this state wherein one or more of the children of parents employed by and required by the employer to be residing on tax-exempt land owned or controlled by the Game and Parks Commission or by the State Board of Education attend school shall be entitled to charge as tuition for each of such pupils, for the time such pupil is enrolled, an amount to be that district's per pupil cost for the current year, if such child is enrolled in the grade school of such district, and the regular nonresident high school tuition rate if such child is enrolled in any high school of such district. Such tuition shall be paid by the Game and Parks Commission or by the State Board of Education from appropriations for such purpose."

Under the provisions of this bill, an employer can require his employees to reside on lands owned by one of two state agencies, in which case, the agency involved would pay for the cost of the education of the children of such employee. In the event that employers require employees to reside on lands owned by other agencies of the state, such agencies are not required to pay for the education of such children.

First, we should be careful to note the contents of this bill. The bill does not, as it did in its original draft, provide that the terms of the bill should apply only where the "department" was the employer. It applies where any employer requires his employees to reside on lands owned or controlled by either of the two named agencies. For example, if a concession licensee on lands owned or controlled by the Game and Parks Commission required his employee to reside on lands owned or controlled by said commission, the latter would be liable for the cost of education of the children of the employee.

The above distinction is significant, in that a state agency has some control in employing persons to reside on lands owned or controlled by it. The agency has no such control over employees of other persons having the right to assign such employees to residences on lands owned or controlled by such agency.

You have suggested, in essence, that the subject bill might be challenged in that it applies to lands owned or controlled by only two state agencies. Thus, you question whether the bill violates Article III, Section 18, Constitution of Nebraska, which provides as follows:

> "The Legislature shall not pass local or special laws in any of the following cases, that is to say:
>
> "* * * * *.
>
> "Providing for the management of Public Schools.
>
> "* * * * *.
>
> "* * *. In all other cases where a general law can be made applicable, no special law shall be enacted."

It is true that the Legislature may not arbitrarily establish classes of political subdivisions, where the members of the class are indistinguishable from other entities which are excluded from the class. See, for example, Galloway v. Wolfe, 117 Neb. 824, 223 N. W. 1. At the same time, the propriety of a given classification, and the wisdom of the legislation itself, are primarily for the Legislature, rather than the courts, to determine.

In the present matter, the Legislature has defined a class of school districts as those districts including lands owned or controlled by specified state agencies, but not including school districts which include lands owned by other state agencies. Presumably, this classification is based upon a legislative determination that the members of the class are distinguishable from other school districts including state owned lands with children of employees resident thereon. If such legislative determination has been made, and is reasonable then the subject bill would not violate Article III, Section 18, Constitution of Nebraska. If, however, there is no logical distinction in fact between school districts including lands owned or controlled by the named agencies, on the one hand, and lands owned or controlled by other state agencies on the other hand, then the constitutionality of the subject bill would be more difficult to establish.

On the basis of the above analysis, we cannot say that the subject bill is unconstitutional. The question depends upon a legislative determination that the factual circumstances involved logically permit the said classification to be made. We have no facts before us which would enable us to assist the Legislature in making this determination.

Yours very truly,

CLARENCE A. H. MEYER
Attorney General

CER:mkk

(Signed) Calvin E. Robinson
Assistant Attorney General

Member Excused

Mr. Hasebroock asked unanimous consent to be excused this afternoon and tomorrow. No objections. So ordered.

Explanation of Vote

If I had been present on July 11, I would have voted aye on the final vote on LB 1083.

(Signed) Fred W. Carstens

If I had been present on July 11, I would have voted aye on LB 1083.

(Signed) Sam Klaver

UNANIMOUS CONSENT—Print in Journal

Mr. Carstens asked unanimous consent to have his proposed amendments to LB 950 printed in the Journal. No objections. So ordered.

1. In section 2, insert after the period in line 14, the following: "At the time of making such determination, such judge or judges shall also fix the salary of the public defender, and make a determination whether the office shall be full time or part time. For succeeding terms the district judge or judges shall fix the salary of the public defender at least sixty days prior to the closing of filings for the primary election for such office. All salary determinations shall be filed with the clerk of the district court of each county in the district and shall be available for public inspection. Where it is deemed desirable to have the same public defender for more than one judicial district, the same may be accomplished by having the district judges concerned jointly make the determinations provided for in this act.".

2. In Standing Committee amendment 1, section 3, strike lines 3 and 4 and to the period in line 5.

3. In Standing Committee amendment 2, strike lines 3 to 5 and insert the following: "employ, with the approval of the appropriate district judge or judges, necessary assistant public defenders and other employees, at salaries which are to be approved by the judge or judges. Such judge or judges shall also determine whether assistant public defenders and other employees are to be part time or full time. Public defenders may employ law students authorized by the Supreme Court to engage in a limited form of the practice of law, and may enter into agreements with law schools to provide clinical training for their students under the provisions of the Higher Education Act of 1965 and other similar federal programs.".

4. In Standing Committee amendment 3, strike sections 7 and 8 and insert the following:

"Sec. 7. The persons hereinafter described who are financially unable to obtain counsel shall be entitled to be represented by the public defender described in this act:

(1) A person charged with a felony, including appeals from convictions for a felony.

(2) A person pursuing a post-conviction proceeding under the provisions of Chapter 29, article 30, Revised Statutes Supplement, 1967, after conviction of a felony, where the public defender after investigation concludes that there may be merit to such a proceeding, or where the court in which such proceeding is pending directs

the public defender to represent the prisoner.

(3) A minor brought before the juvenile court, where neither the minor nor his parent or guardian is able to afford counsel.

(4) A person who shall be complained against before the county board of mental health.

Sec. 8. Any person described in section 7 of this act or any other person entitled by law to representation by counsel, may at any time request the court in which the matter is pending, or the court in which he was convicted, to appoint the public defender to represent him. Upon a request for the appointment of counsel, the court or magistrate shall proceed to make appropriate inquiry into the financial circumstances of the applicant, who shall submit, unless waived in whole or in part by the court, a financial statement under oath or affirmation setting forth his assets and liabilities, source or sources of income, and such other information as may be required by the court or magistrate. The information contained in such a statement shall be confidential and for the exclusive use of the court or magistrate, unless it shall be made to appear to the satisfaction of the court or magistrate that such statement may contain false, misleading, or incomplete information, in which event the person making the statement shall be punished as for contempt if it be established after a hearing that such statement was in whole or in part false, misleading, or incomplete. A refusal to execute a financial statement as provided herein shall constitute a waiver of the right to the appointment of the public defender.

Sec. 9. Any county in a judicial district in which a determination is made that a public defender should be named in accordance with the provisions of section 2 of this act shall no longer be subject to the provisions of sections 29-1804 and 29-1805, Revised Statutes Supplement, 1967, and the office created by section 29-1804, Revised Statutes Supplement, 1967, shall be abolished as of the date specified in such determination; *Provided*, that full-time public defenders and their full-time assistants and employees shall be subject to the provisions of sections 2 and 3, Legislative Bill 312, Eightieth Session, Nebraska State Legislature, 1969.

Sec. 10. Nothing in this act shall prevent a court from appointing counsel other than the public defender to represent indigent defendants or other persons by law entitled to legal representation, but appointments of counsel other than the public defender shall be limited to situations in which there are multiple defendants requiring separate representation, or where other exigent circumstances are present which in the opinion of the court require appointment of other than the public defender. In all such cases of appointments other than the public defender, the procedure shall be in accordance with the provisions of sections 29-1803.01 to 29-1803.03, Revised Statutes Supplement, 1967, and sections 43-205.06 and 43-205.07, Revised Statutes Supplement, 1967, and the cost of such appointments shall be paid by the county, as therein provided.".

SELECT FILE

LEGISLATIVE BILL 521. Advanced to E and R for engrossment.

LEGISLATIVE BILL 699. Mr. Carstens offered the following amendment, which was adopted:

1. Strike the Carstens Select File amendment to section 1, line 19, adopted May 2, 1969, and in lieu thereof, in section 1 strike the new matter in lines 18 to 20 and insert *"deaf or visually or orthopedically"* in line 20 before "handicapped", and line 20 insert *"and trainable mentally retarded"* after "handicapped".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 78. Mr. Warner offered the following amendment which was adopted:

Sec. 1, line 9, amend Committee amendment to $24,000.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 150. E and R amendments found in the Legislative Journal for the One Hundred Twenty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 173.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 572. E and R amendments found in the Legislative Journal for the One Hundred Twenty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1106. E and R amendments found in the Legislative Journal for the One Hundred Twenty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1187.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1418. E and R amendment found in the Legislative Journal for the One Hundred Twenty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1382. E and R amendment found in the Legislative Journal for the One Hundred Twenty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1320. E and R amendments found in the Legislative Journal for the One Hundred Twenty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 295. E and R amendment found in the Legislative Journal for the One Hundred Twenty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 493. E and R amendments found in the Legislative Journal for the One Hundred Twenty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 853. E and R amendment found in the Legislative Journal for the One Hundred Twenty-second Day was adopted.

Mr. Carpenter offered the following amendments which were adopted:

1. In section 1, strike lines 3 to 13 and all amendments thereto and insert:

"26-106. Each judge of the municipal court in a city of the metropolitan *or* primary, ~~or first~~ class ~~having more than thirteen thousand population located in a county having a population of more than thirty-three thousand inhabitants according to the 1960 federal census~~ shall be paid a salary of ~~fifteen~~ *nineteen* thousand dollars per annum, except as provided in section 26-103.01. In cities of the metropolitan or primary class the clerk of the court shall receive a salary of ten thousand dollars per annum. In cities of the first class, the *judge and the* clerk shall receive such salary as may be fixed by the city council or city commission. The employees and assistants of the clerk of the municipal court in a city of the metropolitan, primary, or first class having more than thirteen thousand population located in a county having a population of more than thirty-three thousand inhabitants according to the ~~1960~~ *most recent* federal census shall receive such salary as may be fixed by the city commission or council. All salaries shall be paid out of the general fund of such cities.".

2. Add a new section to read as follows:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, insert "to provide for setting the salary of judges of the municipal court in cities of the first class;" at the end of line 5; in line 7 strike "and"; and in line 7 insert "; and to declare an emergency" after "section".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 870.

Mr. Schmit offered the following amendment which was adopted:

Amend Standing Committee amendment, section 1, line 10, by striking *"fifteen"* and inserting in lieu thereof *"sixteen"*.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 879. E and R amendment found in the Legislative Journal for the One Hundred Twenty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 248. E and R amendments found in the Legislative Journal for the One Hundred Twenty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 570. E and R amendment found in the Legislative Journal for the One Hundred Twenty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 580. E and R amendments found in the Legislative Journal for the One Hundred Twenty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 945. E and R amendment found in the Legislative Journal for the One Hundred Twenty-second Day was adopted.

Mr. Mahoney offered the following amendment which was adopted:

1. In section 1, line 12, as amended by the Standing Committee amendment, strike *"fourteen"* and insert *"fifteen"*.

Mr. Mahoney moved to return LB 945 to General File for an amendment:

Motion pending.

Recess

At 11:56 a.m., on a motion by Mr. Nore, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Mr. Simpson presiding.

The roll was called and all members were present except Messrs. Hasebroock, Knight, Kremer, Moulton, and Wenzlaff, who were excused; Mr. Harsh, Mr. Marvel, Mr. Proud and Mr. Whitney were excused until 1:45 p.m.

SELECT FILE

LEGISLATIVE BILL 945.

The pending Mahoney motion lost with 12 ayes, 12 nays and 25 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 953.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1404. E and R amendments found in the Legislative Journal for the One Hundred Twenty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1301. E and R amendments found in the Legislative Journal for the One Hundred Twenty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 286. E and R amendments found in the Legislative Journal for the One Hundred Twenty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 19. E and R amendment found in the Legislative Journal for the One Hundred Twenty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1269.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1279. E and R amendments found in the Legislative Journal for the One Hundred Twenty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1017. E and R amendments found in the Legislative Journal for the One Hundred Twenty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 663. E and R amendment found in the Legislative Journal for the One Hundred Twenty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 861. E and R amendments found in the Legislative Journal for the One Hundred Twenty-third Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 612. E and R amendments found in the Legislative Journal for the One Hundred Twenty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 838. E and R amendment found in the Legislative Journal for the One Hundred Twenty-third Day was adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1181.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1377.

Mr. Harsh offered the following amendment which was adopted with 32 ayes, 0 nays and 17 not voting:

1. Strike original section 1 and all amendments to the bill, and insert the following:

"Section 1. After June 1, 1971, no new school district, except a Class VI district providing instruction in grades seven through twelve, shall be created unless such district provides instruction in kindergarten through grade twelve.

Sec. 2. Section 1 of this act shall not prohibit the merger of Class I districts within the boundaries of a Class VI district.

Sec. 3. After the effective date of this act, no Class I district contracting with a Class II, III, IV, or V district shall merge with another Class I district.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Mr. Harsh offered the following amendment, which was adopted with 32 ayes, 0 nays and 17 not voting:

1. Strike original section 1 and all amendments to the bill, and insert the following:

"Section 1. After June 1, 1971, no new school district, except a Class VI district providing instruction in grades seven through twelve, shall be created unless such district provides instruction in kindergarten through grade twelve.

Sec. 2. Section 1 of this act shall not prohibit the merger of Class I districts or parts of Class I districts within the boundaries of a Class VI district.

Sec. 3. No Class I district which contracts for the instruction after June 1, 1970, of all of its pupils with a Class I and Class II, III, IV or V district shall merge with another Class I district; *Provided,* no district shall contract for the instruction of all of its pupils with a Class II, III, IV or V district for more than two consecutive years and a district which has contracted for the instruction of all of its pupils with a Class II, III, IV or V district for two or more consecutive years before the effective date of this act shall not contract for the instruction of all of its pupils with a Class II, III, IV or V district after June 1, 1970; *and provided further,* nothing herein shall be construed as an extension of the limitations on contracting for the instruction of the pupils of a district contained in section 79-486.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Unbracket LB 855

Mr. Wylie asked unanimous consent to unbracket LB 855 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 855.

Mr. Wylie offered the following amendments, which were adopted by unanimous consent:

1. In section 2, line 16, after the period, insert "*In adopting standards, rules and regulations, the director shall be governed by the provisions of Chapter 84, article 9.*".

2. In section 2, lines 21 and 22, strike "*establish and maintain regional offices*", and insert "*contract with educational service units and counties that have established offices of mental retardation or organizations designated by such counties to assist in the administration of local and regional services and programs.*"

Mr. Carstens offered the following amendment, which was adopted by unanimous consent:

1. Insert a new section to read as follows:

"Sec. 6. *When any person has been discharged or released from the Beatrice State Home to participate in community-based programs pursuant to this act while residing with his parents, and the parents find that the presence of such person in the home is detrimental to other children residing in the family home, or that such person is not successfully responding to the community-based programs, such person shall be readmitted to the Beatrice State Home upon the petition of the parents.*".

Advanced to E and R for engrossment.

Mr. Pedersen asked unanimous consent to add his name as a co-introducer of LB 855. No objections. So ordered.

Mr. Carpenter asked unanimous consent to remove his name as a co-introducer of LB 855. No objections. So ordered.

Visitors

Mr. Keyes introduced his niece, Jennifer Stovall from Memphis, Tennessee.

Mrs. Orme introduced students from the 5th grade of Clare McPhee School with teachers, Mrs. Lois Eno and Mr. Dennis Dondlinger.

Mr. Kennedy introduced 65 students from the Norfolk School and the teacher, Mr. Glenn Shaneyfelt.

Mr. Wiltse introduced Mr. and Mrs. Edwin Reddington and their sons, James, Robert, Scott and David from Wonkasha, Wisconsin.

Mr. Syas introduced Mrs. Elsie Blanchard, Mrs. Edwin Ingraham, and Mrs. Al Kaplan, all from Omaha; also Mrs. Ingraham's sons, Richard and Leroy.

LEGISLATIVE BILL 1366.

Mr. Carpenter offered the following specific amendment, which was adopted by unanimous consent:

Amend section 1 and the title to read November, 1970 rather than November, 1971.

Advanced to E and R for re-engrossment.

LEGISLATIVE BILL 172.

Mr. Harsh offered the following specific amendments, which were adopted by unanimous consent:

1. In new section 3, strike lines 5 and 6, and insert *"resides shall pay four hundred dollars per year for each such child;"*; and after line 21 insert a new paragraph to read as follows:

"If the per pupil cost in the program for trainable mentally retarded children is less than the combined contributions of the school district, the county, and the state pursuant to subdivisions (1) to (3) of this section, the contributions of each shall be reduced on a pro rata basis.".

2. In renumbered section 4, line 11, after *"unit"* insert *"twice each year"*; and in line 12 after *"made"* insert *"with adjustments to be made at the end of each school year if the per pupil cost in the program is less than the combined contributions of the school district, county, and state pursuant to section 3 of this act"*.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Return LB 1158 to Select File

Mr. Carpenter asked unanimous consent to return LB 1158 to Select File for a specific amendment. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1158.

Mr. Carpenter offered the following specific amendments, which were adopted by unanimous consent:

1. In new section 8, strike the new matter in lines 16 to 28 and all amendments thereto, and insert "*The following are exempted from the provisions of sections 81-1301 to 81-1317: (1) All personnel of the offices of the Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, State Treasurer, and Attorney General; (2) all personnel of all courts and of the State Railway Commission; and (3) academic, administrative, professional, and managerial personnel and student employees of the University of Nebraska and the state colleges.*".

2. Insert a new section to be known as section 11 and to read as follows:

"Sec. 11. *If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.*".

3. Renumber sections 11 and 12 as sections 12 and 13.

Advanced to E and R for engrossment.

MOTION—Return LB 1360 to Select File

Mr. Burbach moved to return LB 1360 to Select File for a specific amendment.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1360.

Mr. Burbach offered the following specific amendment, which was adopted by unanimous consent:

Section 1. Insert in line 16 after "pool tables;" add: "and mechanical amusement device shall also include game and draw lotteries;".

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Expedite LB 853 and LB 172

Mr. Carpenter asked unanimous consent to expedite LB 853 and LB 172 on Select File. No objections. So ordered.

UNANIMOUS CONSENT—Unbracket LB 330

Mr. Luedtke asked unanimous consent to unbracket LB 330 on Select File tomorrow. No objections. So ordered.

MOTION—Reconsider Action

Mr. Skarda moved to reconsider action on LB 784.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Skarda asked unanimous consent to place LB 784 ahead of other bills on General File for tomorrow. No objections. So ordered.

Mr. Carpenter moved to reconsider action on LB 353.

Mr. Carpenter asked unanimous consent to withdraw his motion. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on July 14, 1969, at 8:35 a.m.: LB 1330 LB 1234 LB 1213 LB 1168 LB 1167 LB 1097 LB 454 LB 290

(Signed) Ruth Bossard, Enrolling Clerk

UNANIMOUS CONSENT—Order of Business

Mr. Holmquist asked unanimous consent to take up LB 1428 on General File at this time. No objections. So ordered.

Mr. Danner asked unanimous consent to take up LB 1424 right after LB 1428. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1428. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

Mr. Holmquist asked unanimous consent to expedite LB 1428. No objections. So ordered.

LEGISLATIVE BILL 1424. Reading waived. Explained.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 586. Reading waived. Explained.

Laid over until tomorrow at the request of Mr. Carpenter.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 172. Replaced on Select File as amended.

E and R amendment to LB 172:

1. In the Harsh amendment 2, adopted 7/14, line 1, strike "11" and insert "28"; and in line 2, strike "12" and insert "28".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 172. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 827. Reading waived. Explained.

Mr. Waldron offered the following amendment to the Standing Committee amendments, which was adopted:

In Standing Committee amendment 1, (2) line 11, strike "fifty" and insert "twenty-five".

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted as amended.

Mr. Pedersen offered the following amendment which was adopted:

Insert a new section to read as follows:

"Sec. 7. Every city and village shall have the authority to enact ordinances regulating the sale of merchandise to a consumer as a result of or in connection with a salesman's direct contact with or call upon a consumer at his residence without the consumer's soliciting the contact or call. Such ordinances may require the licensing of each salesman engaging in such sales, may require persons, firms, or corporations employing such salesmen to post indemnity bonds, and may provide for penalties for violation of such ordinances. When a city or village ordinance requires the posting of a bond, such bond shall be available for satisfaction of any judgments entered against the person, firm or corporation posting the bond. The surety on such bond shall be a surety company authorized to engage in the surety business in this state.".

Mr. Pedersen offered the following amendment which was adopted:

Insert a new section to read as follows:

> "Section 8. *Before an installment sales contract concerning consumer goods or fixtures may be assigned by the seller, the purchaser must be given written notice of the seller's intent to assign, and he shall have consented in writing to said assignment.*"

Mr. Luedtke asked unanimous consent to withdraw his name from LB 827 and add the names of Mr. Harsh and Mr. Pedersen as co-introducers. No objections. So ordered.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1256. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-fourth Day was adopted.

Advanced to E and R for review with 25 ayes, 3 nays and 21 not voting.

Member Excused

Mr. Carstens asked unanimous consent to be excused. No objections. So ordered.

Mr. Warner Presiding

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1083

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1428. Placed on Select File.

(Signed) Wayne W. Ziebarth, Chairman

Adjournment

At 3:57 p.m., on a motion by Mr. Luedtke, the Legislature adjourned until 9:00 a.m., Tuesday, July 15, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED TWENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, July 15, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Mr. Wylie presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, as we near the end of this Session, review the record of its accomplishments if we should become satisfied with ourselves, hold ever before us Thy demands of perfection. Lest we become content with a good batting average, let us see the absolutes of honesty, of love, and of obedience to Thy will. Seeing them may we strive after them by Thy help, though Christ our Lord. Amen.

The roll was called and all members were present except Messrs. Hasebroock, Holmquist and Moulton, who were excused; Mr. Bloom was excused until 9:45 a.m.

Corrections for the Journal

Page 2931, line 29, insert "(Signed) Wayne W. Ziebarth, Chairman".

Page 2935, line 10, after "constitutional" insert "two-thirds"; line 11, after "passed" insert "with the emergency clause".

Page 2929, line 38, delete 2825 and insert 2925.

Page 2950, delete line 14.

Page 2896, line 10, delete "286" and insert "763".

Page 2960, line 19, delete "1248" and insert "1428".

Page 2961, line 23, insert the following paragraph:

"Insert a new section to read as follows:"

Page 2962, line 4, insert the following paragraph:

"Insert a new section to read as follows:"

The Journal for the One Hundred Twenty-fourth Day was approved as corrected.

Message from the Governor

July 14, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on July 14, 1969 I approved LB 290, LB 345, LB 351, LB 369, LB 454, LB 476, LB 753, LB 776, LB 864, LB 907, LB 1006, LB 1047, LB 1097, LB 1167, LB 1168, LB 1213, LB 1234 and LB 1330.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1313. Replaced on Select File as amended.

E and R amendment to LB 1313:

1. In section 1, line 7, insert "*and section 4 of this act*" after "72-718.01".

LEGISLATIVE BILL 1346. Replaced on Select File as amended.

E and R amendments to LB 1346:

1. In E & R amendments adopted 7/9, change reference from standing committee amendments to Carpenter amendments.

2. In the Carpenter amendment 4, line 5, strike the period and insert a semicolon.

3. In renumbered section 10, line 14, strike "commission" and insert "superintendent".

LEGISLATIVE BILL 1300. Placed on Select File as amended.

E and R amendments to LB 1300:

1. Renumber section 2, added by the Kremer amendment, as section 3, and renumber original sections 2 to 4 as sections 4 to 6.

2. In section 1, strike line 6 and insert "~~seven and one half~~ *nine* cents per gallon upon all motor".

3. In lieu of the Waldo amendment to section 1, as amended, in renumbered section 2, strike line 4 and insert "excise tax of ~~seven and one half~~ *nine* cents per gallon".

4. In lieu of the Waldo amendment to section 2, as amended, in renumbered section 4, line 4, strike "*and one half*"; and in line 5 strike "of motor vehicle fuel tax of this state" and show the same as stricken; and in line 6 strike the first comma and show the same as stricken.

5. In lieu of the Burbach amendment, in standing committee amendment 3, strike lines 2 to 4 and insert "and insert '*eight*'.".

6. In lieu of the Warner amendment to the Kremer amendment, in renumbered section 3, line 15, insert "*one cent less than*" after the stricken matter.

7. For correlation purposes, in line 2 of section 1, insert ", as amended by section 4, Legislative Bill 1010, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and strike the sentence beginning in line 8.

8. For correlation purposes, in line 2 of renumbered section 4, insert ", as amended by section 3, Legislative Bill 1011, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and strike beginning with "The" in line 15 through line 25.

9. Amend renumbered section 6 to read as follows:

"Sec. 6. That original sections 66-428 and 66-452, Reissue Revised Statutes of Nebraska, 1943, section 66-605, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1011, Eightieth Session, Nebraska State Legislature, 1969, and section 66-410, Revised Statutes Supplement, 1967, as amended by section 4, Legislative Bill 1010, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

10. In the title, strike lines 2 and 3 and insert:

"FOR AN ACT to amend sections 66-428 and 66-452, Reissue Revised Statutes of Nebraska, 1943, section 66-605, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1011, Eightieth Session, Nebraska State Legislature, 1969, and section 66-410, Revised Statutes Supplement, 1967, as amended by section 4, Legislative Bill 1010, Eightieth Session, Nebraska State Legislature, 1969, relating to"; and in line 5 insert "to increase the amount of refund;" after the semicolon.

LEGISLATIVE BILL 1303. Placed on Select File as amended.

E and R amendments to LB 1303:

1. Strike sections 2 to 4 and amendments thereto and insert four sections to read:

"Sec. 2. That section 77-27,132, Revised Statutes Supplement, 1967, as amended by section 1 Legislative Bill 1362, Eightieth Ssesion, Nebraska State Legislature, 1969, be amended to read as follows:

77-27,132. (1) There is hereby created a fund to be designated Tax Refund Fund which shall be set apart and maintained by the State Treasurer for prompt payments of all tax refunds under the provisions of sections 77-2701 to 77-27,135. Such fund shall be in such amount as the Tax Commissioner shall determine is necessary to meet current refunding requirements under the provisions of sections 77-2701 to 77-27,135.

(2) The Tax Commissioner shall pay to a depository bank designated by the State Treasurer all amounts collected under the provisions of sections 77-2701 to 77-27,135. The Tax Commissioner shall present to the State Treasurer bank receipts showing amounts so deposited in the aforementioned bank and of the amounts so deposited the State Treasurer shall *(a)* first credit to the Tax Refund Fund such amounts as are necessary to maintain such Tax Refund Fund at the level required by subsection (1) of this section, *and (b) then credit to the Highway Allocation Fund one half of the proceeds of the sales and use taxes derived from motor vehicles, trailers, and semitrailers.* The balance of the amounts so paid shall be credited to the General Fund.

Sec. 3. *For the biennium commencing July 1, 1969, there shall be appropriated from the General Fund an amount not less than one million seven hundred thirty-four thousand dollars to be placed in the State Recreation Road Fund.*

Sec. 4. *Sections 1 and 2 of this act shall become operative January 1, 1970.*

Sec. 5. That original section 77-27,132, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1362, Eightieth Session, Nebraska State Legislature, 1969, is repealed.".

2. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT relating to state funds; to provide for the allocation and distribution of the Highway Allocation Fund; to amend section 77-27,132, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1362, Eightieth Session, Nebraska State Legislature, 1969; to provide an additional source for the Highway Allocation Fund; to provide for an appropriation to the State Recreation Road Fund; to provide an operative date; and to repeal the original section.".

LEGISLATIVE BILL 172. Correctly re-engrossed.

LEGISLATIVE BILL 770. Correctly engrossed.

LEGISLATIVE BILL 853. Correctly engrossed.

LEGISLATIVE BILL 1382. Correctly engrossed.

LEGISLATIVE BILL 629. Correctly enrolled.

LEGISLATIVE BILL 918. Correctly enrolled.

LEGISLATIVE BILL 1041. Correctly enrolled.

LEGISLATIVE BILL 1059. Correctly enrolled.

LEGISLATIVE BILL 1352. Correctly enrolled.

LEGISLATIVE BILL 1379. Correctly enrolled.

LEGISLATIVE BILL 1384. Correctly enrolled.

LEGISLATIVE BILL 1385. Correctly enrolled.

LEGISLATIVE BILL 1386. Correctly enrolled.

LEGISLATIVE BILL 1387. Correctly enrolled.

LEGISLATIVE BILL 1400. Correctly enrolled.

LEGISLATIVE BILL 1407. Correctly enrolled.

LEGISLATIVE BILL 1410. Correctly enrolled.

LEGISLATIVE BILL 1414. Correctly enrolled.

LEGISLATIVE BILL 1419. Correctly enrolled.

LEGISLATIVE BILL 1420. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1160.

Introduced by Committee on Government and Military Affairs, upon the recommendation of the Governor

A BILL FOR AN ACT for submission to the electors of amendments to Article III, section 10, and Article IV, sections 1 and 16, of the Constitution of Nebraska, relating to the Legislature; to eliminate the Lieutenant Governor as presiding officer of the Legislature and his right to vote in case of a tie; to provide for presiding officers; to provide for the election of the Governor and Lieutenant Governor as a team; to provide duties for the Lieutenant Governor; to provide for the submission of the proposed amendments to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendments to Article III, section 10, and Article IV, sections 1 and 16, of the Constitution of Nebraska, which are hereby proposed by the Legislature:

"Sec. 10. The Legislature shall meet in regular session at 12:00 o'clock (noon) on the first Tuesday in January in the year next ensuing the election of the members thereof. A majority of the members elected to the Legislature shall constitute a quorum; the Legislature shall determine the rules of its proceedings and be the judge of the election, returns, and qualifications of its members, shall choose its own officers, including a Speaker and such other presiding officer as it may determine. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense. The Legislature may punish by imprisonment any person not a member thereof who shall be guilty of disrespect to the Legislature by disorderly or contemptuous behavior in its presence, but no such imprisonment shall extend beyond twenty-four hours at one time, unless the person shall persist in such disorderly or contemptuous behavior.

"Sec. 1. The executive officers of the state shall be the Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Attorney General, and the heads of such other executive departments as set forth herein or as may be established by law. The Legislature may provide for the placing of the above named officers as heads over such departments of government as it may by law establish.

The Governor, Lieutenant Governor, Attorney General, Secretary of State, Auditor of Public Accounts and the Treasurer shall be chosen at the general election held in November, 1974, and in each alternate even-numbered year thereafter, for a term of four years and until their successors shall be elected and qualified. In the general election one vote shall be cast jointly for the candidates for Governor and Lieutenant Governor nominated by the same party. The Governor shall be ineligible to the office of Governor for four years next after the expiration of two consecutive terms for which he was elected. The records, books, and papers of all executive officers shall be kept at the seat of government, and such officers, excepting the Lieutenant Governor and members of boards and commissions when the board or commission is the head of an executive department, shall reside there during their respective terms of office. Officers in the executive department of the state shall perform such duties as may be provided by law. The heads of all executive departments established by law, other than those to be elected as provided herein, shall be appointed by the Governor, with the consent of a majority of all members elected to the Legislature, but officers so appointed may be removed by the Governor. Subject to the provisions of this Constitution, the heads of the various executive or civil departments shall have power to appoint and remove all subordinate employees in their respective departments.

"Sec. 16. In case of the death, impeachment and notice thereof to the accused, failure to qualify, resignation, absence from the state, or other disability of the Governor, the powers, duties and emoluments of the office for the residue of the term, or until the disability shall be removed, shall devolve upon the Lieutenant Governor. After January 1, 1975, the Lieutenant Governor shall serve on all boards and commissions in lieu of the Governor whenever so designated by the Governor, shall perform such duties as may be delegated him by the Governor, and shall devote his full time to the duties of his office."

Sec. 2. The proposed amendments shall be submitted to the electors in the manner prescribed by article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendments shall be placed upon the ballot in the following forms:

"Constitutional amendment to eliminate the Lieutenant Governor as the presiding officer of the Legislature and to eliminate his right to vote in case of a tie.

☐ For
☐ Against"

"Constitutional amendment to authorize the election of the Governor and Lieutenant Governor from the same political party by one vote cast jointly.

☐ For
☐ Against"

"Constitutional amendment providing that the Lieutenant Governor shall serve on boards and commissions in lieu of the Governor whenever designated by the Governor, shall perform such duties as may be delegated him by the Governor, and after January 1, 1975, he shall devote his full time to the duties of his office.

☐ For
☐ Against"

Sec. 3. That each of the proposed amendments, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim them as part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Carpenter requested a Call of the House. The Call showed 43 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 37 ayes, 2 nays and 10 not voting.

Voting in the affirmative, 31:

Batchelder
Budd
Burbach
Carpenter
Clark
Danner
Duis
Elrod
Hanna
Johnson
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel

Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 13:

Carstens
Craft
Harsh
Kennedy
Knight
Moylan
Nore
Pedersen
Reynolds
Wallwey
Warner
Whitney
Wylie

Not voting, 5:

Bloom
Hasebroock
Holmquist
Kokes
Moulton

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1306.

A BILL FOR AN ACT relating to public safety; to provide minimum requirements for the construction of tank vehicles transporting anhydrous ammonia over the public highways of this state; to provide minimum requirements for railroad tank cars; to provide penalties; and to provide severability.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 5:

Bloom
Hasebroock
Holmquist
Moulton
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Members Excused

Mr. Simpson asked unanimous consent to be excused this afternoon. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused at 11:15 a.m. No objections. So ordered.

MOTION—Suspend Rules

Mr. Duis moved to suspend the rules and return LR 72 for an amendment.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Duis and Mr. Robinson offered the following amendment:

1. That the Legislature reaffirm LR-5 (Seventy-Seventh Session) calling for a State Water Plan and directs the Commission to give highest priority to this endeavor to insure presentation to the Legislature the framework plan on or before the scheduled completion date of June 30, 1971, *and further recommends that in order to expedite the studies now in progress, that all information, experience, and talent now available in the Department of Water Resources and existing irrigation, drainage, and other such water use districts or similar agencies within the State be utilized to the fullest extent practicable.*

The Duis-Robinson amendment was adopted with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT—Unbracket LB 6

Mr. Klaver asked unanimous consent to unbracket LB 6 on General File tomorrow. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 330.

Mr. Luedtke offered the following amendment, which was adopted by unanimous consent:

Strike the Burbach and Whitney General File amendments.

Bracketed on Select File at the request of Mr. Luedtke.

LEGISLATIVE BILL 1378. Bracketed for one day at the request of Mr. Wenzlaff.

LEGISLATIVE BILL 950. E and R amendments found in the Legislative Journal for the One Hundred Twentieth Day are pending.

The Carstens amendments printed in the Legislative Journal for the One Hundred Twenty-fourth Day were adopted.

Laid over at the request of Mr. Carstens.

LEGISLATIVE BILL 576. E and R amendment found in the Legislative Journal for the One Hundred Twenty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1325. E and R amendment found in the Legislative Journal for the One Hundred Twenty-fourth Day was adopted.

Bracketed on Select File at the request of Mr. Elrod.

LEGISLATIVE BILL 1067. E and R amendments found in the Legislative Journal for the One Hundred twenty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1323. E and R amendments found in the Legislative Journal for the One Hundred Twenty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1428.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 546.

Mr. Pedersen offered the following amendment, which was adopted by unanimous consent:

1. Amend Standing Committee Amendment 3 by striking Line 1 through 13 and insert "in lieu thereof follow: "*there is hereby created within the Department of Health the Air Pollution Control Council, which shall consist of fifteen members. The Director of Health shall be one member of the Council and his membership shall not be delegated by him to any subordinate. Thirteen other members shall be appointed by the Governor and who shall serve at the pleasure of the Governor. One shall be*

a professional engineer, experienced in the control of air polution, one shall be a licensed physician knowledgeable in the health effects of air pollution, one representing the chemical industry, one representing the power generating industry, one representing the automotive industry, one representing heavy manufacturing, one representing agriculture, one representing conservation, one representing county government, one representing city government, one representing labor, one representing food processing industry, and two members representing the public at large."

In Line 12 of Section 12 strike "a court of competent jurisdiction" and insert "*the district court as is provided by law*".

Strike the word "fifteen" in Line 67 of renumbered Section 14 and insert "*thirty*".

In line 8 of Section 18 insert after the word "*court*" the words "*upon conviction*" and, strike the word "civil" in Line 8 of Section 18, and strike the word "one" in line 9 of Section 18 and insert the word "*five*";

Add a new Section 23 to read as follows:

"*Section 23. Since an emergency exists this act shall be in full force and effect from and after its passage and approval, according to law.*"

Advanced to E and R for engrossment.

Mr. Pedersen asked unanimous consent to expedite LB 546. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1424. Laid over at the request of Mr. Danner.

LEGISLATIVE BILL 1398. Reading waived. Explained.

Mr. Swanson offered the following amendment to the Standing Committee amendments, which was adopted:

I move to strike Standing Committee Amendment #2 and insert the following:

Add a new Section 14 to read as follows:

"The planning programs of the Nebraska Commission on Law Enforcement And Criminal Justice shall be consistent with the planning policies of the State Office of Planning and Programming."

Standing Committee amendments found in the Legislative Journal for the One Hundred-second Day were adopted as amended.

Mr. Swanson offered the following amendment, which was adopted:

I move to strike "July 1, 1969" in Section 13 and Section 15 of the original bill and insert "September 1, 1969".

Advanced to E and R for review with 36 ayes, 0 nays and 13 not voting.

UNANIMOUS CONSENT—Return LB 546

Mr. Pedersen asked unanimous consent to return LB 546 on Select File to amend his amendment. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 546. Mr. Pedersen offered the following amendment to his amendment, which was adopted by unanimous consent:

"In my amendment to the Standing Committee amendments, strike the word "Thirteen" and insert "Fourteen".

Re-advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 784. Reading waived. Explained.

Mr. Mahoney offered the following amendment:

1. Strike original section 3 and insert the following:

"Sec. 3. The Sheriff's Office Merit Commission shall consist of three members. One member shall be a duly elected county official, appointed by the board of county commissioners. One member shall be a deputy sheriff, elected by the deputy sheriffs. The third member shall be selected by the first two, and shall be a public representative who is a resident of the county and neither an official nor employee of the county. The terms of office of members initially appointed or or elected shall expire on January 1 of the years 1971, 1972, and 1973, as designated by the board of county commissioners. As the terms of initial members expire, their successors shall be appointed or elected for three-year terms in the same manner as the initial members. Any vacancy shall be filled by appointment or election in the same manner as appointment or election of initial members. The commission shall have the power to declare vacant the position of any member who no longer meets the qualifications for election or appointment set out in this section.".

2. Add a new section to be known as section 18 and to read as follows:

"Sec. 18. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Mr. Pedersen offered the following amendment to the Mahoney amendment, which was adopted:

The third member shall be appointed by the presiding judge of the 4th judicial district.

The Mahoney amendment was adopted as amended.

Advanced to E and R for review with 42 ayes, 0 nays and 7 not voting.

LEGISLATIVE BILL 586. Considered.

Standing Committee amendment found in the Legislative Journal for the Eighty-third Day was adopted.

Mr. Carpenter offered the following amendment:

Page 5, section one, strike lines 108 through 115.

Mr. Carpenter requested a Call of the House. The Call showed 43 members present.

Mr. Carpenter moved to raise the Call. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 17:

Bloom
Carpenter
Carstens
Danner
Elrod
Hanna
Klaver
Luedtke
Mahoney
Marvel
Moylan
Orme
Pedersen
Reynolds
Robinson
Simpson
Waldron

Voting in the negative, 27:

Batchelder
Budd
Burbach
Clark
Craft
Duis
Harsh
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Nore
Proud
Schmit
Schreurs
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 5:

Hasebroock
Holmquist
Moulton
Skarda
Swanson

The Carpenter amendment lost.

Mr. Bloom offered the following amendment:

Delete the word "Farm" in Line 114, Sec. 1.

Mr. Bloom requested a Call of the House. The Call showed 39 members present.

Mr. Bloom moved to raise the Call. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

A record vote was requested.

Voting in the affirmative, 33:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Elrod
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 11:

Budd
Craft
Harsh
Johnson
Kennedy
Kremer
Nore
Schmit
Schreurs
Wenzlaff
Ziebarth

Not voting, 5:

Hanna
Hasebroock
Holmquist
Moulton
Swanson

The Bloom amendment was adopted.

Mr. Waldron offered the following amendment, which was adopted:

Amend LB 586, line 115 after "month"; in standing committee amendment, add "when part of the use is for commercial purposes."

Laid over until tomorrow at the request of Mr. Carpenter.

Mr. Proud Presiding

LEGISLATIVE BILL 1304. Considered.

Recess

At 12:00 noon on a motion by Mr. Marvel, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Messrs. Hasebroock, Moulton and Simpson, who were excused.

MOTION—Adjournment

Mr. Carpenter moved that when the Legislature adjourns on July 16, 1969, that it adjourn until September 23 ,1969, unless called into session at an earlier date by a majority vote of the Executive Board of the Legislative Council.

Mr. Bloom moved to amend the Carpenter motion to recess to September 2, 1969.

The Bloom motion lost with 15 ayes, 22 nays and 12 not voting.

Mr. Wallwey moved to amend the Carpenter amendment by adding that all employees of the Legislature be retained in their present position with pay until the Legislature adjourns sine die.

The Wallwey motion prevailed with 30 ayes, 10 nays and 9 not voting.

Mr. Harsh moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The Carpenter original motion lost with 12 ayes, 31 nays and 6 not voting.

Mr. Mahoney moved to adjourn sine die on August 1, 1969.

Mr. Danner moved to amend the Mahoney motion to read August 15, 1969.

Mr. Proud moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 1 nay and 14 not voting.

Mr. Danner withdrew his amendment.

The Mahoney motion lost with 17 ayes, 24 nays and 8 not voting.

GENERAL FILE

LEGISLATIVE BILL 1304. Considered.

Mr. Warner offered the following amendment, which was adopted:

5. Amend renumbered section 13, line 1, after "sections", insert "60-301," and after "60-302,", insert "60-305.09,".

Advanced to E and R for review with 32 ayes, 3 nays and 14 not voting.

Visitors

Mr. Bloom introduced Mr. and Mrs. Ralph Crawl and sons, Mark and Terry.

Mr. Danner introduced 25 students from Kountze Council Day Care Center in Omaha, Nebraska and Olive Jones.

Mr. Duis introduced Mr. and Mrs. Jons Andersson, Ingalena and Catherine from near Motala, Sweden who are visitors of Mr. and Mrs. Wayne Harris and Sheila.

Mr. Warner Presiding

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 629 LB 918 LB 1041 LB 1059 LB 1352 LB 1379 LB 1384 LB 1385 LB 1386 LB 1387 LB 1400 LB 1407 LB 1410 LB 1414 LB 1419 LB 1420

Mr. Kokes Presiding

GENERAL FILE

LEGISLATIVE BILL 1302. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-eleventh Day were offered.

Mr. Warner offered the following amendment to Standing Committee amendment 1, which was adopted:

1. Amend Committee amendment number 1, Section 1 in line 54, strike the inserted word "a" and reinstate the stricken words "an equal".

Standing Committee amendment 1 was adopted as amended.

Ease

The Legislature was at ease from 3:58 p.m. to 4:03 p.m.

Members Excused

Mr. Proud asked unanimous consent to be excused at 4:05 p.m. for the remainder of the afternoon. No objections. So ordered.

Mr. Whitney asked unanimous consent to be excused until July 26, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Return LB 546 to Select File

Mr. Pedersen asked unanimous consent to return LB 546 to Select File for a specific amendment. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 546.

Mr. Pedersen offered the following specific amendment, which was adopted:

Strike the word "conservation" in the Pedersen Select File amendment to LB 546 and substitute in lieu thereof *"agricultural processing industry"*.

Re-advanced to E and R for engrossment.

Presented to the Governor

Presented to the Governor for approval on July 15, 1969 at 9:30 a.m.: LB 1083

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 1310. Placed to General File as amended.

Standing Committee amendment to LB 1310:

1. In section 1, line 16, after *"Commission"* insert *"pursuant to sections 57-906 and 57-911"*.

(Signed) Richard D. Marvel, Chairman

GENERAL FILE

LEGISLATIVE BILL 1302. Considered.

Standing Committee amendment 2 was adopted.

Mr. Warner offered the following amendment to Standing Committee amendment 3, which was adopted:

1. Amend Committee amendment number 3, in section 6, line 4, by striking "ten" and inserting "eleven"; in line 12, strike "two" and insert "three", and in line 13, strike "different geographical areas" and insert "the three congressional districts".

Standing Committee amendment 3 was adopted as amended.

Standing Committee amendments 4 through 16 pending.

Members Excused

Messrs. Schreurs, Swanson and Waldo asked unanimous consent to be excused Friday, July 18, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an Executive Session of the Budget Committee in the West Lounge at 4:30 p.m. No objections. So ordered.

Adjournment

At 4:31 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:30 a.m., Wednesday, July 16, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED TWENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, July 16, 1969

Pursuant to adjournment, the Legislature met at 9:30 a.m., Mr. Wylie presiding.

Prayer was offered by the Chaplain.

Prayer

O Lord, our God, in the face of life's mysteries and its vast imponderables, give us faith to believe that Thou makest all things to work together for good to them that love Thee. Strengthen our conviction that Thy hand is upon us, to lead us and to use us in working out Thy purposes in the world. Even though we may not see the distant scene, let us be willing to take one step at a time and trust Thee for the rest. Through Jesus Christ. Amen.

The roll was called and all members were present except Messrs. Clark, Moulton, Skarda and Whitney who were excused; Mr. Bloom was excused until 11:00 a.m. and Mr. Waldron was excused until 10:30 a.m.

Corrections for the Journal

Page 2973, line 35, strike "Fourteen" and insert "Thirteen".
Page 2979, after line 13, insert the attached amendment.

AMENDMENTS TO LEGISLATIVE BILL 1304

1. Renumber original Section 1 as Section 2, and insert a new section 1 to read as follows:

"Section 1. That section 60-301, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-301. As used in sections 60-301 to 60-344, unless the context otherwise requires:

(1) Motor vehicles shall include motorcycles and
all vehicles propelled by any power other than muscular

power, except farm tractors, farm tractors used occasionally outside of general farm usage, road rollers, any vehicles which run only on rails or tracks, and road and general purpose construction and maintenance machinery not designed or used primarily for the transportation of persons or property, including, but not limited to, ditch-digging apparatus, well-boring apparatus, asphalt spreaders, bucket loaders, leveling graders, earthmoving carryalls, power shovels, earthmoving equipment, crawler tractors, backhoes, bulldozers and front-end loaders;

(2) Highways shall include public streets, roads, turnpikes, parks, parkways, drives, alleys, and other public ways used for the passage of road vehicles;

(3) Trucks shall include motor vehicles equipped or used to carrying anything other than passengers;

(4) Trailer shall include every vehicle without motor power carrying persons or property and being pulled by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle;

(5) Semitrailer shall mean every vehicle without motive power designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by the towing vehicle;

(6) Cabin trailer shall mean every vehicle without motive power designed for living quarters and for being drawn by a motor vehicle;

(7) Truck-tractor shall mean every motor vehicle designed and used primarily for drawing other vehicles, and not so constructed as to carry a load other than a part of the weight of the vehicle and load being drawn;

(8) Owner shall mean a person, firm or corporation who holds a legal title of a vehicle, or in the event a vehicle is the subject of an agreement for the conditional sale thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee, or in the event while a vehicle is subject to a lease of thirty days or more with an immediate right of possession vested in ~~such~~ *the* lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee, lessee or mortgagor shall be deemed the owner for the purpose of sections 60-301 to 60-344;

(9) Vehicle shall mean every device in, upon or by which any person or property is or may be transported or drawn upon a public highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks;

(10) Fleet shall include only those commercial vehicles which actually travel a portion of their total miles in the state. A fleet must include three or more commercial vehicles of which at least two must be powered units;

(11) Transporter shall mean every person lawfully engaged in the business of transporting vehicles; not his own, by driving singly, or in combinations by the towbar, fullmount or saddlemount methods or any combinations thereof, or where a truck or tractor draws a semitrailer or tows a trailer, solely for delivery thereof; ~~and~~

(12) Self-propelled mobile home shall mean a vehicle with motive power designed for living quarters.;

(13) Total fleet miles shall mean the total number of miles operated in all jurisdictions during the preceding year by the vehicles in such fleet during such year; and

(14) In-state fleet miles shall mean total miles operated (a) in the State of Nebraska by all or any part of the fleet of an owner or operator who is deemed to be eligible for proportional registration in Nebraska; and (b) in noncontracting reciprocity states by vehicles based in Nebraska.

2. Renumber original section 2 as section 4, and insert a new section 3 to read as follows:

"Sec. 3. That section 60-305.09, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-305.09 (1) Any owner engaged in operating a fleet of three or more commercial vehicles, of which at least two are powered, in this state in interstate commerce may, in lieu of registration of such vehicles under the general provisions of sections 60-301 to 60-344, register and license such fleet for operation in this state by filing a sworn statement with the Department of Motor Vehicles, which shall be in such form and contain such information as the department shall require, declaring the total mileage operated by such vehicles in all states and in this state during the preceding year and describing and identifying each such vehicle to be operated in this state during the ensuing license year. Upon receipt of such statement, the department shall determine the total fee payment which shall be equal to the amount obtained by applying the proportion of in-state fleet miles to total fleet miles, as reported in said states, to the fees which would otherwise be required for total fleet registration in this state, and shall notify the applicant of the amount so determined. *Mileage operated in noncontracting reciprocity states by vehicles based in Nebraska shall be applied to the portion of the formula for determining the Nebraska in-state fleet miles.* The applicant shall then proceed to register a proportion of his fleet in Nebraska, as provided in sections 60-302 and 60-303, so that the total fees paid for such vehicle registration shall be at least equal to the amount of fees determined to be due by the department. At the time of applying for registration, the applicant shall present the determination of the department of the amount of fees due to the county treasurer from which he seeks registration of his vehicles, and the county treasurer, upon completion of such registration, shall notify the department of such registration and the total amount of registration fees paid by such applicant.

Upon receipt of reports of county treasurers that the applicant has registered a sufficient number of vehicles in Nebraska so that the aggregate fees paid are equal to or greater than the amount of fees determined to be due, the department shall issue to the applicant a sufficient number of distinctive registration certificates, or number plates, or stickers or tags for each of the motor vehicles of his fleet, identifying it as a part of an interstate fleet proportionally registered.

The vehicles so registered shall be exempt from all further registration and license fees under sections 60-301 to 60-344 for movement or operation in the State of Nebraska. The proportional registration and licensing provision of this section shall apply to vehicles added to said fleets and operated in this state during the license year.

The right of applicants to proportional registration hereunder shall be subject to the terms and conditions of any reciprocity agreement, contract or consent made by the Department of Motor Vehicles.

When a nonresident fleet owner has registered his vehicles on an apportionment basis, his vehicles shall be considered as fully registered for both interstate and intrastate commerce. Each vehicle of a fleet registered by a resident of Nebraska on an apportionment basis shall be considered as fully registered for both interstate and intrastate commerce.

(2) Mileage proportions for interstate fleets not operated in this state during the preceding year shall be determined by the department upon the sworn application of the applicant on forms to be supplied by the department which shall show the operations of the preceding year in other states and estimated operations in Nebraska, or if no operations were conducted the previous year, a full statement of the proposed method of operation.

(3) Any owner complying with and being granted proportional registration shall preserve the records on which the application is made for a period of four years following the year upon which said application is based. Upon request of the department, the owner shall make such records available to the department at its office for audit as to accuracy of computation and payments, or pay the costs of an audit at the home office of the owner by a duly appointed representative of the department. The department may enter into agreements with agencies of other states administering motor vehicle registration laws for joint audits of any such owner. All payments received to cover the costs of an audit shall be paid by the department into the state treasury and the State Treasurer shall credit the same to the state General Fund.

(4) If it is determined by the Department of Motor Vehicles that the owner should have paid a greater amount of fee under the provisions of this act than was paid the department shall deny the owner the right to further registration for a fleet license until such additional amount of fee is paid.

(5) In those cases where it is necessary to secure a title to a vehicle to be registered under the provisions of this act, the application for such title shall be made to the department, and the department is authorized to issue such title upon the payment of the fee prescribed by law.

~~(6) This section shall become operative with respect to fees due and payable without regard to this~~

~~section on and after January 1, 1960, but this shall not prevent the department from taking such administrative action prior to such operative date as will facilitate the operation of this section.~~

~~(7)~~ (6) Every applicant who shall license any vehicles under the provisions of this act which by law are subject to assessment for taxation in this state shall exhibit proof by tax receipt or otherwise as provided by section 60-303.

3. Renumber original section 3 as section 5, and amend Committee amendment number 2 to provide that the new section therein shall be section 6.

4. Amend Committee amendment number 3 to provide that original sections 4 to 10, shall be renumbered as sections 7 to 13 respectively.

Page 2979, at the beginning of line 14, insert "5.".
Page 2979, line 29, delete "19" and insert "918".
Page 2980, delete line 4.
Page 2971, after line 40 insert the following paragraph:
"A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to."
Page 2980, line 18 after "amendment." insert "No objections. So ordered.".

The Legislative Journal for the One Hundred Twenty-fifth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 890. Replaced on Select File as amended.

E and R amendment to LB 890:

1. In section 3, insert "and" at the end of line 113; in line 117, strike "; and" and insert a period; and strike lines 118 and 119.

LEGISLATIVE BILL 150. Replaced on Select File as amended.

E and R amendment to LB 150:

1. In line 5 of E & R amendment 2, adopted 7/14, strike "150" and insert "572".

LEGISLATIVE BILL 570. Replaced on Select File as amended.

E and R amendment to LB 570:

1. In the title, line 5, insert "and the Lieutenant Governor" before the semicolon.

LEGISLATIVE BILL 945. Replaced on Select File as amended.

E and R amendment to LB 945:

1. In line 16 of E & R amendment 1, adopted 7/14, strike "fifteen" and insert "sixteen".

LEGISLATIVE BILL 1301. Replaced on Select File as amended.

E and R amendments to LB 1301:

1. In section 6, line 6, insert *"as may be received under the provisions of section 77-27,132, and such further sums"* after *"sums"*.

2. In section 7, line 2, strike "8" and insert "9".

LEGISLATIVE BILL 855. Replaced on Select File as amended.

E and R amendment to LB 855:

1. Renumber original sections 6 and 7 as sections 7 and 8.

LEGISLATIVE BILL 827. Placed on Select File as amended.

E and R amendments to LB 827:

1. In section 1, insert a comma at the end of line 6; and in line 9, strike the colon and insert a semicolon.

2. In section 3, line 7, strike "statute" and insert "act"; in line 15, strike "a" and insert "any"; and in line 25, strike "that".

3. In section 4, line 8, insert "of this section" after "(2)".

4. In section 5, line 9, strike "section" and insert "subsection"; in line 28, strike "statute" and insert "act"; in line 30, insert "this" after "of"; in line 31, strike "(2) of this section"; in line 41, strike "(2)" and insert "(4)"; insert a comma after "cancellation" in line 42 and "section" in line 51; and in line 44 strike the second comma.

5. In section 6, line 22, insert "of this act" after "4".

6. In section 8, line 1, strike "Section" and insert "Sec."; and in line 6 strike "said" and insert "the".

7. In the title, line 4, insert "; to provide for local ordinances; and to restrict assignments of installment sales contracts" after "prescribed".

LEGISLATIVE BILL 1256. Placed on Select File.

LEGISLATIVE BILL 173. Correctly engrossed.

LEGISLATIVE BILL 295. Correctly engrossed.

LEGISLATIVE BILL 572. Correctly engrossed.

LEGISLATIVE BILL 870. Correctly engrossed.

LEGISLATIVE BILL 1106. Correctly engrossed.

LEGISLATIVE BILL 1187. Correctly engrossed.

LEGISLATIVE BILL 1428. Correctly engrossed.

LEGISLATIVE BILL 1306. Correctly enrolled.

LEGISLATIVE BILL 1160. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Explanation of Vote

Had I been present I would have voted "aye" on LB 1083 LB 345 LB 351 LB 476 LB 753 LB 776 LB 864 LB 907 LB 1006 LB 1097 LB 1167 LB 1168 LB 1213 LB 1234 LB 1330 and "nay" on LB 290.

(Signed) Henry F. Pedersen, Jr.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 384.

A BILL FOR AN ACT relating to soil and water conservation; to authorize the Nebraska soil and water conservation commission to establish a data bank as prescribed; and to provide for an advisory committee.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Budd
Carpenter
Carstens
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen

Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Bloom
Burbach
Clark
Craft
Mahoney
Moulton
Reynolds
Skarda
Waldron
Warner
Whitney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 886. With emergency.

A BILL FOR AN ACT to amend section 68-127, Reissue Revised Statutes of Nebraska, 1943, relating to public welfare; to provide for the establishment of rates of pay for hospital care; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Bloom
Clark
Moulton
Skarda
Waldron
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 950.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1313. E and R amendment found in the Legislative Journal for the One Hundred Twenty-fifth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1346. E and R amendments found in the Legislative Journal for the One Hundred Twenty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1300. Bracketed at the request of Mr. Warner.

LEGISLATIVE BILL 1303. Bracketed at the request of Mr. Warner.

Mr. Proud Presiding

UNANIMOUS CONSENT—Return LB 542 to Select File

Mr. Budd asked unanimous consent to return LB 542 to Select File for a specific amendment. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 542.

Mr. Budd offered the following specific amendments to LB 542, which was adopted by unanimous consent:

1. In renumbered section 37, strike the comma at the end of line 4, and strike lines 5 to 9, and insert "*the board of education has provided, or hereafter provides, a nine-member board pursuant to section 79-803.*".

2. In section 42, strike lines 40 to 46 and all amendments thereto and insert "*statewide primary election or as provided in this act. Terms of members elected to fill the newly created positions on the board shall be two, four, or six years as may be necessary to assure that terms of three of the nine members will expire each two years, with the candidates receiving the greatest number of votes being elected for the longest terms. The board of education, in*

its resolution increasing the size of the board, shall specify the length of terms to be filled. The successors of such members shall be elected in the same manner as provided for other members of the board.

(3) When a newly organized district determines that it shall be governed by a board of nine members, at the first election three members shall be elected for terms of six years, three for four years, and three for two years. Thereafter, three members shall be elected every two years for terms of six years.".

Re-advanced to E and R for engrossment.

UNANIMOUS CONSENT—Return LB 580 to Select File

Mr. Elrod asked unanimous consent to return LB 580 to Select File for a specific amendment. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 580.

Mr. Elrod offered the following spectific amendments:

1. In section 2, line 7, after "board" insert "*or board of supervisors*"; and strike beginning with the comma in line 8 through "dollars" in line 10, and show as stricken.

2. In section 3, line 8, after "board" insert "*or board of supervisors*"; and strike beginning with the comma in line 9 through "dollars" in line 11, and show as stricken.

3. In section 4, line 8, after "board" insert "*or board of supervisors*"; and strike beginning with the comma in line 10 through "dollars" in line 12, and show as stricken.

4. In section 5, line 8, after "board" insert "*or board of supervisors*"; and strike line 10 and through the comma in line 11, and show as stricken.

The amendment was adopted with 28 ayes, 3 nays and 18 not voting.

Advanced to E and R for engrossment.

MOTION—Return LB 546 to Select File

Mr. Pedersen moved to return LB 546 to Select File for a specific amendment.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 546.

Mr. Pedersen offered the following specific amendment which was adopted by unanimous consent:

Strike from the Select File amendment to LB 546 the words *"and who shall serve at the pleasure of the Governor"*.

Re-advanced to E and R for engrossment.

Presented to the Governor

Presented to the Governor for approval on July 16, 1969 at 8:40 a.m.: LB 629 LB 918 LB 1041 LB 1059 LB 1352 LB 1379 LB 1384 LB 1385 LB 1386 LB 1387 LB 1400 LB 1407 LB 1410 LB 1414 LB 1420 LB 1419

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

UNANIMOUS CONSENT—Introduce New Bill

Mr. Waldo asked unanimous consent to introduce a new bill, to be known as LB 1429.

Mr. Wallwey objected.

MOTION—Suspend Rules

Mr. Waldo moved to suspend the rules to introduce a new bill.

Mr. Waldo requested a record vote.

Voting in the affirmative, 35:

Batchelder
Budd
Burbach
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Warner
Wenzlaff
Wiltse

Voting in the negative, 0.

Not voting, 14:

Bloom
Carpenter
Clark
Duis
Keyes
Kokes
Moulton
Skarda
Stull
Waldron
Wallwey
Whitney
Wylie
Ziebarth

The motion prevailed.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1429. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 10, Legislative Bill 987, Eightieth Session, Nebraska State Legislature, 1969, relating to electricians; to charge fees as prescribed; and to repeal the original section.

UNANIMOUS CONSENT—Place on General File

Mr. Waldo asked unanimous consent to place LB 1429 on General File without a public hearing. No objections. So ordered.

MOTION—Reconsider Action on LB 1367

Mr. Wylie renewed his pending motion found in the Legislative Journal for the One Hundred Twenty-first Day and asked that LB 1367 be returned to General File.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 35:

Batchelder
Budd
Burbach
Carstens
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 7:

Bloom
Carpenter
Johnson
Klaver
Mahoney
Moylan
Syas

Not voting, 7:

Clark
Elrod
Moulton
Orme
Reynolds
Skarda
Whitney

The motion prevailed.

Member Excused

Mr. Burbach asked unanimous consent to be excused at 11:10 a.m. for the remainder of the morning. No objections. So ordered.

STANDING COMMITTEE REPORTS

Nebraska Retirement Systems

LEGISLATIVE BILL 922. Placed on General File as amended.

Standing Committee amendments to LB 922:

1. In section 1, line 6, strike "*twenty*" and insert "*twenty-one*", line 7 strike "*fifty*" and insert "*fifty-five*", line 32 strike "*and one half*", line 34 strike "*fifteen*" and insert "*ten*", lines 35 and 36 reinstate the stricken matter, lines 36 and 37 strike "*year immediately*", and line 38 strike "becomes eligible" and insert "~~becomes eligible~~ *elects*".

2. In section 2, strike lines 7 to 9 and insert "pension ~~of forty per cent of his regular pay~~ as defined ~~in section 15-1001 to such larger amount to which he may be entitled under the provisions of section 15-1001,~~" line 59 strike "*nineteen*" and insert "*twenty*", and line 60 strike "forty-nine" and insert "~~forty-nine~~ *fifty-four*".

3. In section 4, line 14 strike "*and one half per cent* per month for" and insert "*per cent* per ~~month~~ *year* for", line 18 strike "*fifteen*" and insert "*ten*", lines 20 and 21 strike "a pension of forty per cent of his regular pay" and insert "~~a~~ *his* pension ~~of forty per cent of his regular pay~~", and line 79 insert after "service" the following: "; *Provided, that until the date any such disabled member attains or would have attained age sixty-two years, the amount of pension payable in accordance with the provisions of this subsection shall be reduced by the sum of the following amounts: (a) Amounts paid under any workmen's compensation act; (b) amounts paid under any program of sickness and accident insurance, disability insurance, or similar insurance program, supported in whole or in part by an employer of such policeman or fireman; and (c) payments under the Federal Old-*

Age, Survivors, and Disability Insurance program on account of the member's disability or death".

LEGISLATIVE BILL 1070. Placed on General File as amended.

Standing Committee amendments to LB 1070:

1. In section 1, lines 19, 20, 28, 29, 40, 41, 53 and 54 strike "the date this act may become operative under the Constitution of the State of Nebraska" and insert "~~the date this act may become operative under the Constitution of the State of Nebraska~~ *October 23, 1967*"; line 91 insert "*, and who does not elect to become a future member on or before June 30, 1970*" after "*act*"; line 94 insert "*or shall mean a judge who first served as a judge, as defined in subdivision (2) of this section, prior to the effective date of this act, who elects to become a future member on or before June 30, 1970, as provided in subdivision (8) of section (2) of this act*" after "*act*".

2. In section 2, lines 28 and 29 strike ", commencing upon the date this act may become operative under the Constitution of the State of Nebraska" and show same as stricken matter; lines 39 and 40 strike "*, who has attained age forty*"; lines 65 and 66 strike "*, commencing upon the date this act may become operative under the Constitution of the State of Nebraska*"; strike lines 129 to 136 and insert "*tributions of the state.*"; line 150 insert "*plus any required contributions of the state, as provided in subsection (9) of this section*"; line 151 strike "All" and insert "~~All~~ *Except as provided in subsection (8) of this section*"; and after line 155 insert the following:

"*(8) Any member who is making contributions to the fund on the effective date of this act, may, on or before June 30, 1970, elect to become a future member by delivering written notice of such election to the board. The board shall thereupon direct the State Treasurer to transfer all contributions of such judge to the Future Members' Fund and such judge shall thereafter participate only in the Future Members' Fund.*

(9) Not later than January 1 of each year the State Treasurer shall transfer to the fund an amount, determined on the basis of an actuarial valuation as of the previous June 30 and certified by the board, to fully fund the unfunded accrued liabilities of the system by level payments up to January 1, 1994. Such required state con-

tribution shall be divided each year between the Original Members' Fund and the Future Members' Fund in the ratio of the remaining unfunded accrued liability of each fund.".

3. In section 3, line 29 strike "*on a*"; strike line 30; line 31 strike "*reduced basis*"; line 34 strike "*an early*" and insert "*a normal*"; and line 35 strike "*on an actuarially reduced basis*".

4. In section 4, strike lines 25 to 40 and insert

"*(2) The retirement annuity of a judge who is a future member and who retires under the provisions of section 24-708 shall be computed as follows: Each such judge shall be entitled to receive an annuity, each monthly payment of which shall be one-twelfth of two and one half per cent of the total salary earned by the judge for the performance of his judicial duties between the time he started making contributions to the fund and the date of his retirement. Any supplementary salary provided for in section 24-301.01 shall be excluded for purposes of computing any annuity specified in this subsection.*"; and line 40 strike "*between his fortieth birthday*" and insert "*between the time he started making contributions to the fund*".

5. Amend the bill by adding two new sections to read as follows:

"Sec. 6. That section 26-102, Revised Statutes Supplement, 1967, be amended to read as follows:

26-102. In each city of the metropolitan class there shall be seven judges of the municipal court who shall be selected and retained in office in accordance with the provisions of Article V, section 21, of the Constitution of Nebraska. In each city of the primary class there shall be three judges of the municipal court, and when authorized by the governing body there shall be four judges of the municipal court, who shall be selected and retained in office in accordance with the provisions of Article V, section 21, of the Constitution of Nebraska. Each of such judges shall (1) be selected for a term of six years, and (2) hold office until his successor is selected and qualified. *The full term of office of each such judge shall commence on the first Thursday after the first Tuesday in January next succeeding their election, or, if appointed, on the date of their appointment, as the case may be.* Any vacancy in the office of judge of the municipal court shall be filled by appointment in the same manner as vacancies are filled under the provisions of Article V, section 21, of the Constitution of Nebraska.

Sec. 7. *Counties and municipalities shall remit to the State Treasurer each month a sum equal to the amount any county judge or municipal judge, as the case may be, contributes to the Nebraska Retirement Fund for Judges, and to be placed in the Retirement Fund for Judges, as provided in subsection (4) of section 24-703.*".

6. Renumber original section 6 as section 8.

7. In renumbered section 8, line 3 strike "and 24-710" and insert "24-710, and 26-102".

LEGISLATIVE BILL 1278. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

GENERAL FILE

LEGISLATIVE BILL 6. Reading waived. Explained.

Mr. Klaver offered the following amendment:

1. Amend the bill by striking sections 1 and 2 and inserting the following:

"Section 1. That section 71-1325, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1325. As used in sections 71-1325 to 71-1338 unless the context otherwise requires:

(1) Funeral director or mortician shall mean a person engaged in (a) preparing by embalming, or in any other manner, dead human bodies for burial or disposition, or directing or supervising burial or disposition of dead human bodies; (b) providing for or maintaining a funeral establishment; or (c) in connection with his name, using the title funeral director, mortician, or any other title implying that he is engaged in the business of funeral directing, and shall hereinafter be designated as funeral director; and

(2) Funeral establishment or mortuary shall mean a place of business situated at a specific street address or location, devoted to the care and preparation for burial or disposition of dead human bodies, and for the purpose of conducting funeral services thereform, and shall hereinafter be designated as funeral establishment*; and*

(3) A Jewish funeral chappel shall mean a place

devoted to the care and preparation for burial or disposition of dead Jewish bodies, and for the purpose of conducting funeral services therefrom, and shall hereinafter be designated as a Jewish Funeral Chappel subject to the same license fee as other funeral establishments.

Sec. 2. That original section 71-1325, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

Mr. Syas raised a point of order as to the amendment being germane to the bill.

The Chair ruled that the motion was not germane.

Mr. Klaver moved to suspend the rules to consider this amendment.

Mr. Klaver requested a Call of the House. The Call showed 36 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

The original motion prevailed with 35 ayes, 0 nays and 14 not voting.

The Klaver amendment was adopted.

Mr. Pedersen asked unanimous consent to add the emergency clause. No objections. So ordered.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

Mr. Wylie Presiding

LEGISLATIVE BILL 586. Considered.

Mr. Carpenter offered the following amendment:

Line 108, strike "electricity" and strike all after "uses" in line 114.

Mr. Waldron requested a Call of the House. The Call showed 42 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Mr. Syas requested a record vote.

Voting in the affirmative, 16:

Bloom
Carpenter
Carstens
Danner
Elrod
Klaver
Luedtke
Mahoney
Marvel
Moylan
Orme
Reynolds
Robinson
Simpson
Syas
Waldron

Voting in the negative, 25:

Batchelder
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Kremer
Nore
Pedersen
Proud
Schmit
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Not voting, 8:

Budd
Burbach
Clark
Keyes
Moulton
Schreurs
Skarda
Whitney

The Carpenter amendment lost.

Mr. Waldron offered the following amendment:

Amend Section one, line 114 by adding "residential" after "commercial", and strike all after "uses" in line 114.

Mr. Waldron requested a Call of the House. The Call showed 40 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 37 ayes, 2 nays and 10 not voting.

Mr. Waldron requested a record vote.

Voting in the affirmative, 18:

Bloom
Carpenter
Carstens
Danner
Elrod
Klaver
Luedtke
Mahoney
Marvel
Moylan
Orme
Reynolds
Robinson
Schmit
Simpson
Stull
Syas
Waldron

Voting in the negative, 24:

Batchelder
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Nore
Pedersen
Proud
Schreurs
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Not voting, 7:

Budd
Burbach
Clark
Moulton
Skarda
Whitney
Wylie

The Waldron amendment lost.

Member Excused

Mr .Carpenter asked unanimous consent to be excused from this afternoon until Tuesday, July 22, 1969. No objections. So ordered.

Recess

At 12:00 noon, on a motion by Mr. Klaver, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Carpenter, Clark, Moulton, Skarda and Whitney, who were excused.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1160 LB 1306

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 636. Placed on General File as amended.

Standing Committee amendments to LB 636:

1. In section 1, line 2 and line 3, strike "Budget Director" and insert "Council Executive Director"; strike lines 5 and 8 and insert "majority of the members of the Legislature and shall serve at their pleasure. The Legislative Council shall set the salary.".

2. In the bill, strike section 2 and insert the following:

"Sec. 2. The Executive Director shall, subject to the direction of the Executive Board of the Legislative Council, have complete control and supervise all activities of the office of the Legislative Fiscal

Analyst, Bill Drafting, Revisor of Statutes, Director of Research, and office of Clerk of the Legislature.".

(Signed) Richard D. Marvel, Chairman

Enrollment and Review

LEGISLATIVE BILL 1425. Replaced on Select File as amended.

E and R amendments to LB 1425:

1. In line 3 of the Marvel amendment to section 6, line 5, strike "(85)" and insert "(86)".

2. In new section 9, line 4, insert an underscored comma after *"Provided"*.

3. In line 4 of the second set of Waldo-Knight amendments, insert a comma after "acquisition".

(Signed) Wayne W. Ziebarth, Chairman

Mr. Wylie Presiding

MOTION—Return LB 1323 to Select File

Mr. Swanson moved to return LB 1323 to Select File for a specific amendment.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1323.

Mr. Swanson offered the following specific amendment which was adopted by unanimous consent:

1. In section 2, line 5 after "engineering" insert "and holds a current certificate of registration from the Board of Examiners for Professional Engineers and Architects".

2. In section 6, line 7 strike "or other structure".

Re-advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 586. Considered.

Mr. Duis moved to indefinitely postpone.

The motion prevailed with 31 ayes, 7 nays and 11 not voting.

LEGISLATIVE BILL 1424. Reading waived. Explained.

Mr. Danner offered the following amendment which was adopted:

1. In section 1, line 1, strike "There is hereby appropriated", and insert "The Legislature shall appropriate".

Advanced to E and R for review with 38 ayes, 1 nay and 10 not voting.

Visitors

Mr. Kremer introduced Mr. Hans O. Jensen from Aurora, Nebraska, who is a former Senator.

MOTION—Send Flowers

Mr. Moylan moved to send flowers to Mr. Moulton in Methodist Hospital, Omaha.

The motion prevailed.

Member Excused

Mr. Elrod asked unanimous consent to be excused at 3:30 p.m. for the remainder of the day. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an Executive Session of the Budget Committee at 3:30 p.m. in the West Lounge. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1302. Considered.

Mr. Warner offered the following amendment to Standing Committee amendment 4, which was adopted:

1. Amend Committee amendment 4, in section 9, line 12, after the word "county" insert the following language "and city clerk of each incorporated municipality".

Pending Standing Committee amendment 4 was adopted as amended.

Pending Standing Committee amendments 5 through 11 were adopted.

Mr. Warner offered the following amendment to Standing Committee amendment 12:

Strike Standing Committee amendment 12 and insert the following in lieu thereof:

In section 21, subsection (2), line 4, after "municipality" insert "or the Department of Roads"; in line 6, after "notify" insert "the local governing board and"; in line 8, after "municipality" insert "or the Department of Roads"; in subsection (3), line 20, after "revenue" insert "; Provided, that the penalty for filing a materially false report, and the penalty for constructing a highway, road or street below established minimum standards without prior approval shall be assessed by the Board of Public Roads Classifications and Standards only after a review of the facts involved in such case, and the holding of a public hearing on the matter. The decision thereafter rendered by the Board shall be subject to the provisions of Chapter 84, article 9, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto".

The new Standing Committee amendment 12 was adopted with 28 ayes, 4 nays and 17 not voting.

Pending Standing Committee amendments 13 and 14 were adopted.

Mr. Proud Presiding

Pending Standing Committee amendments 15 and 16 were adopted.

Mr. Holmquist offered the following amendment, which was adopted:

Amend Sec. VI as follows:

Line 22 after the word "such" insert "the lay members on the board shall be reimbursed at the same rate as the members of the State Highway Commission.

Line 22 strike the word "but" and insert "and".

Mr. Schreurs moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1299. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-ninth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Introduce New Bill

Mr. Burbach asked unanimous consent to suspend the rules to introduce a new bill. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1430. Introduced by J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend sections 10-711 and 79-425, Reissue Revised Statutes of Nebraska, 1943, and section 79-435, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1063, Eightieth Session, Nebraska State Legislature, 1969, relating to school finances; to provide for the collection and disbursement of taxes as prescribed; to correct an erroneous reference; to repeal the original sections; and to declare an emergency.

MOTION—Suspend Rules

Mr. Burbach moved to suspend the rules to place LB 1430 on General File without a public hearing.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Adjournment

At 4:05 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Thursday, July 17, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED TWENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, July 17, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Mr. Wylie presiding.

Prayer was offered by the Chaplain.

Prayer

O God, who hast set before us so many and such great choices, Thou knowest that we are divided often in our own hearts and we do not know which way to go. There seems to be some good in so many of the bills before us, yet how can we be expected to understand all the implications of each measure? Help us therefore to remember that there are some things that are wrong and some things that are right and that the responsibility for what we do ultimately rests upon ourselves—our wills, our mind, and our hearts. So give us that awareness of right and wrong which shall enable us to do a good work for the people. In Thy name. Amen.

The roll was called and all members were present except Messrs. Carpenter, Moulton, Whitney and Miss Reynolds, who were excused; Mr. Kokes was excused until 9:15 a.m.

Corrections for the Journal

Page 2982, line 18, after "Clark," insert "Moulton,".
Page 3001, insert line 16 after line 18.

The Journal for the One Hundred Twenty-sixth Day was approved as corrected.

Members Excused

Messrs. Clark, Danner, Mahoney, Robinson and Simpson asked unanimous consent to be excused Friday, July 18, 1969. No objections. So ordered.

Mr. Burbach asked unanimous consent to be excused at 9:45 a.m. today for the remainder of the day and tomorrow. No objections. So ordered.

Mr. Kremer asked unanimous consent to be excused next week. No objections. So ordered.

Mr. Nore asked unanimous consent to be excused Friday, July 18 and Monday, July 21. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused this afternoon. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused this afternoon and tomorrow. No objections. So ordered.

MOTION—Adjourn

Mr. Warner moved that when we adjourn this week we adjourn until Tuesday in keeping with President Nixon's request that all public offices be closed in observance of the moon landing.

Mr. Warner asked unanimous consent to suspend the rules and vote "nay" on his own motion. No objections. So ordered.

The original motion lost with 14 ayes, 23 nays and 12 not voting.

Mr. Nore moved to take a roll call of the members who will be present tomorrow afternoon.

Mr. Holmquist requested a Call of the House. The Call showed 38 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 36 ayes, 1 nay and 12 not voting.

The Nore roll call indicated 29 members will be present tomorrow afternoon.

MOTION—Senators' Postage

July 17, 1969

Mr. President: I Move that each member of the Legislature and the Lt. Governor be allowed $240.00 in postage stamps to be used for the members' correspondence during the balance of this biennium after adjournment sine die. The payment is to be made from Legislature Expense Fund 1970.

(Signed) Claire W. Holmquist

The motion prevailed.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1377. Replaced on Select File as amended.

E and R amendments to LB 1377:

1. For clarification, strike original section 1 and all amendments except the second set of Harsh amendments adopted 7/14.

2. In section 3, strike the matter interlined between lines 2 and 3 and in line 3 insert "I," after "Class"; and in line 16 insert "Revised Statutes Supplement, 1967" after "79-486".

3. In the title strike lines 2 to 6 and insert:

"FOR AN ACT relating to schools; to prohibit the formation of new school districts except as prescribed; to provide for mergers and prohibit them in certain cases; to restrict contracting for instruction; and to declare an emergency.".

LEGISLATIVE BILL 1158. Replaced on Select File as amended.

E and R amendments to LB 1158:

1. In the amended title, line 4, strike "81-3106" and insert "81-1306"; and in line 16, insert "to provide severability;" after the second semicolon.

2. In line 1 of E & R amendment 5, adopted 6/27, strike "6" and insert "5".

LEGISLATIVE BILL 1398. Placed on Select File as amended.

E and R amendments to LB 1398:

1. In section 5, line 18, strike the comma.

2. In section 6, line 32, strike the comma; and in line 33, strike the semicolon and insert a comma.

3. In new section 14, line 1, insert "Sec. 14." before "The".

4. In the title, line 2, strike "Nebraska State Planning Act" and insert "planning".

LEGISLATIVE BILL 784. Placed on Select File as amended.

E and R amendments to LB 784:

1. In section 3, line 9, strike "or".

2. In lieu of the Pedersen amendment, in section 3, line 6, strike "first two" and insert "presiding judge of judicial district No. 4".

3. In section 7, line 11, strike "commission" and insert "system".

4. In section 8, line 12, strike "to" and insert "toward"; and in line 13, strike "employees" and insert "employee".

5. In section 13, line 5, insert a comma after "shall".

6. In section 15, line 2, strike the first comma.

7. In the title, line 8, strike "and"; and in line 9, insert "; and to declare an emergency" after "employment".

LEGISLATIVE BILL 19. Correctly engrossed.

LEGISLATIVE BILL 78. Correctly engrossed.

LEGISLATIVE BILL 248. Correctly engrossed.

LEGISLATIVE BILL 493. Correctly engrossed.

LEGISLATIVE BILL 521. Correctly engrossed.

LEGISLATIVE BILL 699. Correctly re-engrossed.

LEGISLATIVE BILL 879. Correctly engrossed.

LEGISLATIVE BILL 953. Correctly engrossed.

LEGISLATIVE BILL 1313. Correctly engrossed.

LEGISLATIVE BILL 1320. Correctly engrossed.

LEGISLATIVE BILL 1346. Correctly engrossed.

LEGISLATIVE BILL 1360. Correctly re-engrossed.

LEGISLATIVE BILL 1418. Correctly re-engrossed.

LEGISLATIVE BILL 384. Correctly enrolled.

LEGISLATIVE BILL 886. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 718. With emergency.

A BILL FOR AN ACT relating to civil rights; to prohibit discrimination based on race, creed, color, national origin, or ancestry in the acquisition of housing; to define terms; to provide remedies and procedures; to grant authority to cities and counties; to declare certain acts unlawful and to provide penalties; to amend sections 48-1102 and 48-1116, Reissue Revised Statutes of Nebraska, 1943, relating to the Equal Employment Opportunity Commission; to change the name of the commission and remove requirements for membership; to provide for severability; to repeal the original sections and also Chapter 20, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 6:

Batchelder
Bloom
Clark
Holmquist
Syas
Wylie

Not voting, 5:

Carpenter
Kokes
Moulton
Reynolds
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 763.

A BILL FOR AN ACT to amend section 84-127, Reissue Revised Statutes of Nebraska, 1943, relating to the Governor; to change the membership of the conference committee to determine the disability of the Governor; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Wallwey

Not voting, 4:

Carpenter
Moulton
Reynolds
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 916.

Mr. Schreurs moved to return LB 916 to Select File for a specific amendment.

Mr. Holmquist moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Schreurs requested a Call of the House. The Call showed 45 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

The Schreurs motion prevailed with 25 ayes, 11 nays and 13 not voting.

LEGISLATIVE BILL 1413. With emergency.

A BILL FOR AN ACT relating to taxation; to create a rate for taxpayers who elect to pay an income tax on the basis of a percentage of gross sales as provided in Chapter 77, article 29, Article III, section 2, Revised Statutes Supplement, 1967; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Budd
Burbach
Carpenter
Danner
Keyes
Moulton
Reynolds
Syas
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1416. With emergency.

A BILL FOR AN ACT to establish the Natural Disaster Fund and prescribe the use and administration thereof; to make an appropriation; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Carstens
Craft
Duis
Elrod
Hanna

Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Burbach
Carpenter
Clark
Danner
Keyes
Marvel
Moulton
Reynolds
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Suspend Rules

Mr. Waldo moved to suspend the rules and take up LB 770 on Final Reading today.

Mr. Klaver amended the motion to include all bills set for Final Reading tomorrow.

The Waldo motion as amended prevailed with 35 ayes, 0 nays and 14 not voting.

MOTION—Return LB 172 to Select File

Mr. Ziebarth moved to return LB 172 to Select File for a specific amendment.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 770. With emergency.

A BILL FOR AN ACT relating to predatory animals and birds; to establish not more than three positions as predator control aide in the Department of Agriculture; to define terms; to provide qualifications for predator control aides; to provide for powers and duties; to provide for funds; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Waldo requested a Call of the House. The Call showed 43 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Voting in the affirmative, 27:

Bloom
Budd
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Knight
Kokes
Kremer
Luedtke
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Wallwey
Warner
Ziebarth

Voting in the negative, 14:

Batchelder
Carstens
Clark
Hanna
Holmquist
Kennedy
Klaver
Marvel
Moylan
Skarda
Stull
Waldron
Wenzlaff
Wylie

Not voting, 8:

Burbach
Carpenter
Mahoney
Moulton
Orme
Reynolds
Whitney
Wiltse

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 29:

Bloom
Budd
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Wallwey
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 12:

Batchelder
Carstens
Craft
Hanna
Holmquist
Kennedy
Marvel
Moylan
Skarda
Stull
Waldron
Wenzlaff

Not voting, 8:

Burbach
Carpenter
Clark
Klaver
Moulton
Orme
Reynolds
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 853. With emergency.

A BILL FOR AN ACT to amend section 26-106, Revised Statutes Supplement, 1967, as amended by section 5, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969, relating to municipal courts; to increase the salary of judges of the municipal court in cities of the metropolitan and primary classes; to provide for setting the salary of judges of the municipal court in cities of the first class; to provide when such increase shall become operative; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Carstens
Clark
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moylan
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Orme
Wallwey

Not voting, 7:

Burbach
Carpenter
Elrod
Marvel
Moulton
Reynolds
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1382. With emergency.

A BILL FOR AN ACT to amend sections 39-1302, 39-1320, and 76-719.01, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to define terms; to provide for damages for relocation of individuals, families, businesses, or farm operations occupying premises acquired for state highway or federal-aid road purposes as prescribed; to change provisions for payment of the amount deposited by the condemner; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Burbach
Carpenter
Moulton
Reynolds
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Presented to the Governor

Presented to the Governor for approval on July 17, 1969 at 8:40 a.m.: LB 1306 LB 1160

(Signed) Ruth Bossard, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 890. E and R amendment found in the Legislative Journal for the One Hundred Twenty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 150. E and R amendment found in the Legislative Journal for the One Hundred Twenty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 570. E and R amendment found in the Legislative Journal for the One Hundred Twenty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 945. E and R amendment found in the Legislative Journal for the One Hundred Twenty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1301. E and R amendments found in the Legislative Journal for the One Hundred Twenty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 855. E and R amendment found in the Legislative Journal for the One Hundred Twenty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 827. E and R amendments found in the Legislative Journal for the One Hundred Twenty-sixth Day were adopted.

Mr. Waldron offered the following amendment, which was adopted by unanimous consent:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1256. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1425. E and R amendments found in the Legislative Journal for the One Hundred Twenty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 916. Mr. Schreurs offered the following specific amendment:

"In Section 1, line 61, strike "and one additional judge for district No. 11".

In line 59 strike "three" and insert "two".

Mr. Schreurs requested a Call of the House. The Call showed 36 members present.

Mr. Simpson moved to raise the Call. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

The Schreurs amendment was rejected with 20 ayes, 7 nays and 22 not voting.

Mr. Waldron moved to re-advance the bill to Final Reading.

The Chair ruled that the bill was now on Select File and would have to be re-advanced for engrossment.

Mr. Bloom objected inasmuch as the Schreurs amendment was rejected.

Mr. Waldron requested a Call of the House. The Call showed 34 members present.

Mr. Pedersen moved the Call be raised. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

The Waldron original motion lost with 16 ayes, 18 nays and 15 not voting.

Mr. Pedersen moved to reconsider action on the Schreurs specific amendment.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

The Schreurs specific amendment was adopted with 36 ayes, 0 nays and 13 not voting.

Re-advanced to E and R for engrossment.

UNANIMOUS CONSENT—Expedite LB 916

Mr. Bloom asked unanimous consent to expedite LB 916. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee in the West Lounge at noon. No objections. So ordered.

Recess

At 11:56 a.m., on a motion by Mr. Nore, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:35 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Mr. Nore, excused until 2:00 p.m., and Messrs. Burbach, Carpenter, Moulton, Swanson and Whitney, who were excused.

Speaker Warner Presiding

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 384 LB 886

Mr. Wylie Presiding

UNANIMOUS CONSENT—Print in Journal

Mr. Ziebarth asked unanimous consent to have the following proposed specific amendment to LB 172 printed in the Journal. No objections. So ordered.

Section 3, subsection (4), beginning line 12, delete line 12 to 17 to the word "provided" and insert the following:
(4) In programs administered by the educational service unit in which the child resides, the educational service unit shall pay the difference between the per pupil cost of the program for trainable mentally retarded children and the sum of the payments made by the resident school district, the county, and the state pursuant to subdivisions (1) to (3) of this section. In programs administered by agencies other than the local educational service unit the said excess costs shall be paid for by the resident district of the child;

SELECT FILE

LEGISLATIVE BILL 172. Bracketed until Monday, July 21, 1969 at the request of Mr. Ziebarth.

UNANIMOUS CONSENT—Return LB 950

Mr. Carstens asked unanimous consent to return LB 950 to Select File for a specific amendment. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 950. Mr. Carstens offered the following specific amendment, which was adopted with 38 ayes, 0 nays and 11 not voting:

1. In original section 5, line 6, insert "with the exception of being nominated and elected within their respective districts" after "years", and lines 8 and 9, strike "members of the Legislature" and insert "candidates for the office of Governor".

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1298. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1296. Reading waived. Explained.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 949. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 766. Reading waived. Explained.

Laid over at the request of Mr. Warner.

LEGISLATIVE BILL 464. Bracketed until Thursday, July 31, at the request of Mrs. Orme.

Member Excused

Mr. Nore asked unanimous consent to be excused at 2:20 p.m. for the remainder of the afternoon. No objections. So ordered.

Mr. Hasebroock Presiding

LEGISLATIVE BILL 1307. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-ninth Day were adopted.

Mr. Knight offered the following amendment, which was adopted:

Amend LB 1307, Sec. 32, line 1, by striking the words "Director of Corrections" and inserting in lieu thereof "Board of Parole".

Mr. Knight offered the following amendment, which was adopted:

Section 3, line 6: After the words "neglect of duty," insert the word "incompetence,".

Section 3, line 7: After the words "malfeasance in office" insert the following words: "upon recommendation of the Director of Public Institutions and approved".

Section 3, line 8: After the words "hearing period," insert the following sentence: "The decision of the Board of Pardons shall be final.".

Advanced to E and R for review with 30 ayes, 1 nay and 18 not voting.

LEGISLATIVE BILL 818. Laid over until Tuesday, July 22 at the request of Mr. Pedersen.

LEGISLATIVE BILL 201. Considered.

The pending Stull amendment found in the Legislative Journal for the One Hundred-fourteenth Day was withdrawn.

Mr. Robinson offered the following amendment:

1. In new section 1, line 27, after the period insert *"The county board of commissioners or supervisors may, by resolution, choose to function as and exercise the authority and carry out the duties of the county weed district board. When the county board of commissioners or supervisors does not function as the weed district board, such"*; and in line 27 strike "The" and show as stricken and insert *"the"*.

2. Insert a new section to be known as section 3 and to read as follows:

"Sec. 3. *When any county board choses to function as the county weed district board pursuant to section 1 of this act, the board's resolution shall provide for dissolution of the existing county weed district board and the transfer to the county board of all property, records and assets of the weed district board, and for assumption of all obligations of the weed district board on the date of the dissolution.*

Terms of all members of the county weed district board being dissolved shall end on such date. Thereafter, the county board shall be responsible for carrying out all duties imposed by law upon the county weed district board.".

Mr. Waldo requested a machine vote.

The Robinson amendment was adopted with 27 ayes, 5 nays and 17 not voting.

Advanced to E and R for review with 31 ayes, 2 nays and 16 not voting.

LEGISLATIVE BILL 850. Reading waived. Explained.

Laid over at the request of Mr. Knight.

LEGISLATIVE BILL 216. Reading waived. Explained.

Bracketed at the request of Mr. Wallwey.

LEGISLATIVE BILL 1216. Reading waived. Explained.

Mr. Skarda moved to indefinitely postpone.

Motion pending.

Member Excused

Mr. Wylie asked unanimous consent to be excused tomorrow. No objections. So ordered.

Committee to Escort Governor

Messrs. Danner and Johnson escorted Governor Norbert T. Tiemann to the rostrum.

Governor Tiemann addressed the members briefly.

Mr. Wylie announced that tomorrow is Governor Tiemann's birthday. The members sang Happy Birthday to him.

The Committee escorted the Governor to the rear of the Chamber.

Visitors

Mr. Wylie introduced his mother and his sister and family.

Mrs. Orme introduced a 4-H group who are attending a Short Course at the University and their sponsor, Wes Antes.

Mr. Kennedy introduced Mr. A. R. Kuntz, a District Representative of The Boy Scouts of America and his two daughters and son from Fremont, Nebraska.

Mr. Nore introduced Mrs. Virginia Olson and sons, Scott and Douglas from Genoa, Nebraska.

Mrs. Orme introduced The Honorable M. P. Nhlabathsi, Senior Senator in the Swazi Parliament; The Honorable Simon M. Ndaba, Member of the Assembly for the Ngwavuma Constituency, Parliament of Swaziland; and their escort, Mr. Bruce Benton.

Mr. Wylie Presiding

UNANIMOUS CONSENT—Print in Journal

Mr. Wenzlaff asked unanimous consent to have the following amendment to LB 1378 printed in the journal. No objections. So ordered.

1. Strike sections 1 to 4 and all amendments thereto and insert:

"Section 1. That section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

79-403. (1) Any freeholder or freeholders, person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease under section 72-232, or entrant upon government land who has not yet received a patent therefor may file a petition with a board consisting of the county superintendent, county clerk, and county treasurer, asking to have any *tract of* land described therein set off from ~~the~~ *a Class I or Class II* district in which it is situated and attached to some other district. The petition shall state the reasons for the proposed change and *shall* show *with reference to the land of each petitioner*: (a) That the land therein described is either owned by the petitioner or petitioners or that he or they hold a school land lease under section 72-232, are in possession or constructive possession as vendee under a contract of sale of the fee simple interest, or have made an entry on government land but have not yet received a patent therefor; (b) that the land is located in a district that adjoins the district to which it is to be attached; (c) that the ~~territory~~ *land* proposed to be attached has children of school age ~~residing~~ *who have resided* thereon with their parents or guardians *for not less than six months*; and (d) either that they are each more than two miles from the schoolhouse in their own district, and at least one half mile nearer to the schoolhouse or a school bus route of the adjoining district, which distance shall be measured by the shortest route possible upon section lines or traveled roads open to the public or that the route to the schoolhouse in the adjoining district is more practicable and, for at least half its distance, over hard-surfaced roads and the distance to the schoolhouse in the adjoining district does not exceed the distance to the schoolhouse in their own district by more than six miles or that they have personally paid tuition for one or more of their children to attend school in the other district over a period of two or more consecutive years, or that they reside in a Class I or Class II district and own, or lease under section 72-232, have possession or constructive possession under a contract of sale as vendee or have made entry on government land but have not yet received a patent therefor, not less than eighty acres of land in an adjoining Class II, III, IV, or V district to which they wish to transfer additional land. *For purposes of this subsection, children of school age shall mean children who are attending public school in the school district from which the land is to be set off except children whose parents or guardians have personally paid tuition for such children to attend school in the other district for two or more consecutive years. If the land sought to be transferred pursuant to this subsection is also situated in a Class VI school district, the land shall not be set off from such Class VI district unless the requirements of subsection (2) of this section have also been met.* The petition shall be verified by the oath of the petitioner or petitioners. The board may, after a public hearing on the petition, thereupon change the boundaries of the districts so as to set off the land described in the petition and attach it to such adjoining district as is called for in the petition whenever they deem it just and proper and for the best interest of the petitioner or petitioners so to do. Notice of the filing of the petition and hearing thereon before the board shall be given at least ten days prior to the date of such hearing, by one publication in a legal newspaper of general circulation in each district, and by posting a notice on the outer door of the schoolhouse in each district affected thereby, which notice shall designate the territory to be transferred. Petitions requesting transfers of property across county lines shall be addressed jointly to the county superintendents of the counties concerned, and the petitions shall be acted upon by the county superintendents, county clerks, and county treasurers of the counties involved as one board. Appeals may be taken from the action of such board, or when such board fails to agree, to the district court of the county in which the real estate is located within twenty days after entry of such action on the records of the board by the county clerk of the county in which the real estate is located or within ~~six months after the petition is filed and the board fails to agree~~ *twenty days after March 15 if the board fails to act upon such petition as provided in section 2 of this act*, in the same manner as appeals are now taken from the action of the county board in the allowance or disallowance of claims against the county.

(2) Any freeholder or freeholders, person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease under section 72-232, or entrant upon government land who has not yet received a patent therefor may file a petition with a board consisting of the county superintendent, county clerk, and county treasurer, asking to have any *tract of* land described therein set off from ~~the~~ *a Class I school district not located within the boundaries of a Class VI school district, or a nonaccredited Class VI school district and a Class I school district located within the boundaries of such nonaccredited Class VI school district, or an accredited Class II school district prior to June 1, 1970, or a nonaccredited Class II or III* district in which it is situated and attached to some other district. The petition shall state the reasons for the proposed change and *shall* show *with reference to the land of each petitioner*: (a) That the land therein described is either owned by the petitioner or petitioners or that he or they hold a school land lease under section 72-232, are in possession or constructive possession as vendee under a contract of sale of the fee simple interest, or have made an entry on government land but have not yet received a patent therefor; (b) that the ~~territory~~ *land* proposed to be attached has children of ~~high~~ school age ~~residing~~ *who*

have resided thereon with their parents or guardians *for not less than six months*; (c) that the land described therein is located in a *Class I school district not located within the boundaries of a Class VI school district, or a nonaccredited Class VI school district and a Class I school district located within the boundaries of such nonaccredited Class VI school district, or an accredited Class II school district prior to June 1, 1970, or a* nonaccredited ~~high~~ *Class II or III* school district, and is to be attached to ~~an~~ *the* accredited ~~high~~ school district *closest to such Class I district not located within a Class VI district, or which adjoins such nonaccredited Class II, III, or VI school district*; and (d) that such petition is approved by a majority of the members of the school board or board of education of the district to which such land shall be attached. *If the land sought to be transferred pursuant to this subsection is to be set off from a Class I, II, III or VI district and attached to an accredited Class VI district, the land shall not be set off and attached to such Class VI district unless the petition states that the land is to be attached to a Class I district located within the boundaries of such Class VI district, and a majority of the members of the school board or board of education of both such Class VI and Class I districts approve such petition.* All procedures as provided in subsection (1) of this section including provisions for the transfer of property across county lines shall apply to this subsection except that the board shall in this instance change the boundaries where it is found that all provisions as herein set forth have been met. *For purposes of this subsection, children of school age shall mean children who are attending public school.*

~~(3) Any transfer as provided by the provisions of this section shall take effect on July 1 of each year; Provided, that no petition may be filed after May 1 of each year in order for the transfer to become effective the following July 1.~~

~~(4) No transfer pursuant to this section shall take effect until all taxes then due on the land being transferred have been paid.~~

Sec. 2. *Any transfer of land under the provisions of section 79-403, pursuant to petitions filed after January 1, 1970, shall be effective on June 1 of the year in which the transfer is approved as hereinafter set forth; Provided, that the petition therefor was filed with the* *board on or before January 15 of that effective year; and provided further, that no appeals from such approval are pending in any court, in which case the transfer shall not be effective until June 1 following the date when there is a court decision affirming such approval from which no further appeal is available. The board shall hear all such petitions between February 1 and March 1 of each year, and shall act upon such petitions on or before March 15 of each such year. All taxes on the land involved must be paid at the time of transfer and any land transferred pursuant to section 79-403 shall be subject to assessment and be otherwise chargeable for the payment and discharge of all obligations of the district from which transferred outstanding at the time of transfer as fully as though the land had not been transferred.*

Sec. 3. That original section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, is repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 2 to 5 and amendments thereto and insert:

"FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to change requirements for transfer of land by freeholder petition and the effective time of such transfer; to repeal the original section; and to declare an emergency.".

UNANIMOUS CONSENT—Unbracket LB 1378

Mr. Wenzlaff asked unanimous consent to unbracket LB 1378 on Select File for consideration Monday, July 21, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Order of Business

Mr. Syas asked unanimous consent to take up non-controversial bills on General File tomorrow.

Mr. Bloom objected.

Mr. Syas moved to take up non-controversial bills on General File tomorrow.

The motion prevailed with 19 ayes, 12 nays and 18 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to excuse the Budget Committee at 4:00 p.m. for an Executive Session in the West Lounge. No objections. So ordered.

Member Excused

Mr. Keyes asked unanimous consent to be excused tomorrow. No objections. So ordered.

Adjournment

At 4:07 p.m., on a motion by Mr. Pedersen, the Legislature adjourned until 9:00 a.m., Friday, July 18, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED TWENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, July 18, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Stop us, O God, for a minute of prayer. Stop our anxious minds from wandering, and our weary spirits from desiring anything but to know Thy will. Let us stand at attention before Thee, and hear what Thou has to say to us. We believe Thou canst tell us not only what to do, but also how to do it. If it needs making up our minds, Thou who didst make our minds can show us how to make them up. If it needs changing our minds, Thou canst work that miracle too. Speak, O Lord, and make us hear, for Jesus' sake. Amen.

The roll was called and all members were present except Messrs. Knight and Waldron, who were excused until 10:00 a.m.; and Messrs. Burbach, Carpenter, Carstens, Clark, Danner, Duis, Keyes, Klaver, Mahoney, Moulton, Nore, Robinson, Simpson, Swanson, Whitney, and Wylie, who were excused.

Corrections for the Journal

Page 3007, after line 34, insert "(Signed) Claire W. Holmquist."

Page 3012, line 36, strike "tht" and insert "the".

Page 3020, after line 8, insert paragraph "Advanced to E and R for engrossment.".

Page 3020, line 20, strike "28" and insert "18".

Page 3016, line 33, after "Governor" insert "for approval".

Page 3022, line 33, strike "Court" and insert "Course".

The Journal for the One Hundred Twenty-seventh Day was approved as corrected.

Communications

July 10, 1969

TO: Senator Jerome Warner
Speaker of the Legislature

FROM: R. D. McManus, Director
Department of Public Welfare

SUBJECT: Move of the Department of Public Welfare

This is to inform you that the Governor has authorized the Department of Public Welfare to lease, starting September 1, 1969, the Lincoln City Building (old Police Station and Municipal Court) located at 10th and "Q" Streets.

The costs are the same as the building we contemplated renting at the Lincoln Air Park. The building is much better suited to our needs and is more convenient for all concerned.

Under the terms of the proposed lease, the Department will occupy this building until the new State Office is ready for occupancy.

UNANIMOUS CONSENT—Order of Business

Mr. Budd asked unanimous consent to place LB 574 and LB 1222 as the first order of business on Thursday, July 24. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 546. Replaced on Select File as amended.

E and R amendments to LB 546:

1. In section 3, strike lines 1 to 13 and insert:

"Sec. 3. (1) There is hereby created within the Department of Health the Air Pollution Control Council, which shall consist of fifteen members. The Director of Health shall be one member of the council and his membership shall not be delegated by him to any subordinate. Fourteen other members shall be appointed by the Governor. One shall be a professional engineer, experienced in the control of air pollution, one shall be a licensed physician knowledgeable in the health effects of air pollution, one shall represent the chemical industry, one shall represent the power generating industry, one shall represent the automotive industry, one shall represent heavy manufacturing, one shall represent agriculture, one shall represent the agricultural processing industry, one shall represent county government, one shall represent city government, one shall represent labor, one shall represent the food processing industry, and two members shall represent the public at large.".

2. In renumbered section 18, line 8, insert ", upon conviction," after "may"; in lines 8 and 11, strike "civil"; and in line 9, strike "one" and insert "five".

3. In section 10, strike line 12 and insert "by the district court as provided by law to such officer,".

4. In renumbered section 14, line 67 as amended, strike "fifteen" and insert "thirty".

5. Add a new section to read as follows:

"Sec. 23. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

6. In the title, as amended, line 3, strike "and"; and in line 4 insert "; and to declare an emergency" before the period.

LEGISLATIVE BILL 570. Replaced on Select File as amended.

E and R amendment to LB 570:

1. In line 13 of E & R amendment 1, adopted 7/14, strike "fifteen" and insert "sixteen.

LEGISLATIVE BILL 916. Replaced on Select File as amended.

E and R amendment to LB 916:

1. In lieu of the Schreurs amendment adopted 7/17, strike the Waldron amendment adopted 5/22 and the E & R amendment adopted 7/9.

LEGISLATIVE BILL 150. Correctly engrossed.

LEGISLATIVE BILL 286. Correctly engrossed.

LEGISLATIVE BILL 612. Correctly engrossed.

LEGISLATIVE BILL 838. Correctly engrossed.

LEGISLATIVE BILL 861. Correctly engrossed.

LEGISLATIVE BILL 890. Correctly engrossed.

LEGISLATIVE BILL 1017. Correctly engrossed.

LEGISLATIVE BILL 1181. Correctly engrossed.

LEGISLATIVE BILL 1269. Correctly engrossed.

LEGISLATIVE BILL 1279. Correctly engrossed.

LEGISLATIVE BILL 1366. Correctly re-engrossed.

LEGISLATIVE BILL 1404. Correctly engrossed.

LEGISLATIVE BILL 1425. Correctly engrossed.

LEGISLATIVE BILL 718. Correctly enrolled.

LEGISLATIVE BILL 763. Correctly enrolled.

LEGISLATIVE BILL 770. Correctly enrolled.

LEGISLATIVE BILL 853. Correctly enrolled.

LEGISLATIVE BILL 1382. Correctly enrolled.

LEGISLATIVE BILL 1413. Correctly enrolled.

LEGISLATIVE BILL 1416. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 718 LB 763 LB 770 LB 1413 LB 1416 LB 1382 LB 853

UNANIMOUS CONSENT—Unbracket LB 1325

Mr. Elrod asked unanimous consent to unbracket LB 1325 on Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1325.

Mr. Elrod offered the following amendment which was adopted by unanimous consent:

1. In section 4, strike line 60 and insert "*responsible for specifications and for receiving bids and plac-*

ing orders to the lowest and best commercial bidder for all printing, reproduction and mailing operations for the state, with the exception of printing work produced on copying and mimeograph machines. The reproduction services bureau shall also be responsible for coordinating all existing printing, reproduction and mailing operations of the state which shall be limited to existing state facilities;".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1377. E and R amendments found in the Legislative Journal for the One Hundred Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1158. E and R amendments found in the Legislative Journal for the One Hundred Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1398. E and R amendments found in the Legislative Journal for the One Hundred Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 784. E and R amendments found in the Legislative Journal for the One Hundred Twenty-seventh Day were adopted.

Advanced to E and R for engrossment.

Presented to the Governor

Presented to the Governor for approval on July 18, 1969 at 10:10 a.m.: LB 384 LB 886

(Signed) Regis Klein
Assistant Enrolling Clerk

UNANIMOUS CONSENT—Order of the Day

Mr. Holmquist asked unanimous consent to consider noncontroversial bills on General File at this time.

Mr. Skarda objected and asked to take up LB 1202.

Mr. Pedersen asked unanimous consent to take up LB 1216 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1216. Considered.

Mr. Skarda asked unanimous consent to withdraw his pending motion to indefinitely postpone. No objections. So ordered.

Laid over at the request of Mr. Pedersen.

LEGISLATIVE BILL 1009. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-fourth Day was adopted.

Mr. Kokes asked unanimous consent to have the bill laid over.

Mr. Skarda objected.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

Ruling of the Chair

The Chair ruled that amendments could not be considered if the introducer of the amendment was not present.

GENERAL FILE

LEGISLATIVE BILL 1202. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-fourth Day was adopted.

Mr. Skarda offered the following amendment, which was adopted:

Amend LB 1202 in Section 1, line 17, by inserting the phrase "and commencing July 1, 1970" after the word "animals".

Mr. Wallwey moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 26 ayes, 1 nays and 22 not voting.

Advanced to E and R for review with 23 ayes, 3 nays and 23 not voting.

LEGISLATIVE BILL 1085. Reading waived. Explained.

Mr. Luedtke offered the following amendments which were adopted:

1. In section 1, strike lines 1 to 4 and insert the following:

"Section 1. Whenever any valid workmen's compensation claims are incurred by or orginate from injuries to Game and".

2. In section 1, lines 8, 17 and 20, strike "or general damage claims".

Advanced to E and R for review with 20 ayes, 2 nays and 27 not voting.

LEGISLATIVE BILL 1255. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 429. Reading waived. Explained.

Mr. Wallwey offered the following amendments, which were adopted:

1. Amend Section 1, page 2, line 15, after "*Nebraska*", by adding, "; *Provided, that such property so acquired by a non-profit electric cooperative corporation shall never become the property or come under the control of any person, firm, or corporation engaged in the business of generating, transmitting or distributing electricity for profit.*"
2. Amend Section 2, page 3, line 25, after "*Nebraska*", by adding "; *Provided, that such property so acquired by non-profit electric cooperative corporation shall never become the property or come under the control of any person, firm, or corporation engaged in the business of generating, transmitting or distributing electricity for profit.*"
3. Amend Section 3, page 3, line 19, after "*Areas*", by adding, "; *and provided further, that such property so acquired by a non-profit electric cooperative corporation shall never become the property or come under the control of any person, firm or corporation*

engaged in the business of generating, transmitting or distributing electricity for profit."

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 363. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1249. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 441. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundredth Day was adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 449. Reading waived. Explained.

Mr. Holmquist offered the following amendment, which was adopted:

1. Amend the bill by adding a new section 5 to read as follows:

"Sec. 5. That section 70-624.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

70-624.02. The members of the board of directors shall be paid their actual expenses, while engaged in the business of the district under the authority of the board of directors, and, for their services, such compensation, not exceeding one hundred dollars per month, as to all members except the president, and not exceeding one hundred fifty dollars per month as to the president, as shall be determined by the board of directors; *Provided,* that when a district serves one hundred thousand meters or more, the board of directors may receive such compensation not exceeding two hundred dollars per month as to all members except the president, and not exceeding two hundred fifty dollars per month as to the president, as shall be determined by the board of directors. All salaries and compensation shall be obligations against, and be paid solely from, the revenue of the district. No director shall receive any other compensation from the district during the term for which he was elected or appointed or in the year following the expiration of his term and resignation from such board of directors shall not be construed as the termination of the term of office for which he was elected or appointed. *A director of a public power district organized under the laws of this state, shall not be limited to service on the board of directors in the district in which he has been elected, but may service in similar positions of trust on a state, regional, or national level which are the result of his membership as a director on such board. For time expended in his duties in such position of trust, the director shall not be limited to any existing provisions of law relating to payment of per diem for services as a member of such board of directors, but shall be entitled to receive such additional compensation as may be provided for the same, irregardless of the fact that the per diem may be paid from funds to which his district has made contributions in the form of dues or otherwise.*".

2. Renumber original section 2 as section 6.

3. In renumbered section 3, line 1 insert "section 70-624.02, Reissue Revised Statutes of Nebraska, 1943, and" after "original", and line 2 strike "is" and insert "are".

Mr. Wenzlaff asked unanimous consent to have the following Holmquist amendment printed in the journal. No objections. So ordered.

1. Insert 3 new sections to read as follows:

"Sec. 2. That section 70-1001, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

70-1001. In order to provide the citizens of the state with adequate electric service at as low overall cost as possible, consistent with sound business practices, it is the policy of this state to avoid and eliminate conflict and competition between public power districts, public power and irrigation districts, municipalities, electric membership associations, and cooperatives in furnishing electric energy to *wholesale or* retail customers, to avoid and eliminate the duplication of facilities and resources which result therefrom, and to ~~facilitate the settlement of rate disputes between suppliers of electricity~~ *exercise control over rates charged by all suppliers of electricity.*

Sec. 3. That section 70-1018, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

70-1018. ~~In the event of any dispute between suppliers concerning rates for service between such suppliers which cannot be settled by negotiations, the dispute shall be submitted to the board. The board may intervene in any such dispute on its own motion. Upon the submission of such dispute or the board's decision to intervene, the board shall set a time and place for hearing thereon and give notice as provided in section 70-1013. Following such hearing the board shall make its recommendations for the settlement of such dispute, which recommendations shall be advisory only.~~

The Nebraska Power Review Board shall have authority to establish reasonable and nondiscriminatory rates at which electricity may be sold in this state whether at wholesale or retail. Within thirty days after the effective date of this act, each supplier of electricity in this state shall file with the commission a complete, certified copy of its rate schedule as of such date. Thereafter no change shall be made in any such rate except with the approval of the commission.

Sec. 4. *Any supplier of electricity desiring any change in its rate schedule as filed with the board, or to establish any new rate, shall make application therefor to the board in such form as the board shall prescribe. A hearing shall be held on such application in the manner provided in section 70-1013. The board may approve or deny such application in whole or in part, and may establish such rate or rates as are justified by the evidence before it. The board must find that any rate approved or established by it is reasonable and nondiscriminatory and will allow the supplier sufficient revenue to meet all its reasonable and necessary expenses.*".

Laid over at the request of Mr. Holmquist.

LEGISLATIVE BILL 1187. Laid over until Tuesday, July 22 at the request of Mr. Waldron.

LEGISLATIVE BILL 466. Reading waived. Explained.

Advanced to E and R for review with 18 ayes, 0 nays and 31 not voting.

LEGISLATIVE BILL 1026. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were offered.

Standing Committee amendment 1 was rejected.

Standing Committee amendments 2 through 4 were adopted.

Mr. Luedtke offered the following amendments, which were adopted:

1. In section 1, line 10, strike "*fifty*" and insert "*twenty*"; and strike the new matter in lines 19 to 25.

2. In section 2, line 11 and lines 14 and 15, strike "*or policy of insurance*".

3. In section 3, line 4, line 7, and lines 10 and 11, strike "*or policy of insurance*".

4. In original section 10, strike the new matter in line 18.

5. In section 6, line 6, strike "General Fund" and show the same as stricken, and insert "*Abstracters Board of Examiners Cash Fund, from which all expenses of the board shall be paid, subject to appropriation*"; in line 11 after "of" insert "*not to exceed*"; and in line 17 reinstate the stricken matter.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

MOTION—Suspend Rules

Mr. Holmquist moved to suspend the rules to take up LB 1428 on Final Reading at this time.

Mr. Waldron requested a Call of the House. The Call showed 29 members present.

Mr. Holmquist moved the Call be raised.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

Mr. Holmquist asked unanimous consent to withdraw his original motion. No objections. So ordered.

MOTION—Unbracket LB 442

Mr. Knight moved to unbracket LB 442 and return to Select File for a specific amendment.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 442.

Mr. Knight offered the following specific amendments:

1. In new section 1, line 3 after "repaired" insert ", except for a single family dwelling or a farm or ranch structure,"; in line 13, after "dwellings" insert "and farm and ranch structures".

2. In section 2, line 3 before "by" insert "or a farm or ranch structure".

The Knight amendment was adopted with 28 ayes, 0 nays and 21 not voting.

Advanced to E and R for re-engrossment.

GENERAL FILE

LEGISLATIVE BILL 1401. Reading waived. Explained.

Advanced to E and R for review with 21 ayes, 1 nay and 27 not voting.

LEGISLATIVE BILL 1292. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred-fifth Day was adopted.

Mr. Kremer offered the following amendment, which was adopted:

1. In new section 7, line 10, strike the second comma, and insert "or", and after "revoke" insert "registration".

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1417. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred-seventh Day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period June 27, 1969 through July 17, 1969, inclusive

(Signed) Hugo F. Srb,
Clerk of the Legislature

C. Arlen Beam, Lincoln, Building Construction Employers Assn. of Lincoln

David D. Tews, Lincoln, Duffy's Fireworks, Inc.

Frederic R. Sherwood, Chicago, American Educational Publishers Institute

Delmar L. Rasmussen, Lincoln, League of Nebraska Municipalities

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 65. Placed on General File as amended.

Standing Committee amendment to LB 65:

1. Strike original section 1, and in lieu thereof insert the following:

"Section 1. There is hereby appropriated, from money in the General Fund not otherwise appropriated, to the Nebraska Educational Television Commission the sum of two million five hundred thousand dollars, for the construction, including parking facilities, exterior lighting and landscaping, of a building to house the Nebraska Educational Television Commission, the Nebraska educational television network and program agencies of the network, and the television operations of the University of Nebraska.".

Member Excused

Mr. Waldron asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

Recess

At 11:56 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Burbach, Carpenter, Carstens, Clark, Danner, Duis, Keyes, Klaver, Mahoney, Moulton, Nore, Robinson, Simpson, Swanson, Waldo, Waldron, Whitney and Wylie, who were excused.

Message from the Governor

July 18, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on July 18, 1969 I approved LB 629, LB 918, LB 1041, LB 1059, LB 1083, LB 1160, LB 1306, LB 1352, LB 1379, LB 1384, LB 1385, LB 1386, LB 1387, LB 1400, LB 1407, LB 1410, LB 1414, LB 1419 and LB 1420.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

GENERAL FILE

LEGISLATIVE BILL 1001. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred-twelfth Day was adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1427. Reading waived. Explained.

Mr. Harsh offered the following Wallwey amendment, which was adopted:

1. In section 1, strike line 6 and insert "who has resided in the district forty days *and* , (2) who has".

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 1310. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred Twenty-fifth Day was adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 922. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred Twenty-sixth Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays, and 21 not voting.

LEGISLATIVE BILL 1430. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 530. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred Twelfth Day were adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 970. Considered.

The Pedersen specific amendment found in the Legislative Journal for the One Hundred-first Day was adopted with 28 ayes, 0 nays and 21 not voting.

Advanced to E and R for review with 26 ayes, 1 nay and 22 not voting.

LEGISLATIVE BILL 1066. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-second Day pending.

Visitors

Mr. Kremer introduced Judge Herbert Ronin, his daughter, Joyce Lundstrum, and Mr. and Mrs. Maynard Ronin.

Mr. Stull introduced Mr. Henry Freed, a member of the Board of Trustee of State College and his daughter, Mrs. Gene Pinsky of Chadron.

Member Excused

Mr. Duis asked unanimous consent to be excused Monday, July 21. No objections. So ordered.

Adjournment

At 2:31 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Monday, July 21, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED TWENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, July 21, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by Rev. Edward L. Jeambey.

Prayer

Eternal God our Heavenly Father: At the beginning of this new week following the most significant and interesting day in the history of human experience in the field of physical sciences, we would momentarily pause and marvel at the magnitude of the universe and the insignificance of ourselves.

We feel today like singing with David the Psalmist of old "O Lord, our God, how excellent is Thy name in all the earth! Who hast set Thy glory above the heavens, the work of Thy fingers, the moon and the stars which Thou hast ordained, what is man that Thou art mindful of him? and the son of man that Thou visitest him? Thou madest him to have dominion over the works of Thy hands; Thou hast put all things under his feet . . ." (Psalm 8)

We also feel today that the predictions of the Prophet Daniel of 2500 years ago, are being fulfilled before our very eyes. For was it not Daniel who said that toward the end of the age: "Many shall run to and fro and knowledge shall be increased." (Daniel 12:4)? We have lived to see that day when the increase of knowledge has harnessed the elements, conquered time and space, and placed a man on a planet other than that on which he was born.

Help us, O God, while we are in the conquering business, to conquer ourselves, and while we are conquering the problems of science, physics and chemistry, help us to solve our economic, social and racial problems. So we pray for wisdom to discover the answers to the questions that constantly perplex us.

Thou who are all wise, all powerful, and universally present, and who art able to do exceedingly abundantly above all that we ask or think, bless us today in our deliberations and conclusions and may our labors rebound to the glory of God and the blessing of man.

Not for ourselves alone would we pray this day, but with patriotic fervor, and from the depths of sincere hearts, pray: "God bless our men at home and abroad, bless them on land and sea and in the air, bless them in outer space and on the moon, and may Thy will be done on earth, as it is done in heaven, and we will give Thee the praise through Christ our Lord, in whose name we pray." Amen.

The roll was called and all members were present except Mr. Bloom who was excused until 9:15 a.m.; Mr. Schmit who was excused until 9:40; and Messrs. Carpenter, Carstens, Duis, Kremer, Luedtke, Moulton, Proud, Swanson, Wallwey, and Whitney, who were excused.

Corrections for the Journal

Page 3032, line 19, after "LB 763" insert "LB 770".
Page 3036, line 28, delete "the".

The Journal for the One Hundred Twenty-eighth Day was approved as corrected.

Member Excused

Mr. Skarda asked unanimous consent to be excused July 28 and July 29. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1304. Placed on Select File as amended.

E and R amendments to LB 1304:

1. For correlation purposes, in line 2 of new section 1, insert ", as amended by section 1, Legislative Bill 921, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in subdivision (8), line 9, strike the stricken matter and remove underscoring; in subdivision (11) line 2, strike the semicolon and insert a comma; and in line 6, strike the stricken matter; in subdivision (12), line 2, strike the stricken matter; remove underscoring from subdivisions (13) and (14); and in subdivision (14), line 4,

strike the semicolon and insert a comma, and in line 5, strike "reciprocity" and insert "~~or nonreciprocity~~ *reciprocity*".

2. For correlation purposes, in line 2 of new section 3, insert ", as amended by section 2, Legislative Bill 921, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; remove underscoring in subsection (1) and in line 21 strike "reciprocity" and insert "~~or nonreciprocity~~ *reciprocity*"; strike the stricken subsection (6); and in line 1 of subsection (6), strike "~~(7)~~".

3. For correlation purposes, in renumbered section 4, line 2, insert ", as amended by section 1, Legislative Bill 809, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike the stricken matter in lines 12 to 17; in line 17, insert "The plates shall be of a color of white figures and letters on a scarlet background or scarlet figures and letters on a white background. The color of the plates shall be alternated each time the license plates are changed." before "Each"; in line 34, strike "number"; and strike the stricken matter in lines 35 to 42.

4. In renumbered section 5, line 16, strike "are" and insert "~~are~~".

5. For correlation purposes, in line 2 of renumbered section 6, insert ", as amended by section 2, Legislative Bill 711, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 32, strike "ten" and insert "fifteen".

6. In renumbered section 6, line 31, strike the commas and show the same as stricken.

7. For correlation purposes, in line 2 of renumbered section 7, insert ", as amended by section 1, Legislative Bill 893, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 20 insert "unless there is issued by the Department of Motor Vehicles a special permit specifying the hauling of other products" after "equipment"; in line 30, insert "and the products to be hauled, if any, under a special permit", after "delivery"; in line 30 insert "special permit and" after "The"; and in line 35 insert "; *Provided,* that the Department of Motor Vehicles shall make a charge of ten dollars for each special permit issued hereunder" after "trailer".

8. In standing committee amendment 4, line 9, strike the stricken period.

9. In renumbered section 9, line 63, insert "*vehicle*" after "the".

10. In renumbered section 10, line 41, strike "that" and insert "~~that~~".

11. In renumbered section 11, line 42, strike "*and*" and insert "~~*and*~~".

12. Amend renumbered section 13 to read:

"Sec. 13. That original sections 60-302, 60-311.02, 60-326.01, 60-329, 60-330, and 60-331, Reissue Revised Statutes of Nebraska, 1943, section 60-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 921, Eightieth Session, Nebraska State Legislature, 1969, section 60-305.09, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 921, Eightieth Session, Nebraska State Legislature, 1969, section 60-311, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 809, Eightieth Session, Nebraska State Legislature, 1969, section 60-315, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 711, Eightieth Session, Nebraska State Legislature, 1969, and section 60-320, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 893, Eightieth Session, Nebraska State Legislature, 1969, and also section 60-311.04, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

13. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT to amend sections 60-302, 60-311.02, 60-326.01, 60-329, 60-330, and 60-331, Reissue Revised Statutes of Nebraska, 1943, section 60-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 921, Eightieth Session, Nebraska State Legislature, 1969, section 60-305.09, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 921, Eightieth Session, Nebraska State Legislature, 1969, section 60-311, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 809, Eightieth Session, Nebraska State Legislature, 1969, section 60-315, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 711, Eightieth Session, Nebraska State Legislature, 1969, and section 60-320, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 893, Eightieth Session, Nebraska State Legislature, 1969, re-"; in line 5 insert "to redefine a term; to harmonize provisions;" after the semicolon; and in line 10, insert "to delete a restriction on In Transit registration of trucks;" after the semicolon.

LEGISLATIVE BILL 6. Placed on Select File as amended.

E and R amendments to LB 6:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend section 71-1325, Reissue Revised Statutes of Nebraska, 1943, relating to funeral directors and undertakers; to define a term; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 1424. Placed on Select File as amended.

E and R amendments to LB 1424:

1. In section 1, strike beginning with "as" in line 4 through "expended" in line 6.

2. In the title, line 2, strike "appropriate" and insert "provide for an appropriation of".

LEGISLATIVE BILL 1299. Placed on Select File as amended.

E and R amendment to LB 1299:

1. In section 2, strike beginning with the comma in line 2 through the second comma in line 3.

LEGISLATIVE BILL 1296. Placed on Select File.

LEGISLATIVE BILL 576. Correctly engrossed.

LEGISLATIVE BILL 663. Correctly engrossed.

LEGISLATIVE BILL 855. Correctly engrossed.

LEGISLATIVE BILL 1256. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 173. With emergency.

A BILL FOR AN ACT to amend section 53-112, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to increase the salary of members of the Nebraska Liquor Control Commission as prescribed; to provide when such increase shall become operative; to repeal the original section; and to declare an emergency.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 27:

Batchelder
Budd
Burbach
Clark
Danner
Elrod
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Mahoney
Marvel
Moylan
Nore
Orme
Reynolds
Robinson
Schreurs
Skarda
Syas
Waldo
Waldron
Warner
Wenzlaff
Ziebarth

Voting in the negative, 10:

Craft
Hanna
Harsh
Kennedy
Kokes
Pedersen
Simpson
Stull
Wiltse
Wylie

Not voting, 12:

Bloom
Carpenter
Carstens
Duis
Kremer
Luedtke
Moulton
Proud
Schmit
Swanson
Wallwey
Whitney

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, 'Shall the bill pass with the emergency clause stricken?' "

Voting in the affirmative, 25:

Budd
Burbach
Danner
Elrod
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Mahoney
Marvel

Moylan
Nore
Orme
Reynolds
Robinson
Schreurs
Skarda
Syas
Waldo
Waldron
Warner
Wenzlaff
Ziebarth

Voting in the negative, 11:

Batchelder
Clark
Craft
Harsh
Kennedy
Kokes
Pedersen
Simpson
Stull
Wiltse
Wylie

Not voting, 13:

Bloom
Carpenter
Carstens
Duis
Hanna
Kremer
Luedtke
Moulton
Proud
Schmit
Swanson
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 295.

A BILL FOR AN ACT to amend section 33-107, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to increase the compensation of bailiffs in counties having a population of not more than sixty thousand inhabitants as prescribed; to provide when such increase shall become operative; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is 'Shall the bill pass?' "

Voting in the affirmative, 36:

Batchelder
Budd
Burbach
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Bloom
Carpenter
Carstens
Duis
Kremer
Luedtke
Marvel
Moulton
Proud
Schmit
Swanson
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 572.

A BILL FOR AN ACT to amend section 24-201.01, Revised Statutes Supplement, 1967, relating to salaries; to increase the salary of the Governor; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Batchelder
Budd
Burbach
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Pedersen
Reynolds
Robinson
Schreurs
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 9:

Bloom
Kennedy
Mahoney
Moylan
Nore
Orme
Skarda
Stull
Wylie

Not voting, 13:

Carpenter
Carstens
Duis
Kremer
Luedtke
Marvel
Moulton
Proud
Schmit
Simpson
Swanson
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 870.

A BILL FOR AN ACT to amend section 84-721, Reissue Revised Statutes of Nebraska, 1943, relating to state officers; to increase the salary of the Secretary of State as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Batchelder
Bloom
Budd
Burbach
Danner
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Mahoney
Marvel
Pedersen
Reynolds
Robinson
Schreurs
Skarda
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 8:

Clark
Craft
Moylan
Nore
Orme
Simpson
Stull
Wylie

Not voting, 14:

Carpenter
Carstens
Duis
Harsh
Kennedy
Kokes
Kremer
Luedtke
Moulton
Proud
Schmit
Swanson
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1106.

A BILL FOR AN ACT to amend section 71-901, Revised Statutes Supplement, 1967, relating to public health and welfare; to provide for inspection of public and correctional institutions; to provide for enforcement of the provisions of this act; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo

Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Carpenter
Carstens
Duis
Kremer
Luedtke
Moulton
Proud
Schmit
Swanson
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1428. With emergency.

A BILL FOR AN ACT to appropriate two thousand three hundred thirteen dollars to aid in defraying the salaries, wages, and expenses of the Conflicts of Interest Committee as provided by the provisions of Legislative Bill 75, Eightieth Session, Nebraska State Legislature, 1969, for the biennium ending June 30, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Carpenter
Carstens
Duis
Kremer
Luedtke
Moulton
Proud
Schmit
Swanson
Wallwey
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 172. The Ziebarth specific amendment found in the Legislative Journal for the One Hundred Twenty-seventh Day was adopted with 30 ayes, 2 nays and 17 not voting.

Advanced to E and R for engrossment.

MOTION—Expedite LB 827

Mr. Waldron asked unanimous consent to expedite LB 827. No objections. So ordered.

Recess

At 10:00 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 10:15 a.m.

After Recess

The Legislature reconvened at 10:25 a.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Carpenter, Carstens, Duis, Kremer, Luedtke, Moulton, Proud, Swanson, Wallwey and Whitney, who were excused.

SELECT FILE

LEGISLATIVE BILL 1378. The Wenzlaff specific amendment found in the Legislative Journal for the One Hundred Twenty-seventh Day was offered.

Mr. Wylie moved to table LB 1378 until Thursday, July 24.

The motion lost with 9 ayes, 18 nays and 22 not voting.

The Wenzlaff specific amendment was rejected with 6 ayes, 19 nays and 24 not voting.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Bracket LB 1378

Mr. Wenzlaff asked unanimous consent to bracket LB 1378 on E and R for engrossment. No objections. So ordered.

LEGISLATIVE BILL 546. E and R amendments found in the Legislative Journal for the One Hundred Twenty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 570. E and R amendment found in the Legislative Journal for the One Hundred Twenty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 916. E and R amendment found in the Legislative Journal for the One Hundred Twenty-eighth Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee from 12:00 noon until 1:30 p.m. and after 3:30 p.m. in the Legislative Council Hearing Room. No objections. So ordered.

Mr. Simpson Presiding

MOTION—Suspend the Rules

Mr. Skarda moved to suspend the rules to take up LB 932 at this time.

Mr. Skarda requested a Call of the House. The Call showed 31 members present.

Mr. Klaver moved to raise the Call. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Mr. Skarda withdrew his original motion.

Mr. Skarda moved to take up LB 932 on General File tomorrow after the other bills set for tomorrow.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

GENERAL FILE

LEGISLATIVE BILL 1312. Reading waived. Explained.

Mr. Burbach offered the following amendment to the Standing Committee amendments, which was adopted:

Amend Standing Committee Amendment number 6 by striking all of section 9, and inserting in lieu thereof a new section 9 to read as follows:

"Sec. 9. (1) Each county shall be responsible in each year for providing locally for county road and bridge purposes a sum equal to at least fifty per cent of the amount allocated to it under the provisions of section 6 or 7 of this act, as applicable, and section 8 of this act.

(2) Commencing in 1972, each county which, during the preceding calendar year, failed to provide locally the minimum required by subsection (1) of this section shall forfeit one dollar for each dollar which it fails to so provide locally; Provided that any county which certifies to the State Treasurer by resolution that it has reached its constitutional levy limitation as a result of the requirement by law of providing its share of the cost of caring for mental health patients and therefore is unable to meet its highway revenue matching requirements, shall have its unmet highway allocation held in escrow until January 1, 1973. The State Treasurer shall invest such escrow funds in short term obligations of the United States Government and the interest therefrom shall be added to the counties' share of the Highway Allocation Fund for the month in which the interest is received. Any amounts otherwise forfeited under the provisions of this subsection first shall be made available to the incorporated municipalities, as determined by the county board, within the county which forfeits the funds, such funds to be matched by the incorporated municipalities in the same manner as would have been required of the county had it not forfeited the funds, and if not so used, then shall be allocated among and distributed to the counties that have complied with the requirements of subsection (1) of this section as provided in sections 7 and 8 of this act."

Standing Committee amendments found in the Legislative Journal for the One Hundred Eleventh Day were adopted as amended.

Mr. Burbach offered the following amendment, which was adopted:

In section 4, after line 16, insert:

"(3) Any county that contracts with another county or with any city or village for the employment of a qualified highway superintendent as provided in section 14, Legislative Bill 1302, Eightieth Session, Nebraska State Legislature, 1969, shall be entitled to the incentive payment provided in section 3 of this act or the reduced incentive payment provided in subsection (1) of this section.".

Recess

At 11:59 a.m., on a motion by Mr. Batchelder, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Mr. Simpson presiding.

The Roll was called and all members were present except Mr. Duis who was excused until 3:15 p.m.; Mr. Wallwey who was excused until 2:10 p.m.; and Messrs. Carpenter, Carstens, Kremer, Luedtke, Moulton, Proud, Swanson and Whitney, who were excused.

GENERAL FILE

LEGISLATIVE BILL 1312. Considered.

Advanced to E and R for review with 26 ayes, 2 nays and 21 not voting.

MOTION—Expedite LB 1428

Mr. Holmquist moved to expedite LB 1428.

The motion prevailed.

Speaker Warner Presiding

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1428. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1428.

Presented to the Governor

Presented to the Governor for approval on July 21, 1969 at 8:45 a.m.: LB 1416 LB 1413 LB 1382 LB 853 LB 770 LB 763

(Signed) Ruth Bossard, Enrolling Clerk

GENERAL FILE

LEGISLATIVE BILL 1314. Reading waived. Explained.

Mr. Burbach offered the following to the Standing Committee amendment which was adopted:

Amend Standing Committee Amendment number 4, section 9, subsection (1), line 5, strike "raised" and insert "provided"; line 8, strike "raised" and insert "provided"; line 9, strike "fails in any year" and insert ", during the preceding calendar year, failed"; subsection (2), lines 23 and 24, strike "matching requirements of subsection (1) of this section", and insert in lieu thereof "same matching as would have been required of the municipality had it not relinquished such funds", and subsection (3), lines 36 and 37, strike "matching requirements of subsection (1) of this section" and insert in lieu thereof "same matching as would have been required of the municipality had it not relinquished such funds".

Standing Committee amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted as amended.

Mr. Burbach offered the following amendment, which was adopted:

In section 4, after line 16, insert:

"(3) Any municipality that contracts with another municipality or county for the employment of a qualified city street superintendent as provided in section 14, Legislative Bill 1302, Eightieth Session, Nebraska State Legislature, 1969, shall be entitled to the incentive payment provided in section 3 of this act or the reduced incentive payment provided in subsection (1) of this section.".

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

UNANIMOUS CONSENT—Bracket LB 1066

Mr. Nore asked unanimous consent to bracket LB 1066 until Thursday, July 24. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1216. Considered.

Mr. Pedersen offered the following amendment:

Amend LB 1216 by striking original Sections 1 through 4 and substitute in lieu thereof the following:

Section 1. *Whoever shall purposely or knowingly enter or be upon the property of another person without being invited, licensed or privileged to do so, shall be deemed guilty of trespass and upon conviction shall be sentenced to imprisonment in the County Jail not exceeding six (6) months or by a fine not exceeding $500.00, or by both such fine and imprisonment.*

Section 2. Insert the emergency clause.

Mr. Schreurs raised a point of order as to the amendment being germane to the bill.

The Chair ruled that the motion was not germane.

Mr. Pedersen moved to suspend the rules and adopt the Pedersen amendment.

Mr. Pedersen requested a Call of the House. The Call showed 33 members present.

Mr. Skarda moved the call be raised. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The Pedersen original motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Pedersen offered the following amendment which was adopted:

Amend LB 1216 by inserting the words *"other than in an emergency"* after the word "privileged" in line 3 of the Pedersen amendment.

Advanced to E and R for review with 20 ayes, 1 nay and 28 not voting.

LEGISLATIVE BILL 766. Considered.

Standing Committee amendment found in the Legislative Journal for the Seventy-sixth Day was adopted.

Speaker Warner offered the following amendment, which was adopted:

In Section 1, after line 7, insert the following:
The provisions of this section shall not be construed to apply to the relocation of a road or highway pursuant to subsection (2) of section 39-1309, Reissue Revised Statutes of Nebraska, 1943.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

Visitors

Mr. Waldo introduced his daughter-in-law, Mrs. Max Waldo and children, Leslie, Lee and Linda.

Mr. Stull introduced Max E. Allen, Superintendent, Sioux County High School, Harrison, Nebraska.

Mr. Ziebarth introduced former Senator and Mrs. Dick Ely from Guide Rock.

GENERAL FILE

LEGISLATIVE BILL 1197. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-sixth Day were rejected.

Advanced to E and R for review with 22 ayes, 2 nays and 25 not voting.

LEGISLATIVE BILL 1341. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-seventh Day were adopted.

Mr. Duis offered the following amendment, which was adopted:

1. In section 1 insert "No other school district and no county shall be exempted or excluded from the educational service units as reorganized under the provisions of this act notwithstanding the results of any election held prior to the effective date of this act." at the end of line 54.

Mr. Harsh offered the following amendment, which was adopted:

Add the emergency clause.

Mr. Hanna offered the following amendments, which were adopted:

1. Amend the bill, section 2, by adding at the end of line 54 the following new material:

"Nothing contained in this section shall be construed as including in an educational service unit a county which previously has been excluded from an educational service unit by a favorble vote for exclusion under the provisions of section 79-2203, Reissue Revised Statutes of Nebraska, 1943, or section 79-2203, Revised Statutes Supplement, 1967, unless and until such time as said county is readmitted to the educational service unit to which it has been designated by the results of an election held under the provisions of subsection (2) of section 79-2203."

Amend the bill, section 3, by reinserting the material shown as stricken in lines 44 through 54, lines 99 through 131, and lines 136 through 141.

3. Amend the bill, section 7, by striking said section, lines 1 through 12, and substituting the following new material.

"Sec. 7. That section 79-2210, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-2210. The board for each educational service unit ~~may levy a tax of not to exceed one mill on the dollar on the assessed valuation of all property except intangible property within its geographical unit.~~ *shall prepare a yearly budget of the amount of funds for all purposes required to be raised by taxation during the ensuing fiscal year to carry out its operations and programs. This budget shall be certified by the secretary of the board to the county board of equalization of each county in the educational service unit; and each year within fourteen days after the action of the State Board of Equalization and Assessment shall have been had and certified to the county clerk, each county board of equalization shall levy the necessary taxes, not to exceed one mill on the dollar on the assessed valuation of all property in the county within the educational service unit except intangible property, to pay its proportionate share of the budget submitted to it, based on its proportionate share of the total assessed valuation in the educational service unit as determined by the State Board of Equalization and Assessment.* The amount of any such levy shall be certified ~~by the secretary of the board~~ to the county treasurer ~~of each county within the educational service unit~~ who shall collect the same as other taxes are collected and remit the proceeds therefrom to the *treasurer of the board or the* county treasurer who is ex officio treasurer of the board.

4. Amend the title to conform.

Speaker Warner Presiding

Mr. Ziebarth offered the following amendment, which was adopted:

Amend Standing Committee amendments to add Valley County to Unit 10.

Mr. Kokes offered the following amendment, which was adopted:

Amend standing Committee amendment 2 (10) by striking "and that portion of Hall lying north of the Platte River" and adding same to (9).

Laid over at the request of Mr. Hanna.

LEGISLATIVE BILL 1148. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

Member Excused

Mr. Johnson asked unanimous consent to be excused tomorrow. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on July 21, 1969, at 2:10 p.m.: LB 1428

(Signed) Ruth Bossard, Enrolling Clerk

Adjournment

At 3:58 p.m., on a motion by Mr. Johnson, the Legislature adjourned until 9:00 a.m., Tuesday, July 22, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED THIRTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, July 22, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by Rev. Edward L. Jeambey.

Prayer

Eternal God our Heavenly Father: We humbly come into Thy presence this morning, for we realize that Thou alone hath immortality, and dwelleth in the light which no man can approach unto. (I Tim. 6:15) Thou truly are the blessed and only Potentate, the King of Kings, and the Lord of Lords. We recognize Thee this day as the motivating power behind the machinery of the universe. Truly, we can say that—in Thee we live and move and have our being (Acts 17:28).

We realize that what we need more than anything else is wisdom, and happy are we to know that Thou hast promised to give us wisdom when we need it if we will only ask for it. As James, a pillar in the early church, said: "If any man lack wisdom let him ask of God who giveth liberally." (James 1:5).

Let us also remember that both the wise man, Solomon, and David the Psalmist said: "The fear of the Lord is the beginning of wisdom; and understanding have all they that do his commandments." (Psalm 111:10, Proverbs 9:10). We would reverence Thee this day and seek Thy blessing, and ask for a double portion of that which we are most in need of.

Being conscious of Thy greatness and realizing how insignificant we are, we would be inclined to think that our efforts are in vane, but how encouraged we are when we hear our Divine Master saying to His followers: "Verily I say unto you, if ye have faith as a grain of mustard seed, ye shall say to this mountain, 'remove hence to yonder place' and it shall remove, and nothing shall be impossible unto you". (Matthew 17:20). Therefore, dear Lord, increase our faith, enlarge our vision, and give us greater determination to struggle for the right.

Today we would definitely pray for the safe return of our men from the moon as a means of promoting friendly relations among the nations and contributing to peace on earth.

And now unto the King eternal, immortal, invisible, the only wise and true God, be honor and glory and majesty, forever and ever (I Tim. 1:17). Amen.

The roll was called and all members were present except Mr. Bloom who was excused until 9:30 a.m.; and Messrs. Carpenter, Carstens, Johnson, Kremer, Luedtke, Swanson and Whitney, who were excused.

Corrections for the Journal

Page 3051, line 6, after "negative," insert "11:"

Page 3053, line 10, correct spelling of "Schreurs".

Page 3058, line 15, correct spelling of "Holmquist".

Page 3058, line 30, after "amendment" insert "to the Standing Committee amendment".

Page 3062, line 9, strike "ensuring" and insert "ensuing".

Page 3062, line 28, strike "Mr." and insert "Speaker".

The Journal for the One Hundred Twenty-ninth Day was approved as corrected.

Message from the Governor

July 22, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on July 18, 1969 Governor Tiemann approved LB 384 and LB 886.

Respectfully,

(Signed) Lois Tefft
Personal Secretary to Governor
Tiemann

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 172. Replaced on Select File as amended.

E and R amendment to LB 172:

1. In the Ziebarth amendment adopted 7/21, line 2 strike "to the word 'provided' " and insert "through the semicolon"; and in line 10 strike "said".

LEGISLATIVE BILL 1067. Replaced on Select File as amended.

E and R amendments to LB 1067:

1. In renumbered section 4, line 17, strike the comma.

2. In line 3 of the Carpenter amendment 10, adopted 7/9, strike the period and insert a period at the end of the line.

LEGISLATIVE BILL 950. Replaced on Select File as amended.

E and R amendments to LB 950:

1. Because of the Carstens amendments adopted 7/15, withdraw pending E & R amendments found on page 2866 of the Legislative Journal.

2. In new section 7, lines 6 and 13, strike the period and insert a semicolon; and in line 16, strike the period and insert "; and".

3. In new section 10, insert "of" at the end of line 10.

4. In lieu of the Carstens amendment thereto, in section 5, line 6, strike "Candidates" and insert "With the exception of being nominated and elected within their respective districts, candidates".

LEGISLATIVE BILL 1302. Placed on Select File as amended.

E and R amendments to LB 1302:

1. In section 1, line 50, insert "Public Roads" after the second "of".

2. In section 3, line 8, strike "Interstate System" and insert "National System of Interstate and Defense Highways".

3. In section 4, line 18, strike the second comma.

4. In standing committee amendment 3, line 12, strike the comma and insert a semicolon.

5. In lieu of the Holmquist amendment, in section 6, line 22, strike "but" and insert ", except that the lay members shall receive the same compensation as members of the State Highway Commission, and all members".

6. In section 9, strike line 12 and amendments thereto and insert "State, the Clerk of the Legislature, the county clerk of each county, and the clerk of each incorporated municipality.".

7. In section 16, line 7, strike "priority" and insert "priorities".

8. In section 17, line 3, strike "its" and insert "the original".

9. In section 20, line 3, strike the comma.

10. In section 23, line 11, strike the comma.

11. In the title, line 9, insert "to provide for construction;" after the semicolon.

LEGISLATIVE BILL 1298. Placed on Select File as amended.

E and R amendments to LB 1298:

1. In section 3, line 8, strike "board" and insert "body".

2. In section 4, line 15, strike the first comma; and in line 31, strike "so engaged" and insert "engaged in the performance of their official duties".

3. In section 9, line 4, strike "his".

4. In the title, line 3, insert "and City" after "Highway"; and in line 4, insert "; and to declare an emergency" after "prescribed".

LEGISLATIVE BILL 949. Placed on Select File as amended.

E and R amendments to LB 949:

1. For correlation purposes, in line 2 of renumbered section 1, insert ", as amended by section 3, Legislative Bill 132, Eightieth Session, Nebraska State

Legislature, 1969" after "1943"; strike the new and stricken matter in lines 15 and 16, 19, and 24, and insert "~~Purchasing Agent~~ *material administrator of the Department of Administrative Services*"; strike the stricken matter in lines 22 and 23; and in lines 28 and 29, strike "department" and insert "Department of Roads".

2. For correlation purposes, in line 2 of renumbered section 2, insert ", as amended by section 4, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 10, strike "department" and insert "Department of Roads".

3. In renumbered section 3, line 4, strike "State" and insert "~~State~~ *Director-State*".

4. For correlation purposes, in line 2 of new section 4, insert ", as amended by section 2, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in lines 9 and 10 strike "the Department of"; strike the stricken matter in lines 10 and 11; in line 21, strike "and"; in line 23 before the period insert "; (11) the Director of Administrative Services for the Department of Administrative Services; and (12) the Director of Economic Development for the Department of Economic Development"; and in line 35 insert "if a specific term has been provided by law, otherwise during the pleasure of the Governor subject to the provisions of this section" after "term".

5. In renumbered section 6, line 3, strike "State" and insert "~~State~~ *Director-State*".

6. Because of the passage of LB 1147, strike renumbered section 7, and renumber present sections 8 and 9 as sections 7 and 8.

7. In renumbered section 7, strike beginning with the period in line 16 through "place" in line 18 and show the same as stricken.

8. Amend renumbered section 8 to read:

"Sec. 8. That original sections 72-716 and 81-8,110, Reissue Revised Statutes of Nebraska, 1943, section 72-224.03, Revised Statutes Supplement, 1967, section 60-1002, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969, section 60-1003, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969, and section 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

9. In the title strike lines 2 to 21 and insert:

"FOR AN ACT to amend sections 72-716 and 81-8,110, Reissue Revised Statutes of Nebraska, 1943, section 72-224.03, Revised Statutes Supplement, 1967, section 60-1002, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969, section 60-1003, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969, and section 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, relating to state administrative departments; to clarify duties; to rename the State Engineer as Director-State Engineer and permit his authorized representative to serve on the State Building Commission and the Board of Examiners for Land Surveyors; to change the membership of the board of appraisers for educational lands; and to repeal the original sections.".

LEGISLATIVE BILL 570. Correctly engrossed.

LEGISLATIVE BILL 580. Correctly engrossed.

LEGISLATIVE BILL 827. Correctly engrossed.

LEGISLATIVE BILL 945. Correctly engrossed.

LEGISLATIVE BILL 1323. Correctly engrossed.

LEGISLATIVE BILL 173. Correctly enrolled.

LEGISLATIVE BILL 295. Correctly enrolled.

LEGISLATIVE BILL 572. Correctly enrolled.

LEGISLATIVE BILL 870. Correctly enrolled.

LEGISLATIVE BILL 1106. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 173 LB 295 LB 572 LB 870 LB 1106

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 19.

A BILL FOR AN ACT relating to the Attorney General; to provide duties for the Attorney General.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Budd
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 14:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Hanna
Johnson
Kremer
Luedtke
Marvel
Schmit
Swanson
Whitney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 78.

A BILL FOR AN ACT to amend section 84-201.01, Reissue Revised Statutes of Nebraska, 1943, relating to the Attorney General; to increase the salary of the Attorney General as prescribed; and to repeal the original section.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Batchelder
Budd
Burbach
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Pedersen
Proud
Robinson
Schmit
Schreurs
Skarda
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse

Voting in the negative, :9

Clark
Craft
Harsh
Moylan
Nore
Orme
Stull
Wylie
Ziebarth

Not voting, 10:

Bloom
Carpenter
Carstens
Johnson
Kremer
Luedtke
Reynolds
Simpson
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 248.

A BILL FOR AN ACT to amend section 71-2601, Revised Statutes Supplement, 1967, relating to public health; to increase the membership of the State Board of Health as prescribed; to change qualifications for members of the board; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Budd
Burbach
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs

Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Bloom
Carpenter
Carstens
Johnson
Kremer
Luedtke
Orme
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 493.

A BILL FOR AN ACT to amend section 48-159, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Workmen's Compensation Court; to increase the salary of judges of such court; to eliminate the approval of the Governor in fixing the salaries of the clerk, assistants and employees of the court; to provide when such increase shall become operative; and to repeal the original section.

Whereupon, the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Budd
Burbach
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Keyes
Klaver
Knight
Mahoney
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff

Voting in the negative, 12:

Batchelder
Clark
Hanna
Harsh
Kokes
Marvel
Nore
Orme
Stull
Wiltse
Wylie
Ziebarth

Not voting, 10:

Bloom
Carpenter
Carstens
Johnson
Kennedy
Kremer
Luedtke
Simpson
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 521. With emergency.

A BILL FOR AN ACT relating to state government; to create the office of Public Counsel; to provide powers, duties, and qualifications; to make certain acts unlawful; to provide a penalty; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Skarda requested a Call of the House. The Call showed 42 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 29 ayes, 4 nays and 16 not voting.

Voting in the affirmative, 26:

Bloom
Burbach
Danner
Duis
Elrod
Keyes
Klaver
Knight
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Simpson
Skarda
Syas
Waldo
Waldron
Warner
Wylie
Ziebarth

Voting in the negative, 14:

Batchelder
Budd
Clark
Craft
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Kokes
Robinson
Stull
Wallwey
Wenzlaff

Not voting, 9:

Carpenter
Carstens
Johnson
Kremer
Luedtke
Schreurs
Swanson
Whitney
Wiltse

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 25:

Bloom
Burbach
Danner
Duis
Elrod
Keyes
Klaver
Knight
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Simpson
Skarda
Syas
Waldo
Waldron
Warner
Ziebarth

Voting in the negative, 15:

Batchelder
Budd
Clark
Craft
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Kokes
Robinson
Stull
Wallwey
Wenzlaff
Wylie

Not voting, 9:

Carpenter
Carstens
Johnson
Kremer
Luedtke
Schreurs
Swanson
Whitney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 699.

A BILL FOR AN ACT to amend section 43-607, Reissue Revised Statutes of Nebraska, 1943, relating to children; to extend provisions to additional children as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter
Carstens
Johnson
Kremer
Luedtke
Marvel
Moulton
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 879.

A BILL FOR AN ACT to amend section 24-339, Revised Statutes Supplement, 1967, relating to courts; to increase the salaries of district court reporters; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Bloom
Burbach
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Batchelder
Orme

Not voting, 10:

Budd
Carpenter
Carstens
Johnson
Kennedy
Kremer
Luedtke
Nore
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 953.

A BILL FOR AN ACT to amend section 75-104, Revised Statutes Supplement, 1967, relating to the State Railway Commission; to increase the salary of commissioner; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Skarda requested a Call of the House. The Call showed 39 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 30 ayes, 6 nays and 13 not voting.

Voting in the affirmative, 22:

Bloom
Budd
Burbach
Danner
Duis
Elrod
Klaver
Mahoney
Marvel
Moulton
Reynolds
Robinson
Schmit
Simpson
Skarda
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 17:

Batchelder
Clark
Craft
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Knight
Kokes
Moylan
Nore
Orme
Pedersen
Proud
Stull
Wylie

Not voting, 10:

Carpenter
Carstens
Johnson
Keyes
Kremer
Luedtke
Schreurs
Swanson
Waldo
Whitney

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1187.

A BILL FOR AN ACT to amend section 33-117, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries of sheriffs; to increase fees for boarding prisoners as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Bloom
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Keyes
Klaver
Mahoney
Moulton
Moylan
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Warner
Wenzlaff
Ziebarth

Voting in the negative, 9:

Batchelder
Burbach
Hanna
Knight
Nore
Orme
Proud
Wallwey
Wylie

Not voting, 12:

Budd
Carpenter
Carstens
Johnson
Kennedy
Kokes
Kremer
Luedtke
Marvel
Swanson
Whitney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1313.

A BILL FOR AN ACT to amend sections 72-706, 72-706.01, and 72-709, Revised Statutes Supplement, 1967, relating to public lands and buildings; to give additional powers to the Department of Administrative Services as prescribed; to provide that the State Building Commission may enter into an agreement with the city of Lincoln for the supplying by the city of a building to be known as the Hall of Justice; to provide for review of plans and specifications of such building by certain members of the Legislature; to authorize the Board of Regents of the University of Nebraska to furnish heat, light, and power at any building leased by the State of Nebraska as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 14:

Bloom
Burbach
Danner
Elrod
Klaver
Mahoney
Robinson
Schmit
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 26:

Batchelder
Budd
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Kokes
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schreurs
Simpson
Skarda
Stull
Wallwey
Wenzlaff
Wylie

Not voting, 9:

Carpenter
Carstens
Clark
Johnson
Kremer
Luedtke
Marvel
Swanson
Whitney

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1320.

A BILL FOR AN ACT relating to state administrative departments; to create a transportation services bureau within the Department of Administrative Services; to prescribe the powers and duties of such bureau; to provide for a chief of the bureau, his appointment, powers and duties; and to repeal sections 81-1001, 81-1002, 81-1003, 81-1004, 81-1005, and 81-1006, Reissue Revised Statutes of Nebraska, 1943, section 81-1007, Revised Statutes Supplement, 1967, and section 60-1002, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Batchelder
Bloom
Budd
Burbach
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Klaver
Knight
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Stull
Syas
Waldo
Waldron
Warner
Wenzlaff
Ziebarth

Voting in the negative, 8:

Duis
Hanna
Keyes
Marvel
Nore
Reynolds
Simpson
Wiltse

Not voting, 12:

Carpenter
Carstens
Johnson
Kokes
Kremer
Luedtke
Mahoney
Skarda
Swanson
Wallwey
Whitney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Wylie Presiding

LEGISLATIVE BILL 1346. With emergency.

A BILL FOR AN ACT relating to law enforcement training; to define terms; to create the Nebraska Law Enforcement Training Center and to provide for its operation; to create the Nebraska Police Standards Advisory Council and to provide for its powers and responsibilities; to provide for mandatory law enforcement training; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Batchelder

Not voting, 8:

Carpenter
Carstens
Johnson
Kremer
Luedtke
Marvel
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1360.

A BILL FOR AN ACT relating to mechanical amusement devices; to define terms; to provide for license; to provide for fees; to provide duties for the Tax Commissioner and the Attorney General; to provide for a tax as prescribed; to provide duties for operators; to provide for violations and penalties; and to provide how this act may be cited.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock

Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter
Carstens
Johnson
Kremer
Luedtke
Swanson
Waldo
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1418. With emergency.

A BILL FOR AN ACT to amend section 79-520, Revised Statutes Supplement, 1967, and section 79-490, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 829, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to provide an exception; to authorize Class II and VI school districts to borrow money as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Carpenter
Carstens
Johnson
Kremer

Luedtke	Reynolds	Waldo	Whitney
Nore	Swanson		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Message from the Governor

July 22, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on July 22, 1969 Acting Governor John E. Everroad approved LB 1428.

Respectfully,

(Signed) Lois Tefft, Personal Secretary to
Governor Tiemann

Explanation of Vote

Had I been present, I would have voted "aye" on LB 248.

(Signed) Bill K. Bloom

Presented to the Governor

Presented to the Governor for approval on July 22, 1969 at 8:45 a.m.: LB 718

(Signed) Ruth Bossard, Enrolling Clerk

RESOLUTIONS

LEGISLATIVE RESOLUTION 73. Re: Schools of Nursing

Introduced by E. Thome Johnson, 15th District.

WHEREAS, the Department of Public Institutions and other health facilities are dependent upon graduate professional nurses coming from private hospital schools of nursing conducted throughout Nebraska; and

WHEREAS, the health care of citizens of the State of Nebraska is greatly enhanced by having professional nurses in their communities; and

WHEREAS, two of Nebraska's largest private hospital schools of nursing, because of the financial burden of operating a diploma school, have recently announced an early phaseout of their operations, an action that other existing Nebraska hospital schools of nursing may soon be forced to follow; and

WHEREAS, the Department of Public Institutions proposes to levy and collect an enrollment fee of seventy-five dollars per affiliate student enrolled for psychiatric training at the Hastings State Hospital effective July 1, 1969, and increasing to a fee of one hundred fifty dollars per affiliate student nurse by July 1, 1972, further complicating the financial burden for five of Nebraska's remaining private schools of nursing.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Department of Public Institutions defer levying the proposed enrollment fee for affiliate students enrolled for psychiatric training at the Hastings State Hospital.

2. That a committee be appointed by the Executive Board of the Legislative Council to make an interim study of Nebraska's ongoing nursing education programs, and that mechanisms be suggested which will increase the number of properly trained and educated nurses and patient care personnel in Nebraska; the interim study to be completed and a report of findings be made to the next regular session of the Legislature and for the Department of Public Institutions, who can use the committee's report to direct the division of medical services within the Department of Public Institutions regarding its role and obligation to maintain affiliate psychiatric training programs at the Hastings State Hospital for student nurses enrolled in Nebraska's diploma schools of nursing.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 74. Re: Doctors in Rural Nebraska

Introduced by Henry F. Pedersen, Jr., 4th District; J. James Waldron, 42nd District; Robert L. Clark, 47th District; Rudolph Kokes, 41st District; and Richard Marvel, 33rd District.

WHEREAS, thirty per cent of America's population live in rural areas; yet only twelve per cent of our physicians and eighteen per cent of our nurses practice in rural areas; and

WHEREAS, Nebraska reflects the national picture with a ratio of doctors to population outside of the two urban areas of one to fifteen hundred ninety-two; and

WHEREAS, thirteen counties in the state of Nebraska are without a physician in residence and health personnel are tending increasingly to settle in urban areas; and

WHEREAS, rural people have only about one half the access per person to doctors, nurses, dentists, hospital beds and other health resources when compared to urban people; and

WHEREAS, Nebraska must depend on physicians trained primarily in the University of Nebraska Medical Center for health care, as it has not been successful in importing such personnel; and

WHEREAS, health problems in rural areas are compounded by higher accident rates, special environmental hazards and a greater risk of chronic disabling diseases because of an older population.

NOW, THEREFORE, IT BE RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. The Legislative Council appoint a committee to make an interim study of rural health problems in Nebraska, focusing on manpower and facilities and relating modern means of transportation and communication to the growing disparity in health care between rural and urban areas.

2. That the committee make a report with its recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

UNANIMOUS CONSENT—Introduce New Bill

Mr. Mahoney asked unanimous consent to introduce a new bill to be known as LB 1431. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1431. By Eugene T. Mahoney, 5th District; Bill K. Bloom, 20th District; William R. Skarda, Jr., 7th District; John E. Knight, 26th District; and Harold T. Moylan, 6th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, section 4, of the Constitution of Nebraska, relating to religious freedom; to provide legislative authority to make grants for students enrolled in nonpublic schools as prescribed; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1970; to provide for the manner of submission and form of ballot; to provide the effective date thereof; and to repeal sections 1, 2, and 3, Legislative Bill 1083, Eightieth Session, Nebraska State Legislature, 1969.

MOTION—Suspend Rules

Mr. Mahoney moved to suspend the rules to place LB 1431 on General File without a public hearing.

Mr. Mahoney requested a Call of the House. The Call showed 40 members present.

Mr. Pedersen moved to raise the Call. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The original motion lost with 32 ayes, 0 nays and 17 not voting.

LB 1431 referred to the Reference Committee.

MOTION—Return LB 1301 to Select File

Mr. Stull moved to return LB 1301 to Select File for the following specific amendment:

1. In section 7, after line 7, insert a new paragraph to read:

"Any funds on hand on January 1, 1970, in the various county treasuries received under the provisions of subdivision (3) of section 66-424.01 may, under the direction of the county board or board of supervisors, be transferred to the county road fund and the county bridge fund.".

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

UNANIMOUS CONSENT—Unbracket LB 1300 and LB 1303

Speaker Warner asked unanimous consent to unbracket LB 1300 and LB 1303 and to take up LB 1303 first. No objections. So ordered.

MOTION—Suspend Rules

Speaker Warner moved to suspend the rules to allow amendments to LB 1300, LB 1303 and LB 1304 on Select File.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 1303. E and R amendments found in the Legislative Journal for the One Hundred Twenty-fifth Day were adopted.

Speaker Warner offered the following amendment, which was adopted with 33 ayes, 1 nay and 15 not voting.

1. In the last line of standing committee amendment 2, insert "; *Provided,* that for the calendar years 1970 and 1971, if it is determined by November 1 of each respective year that any county will receive from its allocation of state-collected highway revenue and from any funds relinquished to it by municipalities within its boundaries, an amount in such year which is less than such county received in state-collected highway revenue in the calendar year 1967, the Department of Roads shall notify the State Treasurer that an amount equal to the sum necessary to provide such county with funds equal to such county's 1967 highway allocation for such year shall be transferred from the Highway Cash Fund to such county; *and provided further,* that any such makeup funds must be matched by the county as provided in Legislative Bill 1312, Eightieth Session, Nebraska State Legislature, 1969" after "purposes".

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee at 12:00 noon in the Legislative Council Hearing Room. No objections. So ordered.

Recess

At 12:01 p.m., on a motion by Mr. Syas, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Messrs. Carpenter, Carstens, Johnson, Kremer, Luedtke, Swanson, Waldo, and Whitney, who were excused.

MOTION—Bracket Bills

Mr. Duis moved to bracket LB 1303 LB 1300 LB 1304 LB 1302 LB 1301 LB 1299 LB 1298 LB 1296 LB 949 LB 766 LB 1312 and

LB 1314 on E and R for engrossing for an explanation by introducer, Chairman of Revenue and Chairman of Public Works within 3 days after all bills have reached E and R for engrossment.

The motion prevailed with 19 ayes, 9 nays and 21 not voting.

Visitors

Mr. Hasebroock introduced Rev. George Kreba from Fremont, Nebraska.

Mr. Ziebarth introduced his children, Jane and James.

Mr. Keyes introduced James Penny, County Treasurer, Ken Nickolai, Susan Kriefel and Denise Daup.

Mr. Wiltse introduced his sister, Mrs. Gertrude Bower from Elcouch, Texas.

Mr. Danner introduced the Kellow Council Group from Omaha and their sponsor, Rowena Moore.

Mr. Harsh introduced his daughter-in-law, Mrs. Stephen Harsh from Okemos, Michigan.

Mr. Holmquist introduced Mrs. Bob Carlson from Blair and Mrs. Laughlin from Omaha.

MOTION—Reconsider Action

Mr. Syas moved to reconsider action on LB 1431.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

MOTION—Suspend Rules

Mr. Mahoney moved to suspend the rules and place LB 1431 on General File without a public hearing.

Mr. Mahoney requested a Call of the House. The Call showed 39 members present.

Mr. Klaver moved the Call be raised. Motion prevailed with 34 ayes, 1 nay and 14 not voting.

The Mahoney original motion prevailed with 33 ayes, 0 nays and 16 not voting.

Member Excused

Mr. Waldron asked unanimous consent to be excused for the remainder of the afternoon. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1303.

Mr. Budd offered the following amendment, which was adopted with 25 ayes, 10 nays and 14 not voting:

Sec. 2, subsection 2, line 23 strike "one-half" and insert in lieu thereof "all".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1300. E and R amendments found in the Legislative Journal for the One Hundred Twenty-fifth Day were adopted.

Mr. Pedersen offered the following amendment, which was adopted with 31 ayes, 5 nays and 13 not voting:

Sec. 2, line 4 strike "9" and insert "8"; Sec. 1, as originally drafted, line 4 reduce from "9" to "8½".

Advanced to E and R for engrossment with 31 ayes, 2 nays and 16 not voting.

LEGISLATIVE BILL 1304. E and R amendments found in the Legislative Journal for the One Hundred Twenty-ninth Day were adopted.

Mr. Burbach offered the following amendment, which was adopted with 28 ayes, 0 nays and 21 not voting:

Insert in new section 4, line 8 after dollar "and fifty cents".

Mr. Holmquist offered the following amendment:

That Standing Committee Amendment #7 to LB 1304 be amended as follows:

7. In renumbered Section 8, Line 23, strike "Fifty" and insert "thirty".

Add the following language:

Amend Section 60-311.03 Reissue Revised Statutes subsection 1 to read:

(1) Trucks having a gross weight of less than twenty-five tons and operated wholly and exclusively within an incorporated city, town, village, or within *twenty* miles of the corporate limits, where they are owned and operated, which trucks shall carry on their

license plates, in addition to the registration number, the letter L;

and Subsection 4 of Section 60-311.03 to read as follows:

(4) Trucks or combinations of trucks, truck-tractors or trailers or semitrailers having a gross weight of twenty-five tons or more and operated solely within an incorporated city, town, or village, or within *eight* miles of the corporate limits, shall carry on their license plates in addition to the registration number the letters LC. Local commercial licenses shall apply to licenses of twenty-five tons and over; and

Mr. Holmquist requested a Call of the House. The Call showed 37 members present.

Mr. Harsh moved the Call be raised. The motion prevailed with 25 ayes, 12 nays and 12 not voting.

Mr. Duis requested a record vote.

Voting in the affirmative, 27:

Bloom
Budd
Burbach
Clark
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Klaver
Knight
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Warner
Wiltse
Ziebarth

Voting in the negative, 10:

Craft
Harsh
Kennedy
Keyes
Kokes
Schreurs
Simpson
Stull
Wallwey
Wenzlaff

Not voting, 12:

Batchelder
Carpenter
Carstens
Johnson
Kremer
Luedtke
Swanson
Syas
Waldo
Waldron
Whitney
Wylie

The Holmquist amendment was adopted.

Mr. Syas offered the following amendment:

Amend LB 1304, Section 4 subsection 2, line 58 strike 15 and re-insert $8.50; line 63, strike 15 and re-insert $8.50.

Syas amendment pending.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 667. Placed on General File as amended.

Standing Committee amendments to LB 667:

1. Strike original sections 1 to 3 and insert the following:

"Section 1. That section 79-1334, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1334. Each district shall receive financial support from the School Foundation and Equalization Fund as follows: ~~Twelve~~ *Nineteen* dollars and fifty cents per kindergarten pupil, ~~twenty-five~~ *thirty-nine* dollars per pupil in grades one through six, ~~thirty~~ *forty-seven* dollars per pupil in grades seven and eight, and ~~thirty-five~~ *fifty-five* dollars per pupil in grades nine through twelve, the applicable sum for each category to be multiplied by the preceding year's average daily membership of resident and nonresident pupils in each category.

Sec. 2. That section 79-1335, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1335. To be eligible for aid, except for foundation aid under the provisions of section 79-1334, from the School Foundation and Equalization Fund each district shall have levied, in the manner prescribed by law, a tax on the valuation of all taxable property within the district for the preceding year, except intangible property, as follows: (1) For Class I districts, not less than ten mills; (2) for Class II, III, IV, and V districts, not less than ~~sixteen~~ *twelve* mills; and (3) for Class VI districts, not less than ~~seven~~ *six* mills.

Sec. 3. That section 79-1340, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1340. Each district shall receive the following additional incentive payments from the School Foundation and Equalization Fund:

(1) ~~Three~~ *Five* hundred ~~fifty~~ dollars for each certificated instructor holding a doctorate degree;

(2) ~~Two~~ *Four* hundred ~~fifty~~ dollars for each certificated instructor having completed an approved six-year college program, or holding a master's degree or the equivalent;

(3) ~~One~~ *Two* hundred fifty dollars for each certificated instructor holding a bachelor's degree; and

(4) Twenty cents per student hour for each student participating in a summer school program.

Sec. 4. That section 79-1341, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1341. For a district in which actual per pupil cost, in any particular year, exceeds the total financial support prescribed by sections 79-1336, 79-1337, and 79-1340 the following limitation shall apply: Notwithstanding the grant provisions of sections 79-1333, 79-1334, 79-1336, 79-1337, and 79-1340, funds received under sections 79-1330 to 79-1344, when added to operating funds received from all other sources, shall not exceed the larger of the following amounts:

(1) The sum necessary to support an increase in per pupil expenditures which, when added to the increases and decreases of the four preceding fiscal years, results in a mean annual increase in per pupil costs for the five-year period of eight per cent; or

(2) The sum necessary to support a per pupil cost eight per cent above that of the preceding year~~; Provided, a district which may suffer undue financial hardship because of such limitations, such hardship being a result of an abnormal change in enrollment, depreciation in the value of school properties; alteration of property values within the district, or other abnormalities or emergencies of similar magnitude or consequence may file a written application for relief with the State Board of Education, which may grant whatever relief, if any, it deems appropriate by altering the percentage limitations of this section~~.

Each school district shall be guaranteed the total amount of foundation aid as computed by the provisions of section 79-1334.

Sec. 5. That section 79-1343, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1343. ~~For the 1967-69 biennium only, the~~ *The* funding requirements of section 79-1334 shall have first priority and the funding requirements of section 79-1340 shall have second priority on money available from the School Foundation and Equalization Fund.

Sec. 6. *The Legislature shall appropriate from the General Fund for the biennium ending June 30, 1971,* *for the purposes of sections 79-1330 to 79-1334, seventy million dollars.*

Sec. 7. That original sections 79-1334, 79-1335, 79-1340, 79-1341, and 79-1343, Revised Statutes Supplement, 1967, are repealed.

Sec. 8. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Richard D. Marvel, Chairman

UNANIMOUS CONSENT—Order of Business

Mr. Pedersen asked unanimous consent to take up LB 1392 and LB 1263 as the first order of business on General File Wednesday.

Mr. Clark asked unanimous consent to take up LB 1037 after LB 1392 and LB 1263 on General File tomorrow.

Mr. Klaver objected.

Mr. Clark moved that LB 1307, LB 1392 and LB 1263 be moved to the top of General File.

Motion pending.

Adjournment

At 4:12 p.m., on a motion by Mr. Simpson, the Legislature adjourned until 9:00 a.m. Wednesday, July 23, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED THIRTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, July 23, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by Rev. Edward L. Jeambey.

Prayer

Eternal God, our Heavenly Father: Thou hast so enlightened us with the greater values of life we pray that Thou will give us grace to make our investments in the true values and to know there is no profit in gaining the whole world if we lose our souls.

Because Thou hast so generously showered us with so many blessings, we come to realize that possession spells responsibility; and because we have much, much is expected from us. Help us to specialize in the better things of life. We learn from Thy word that some things are the better things and more valuable for man to possess. Did not Samuel say: "Obedience is better than sacrifice?" (I Sam. 15:22). Did not Solomon say: "Wisdom is better than gold and understanding better than silver?" (Prov. 16:16).

Help us with Mary to "choose the better part", and not be like Martha "who was careful and troubled about many of the lesser important things". (Luke 10:41-42).

May we practice the quip of our childhood days: "Good, better, best; Never let it rest, Until the good is better, and the better best."

Help us to realize that to be true servants of humanity that there is no room for pride, prejudice or partiality. Let us show no favoritism in the administration of righteousness and justice, and to have no malice in our hearts, but ever imitate the divine being who is "no respecter of persons". (Prov. 24:23, 28:21, Acts 10:34, I Peter 1:17).

Give us a sacrificial spirit in order to gain the finer ends, the better results, and the more valuable conclusions. We have been admonished to "turn the other cheek" (Matt. 5:39) and to "go the second mile" (Matt. 5:41) so give us the necessary grace to practice these greater qualities of life.

May we ever be faithful as good stewards of our responsibilities, and we will give Thee the praise through Christ our Lord. Amen.

The roll was called and all members were present except Mr. Bloom who was excused until 9:30 a.m.; Mr. Schreurs who was excused until 11:05 a.m.; Messrs. Carpenter, Carstens, Kremer, Luedtke, Swanson and Whitney, who were excused.

Corrections for the Journal

Page 3069, after line 33, insert "LEGISLATIVE BILL 945. Correctly engrossed."

Page 3077, line 21, correct spelling of "procedure".

Page 3082, line 34, after "Pedersen," insert "Jr.,".

The Journal for the One Hundred-thirtieth Day was approved as corrected.

UNANIMOUS CONSENT—Order of the Day

Mr. Holmquist asked unanimous consent to delay Final Readings and continue with the highway bills on Select File. No objections. So ordered.

MOTION—Unbracket Bills

Mr. Wylie moved to unbracket all bills on General File and take all bills in order. If introducer or co-introducer isn't present, the bill automatically goes to bottom of General File. If introducer wishes to pass over the bill it automatically goes to the bottom of General File.

The motion prevailed with 33 ayes, 1 nay and 15 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1009. Placed on Select File as amended.

E and R amendments to LB 1009:

1. In standing committee amendment 1, lines 1 and 3, strike "3" and insert "1".

2. In the title, line 4, insert "; and to declare an emergency" after "prescribed".

LEGISLATIVE BILL 1202. Placed on Select File as amended.

E and R amendments to LB 1202:

1. In standing committee amendment 1, line 9, insert an underscored comma after *"1970"*.

2. Because of standing committee amendment 1, strike the Skarda amendment adopted 7/18.

LEGISLATIVE BILL 1085. Placed on Select File as amended.

E and R amendments to LB 1085:

1. In lieu of the Luedtke amendment thereto, in section 1, line 8, strike "or general damage claim".

2. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT relating to the Game and Parks Commission; to provide for payment of workmen's compensation claims of employees of the commission as prescribed.".

LEGISLATIVE BILL 1255. Placed on Select File as amended.

E and R amendments to LB 1255:

1. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 967, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in section 1, line 25, insert "; *Provided,* that within that area of the service unit wherein there exists, or is hereinafter formed, an organized, full-time, approved city-county, multicounty, or regional health department with health services available, the educational service unit, if health services are provided, shall first seek to contract for school health services with such department for an amount of compensation agreeable to both such unit and board. If an educational service unit on the effective date of this act has a health service facility, nothing in this section shall prevent the continued use by the unit of such facility. The educational service unit may contract with such health department to provide school health services for that area of the educational service unit not served by such city-county, multicounty, or regional health department." after "agency".

2. In section 1, line 4, insert "*or school boards*" after "*education*".

3. In standing committee amendment 1, line 5, insert an underscored comma before "*(2)*".

4. In the title, line 7, insert ", and also section 79-2211, Reissue Revised Statutes of Nebraska, 1943" after "section".

LEGISLATIVE BILL 1377. Correctly re-engrossed.

LEGISLATIVE BILL 19. Correctly enrolled.

LEGISLATIVE BILL 78. Correctly enrolled.

LEGISLATIVE BILL 248. Correctly enrolled.

LEGISLATIVE BILL 493. Correctly enrolled.

LEGISLATIVE BILL 521. Correctly enrolled.

LEGISLATIVE BILL 699. Correctly enrolled.

LEGISLATIVE BILL 879. Correctly enrolled.

LEGISLATIVE BILL 1187. Correctly enrolled.

LEGISLATIVE BILL 1320. Correctly enrolled.

LEGISLATIVE BILL 1346. Correctly enrolled.

LEGISLATIVE BILL 1360. Correctly enrolled.

LEGISLATIVE BILL 1418. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 19 LB 78 LB 248 LB 493 LB 521 LB 699 LB 879 LB 1187 LB 1320 LB 1346 LB 1360 LB 1418

Mr. Proud Presiding

SELECT FILE

LEGISLATIVE BILL 1304.

The pending Syas amendment found in the Legislative Journal for the One Hundred-thirtieth Day was offered.

Mr. Syas requested a Call of the House. The Call showed 39 members present.

Mr. Skarda moved the Call be raised. The motion prevailed with 33 ayes, 4 nays and 12 not voting.

Mr. Syas requested a record vote.

Voting in the affirmative, 23:

Batchelder
Clark
Craft
Danner
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Knight
Kokes
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Simpson
Syas
Waldron
Wallwey
Wylie

Voting in the negative, 14:

Bloom
Budd
Burbach
Holmquist
Mahoney
Nore
Robinson
Schmit
Skarda
Stull
Warner
Wenzlaff
Wiltse
Ziebarth

Not voting, 12:

Carpenter
Carstens
Duis
Elrod
Hanna
Johnson
Kremer
Luedtke
Schreurs
Swanson
Waldo
Whitney

The Syas amendment was rejected.

Mr. Wylie offered the following amendment to the Holmquist amendment, which was adopted with 27 ayes, 5 nays and 17 not voting:

Amend the Holmquist amendment adopted 7/22, subsection (1) to read 10 miles; in subsection (4) to read 5 miles.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1299. E and R amendment found in the Legislative Journal for the One Hundred Twenty-ninth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1296.

Advanced to E and R for engrossment.

Mr. Wylie Presiding

LEGISLATIVE BILL 1302. E and R amendments found in the Legislative Journal for the One Hundred-thirtieth Day were adopted.

Mr. Duis offered the following amendment:

Sec. 5, line 5 after the word "maintenance" add "including snow removal or their proportionate cost thereof".

Mr. Duis requested a Call of the House. The Call showed 27 members present.

Mr. Bloom moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Duis requested a record vote.

Voting in the affirmative, 24:

Batchelder
Budd
Burbach
Clark
Craft
Danner
Duis
Hanna
Klaver
Knight
Kokes
Marvel
Moulton
Moylan
Nore
Reynolds
Robinson
Schmit
Simpson
Syas
Waldo
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 11:

Bloom
Harsh
Kennedy
Keyes
Orme
Pedersen
Proud
Stull
Waldron
Wallwey
Warner

Not voting, 14:

Carpenter
Carstens
Elrod
Hasebroock
Holmquist
Johnson
Kremer
Luedtke
Mahoney
Schreurs
Skarda
Swanson
Whitney
Wiltse

The Duis amendment was rejected.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1298. E and R amendments found in the Legislative Journal for the One Hundred-thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 949. E and R amendments found in the Legislative Journal for the One Hundred-thirtieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1301.

Mr. Stull offered the following unanimous consent amendment, which was adopted:

1. In section 7, after line 7, insert a new paragraph to read:

"Any funds on hand on January 1, 1970, in the various county treasuries received under the provisions of subdivision (3) of section 66-424.01 may, under the direction of the county board or board of supervisors, be transferred to the county road fund and the county bridge fund.".

Advanced to E and R for engrossment.

Member Excused

Mr. Schmit asked unanimous consent to be excused at 10:45 a.m. until 11:30 a.m. No objections. So ordered.

UNANIMOUS CONSENT—Order of Business

Mr. Waldron asked unanimous consent to forego Final Readings until tomorrow and continue with Select File, then take up General File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 6. Bracketed at the request of Mr. Wenzlaff.

LEGISLATIVE BILL 1424. E and R amendments found in the Legislative Journal for the One Hundred Twenty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 172. E and R amendment found in the Legislative Journal for the One Hundred-thirtieth Day was adopted.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1067. E and R amendments found in the Legislative Journal for the One Hundred Twenty-fourth Day were adopted.

Mr. Pedersen asked unanimous consent to add his name to LB 1067 as co-introducer. No objections. So ordered.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 950. E and R amendments found in the Legislative Journal for the One Hundred-thirtieth Day were adopted.

Re-advanced to E and R for engrossment.

MOTION—Return LB 1378 to Select File

Mr. Pedersen moved to return LB 1378 to Select File for the following specific amendment:

1. Strike sections 1 to 4 and all amendments thereto and insert:

"Section 1. That section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

79-403. (1) Any freeholder or freeholders, person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease under section 72-232, or entrant upon government land who has not yet received a patent therefor may file a petition with a board consisting of the county superintendent, county clerk, and county treasurer, asking to have any *tract of* land described therein set off from ~~the~~ *a Class I or Class II* district in which it is situated and attached to some other district. The petition shall state the reasons for the proposed change and *shall* show *with reference to the land of each petitioner:* (a) That the land therein described is either owned by the petitioner or petitioners or that he or they hold a school land lease under section 72-232, are in possession or constructive possession as vendee under a contract of sale of the fee simple interest, or have made an entry on government land but have not yet received a patent therefor; (b) that the land is located in a district that adjoins the district to which it is to be attached; (c) that the ~~territory~~ *land* proposed to be attached has children of school age ~~residing~~ *who have resided* thereon with their parents or guardians *for not less than forty days*; and (d) either that they are each more than two miles from the schoolhouse in their own district, and at least one half mile nearer to the schoolhouse or a school bus route of the adjoining district, which distance shall be measured by the shortest route possible upon section lines or traveled roads open to the public or that the route to the schoolhouse in the adjoining district is more practicable and, for at least half its distance, over hard-surfaced roads and the distance to the schoolhouse in the adjoining district does not exceed the distance to the schoolhouse in their own district by more than six miles or that they have personally paid tuition for one or more of their children to attend school in the other district over a period of two or more consecutive years, or that they reside in a Class I or Class II district and own, or lease under section 72-232, have possession or constructive possession under a contract of sale as vendee or have made entry on government land but have not yet received a patent therefor, not less than eighty acres of land in an adjoining Class II, III, IV, or V district in which they wish to transfer additional land. *For purposes of this subsection, children of school age shall mean children who are attending public school in the school district from which the land is to be set off except children whose parents or guardians have personally paid tuition for such children to attend school in the other district for two or more consecutive years. If the land sought to be transferred pursuant to this subsection is also situated in a Class VI school district, the land shall not be set off from such Class VI district unless the requirements of subsection (2) of this section have also been met.* The petition shall be verified by the oath of the petitioner or petitioners. The board may, after a public hearing on the petition, thereupon change the boundaries of the districts so as to set off the land described in the petition and attach it to such adjoining district as is called for in the petition whenever they deem it just and proper and for the best interest of the petitioner or petitioners so to do. Notice of the filing of the petition and hearing thereon before the board shall be given at least ten days prior to the date of such hearing, by one publication in a legal newspaper of general circulation in each district, and by posting a notice on the outer door of the schoolhouse in each district affected thereby, which notice shall designate the territory to be transferred. Petitions requesting transfers of property across county lines shall be addressed jointly to the county superintendents of the counties concerned, and the petitions shall be acted upon by the county superintendents, county clerks, and county treasurers of the counties involved as one board, *with the county superintendent of the county from which the real estate is sought to be transferred acting as chairman of the board.* Appeals may be taken from the action of such board, or when such board fails to agree, to the district court of the county in which the real estate is located within twenty days after entry of such action on the records of the board by the county clerk of the county in which the real estate is located or within ~~six months after the petition is filed and the board fails to agree~~ *twenty days after March 15 if the board fails to act upon such petition as provided in section 2 of this act,* in the same manner as appeals are now taken from the action of the county board in the allowance or disallowance of claims against the county.

(2) Any freeholder or freeholders, person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease under section 72-232, or entrant upon government land who has not yet received a patent therefor may file a petition with a board consisting of the county superintendent, county clerk, and county treasurer, asking to have any *tract* of land described therein set off from ~~the~~ *any Class I, II or VI school district prior to January 1, 1970, or any time from a nonaccredited Class I, II, III or VI* district in which it is situated and attached to ~~some other~~ *an accredited* district *in the county of the residence of the petitioner or an adjoining county thereto.* The petition shall state the reasons for the proposed change and *shall* show *with reference to the land of each petitioner*: (a) That the land therein described is either owned by the petitioner or petitioners or that he or they hold a school land lease under section 72-232, are in possession or constructive possession as vendee under a contract of sale of the fee simple interest, or have made an entry on government land but have not yet received a patent therefor; (b) that the ~~territory~~ *land* proposed to be attached has children of ~~high~~ school age ~~residing~~ *who have resided* thereon with their parents or guardians *for not less than forty days prior to filing the petition*; (c) that the land described therein is located in a ~~nonaccredited high~~ *Class I, II, III or VI* school district *as provided in this subsection (2), and is to be attached* to ~~in the~~ an accredited ~~high~~ school district *in the county of the residence of the petitioner or an ad-*

joining county thereto; and (d) that such petition is approved by a majority of the members of the school board or board of education of the district to which such land ~~shall~~ *is sought to* be attached. *If the land sought to be transferred pursuant to this subsection is to be set off from a Class I, II, III or VI district and attached to an accredited Class VI district, the land shall not be set off and attached to such Class VI district unless the petition states that the land is to be attached to a Class I district located within the boundaries of such Class VI district, and a majority of the members of the school board or board of education of both such Class VI and Class I districts approve such petition.* All procedures as provided in subsection (1) of this section including provisions for the transfer of property across county lines shall apply to this subsection except that the board shall in this instance change the boundaries where it is found that all provisions as herein set forth have been met. *For purposes of this subsection, children of school age shall mean children who are attending public school.*

~~(3) Any transfer as provided by the provisions of this section shall take effect on July 1 of each year; Provided, that no petition may be filed after May 1 of each year in order for the transfer to become effective the following July 1.~~

~~(4) No transfer pursuant to this section shall take effect until all taxes then due on the land being transferred have been~~ paid.

Sec. 2. Any transfer of land under the provisions of section 79-403 for which the petition was filed prior to January 1, 1970, shall be effective upon the date the petition is approved. For those petitions filed on or after January 1, 1970, they shall be effective on June 1 of the year in which the transfer is approved as hereinafter set forth; Provided, that the petition shall be filed on or before February 15 for the transfer of land to be effecitve on June 1 of the same school year. The board shall hear all petitions prior to March 10 of the year in which the transfer is to be effective, and shall act upon such petitions on or before March 15 of each such year. All taxes on the land involved in transfers on petitions must be paid at the time of transfer.

Any land transferred pursuant to section 79-403 shall be subject to the existing bonded indebtedness of the *district from which transferred at the time of transfer as fully as though the land had not been transferred.*

Sec. 3. That original section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, is repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 2 to 5 and amendments thereto and insert:

"FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, relating to schools, to change requirements for transfer of land by freeholder petition and the effective time of such transfer; to repeal the original section; and to declare an emergency.".

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 1378.

The Pedersen specific amendment found in this Day's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to E and R for engrossment.

Mr. Pedersen asked unanimous consent to expedite LB 1378. No objections. So ordered.

Member Excused

Miss Reynolds asked unanimous consent to be excused until 11:15 a.m. No objections. So ordered.

MOTION—Return LB 1377 to Select File

Mr. Simpson moved to return LB 1377 to Select File for the following specific amendment:

1. In section 1, strike in line 2 after "district", "except a" and all matter in lines 3, 4, and 5, and insert

"shall be created unless such district provides instruction in kindergarten through grade twelve or a Class VI district providing instruction in grades seven through twelve; provided no Class VI district shall be formed within five miles of an existing Class III, IV, or V school district unless such Class III, IV or V school district shall have voted by a fifty-five percent majority vote to be a part of the Class VI district."

The motion prevailed with 27 ayes, 1 nay and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1377. The Simpson specific amendment found in this Day's Journal was adopted with 26 ayes, 0 nays and 23 not voting.

Re-advanced to E and R for engrossment.

Member Excused

Mr. Keyes asked unanimous consent to be excused Friday, July 25. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 916. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Presented to the Governor

Presented to the Governor for approval on July 23, 1969 at 8:50 a.m.: LB 1106 LB 870 LB 572 LB 295 LB 173

(Signed) Ruth Bossard, Enrolling Clerk

MOTION—Reconsider Action on LB 1431

Mr. Wenzlaff moved to reconsider action on placing LB 1431 on General File without a public hearing.

The motion lost with 3 ayes, 13 nays and 33 not voting.

UNANIMOUS CONSENT—Introduce New Bill

Mr. Proud asked unanimous consent to introduce a new bill to be known as LB 1432. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1432. Introduced by Richard F. Proud, 12th District

A BILL FOR AN ACT to amend section 45-335, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1384, Eightieth Session, Nebraska State Legislature, 1969, relating to installment sales; to redefine a term; to repeal the original section; and to declare an emergency.

MOTION—Suspend Rules

Mr. Proud moved to suspend the rules to place LB 1432 on General File without a public hearing.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

GENERAL FILE

LEGISLATIVE BILL 216. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 4 nays and 16 not voting.

LEGISLATIVE BILL 334. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Forty-second Day were adopted.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 347. Considered.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 418. Reading waived. Explained.

Mr. Carpenter offered the following Swanson amendment, which was adopted:

1. In line 12 strike the word "a" and insert in lieu thereof the word "such".
2. In line 13 strike the words "contiguous to" and insert in lieu thereof the words "used or held in connection with."

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee in the Legislative Council Hearing Room from 12:00 noon until 1:30 p.m. No objections. So ordered.

Recess

At 11:54 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Messrs. Carstens, Kremer, Luedtke, Swanson and Whitney, who were excused.

GENERAL FILE

LEGISLATIVE BILL 534. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Thirty-third Day were offered.

Standing Committee amendment 1 was adopted.

Mr. Burbach offered the following amendment, which was adopted:

Amend Section 2, following line 10, insert: "(3) Blue and green lights may be displayed on vehicles of the Military Department for purpose of convoy control when on any state emergency mission.".

Standing Committee amendment 2 was adopted.

Miss Reynolds offered the following amendment, which was adopted:

Section 3, line 5, after *"ambulances"* insert *"and funeral escort vehicles."*

Standing Committee amendment 3 was adopted.

Miss Reynolds offered the following amendment to Standing Committee amendment 4, which was adopted:

Section 4, line 1, strike *"white or"* and reinstate *"amber"*.

Mr. Burbach offered the following amendment to Standing Committee amendment 4, which was adopted:

Line 4 insert *"vehicle of the Military Department while on any state emergency mission, any"* after the first *"any"*.

Standing Committee amendment 4 was adopted as amended.

Mr. Burbach offered the following amendment, which was adopted:

Amend Sec. 4 by adding, "All mail carriers display an amber revolving light on top of automobile."

Standing Committee amendment 5 was adopted.

Mr. Burbach offered the following amendment, which was adopted:

In section 5, line 1, insert *"(1)"* before *"A"* and following line 24 insert:

"(2) A flashing blue light may be displayed on any motor vehicle being used as a radio or television mobile unit vehicle actually in route to or while present at any news scene."

Miss Reynolds offered the following amendment, which was adopted:

Amend Section 5 by adding at the end thereof: *"(3) It shall be the duty of the operator of any motor vehicle to yield the right-of-way to any motor vehicle displaying a flashing blue light."*

Mr. Burbach offered the following amendment, which was adopted:

Add a new section to read as follows:

"Sec. 7. Sections 2 to 7 of this act shall be known as the Nebraska Uniform Warning Light Act of 1969."

Renumber original section 7 as section 8.

Mr. Pedersen offered the following amendment, which was adopted:

Amend LB 534 by adding a new section 8 and renumber original section 7 as section 8, and with section 7 to read as follows:

"No vehicle shall be operated while proceeding in a forward motion with the back-up lights on when the motor vehicle is being operated on the public roads and highways."

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

Visitors

Mr. Proud introduced his wife, Jean, and sons, John and George.

Mr. Harsh introduced his aunts, Mrs. McKinney and Mrs. King, and his cousins, Mr. and Mrs. Marvin King and daughter, from Council Bluffs, Iowa.

Mr. Waldron introduced Signe Kim Lauridsen from South Sioux City, Nebraska.

Mr. Proud introduced Mr. and Mrs. Malone from Ralston and Mr. Gen Hancock and Dr. Kling from Wahoo.

Mr. Johnson introduced his son and daughter-in-law, Bill and Mary Johnson, from Fremont, Nebraska.

MOTION—Adjourn Sine Die

Mr. Skarda moved to adjourn sine die on August 2.

Mr. Waldo moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

The original motion lost with 10 ayes, 26 nays and 13 not voting.

GENERAL FILE

LEGISLATIVE BILL 535. Considered.

The pending Reynolds amendment found in the Legislative Journal for the Sixty-sixth Day was withdrawn.

Miss Reynolds offered the following amendment, which was adopted with 16 ayes, 10 nays and 23 not voting.

1. Add a new section to read as follows:

"Sec. 2. Any school district offering courses under the provisions of section 1 of this act shall be entitled to include the students enrolled in such courses in the average daily membership of the district for the purposes of the School Foundation and Equalization Act.".

Mr. Holmquist moved to indefinitely postpone.

The motion prevailed with 18 ayes, 8 nays and 23 not voting.

LEGISLATIVE BILL 686. Considered.

Mr. Carpenter offered the following amendment, which was adopted:

1. In section 1, strike all of lines 6, 7, 8, 9, 10 and 11, and insert in lieu thereof, the following:

   "that all real and personal property belonging to any such railroad which is not subject to assessment and assessed by the State Board of Equalization and Assessment under section 77-602, and also all machine and repair shops, general office buildings and storehouses, shall".

2. In section 2, line 13, after the word "assessment" and before the word "by" insert the following:

   "and assessed".

3. In section 3, line 12, after the word "assessment" and before the word "by" insert the following:

   "and assessed".

Advanced to E and R for review with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following statement on LB 686 printed in the Journal. No objections. So ordered.

STATEMENT ON LB 686

PURPOSE: The purpose of LB 686 is to clarify what types of railroad property should be centrally assessed by the State Board of Equalization (and the resulting value spread among 68 counties on a mileage basis) and what property should be locally assessed (the value thereof to be retained solely by the county where the property is located.)

The present statutes are somewhat inconsistent, and have caused some problems of interpretation. To remove this inconsistency LB 686 was introduced. LB 686 simply says that the counties may tax whatever railroad property is not reported to and assessed by the State Board of Equalization under 77-602 (which sets out in detail what property is to be reported to the State Board by railroads).

The Tax Commissioner feels that legislative clarification of this problem would be desirable.

NECESSITY: The C. B. & Q. has been placed in a precarious situation. The C. B. & Q. has reported some 3.5 million dollars of actual value of property to the State Board of Equalization, which Lancaster County contends should be reported and taxed only by Lancaster County. The State Board of Equalization has assessed this property for the past several years—and the C. B. & Q. has paid the taxes accordingly.

What Happens if LB 686 Does Not Pass?

This conflict is presently in the courts for the years 1968 and 1969 in an effort by the C. B. & Q. to avoid having to pay taxes on the same property twice.

If 686 passes, then hopefully the problem will not present itself in future years. However, if 686 does not pass, and Lancaster County is successful in court, then 67 counties (other than Lancaster) will lose their right to share in 3.5 million dollars of value. The loss of value in some of these counties could be substantial.

A list of the counties and their loss of value is attached. This value is not only lost to the counties but to school districts as well. (Cities do not share in this distribution since they tax railroad facilities separately.)

County	Reduction in Actual Value	County	Reduction in Actual Value
Adams	$ 92,400.00	Dawson	2,989.00
Antelope	18,564.00	Dixon	13,959.00
Blaine	28,688.00	Dodge	28,541.00
Box Butte	75,900.00	Douglas	34,884.00
Buffalo	29,399.00	Dundy	100,408.00
Burt	20,700.00	Fillmore	114,595.00
Butler	26,496.00	Franklin	56,515.00
Cass	89,103.00	Frontier	34,645.00
Cedar	14,467.00	Furnas	99,374.00
Chase	10,956.00	Gage	93,095.00
Cheyenne	38,561.00	Garfield	3,631.00
Clay	73,108.00	Gosper	22,363.00
Custer	103,466.00	Grant	48,220.00
Dakota	28,229.00	Greeley	23,495.00
Dawes	52,465.00	Hall	38,810.00

County	Reduction in Actual Value	County	Reduction in Actual Value
Hamilton	62,105.00	Pierce	19,648.00
Harlan	91,791.00	Platte	6,416.00
Hayes	7,591.00	Red Willow	90,564.00
Hitchcock	85,714.00	Richardson	56,326.00
Holt	15,043.00	Saline	113,292.00
Hooker	47,097.00	Sarpy	76,814.00
Howard	32,015.00	Saunders	72,746.00
Jefferson	43,128.00	Scottsbluff	65,840.00
Johnson	47,114.00	Seward	71,892.00
Kearney	93,939.00	Sheridan	60,065.00
Lincoln	50,490.00	Sherman	42,526.00
Merrick	20,805.00	Sioux	32,071.00
Morrill	81,182.00	Thayer	39,931.00
Nemaha	28,331.00	Thomas	51,982.00
Nuckolls	46,877.00	Thurston	19,750.00
Otoe	50,910.00	Valley	27,655.00
Pawnee	58,084.00	Webster	79,466.00
Perkins	47,338.00	York	54,442.00
Phelps	63,141.00		

GENERAL FILE

LEGISLATIVE BILL 885. Reading waived. Explained.

Mr. Carpenter offered the following amendments, which were adopted:

1. Renumber original section 2 as section 3, and renumber original section 3 as section 4.

2. Insert a new section 2 as follows:

Section 2. That section 68-1014, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-1014. If any guardian or conservator shall have been appointed to take charge of the property of any recipient of assistance to the aged, blind or disabled, aid to dependent children, or medical assistance for the aged, such assistance payments shall be made to the guardian or conservator upon his filing with the county board of public welfare a certified copy of his letters of guardianship or conservatorship. *Such assistance payments may also be made to the superintendent of a state hospital or the Beatrice state home on behalf of any incapacitated inmate thereof.*

Mr. Carpenter offered the following amendments which were adopted:

1. Renumber original section 2 as section 4, and renumber original section 3 as section 5.

2. Insert a new section 2 as follows:

Sec. 2. That section 68-1014, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-1014. If any guardian or conservator shall have been appointed to take charge of the property of any recipient of assistance to the aged, blind or disabled, aid to dependent children, or medical assistance for the aged, such assistance payments shall be made to the guardian or conservator upon his filing with the county board of public welfare a certified copy of his letters of guardianship or conservatorship. *Such assistance payments may also be made to the superintendent of a state hospital or the Beatrice state home on behalf of any incapacitated inmate thereof.*

3. Insert a new section 3 as follows:

Sec. 3. That section 43-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1 of L.B. 514 be amended to read as follows:

(1) The term dependent child means a child under the age of eighteen years, or under the age of ~~twenty~~ *twenty-one* years if he is a student regularly attending a school, college or university, or regularly attending a course of vocational or technical training designed to fit him for gainful employment, who has been deprived of parental support or care by reason of the death, continued absence from the home, physical or mental incapacity of a parent, or partial or total unemployment of the supporting parent, and who is living with his father, mother, grandfather, grandmother, brother, sister, stepfather, stepmother, stepbrother, stepsister, uncle, aunt, first cousin, nephew, or niece, in a place of residence maintained by one or more of such relatives as his or their own home, or who has been removed from the home of such relative as a result of judicial determination to the effect that continuation therein would be contrary to the welfare of such child with placement of such child in a foster family home or childcare institution as a result of such determination when the state or the county welfare agency is responsible for the care and placement of such child and one of the following conditions exists: (a) Such child received aid from the state in or for the month in which court proceedings leading to such determination were initiated, (b) such child would have received assistance in or for such month if application had

been made therefor, or (c) such child had been living with such a relative specified above at any time within six months prior to the month in which such proceedings were initiated and would have received such aid in or for the month that such proceedings were initiated if in such month the child had been living with, and removed from the home of, such a relative and application had been made therefor. Every child between the ages of eighteen and ~~twenty~~ *twenty-one* who would be eligible for aid to dependent children payments except for age shall nevertheless be eligible for medical assistance benefits.

(2) A physically handicapped or crippled child shall mean a child who, by reason of a physical defect or infirmity, whether congenital or acquired by accident, injury or disease, is or may be expected to be totally or partially incapacitated for education or for remunerative occupation.

4. Amend new section 4 to read as follows:

Sec. 4. That original section 68-1014, Reissue Revised Statutes of Nebraska, 1943, original section 68-1022, Revised Statutes Supplement, 1967, and section 68-1011, Reissue Revised Statutes of Nebraska, 1943, and also section 43-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1 of L.B. 514 are repealed.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

MOTION—Bracket LB 464

Mrs. Orme moved to bracket LB 464 on General File until July 31.

The motion prevailed with 31 ayes, 1 nay and 17 not voting.

GENERAL FILE

LEGISLATIVE BILL 574. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred Twelfth Day were adopted with 29 ayes, 3 nays and 17 not voting.

Advanced to E and R for review with 26 ayes, 4 nays and 19 not voting.

MOTION—Reconsider Action on LB 953

Mr. Schreurs moved to reconsider action on LB 953 which failed on final reading on July 22, 1969.

Motion pending.

Adjournment

At 4:00 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Thursday, July 24, 1969.

Hugo F. Srb
Clerk of the Legislature

ONE HUNDRED THIRTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, July 24, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O Lord, deliver us from the foolishness of impatience. Let us not be in such a hurry as to run on without Thee. We know that it takes a lifetime to make a tree; we know that fruit does not ripen in an afternoon; Thou Thyself didst take a week to make the universe. May we remember that it takes time to build the State that can truly be called God's own country. It takes time to find out what we should do; what is right and what is best. Slow us down, O Lord, that we may take time to think, time to pray, and time to find Thy will. Then give us the sense and the courage to do Thy will, for the good of the State and the glory of Thy name. Amen.

The roll was called and all members were present except Messrs. Carstens, Kremer, Luedtke, Schmit, Swanson, and Whitney, who were excused.

Corrections for the Journal

Page 3091, line 18, strike "LB 1307" and insert "LB 1037".

Page 3096, line 27, after "amendment" insert "adopted 7/22,"

Page 3099, line 24, strike "the" and insert "the".

Page 3109, line 20, strike "inserting" and insert "insert".

Page 3110, line 33, strike "29,399,00" and insert "29,399.00".

Page 3112, line 26, strike "atending" and insert "attending".

The Journal for the One Hundred Thirty-first Day was approved as corrected.

Communications

SERVICE DATE
JULY 18, 1969

INTERSTATE COMMERCE COMMISSION
Washington, D. C.

July 17, 1969

Finance Docket No. 25704

UNION PACIFIC RAILROAD COMPANY
DISCONTINUANCE OF TRAINS NOS. 5 AND 6 BETWEEN
OMAHA, NEBR., AND LOS ANGELES, CALIF.

NOTICE TO THE PARTIES:

At the requests of the Nebraska State Railway Commission, The Public Utilities Commission of the State of Colorado, and J. Thomas Greene, Special Assistant Attorney General for the State of Utah, hearings in the above-entitled proceeding now assigned July 29 and 30, 1969 at Omaha, Nebr., August 1, 1969 at Grand Island, Nebr., August 4, 1969 at North Platte, Nebr., August 5, 1969 at Sidney, Nebr., August 6, 1969 at Cheyenne, Wyo., August 7, 1969 at Rawlins, Wyo., August 8, 1969 at Green River, Wyo., August 11, 1969 at Ogden, Utah, August 12 and 13, 1969 at Salt Lake City, Utah, August 21, 1969 at Las Vegas, Nevada and August 15, 1969 at Los Angeles, Calif., before Examiner Joseph M. May will be canceled and rescheduled to begin August 5, 1969, at times and places hereafter to be designated. An order will be forthcoming.

By the Commission.

ANDREW ANTHONY, JR.
Acting Secretary

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 542. Replaced on Select File as amended.

E and R amendments to LB 542:

1. In renumbered section 8, line 1, strike "*term*" and insert "*terms*".

2. In renumbered section 20, line 4, strike "*Their successors*" and insert "*His successor*".

3. In line 9 of standing committee amendment 36, strike "*32*" and insert "*38*".

4. In the Budd select file amendment 2 of 7/9, line 2, strike "lines 6 through" and insert "line 6 through the period in line"; and in line 3 strike "54 through 76" and insert "53 through 75".

5. In the Budd select file amendment 1 of 7/16, line 2, strike "4" and insert "8", and strike "5 to 9" and insert "9 to 13".

6. In section 16, line 14, as amended, strike "nominations" and insert "~~nominations~~ *nomination*".

LEGISLATIVE BILL 1158. Replaced on Select File as amended.

E and R amendments to LB 1158:

1. In E & R amendment 2, adopted 6/27, line 6, strike "27" and insert "26".

2. Strike E & R amendment 2 adopted 7/18.

LEGISLATIVE BILL 1398. Replaced on Select File as amended.

E and R amendments to LB 1398:

1. In the title, line 2, strike "the".

2. Renumber original section 14 as section 16 and present section 16 as section 15.

LEGISLATIVE BILL 1307. Placed on Select File as amended.

E and R amendments to LB 1307:

1. In section 2, line 2, strike both commas.

2. In the third Knight amendment, line 1, strike "words 'hearing period,'" and insert "period".

3. In section 15, line 4, insert "*that*" after "*believe*".

4. In standing committee amendment 20, line 1, insert "the second" after "with".

5. In section 35, line 6, strike "*their*".

6. In section 47, line 26, strike the comma.

7. In section 50, line 23, strike the second comma.

8. In section 59, line 2, strike the comma.

9. In section 66, lines 9 and 13, strike the period and insert "*.;*"; and in line 15, strike the period and insert "*.; and*".

10. For correlation purposes, in line 2 of section 70, insert ", as amended by section 1, Legislative Bill 652, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 33 strike "handicapped persons" and insert "ill".

11. In section 71, line 6, strike "~~assist~~" and insert "~~assistant~~" as in the statutes; and in line 9, strike "Soldiers' and Sailors' " and insert "~~Soldiers' and Sailors'~~ *Veterans'* ".

12. For correlation purposes, in line 2 of section 73, insert ", as amended by section 3, Legislative Bill 1336, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in lines 7 and 8 and line 8, strike "convicts or prisoners" and insert "offenders"; and in line 12, strike "penal or reformatory" and insert "correctional".

13. For correlation purposes, in line 2 of section 74, insert ", as amended by section 4, Legislative Bill 1336, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike the quotation marks in lines 7 and 10; both places in line 12 and in line 23, strike "convicts or prisoners" and insert "offenders"; and in line 16 and lines 23 and 24, strike "penal or reformatory" and insert "correctional".

14. In section 75, lines 7 and 8, strike "inmate of such institutions" and show the same as stricken and insert "*person committed to the Division of Corrections*".

15. In section 77, line 13, strike "*commits*" and insert "*shall be guilty of*"; in lines 18 and 19, strike "*upon conviction he may*" and insert "*shall, upon conviction thereof,*"; and strike line 21 and insert "*more than ten years, or be both so fined and sentenced.*".

16. In section 79, line 8, strike the comma and show the same as stricken.

17. In section 82, line 23, strike "said reformatory" and insert "~~said reformatory~~ *the facility of which she is an inmate*".

18. In lieu of standing committee amendment 32, in section 83, line 6, strike "retention" and insert ~~retention~~ *detention*".

19. In section 84, line 7, strike the comma and show the same as stricken.

20. In section 85, line 1, strike "*This*" and insert "*Sections 1 to 65 of this*".

21. In section 87, line 2, strike "60-419," and strike "83-151, 83-152,"; in line 5 strike the first "and"; in line 6 insert ", section 60-419, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 652, Eightieth Session, Nebraska State Legislature, 1969, and sections 83-151 and 83-152, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 3 and 4, Legislative Bill 1336, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 10, strike "29-2623, 29-2624, 29-2625,"; in line 21, strike "and"; and in line 24, insert ", and sections 29-2623, 29-2624, and 29-2625, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 4, 5, and 6, Legislative Bill 685, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

22. In the title, line 17, strike "60-419," and strike "83-151,"; in line 18, strike "83-152,"; in line 20, strike the first "and"; in line 21 insert ", section 60-419, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 652, Eightieth Session, Nebraska State Legislature, 1969, and sections 83-151 and 83-152, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 3 and 4, Legislative Bill 1336, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 27 strike "29-2623, 29-2624, 29-2625,"; in line 41 strike "and"; and in line 43 insert ", and sections 29-2623, 29-2624, and 29-2625, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 4, 5, and 6, Legislative Bill 685, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

LEGISLATIVE BILL 201. Placed on Select File as amended.

E and R amendments to LB 201:

1. In section 1, line 49, strike "*said*" and insert "*such*"; and in line 50, insert "*member*" after "*board*".

2. In lieu of the Wylie amendment, in section 1, lines 42 and 43, strike "~~eight cents per mile when on official business and~~" and insert "~~eight~~ *ten* cents per mile when on official business and"; and in line 44 strike "*and mileage*".

3. In lieu of the Pedersen amendment, in section 1, line 52, insert "*. The ex officio member shall possess the same authority as other members, including the right to vote;*" after "*members*".

4. In section 2, line 19, strike "*said*" and insert "*such*".

5. Renumber sections 3 and 4 as found in standing committee amendments as sections 4 and 6 and renumber original section 1 as section 5.

6. In renumbered section 4, line 49, strike "*said*" and insert "*such*".

7. In renumbered section 5, strike the sentence beginning in line 21 and show the same as stricken.

8. Add a new section to read:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

9. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend sections 2-953, 2-954, 2-955, and 2-958, Revised Statutes Supplement, 1967, relating to weeds; to redefine terms; to change duties and procedures; to permit the county board to act as the control authority; to require a bond; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 429. Placed on Select File as amended.

E and R amendments to LB 429:

1. In section 1, line 13, strike "*corporations are*" and insert "*corporation is*".

2. In section 3, line 11, strike "*and*"; in line 12, strike "*leasing or selling*" and insert "*selling, transferring, or leasing*"; in lines 13 and 14, strike "*of the district*"; strike beginning with "*a*" in line 15 through "*corporation*" in line 16; and in line 17, strike "*corporations are*" and insert "*corporation is*".

3. In the last line of the Wallwey amendments 1, 2, and 3, strike the period and insert a period at the end of the line.

4. In line 3 of the Wallwey amendment 2, insert "*a*" after "*by*".

5. In the title, strike lines 4 to 6 and insert "lating to public power; to permit sale, transfer, or lease of district property to certain nonprofit corporations with a limitation".

LEGISLATIVE BILL 363. Placed on Select File as amended.

E and R amendments to LB 363:

1. In section 2, line 7, strike "such".

2. In section 3, line 1, strike "such"; and in line 11 strike the first "such".

3. In section 6, line 5, strike "same"; at the end of line 5 insert "Reissue Revised Statutes of Nebraska, 1943, and amendments thereto,"; and in lines 8 and 9 strike "such".

LEGISLATIVE BILL 1249. Placed on Select File as amended.

E and R amendment to LB 1249:

1. In section 1, line 8, insert a comma after "condemner"; in lines 9 and 10, strike "and with funds available for such acquisition"; and in lines 17, 18, and 29, strike "said" and insert "such".

LEGISLATIVE BILL 441. Placed on Select File as amended.

E and R amendments to LB 441:

1. In section 5, line 1, strike *"Where"* and insert *"When"*; and in line 2 strike *"this act"* and insert *"sections 70-626.01 to 70-626.03"*.

2. In the title, strike lines 4 to 11 and insert "relating to public power; to change wheeling requirements and the settling of disputes arising therefrom; and to repeal".

LEGISLATIVE BILL 466. Placed on Select File as amended.

E and R amendment to LB 466:

1. In section 1, line 44, insert *"Fund"* after *"School"*.

LEGISLATIVE BILL 442. Correctly re-engrossed.

LEGISLATIVE BILL 784. Correctly engrossed.

LEGISLATIVE BILL 1325. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

MOTION—Suspend Rules

Mr. Wylie moved to suspend the rules and adopt the following amendment thereto:

Amend Rule 7, section 1, by inserting before the period the following:

"; except that the Legislature shall adjourn on Friday at 12:00 noon after committee hearings are concluded".

Mr. Wylie requested a Call of the House. The Call showed 35 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 34 ayes, 1 nay and 14 not voting.

The Wylie motion lost with 29 ayes, 12 nays and 8 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 150.

A BILL FOR AN ACT to amend section 24-301.01, Revised Statutes Supplement, 1967, and section 24-201.01, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 572, Eightieth Session, Nebraska State Legislature, 1969, relating to courts; to increase the salary of the Chief Justice and Judges of the Supreme Court, and each judge of the district court and each judge of a separate juvenile court as prescribed; to provide when such increase shall become operative; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Johnson
Keyes
Klaver
Knight
Kokes
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 10:

Carstens
Harsh
Holmquist
Kennedy
Kremer
Luedtke
Marvel
Schmit
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 286. With emergency.

A BILL FOR AN ACT relating to state institutions; to define terms; to provide that patients and their relatives shall be liable for the cost of care, support, maintenance, and treatment as prescribed; to provide for the determination of costs; to provide for sharing of the unpaid cost by the county of residence and the state; to provide duties for the Department of Public Institutions, county boards of public welfare, and the Attorney General; to provide for hearings and appeals; to amend sections 83-227.01, 83-227.02, 83-322.01, 83-342, and 83-350, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections and also sections 83-329, 83-329.01, 83-329.02, 83-329.03, 83-329.04, 83-345, 83-347, and 83-352.01, Reissue Revised Statutes of Nebraska, 1943, and sections 83-224, 83-225, 83-226, 83-227, and 83-352, Revised Statutes Supplement, 1967; to provide when this act shall become operative; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 2:

Knight
Orme

Not voting, 8:

Carstens
Kennedy
Kremer
Luedtke
Schmit
Swanson
Syas
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 612. With emergency.

A BILL FOR AN ACT to amend section 8-405, Revised Statutes Supplement, 1967, relating to industrial loan and investment companies; to change the authorization for auxiliary offices; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Waldo

Not voting, 8:

Carstens
Hasebroock
Holmquist
Kremer
Luedtke
Schmit
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 838. With emergency.

A BILL FOR AN ACT to amend section 72-1223, Revised Statutes Supplement, 1967, relating to investment of state money; to authorize investments in building and loan or federal savings and loan associations as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 4:

Klaver
Nore
Stull
Waldo

Not voting, 6:

Carstens
Kremer
Luedtke
Schmit
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 861. With emergency.

A BILL FOR AN ACT relating to cities and villages, particular classes; to change provisions regulating investments of funds of cities of the first and second classes and villages; to amend sections 16-691.01, 16-712, 16-713, 16-714, and 16-715, Reissue Revised Statutes of Nebraska, 1943; to reapeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen

Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0

Not voting, 9:

Batchelder
Carpenter
Carstens
Danner
Kremer
Luedtke
Schmit
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Member Excused

Mr. Elrod asked unanimous consent to be excused at 10:00 a.m. for the remainder of the day. No objections. So ordered.

LEGISLATIVE BILL 890.

A BILL FOR AN ACT relating to milk for manufacturing purposes; to declare policy; to provide how this act may be cited; to define terms; to provide for the detailed regulation of the production, grading, handling, processing, transporting and storing of milk for manufacturing purposes and the products made therefrom; to provide powers and duties; to make certain acts unlawful; to provide penalties; to provide procedures; to provide for rules and regulations; to provide how this act shall be construed; and to provide for severability.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Carstens
Elrod
Keyes
Kremer
Luedtke
Schmit
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1181. With emergency.

A BILL FOR AN ACT relating to public welfare; to provide for services to former and potential recipients of assistance to the aged, blind and disabled, and of medical assistance; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Carstens
Elrod
Harsh
Kokes
Kremer
Luedtke
Mahoney
Marvel
Schmit
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1017.

A BILL FOR AN ACT to appropriate funds for the construction of a tunnel from the State Capitol to the new state office building.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 18:

Budd
Burbach
Clark
Danner
Duis
Holmquist
Knight
Marvel
Orme
Robinson
Simpson
Syas
Waldo
Waldron
Wallwey
Warner
Wylie
Ziebarth

Voting in the negative, 20:

Batchelder
Bloom
Carpenter
Craft
Hanna
Harsh
Hasebroock
Kennedy
Keyes
Klaver
Kokes
Mahoney
Moylan
Pedersen
Proud
Reynolds
Schreurs
Skarda
Wenzlaff
Wiltse

Not voting, 11:

Carstens
Elrod
Johnson
Kremer
Luedtke
Moulton
Nore
Schmit
Stull
Swanson
Whitney

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1269.

A BILL FOR AN ACT to amend section 33-126, Reissue Revised Statutes of Nebraska, 1943, relating to fees and salaries; to provide additional fees for trust reports as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Bloom
Budd
Burbach
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Clark

Not voting, 11:

Carpenter
Carstens
Elrod
Kokes
Kremer
Luedtke
Moulton
Schmit
Swanson
Waldron
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1279. With emergency.

A BILL FOR AN ACT to appropriate additional funds to aid in state financial support of junior college districts for the biennium ending June 30, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Skarda requested a Call of the House. The Call showed 42 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Voting in the affirmative, 37:

Bloom
Budd
Carpenter
Clark
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 4:

Batchelder
Burbach
Holmquist
Orme

Not voting, 8:

Carstens
Elrod
Kremer
Luedtke
Schmit
Swanson
Wenzlaff
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1366.

INTRODUCED BY Terry Carpenter, 48th District; George Syas, 13th District

A BILL FOR AN ACT for submission to the electors of an amendmend to Article VII, section 14, of the Constitution of Nebraska, and for repeal of Article VII, sections 15, 16, and 17, of the Constitution of Nebraska, relating to education; to provide that the members of the State Board of Education shall be elected or appointed as the Legislature may provide; to eliminate the Commissioner of Education as a constitutional officer; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII, section 14, of the Constitution of Nebraska, and for repeal of Article VII, sections 15, 16, and 17, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

(1) That Article VII, section 14, of the Constitution of Nebraska be amended to read as follows:

"Sec. 14. There is hereby established a State Department of Education which shall be comprised of a State Board of Education. The State Department of Education shall have general supervision and administration of the school system of the state and of such other activities as the Legislature may direct. The members of the State Board of Education shall be either elected or appointed as the Legislature may provide.

(2) That Article VII, sections 15, 16, and 17, of the Constitution of Nebraska be repealed."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for the election or appointment of the members of the State Board of Education as the Legislature may provide and to eliminate the Commissioner of Education as a constitutional officer.

☐ For

☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 13:

Bloom
Carpenter
Duis
Knight
Marvel
Orme
Pedersen
Schreurs
Simpson
Syas
Warner
Wenzlaff
Ziebarth

Voting in the negative, 25:

Batchelder
Budd
Burbach
Clark
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Kokes
Mahoney
Moylan
Nore
Proud
Reynolds
Robinson
Skarda
Stull
Waldo
Waldron
Wallwey
Wiltse
Wylie

Not voting, 11:

Carstens
Craft
Danner
Elrod
Johnson
Kremer
Luedtke
Moulton
Schmit
Swanson
Whitney

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1404. Laid over at the request of Mr. Marvel.

LEGISLATIVE BILL 1425. With emergency.

A BILL FOR AN ACT making appropriations for the state government for the biennium beginning July 1, 1969, and ending June 30, 1971, for construction, repair, and improvement of state buildings and land acquisition as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; and to declare an emergency.

Whereupon the President stated: "All provisions of law rela-

tive to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 24:

Bloom
Carpenter
Craft
Johnson
Keyes
Knight
Kokes
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Warner
Wiltse

Voting in the negative, 15:

Batchelder
Budd
Burbach
Clark
Danner
Duis
Hanna
Hasebroock
Holmquist
Kennedy
Klaver
Marvel
Wallwey
Wenzlaff
Ziebarth

Not voting, 10:

Carstens
Elrod
Harsh
Kremer
Luedtke
Schmit
Schreurs
Swanson
Whitney
Wylie

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 26:

Bloom
Carpenter
Craft
Danner
Harsh
Johnson
Keyes
Knight
Kokes
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Warner
Wiltse

Voting in the negative, 12:

Batchelder
Budd
Burbach
Clark
Hanna
Hasebroock
Holmquist
Kennedy
Klaver
Marvel
Wenzlaff
Ziebarth

Not voting, 11:

Carstens
Duis
Elrod
Kremer
Luedtke
Schmit
Schreurs
Swanson
Wallwey
Whitney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

Ease

The Legislature was at ease from 11:12 a.m. until 11:22 a.m.

Recess

At 11:22 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Carstens, Elrod, Kremer, Luedtke, Swanson, and Whitney, who were excused.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 576.

A BILL FOR AN ACT to amend section 81-803, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 628, Eightieth Session, Nebraska State Legislature, 1969, relating to the Game and Parks Commission; to provide for location of the commission in Lincoln as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Mahoney
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse

Voting in the negative, 7:

Duis
Hanna
Kennedy
Moulton
Stull
Wylie
Ziebarth

Not voting, 8:

Carstens
Elrod
Kremer
Luedtke
Marvel
Robinson
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 663.

A BILL FOR AN ACT to amend section 44-370, Reissue Revised Statutes of Nebraska, 1943, relating to life insurance; to delete the provision that a beneficiary who is other than the party procuring the policy has no right to commute the amount due, or to assign, pledge, encumber, or dispose of the same, or anticipate any benefits; to clarify a provision and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Carstens
Elrod
Kremer
Luedtke
Robinson
Skarda
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 855. With emergency.

A BILL FOR AN ACT to amend section 71-3901, Revised Statutes Supplement, 1967, relating to the office of mental retardation; to transfer the office of mental retardation from the Department of Health to the Department of Public Institutions; to redefine the purpose of such office; to redefine the duties and authority of such office; to allow the office of mental retardation to contract to provide matching funds to local political subdivisions and community agencies for services and programs for mentally retarded persons; to repeal the original section, and also sections 71-3902 and 71-3903, Revised Statutes Supplement, 1967; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Bloom requested a Call of the House. The Call showed 41 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Voting in the affirmative, 36:

Bloom
Budd
Carpenter
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Batchelder
Burbach
Waldo

Not voting, 10:

Carstens
Clark
Craft
Elrod
Keyes
Kremer
Luedtke
Orme
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1256.

A BILL FOR AN ACT to amend section 37-501, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide exceptions to unlawful offenses as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Carstens
Elrod
Kremer
Luedtke
Marvel
Swanson
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Reconsider Action on LB 1425

Mr. Wylie moved to reconsider action on LB 1425.

Motion pending.

Members Excused

Mr. Duis asked unanimous consent to be excused Friday afternoon. No objections. So ordered.

Mr. Mahoney asked unanimous consent to be excused Friday through Wednesday, July 30. No objections. So ordered.

Mr. Skarda asked unanimous consent to be excused Friday, July 25. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused Friday, July 25. No objections. So ordered.

MOTION—Rule Change

Mr. Duis moved to amend Rule 11, Section 1, Line 5, by striking the period and inserting a comma and adding:

"The bill drafter will forward the legislative bill to be introduced to the fiscal analyst, who will permanently attach to it the estimated fiscal impact. The fiscal impact will be read along with the title for introduction and the information forwarded to the committee receiving the bill for hearing."

Referred to the Rules Committee.

Presented to the Governor

Presented to the Governor for approval on July 24, 1969 at 9:00 a.m.: LB 1418 LB 1360 LB 1346 LB 1320 LB 1187 LB 879 LB 699 LB 521 LB 493 LB 248 LB 78 LB 19

(Signed) Ruth Bossard, Enrolling Clerk

RESOLUTIONS

LEGISLATIVE RESOLUTION 75. Re: Public Welfare

Introduced by Richard D. Marvel, 33rd District; John E. Knight, 26th District; Fern Hubbard Orme, 29th District; Elmer Wallwey, 17th District; Clifton Batchelder, 10th District; William H. Hasebroock, 18th District; and Leslie Robinson, 36th District.

WHEREAS, the demands for public welfare are increasing; and

WHEREAS, the costs of welfare vary according to federal regulations and laws of this state; and

WHEREAS, the relationship of grants and relief from federal aid and the State of Nebraska is becoming more difficult; and

WHEREAS, there seems to be a variance between local and state government on the responsibility for payment of public welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Legislative Council appoint a committee to study the public welfare problems in the state and to make its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

UNANIMOUS CONSENT—Introduce Bill

Mr. Carpenter asked unanimous consent to introduce a new bill to be known as LB 1433. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1433. By Terry Carpenter, 48th District

A BILL FOR AN ACT to amend sections 14-514 and 79-2210, Reissue Revised Statutes of Nebraska, 1943, and section 77-1601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 35, Eightieth Session, Nebraska State Legislature, 1969, relating to taxation; to provide for adjustments in levies of cities of the metropolitan class and education service units when valuations are adjusted by the State Board of Equalization and Assessment; to require political subdivisions to certify to county boards the dollar amounts required to be raised by taxation; to provide for severability; to repeal the original sections; and to declare an emergency.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to place LB 1433 on General File without a public hearing. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

UNANIMOUS CONSENT—Introduce Bill

Mr. Carpenter asked unanimous consent to introduce a new bill to be known as LB 1434.

Mr. Wallwey objected.

Mr. Carpenter moved to suspend the rules to introduce LB 1434.

Mr. Carpenter requested a Call of the House. The Call showed 42 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The original motion lost with 30 ayes, 9 nays and 10 not voting.

SELECT FILE

LEGISLATIVE BILL 1009. E and R amendments found in the Legislative Journal for the One Hundred Thirty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1202. E and R amendments found in the Legislative Journal for the One Hundred Thirty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1085. E and R amendments found in the Legislative Journal for the One Hundred Thirty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1255. E and R amendments found in the Legislative Journal for the One Hundred Thirty-first Day were adopted.

Laid over until tomorrow at the request of Mr. Wylie.

GENERAL FILE

LEGISLATIVE BILL 1222. Reading waived. Explained.

Mr. Budd asked unanimous consent to bracket LB 1222 for August 4.

Mr. Klaver objected.

Mr. Budd moved to bracket LB 1222 for August 4.

The motion prevailed with 26 ayes, 10 nays and 13 not voting.

Mr. Simpson Presiding

LEGISLATIVE BILL 1066. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-second Day were adopted.

Mr. Kennedy offered the following amendment:

Amend LB 1066 to exclude the mill levies of county.

Mr. Warner Presiding

Mr. Nore requested a Call of the House. The Call showed 36 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 25 ayes, 2 nays and 22 not voting.

The Kennedy amendment was adopted with 16 ayes, 13 nays and 20 not voting.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 979. Reading waived. Explained.

Mr. Wylie moved to indefinitely postpone.

Mr. Marvel Presiding

Mr. Hasebroock Presiding

Mr. Harsh moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

The Wylie motion was withdrawn.

Mr. Wylie asked unanimous consent to have the Attorney General's opinion on LB 979 printed in the journal. No objections. So ordered.

June 12, 1969

Senator William M. Wylie
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Wylie:

This letter is in response to your inquiry regarding the authority of the Legislature under L. B. 979 to completely do away with a system of vocational technical schools heretofor established and where taxes have been levied for the specific purpose of providing vocational and technical education programs of instruction.

If enacted into operative law, L. B. 979 would divide the State of Nebraska into eight (8) community college areas, each of which would be governed by a community college board. Title to all interest in real estate, choses in action and all other assets, including but not limited to assignable contracts, cash, deposits in county funds, equipment, buildings, facilities, and appurtenances thereto held by or for a local school district or an area vocational-technical school and obtained identifiably with federal, state or local funds appropriated for junior college purposes or post-high school vocational technical education purposes are to vest in or be assigned to the appropriate community college board. However, the ultimate decision and approval with respect to the allocation and disposition of the assets under this section is to be made by the Governor and his decision may be appealed to the courts. See, renumbered section 12 of L. B. 979.

It is, of course, common knowledge that all parts of the State of Nebraska are not included in a junior college district. It is also common knowledge that all parts of the State of Nebraska are not included in the territory of an area vocational technical school. It is therefore patent that L. B. 979 does not operate uniformally on those persons presently within either a junior college district or the territory of an area vocational technical school, or both, and those persons who are not presently within either a junior college district or the territory of an area vocational technical school. Simply put, L. B. 979 does not operate alike upon all parts of the State of Nebraska since some parts of the State would be forced to surrender the assets of their junior college district or vocational technical school, or both, to a community college area whereas other parts of the State are not required to surrender any existing assets whatsoever to a community college area. It would therefore appear, and it is our opinion, that L. B. 979 is invalid class legislation. See, section 18 of Article VII of the Constitution of Nebraska; Steinacher v. Swanson, 131 Neb. 439, 269 N. W. 317; United States Cold Storage Corp. v. Stolinski, 168 Neb. 513, 96 N. W. 2d 408. The fact that L. B. 979 also provides that the ultimate decision and approval with respect to the allocation and disposition of the assets is to be made by the Governor and his decision may be appealed to the courts does not, in our opinion, cure the defect of invalid class legislation but adds another constitutional dimension to the act. Simply put, the same violates the separation of powers guaranteed by the Constitution.

There are several collateral constitutional issues. Neb. Rev. Stat. § 79-1445.29 (Supp. 1967) permits the governing board of an area vocational technical school to borrow money and issue bonds of indebtedness. These bonds are protected by the full faith and credit provisions of the Constitution of Nebraska and the Constitution of the United States. Neb. Rev. Stat. § 79-1438.01 (Reissue 1966) authorizes the State Board of Vocational Education to issue revenue bonds for the purpose of constructing dormitories at the Nebraska Vocational Technical School at Milford and it has done so. These revenue bonds are also protected by the full faith and credit provisions of the Constitution of Nebraska and the Constitution of the United States. To the extent that the security of these two types of bondholders would be impaired by the enactment of L. B. 979, serious constitutional questions would arise and quite possibly the bondholders would be entitled to an injunction or monetary damages, or both.

In summary, we are of the opinion that the constitutionality of

L. B. 979 would be very difficult to defend. If we may be of any further assistance to you in this matter, you need only to advise.

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Harold Mosher
Assistant Attorney General

HM:hw

UNANIMOUS CONSENT—Bracket LB 950

Mr. Moylan asked unanimous consent to bracket LB 950 on E and R for engrossing. No objections. So ordered.

Visitors

Mr. Mahoney introduced Mr. Fred Meek from Idna, Kansas and Mr. L. D. Slocombe from Peabody, Kansas.

Mr. Kokes introduced Mr. Tom Tolen and Dick Severson of Ord.

Adjournment

At 3:56 p.m., on a motion by Mr. Pedersen, the Legislature adjourned until 9:00 a.m., Friday, July 25, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED THIRTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, July 25, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

In this, the day that the Lord hath made, help us to appreciate its beauty and to use aright its opportunities.

Deliver us from the tyranny of trifles during these closing days of the legislature. May we give our best thought and attention to what is important, that we may continue to accomplish those things which are worthwhile. Teach us how to listen to the prompting of Thy spirit, and thus save us from floundering in indecision that wastes time, subtracts from our peace, divides our efficiency, and multiplies our troubles. In the name of Christ. Amen.

The roll was called and all members were present except Mr. Knight, who was excused until 10:30 a.m.; Mr. Schmit who was excused until 9:40 a.m.; Mr. Schreurs who was excused until 9:30 a.m.; and Messrs. Carstens, Klaver, Kremer, Luedtke, Mahoney, Swanson and Whitney, who were excused.

Corrections for the Journal

Page 3117, line 15, delete "7/8" and insert "7/18".

Page 3119, line 30, delete "29-263, 29-264" and insert "29-2623, 29-2624".

Page 3119, delete line 35.

Page 3135, line 35, delete "1265" and insert "1256".

The Journal for the One Hundred Thirty-second Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1303. Replaced on Select File as amended.

E and R amendment to LB 1303:

1. In line 4 of section 3 as amended insert *"six hundred"* after *"thousand"*.

LEGISLATIVE BILL 1300. Replaced on Select File as amended.

E and R amendment to LB 1300:

1. In lieu of the Pedersen amendment adopted 7/22, (a) in new section 1, strike all previous amendments to line 6, (b) in renumbered section 2, strike all previous amendments to line 4, and (c) in renumbered section 4, strike all previous amendments to line 4 and in line 4, strike *"nine"* and insert *"eight"*.

LEGISLATIVE BILL 1304. Replaced on Select File as amended.

E and R amendments to LB 1304:

1. In lieu of the Holmquist amendment thereto, in standing committee amendment 7, line 2, strike *"fifty"* and insert *"thirty"*.

2. Strike the Holmquist amendments to section 60-311.03 because, as amended by the Wylie amendment, they propose no change in existing law.

LEGISLATIVE BILL 546. Replaced on Select File as amended.

E and R amendments to LB 546:

1. In line 2 of E & R amendment 9, adopted 6/19, insert "and in renumbered section 12" after the semicolon.

2. In section 2, line 34, strike "of" and insert "or".

3. In renumbered section 7, line 20, strike "or" and insert "of".

4. In renumbered section 14, line 56, strike "subdivisions" and insert "subdivision".

5. In renumbered section 18, line 29, strike the comma.

LEGISLATIVE BILL 1378. Replaced on Select File as amended.

E and R amendment to LB 1378:

1. In line 6 of the title as amended by the Pedersen amendment adopted 7/23 strike the comma and insert a semicolon.

LEGISLATIVE BILL 1377. Replaced on Select File as amended.

E and R amendment to LB 1377:

1. In the Simpson amendment adopted 7/23, strike lines 1 and 2 and insert "1. In section 1, as amended by the Harsh amendment 1, adopted 7/14, strike lines 2 to 5 and insert :"; in line 3 insert "district" before "shall"; in line 5 strike ";provided" and insert ", but"; and in line 7 insert a comma after "IV".

LEGISLATIVE BILL 1026. Placed on Select File as amended.

E and R amendments to LB 1026:

1. In section 2, line 14, strike "*said*" and insert "*such*".

2. In section 4, line 7, strike "*where* bond may be filed" and insert "~~bond may be filed~~"; and in lines 8 and 9 strike "in his county" and insert "~~in his county~~".

3. In section 5, line 4, insert "*of the county in which the real estate or any part thereof is situated*" after "court".

4. In the Luedtke amendment 6, line 3, insert "*which is hereby created*" after "*Fund*".

5. In renumbered section 12, lines 34 and 35 and line 48 strike "section 76-522" and insert "~~section 76-522~~ *sections 76-501 and 76-507*".

6. In renumbered section 13, line 14, strike "*abstracter*" and insert "*abstracters*".

7. In the title, line 5, insert ", and section 76-514, Revised Statutes Supplement, 1967" after "1943"; strike beginning with the second "to" in line 5 through the semicolon in line 7; in lines 7 and 8 strike "or insurance policy"; in lines 10 and 11 strike "Board of Abstracter Examiners" and insert "the Abstracters Board of Examiners"; and in line 14 insert "to establish a special fund; to correct internal references; to provide duties;" after the semicolon.

LEGISLATIVE BILL 1401. Placed on Select File.

LEGISLATIVE BILL 1292. Placed on Select File as amended.

E and R amendments to LB 1292:

1. In section 5, line 9, insert "to the department" after "report".

2. In section 10, strike beginning with "the" in line 2 through line 8 and insert "a special fund to be used only for such purposes. All fees collected by the director under the provisions of this act shall be remitted promptly to the State Treasurer for deposit in the state treasury to the credit of such fund.".

3. In the title, strike lines 2 to 13 and insert:

"FOR AN ACT to adopt the Nebraska Soil and Plant Analysis Laboratory Act.".

LEGISLATIVE BILL 1417. Placed on Select File as amended.

E and R amendments to LB 1417:

1. In section 1, line 7, strike "subsection" and insert "subdivision"; in line 12, strike "said witness" and insert "the defendant"; and in line 33, insert "whether" after "things".

2. In section 2, line 14, strike "due to" and insert "because of".

3. In section 6, line 9, strike the comma and insert a semicolon.

LEGISLATIVE BILL 1001. Placed on Select File as amended.

E and R amendment to LB 1001:

1. In section 1, line 7 and lines 12 and 13, strike "revenues" and insert "~~revenues~~ *revenue*".

LEGISLATIVE BILL 1427. Placed on Select File.

LEGISLATIVE BILL 1310. Placed on Select File

LEGISLATIVE BILL 922. Placed on Select File as amended.

E and R amendments to LB 922:

1. In lieu of the standing committee to such lines, in section 1, strike the new and reinstate the stricken matter in lines 6 and 7.

2. In section 1, line 17, insert *"salaries of"* after "as".

3. In standing committee amendment 2, line 3, strike the first "~~to~~" and insert "~~or~~" as in the statutes.

4. In section 4, line 18, strike "per month" and insert "~~per month~~"; and in line 21 strike "as defined in section 15-1001" and insert "~~as defined in section 15-1001~~".

LEGISLATIVE BILL 1430. Placed on Select File.

LEGISLATIVE BILL 530. Placed on Select File as amended.

E and R amendments to LB 530:

1. In section 1, line 11, strike *"said"* and insert *"such"*.

2. In section 3, line 26, strike *"said"* and insert *"such"*.

3. In the title, line 7, strike "September 1" and insert "August 31", in line 8 strike "after" and insert "commencing"; and strike beginning with "to" in line 14 through the first semicolon in line 16.

LEGISLATIVE BILL 970. Placed on Select File.

LEGISLATIVE BILL 172. Correctly re-engrossed.

LEGISLATIVE BILL 1424. Correctly engrossed.

LEGISLATIVE BILL 150. Correctly enrolled.

LEGISLATIVE BILL 286. Correctly enrolled.

LEGISLATIVE BILL 576. Correctly enrolled.

LEGISLATIVE BILL 612. Correctly enrolled.

LEGISLATIVE BILL 663. Correctly enrolled.

LEGISLATIVE BILL 838. Correctly enrolled.

LEGISLATIVE BILL 855. Correctly enrolled.

LEGISLATIVE BILL 861. Correctly enrolled.

LEGISLATIVE BILL 890. Correctly enrolled.

LEGISLATIVE BILL 1181. Correctly enrolled.

LEGISLATIVE BILL 1256. Correctly enrolled.

LEGISLATIVE BILL 1269. Correctly enrolled.

LEGISLATIVE BILL 1279. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Members Excused

Mr. Robinson asked unanimous consent to be excused next week. No objections. So ordered.

Mr. Hasebroock asked unanimous consent to be excused next week. No objections. So ordered.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 150 LB 286 LB 576 LB 612 LB 663 LB 838 LB 855 LB 861 LB 890 LB 1181 LB 1256 LB 1269 LB 1279

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 570.

A BILL FOR AN ACT to amend section 84-721, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 870, Eightieth Session, Nebraska State Legislature, 1969, relating to state officers; to increase the salary of the Auditor of Public Accounts and the Lieutenant Governor; to provide when such increase shall become effective; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Danner
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Keyes
Kokes
Marvel
Moulton
Nore
Pedersen
Proud
Reynolds

Robinson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 5:

Craft
Harsh
Kennedy
Orme
Wylie

Not voting, 13:

Carstens
Duis
Klaver
Knight
Kremer
Luedtke
Mahoney
Moylan
Schmit
Schreurs
Simpson
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 580.

A BILL FOR AN ACT to amend sections 23-1114.02, 23-1114.03, 23-1114.04, 23-1114.05, 23-1114.06, 23-1114.07, and 23-1114.09, Revised Statutes Supplement, 1967, relating to counties; to increase the minimum salaries for certain county officers; to change the minimum salary of one full-time deputy of each office; to provide when a change in such salaries shall become operative; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Keyes
Kokes
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 4:

Hanna
Harsh
Kennedy
Wylie

Not voting, 14:

Carstens
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Orme

Reynolds
Schmit
Schreurs
Swanson
Waldron
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 827. Mr. Waldron asked unanimous consent to bracket on Final Reading.

Mr. Skarda objected.

Mr. Waldron moved to bracket LB 827 on Final Reading.

Mr. Waldron requested a Call of the House. The Call showed 39 members present.

Mr. Skarda moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The original motion failed with 16 ayes, 19 nays and 14 not voting.

Mr. Pedersen moved to return LB 827 to Select File for the following specific amendment:

Strike Sec. 7.

Mr. Batchelder moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 28 ayes, 1 nay and 20 not voting.

The original motion prevailed with 25 ayes, 8 nays and 16 not voting.

Visitors

Mr. Keyes introduced his twin daughters, Brenda and Glenda.

LEGISLATIVE BILL 945.

A BILL FOR AN ACT to amend section 84-721, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 570, Eightieth Session, Nebraska State Legislature, 1969, relating to constitutional officers; to increase the salary of the State Treasurer; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with. the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Keyes
Moulton
Moylan
Nore
Pedersen
Reynolds
Robinson
Schmit
Skarda
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 9:

Craft
Harsh
Kennedy
Orme
Proud
Schreurs
Simpson
Stull
Wylie

Not voting, 10:

Carstens
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1323.

A BILL FOR AN ACT relating to state administrative departments; to create a capital facilities planning bureau within the general services division of the Department of Administrative Services; to provide powers and duties; and to provide an exception.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Batchelder
Bloom
Budd
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Marvel
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 6:

Burbach
Moylan
Stull
Syas
Waldo
Wylie

Not voting, 10:

Carstens
Klaver
Knight
Kremer
Luedtke
Mahoney
Nore
Schmit
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 1404 to Select File

Mr. Marvel moved to return LB 1404 to Select File for the following specific amendment:

Strike all reference to a tunnel between State Office buildings.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

MOTION—Return LB 1202 to Select File

Mr. Danner moved to return LB 1202 to Select File for the following specific amendment:

In line 14, reinsert "three" and strike "four", in line 15, reinsert "and fifty cents".

The motion lost with 12 ayes, 7 nays and 30 not voting.

SELECT FILE

LEGISLATIVE BILL 1255.

Mr. Wylie asked unanimous consent to offer an amendment.

Mr. Carpenter objected and asked unanimous consent to have the proposed Wylie amendment printed in the journal. No objections. So ordered. Laid over at the request of Mr. Carpenter.

1. Strike lines 3, 4, and 5 of Section 1 and substitute, "79-2208. ~~The~~ *When requested in writing, in the manner and on forms prescribed by the*".

2. Strike lines 10 through 18 of Section 1 and substitute, "*sections 79-2209 and 79-2210,* (1) ~~providing~~ *provide guidance and counseling programs and materials from its instructional material centers to qualified teachers residing* within its geographical area, *school health examinations to*

students residing within its geographical area, and special education programs for physically handicapped and trainable mentally retarded children who reside within its geographical area, ~~supplementary services such as guidance and counseling, remedial instruction, school health, adult education including area vocational technical schools, special education, and instructional material centers,~~ (2) ~~planning and~~".

3. Add the following at the end of Section 1 in line 25:

"The services provided in subdivision (1) above may be provided to teachers and students in approved nonpublic schools as well as to those in public schools, provided, such services must be furnished on public school premises, shall not duplicate or replace either in whole or in part any services now supplied by the nonpublic school whose teacher or students would receive the services, and such services must not directly or indirectly release for religious or educational purposes money that a nonpublic school has or would have."

4. In section 2 of the standing committee amendments, strike reference to deletion of Sec. 79-2211.

LEGISLATIVE BILL 542. E and R amendments found in the Legislative Journal for the One Hundred Thirty-second Day were adopted.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1158. E and R amendments found in the Legislative Journal for the One Hundred Thirty-second Day were adopted.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1398. E and R amendments found in the Legislative Journal for the One Hundred Thirty-second Day were adopted.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1307. E and R amendments found in the Legislative Journal for the One Hundred Thirty-second Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 201. E and R amendments found in the Legislative Journal for the One Hundred Thirty-second Day were adopted.

Mr. Waldo offered the following amendment, which was adopted:

Strike the general file amendment 1 of July 17, 1969 by Leslie Robinson and insert:

1. In new section 1, line 27 after the period, insert "*The county board of commissioners or supervisors may, following an election in which a majority of the votes cast are in favor of such action, function as and exercise the authority and carry out the duties of the county weed district board. To initiate such an election, the county board of commissioners or supervisors may, by resolution, require the county clerk of such county to have placed upon the ballot at the election next following said resolution, the question, Shall the weed control authority board be dissolved and their duties and authority be exercised by the county board?*

Yes .... *No* ....

If a majority of the votes cast on this question are opposed to dissolution of the weed control authority board, the county shall remain subject to the direction and authority of the elected weed control authority board. If a majority of the votes cast on this question are in favor of the dissolution of the weed control authority board, the county board shall function as and exercise the authority and carry out the duties of the county weed district board. When the county board of commissioners or supervisors does not function as the weed district board, such", and in line 27 strike "The" and show as stricken and insert "*the*"

2. Insert a new section to be known as section 3 and to read as follows:

"Sec. 3. *When any county board is authorized by a majority of the voters at an election pursuant to the terms of section 1 of this act, to carry out the duties and responsibilities of the county weed district board, the board shall, by resolution, provide for dissolution of the existing county weed district board and the transfer to the county board of all property, records and* *assets of the weed district board, and for assumption of all obligations of the weed district board on the date of the dissolution. Terms of all members of the county weed district board being dissolved shall end on such date. Thereafter, the county board shall be responsible for carrying out all duties imposed by law upon the county weed district board until such time as a majority vote at an election shall direct a return to the weed control authority board system in the following manner:*

If a petition is filed with the county clerk containing the names of twenty per cent of more of the farm operators of any county as determined by the last available federal census, asking for the reestablishment of a weed control authority board in lieu of the county board of commissioners or supervisors acting as the county weed district board, the county clerk shall cause said issue to be submitted to the voters at the next election held in the county upon the question, Shall a weed control authority board be appointed by the county board to resume the administration, authority and duties imposed by law?

Yes .... *No* ....

If a majority of the votes cast on this question are in favor of reestablishment of a weed control authority board, the county board shall by resolution provide for the orderly transfer of all equipment, records, funds and responsibility to a weed control authority board which membership shall be appointed according to law, such transfer to become effective upon the date of such resolution. If a majority of the votes cast are not in favor of reestablishment of such weed control authority board, the petition shall be denied.".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 429. E and R amendments found in the Legislative Journal for the One Hundred Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 363. E and R amendments found in the Legislative Journal for the One Hundred Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1249. E and R amendment found in the Legislative Journal for the One Hundred Thirty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 441. E and R amendments found in the Legislative Journal for the One Hundred Thirty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 466. E and R amendment found in the Legislative Journal for the One Hundred Thirty-second Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1404. The Marvel specific amendment found in this Day's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 827. The Pedersen specific amendment found in this Day's Journal was adopted with 33 ayes, 0 nays and 16 not voting.

Re-advanced to E and R for engrossment.

Mr. Wylie Presiding

UNANIMOUS CONSENT—Take Up LB 1377 and LB 1378

Mr. Carpenter asked unanimous consent to take up LB 1377 and LB 1378. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1377. E and R amendments found in this Day's Journal were adopted.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1378. E and R amendments found in this Day's Journal were adopted.

Re-advanced to E and R for engrossment.

UNANIMOUS CONSENT—Expedite LB 1377 and LB 1378

Mr. Carpenter asked unanimous consent to expedite LB 1377 and LB 1378. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on July 25, 1969 at 10:50 a.m.: LB 1279 LB 1269 LB 1256 LB 1181 LB 890 LB 861 LB 855 LB 838 LB 663 LB 612 LB 576 LB 286 LB 150

(Signed) Jeanne Ann Keel
Asst. Enrolling Clerk

Motion—Adjourn

Mr. Wylie moved that when the Legislature adjourns at noon today it shall be until Monday morning. The motion prevailed.

Mr. Simpson Presiding

Members Excused

Mrs. Orme and Messrs. Budd and Burbach asked unanimous consent to be excused Monday, Tuesday and Wednesday, July 28, 29 and 30. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused Monday and Tuesday, July 28 and 29. No objections. So ordered.

Mr. Waldron asked unanimous consent to be excused Monday, July 28 through Friday, August 8. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 979. Considered. Mr. Harsh moved to reject the standing committee amendments found in the Legislative Journal for the Ninety-sixth Day.

The motion prevailed.

Mr. Carpenter asked unanimous consent to have the Harsh proposed amendment printed in the Journal. No objections. So ordered.

1. Strike original sections 1 to 34 and insert the following:

"Section 1. The Legislature hereby declares that it is its intent and purpose to establish a statewide system of post-high school vocational technical education under the control of the State Board of Vocational Education. Such system shall consist of the Nebraska Vocational Technical School at Milford, the Western Nebraska Vocational Technical School at Sidney, the Nebraska School of Agriculture at Curtis, all area vocational technical schools established pursuant to sections 79-1445.12 to 79-1445.33, and such other schools as the Legislature may hereafter specifically authorize.

Sec. 2. Effective July 1, 1971, the State Board of Vocational Education shall assume operation and control of all area vocational technical schools established pursuant to sections 79-1445.12 to 79-1445.33, after the Legislature has specifically authorized the transfer of such area vocational school or schools to the State Board of Vocational Education, and has appropriated funds with which to operate such area vocational school or schools. When the State Board of Vocational Education assumes operation of such schools it also shall assume all assets, liabilities, and obligations of such schools.

Sec. 3. When the State Board of Vocational Education assumes operation of a school pursuant to this act, such school shall be operated under the same statutory provisions applicable to the operation of the Nebraska Vocational Technical School at Milford as provided in sections 79-1436 to 79-1445. A vocational technical school cash fund shall be established by the Legislature for each school at the same time that the Legislature specifically authorizes the transfer of such school or schools to the State Board of Vocational Education.

Sec. 4. After the effective date of this act no new area vocational technical schools shall be established pursuant to sections 79-1445.12 to 79-1445.33 without specific authorization by the Legislature.

Sec. 5. There shall be established a vocational technical school at Omaha which shall be a part of the state system established by this act. Such school may be operated by the State Board of Vocational Education in the same manner as other schools in the state system, or may be operated by the school district of the city of Omaha under contract with the State Board of Vocational Education. The State Board of Vocational Education is hereby authorized and directed to make all necessary studies to determine whether the school at Omaha should be operated by the State Board of Vocational Education or by the Omaha school district, and shall then make such determination by a majority vote of the members.

Sec. 6. Whether operated by the State Board of Vocational Education or under contract, the school at Omaha shall be subject to the same provisions of law that apply to all other vocational technical schools that are a part of the state system.

Sec. 7. The State Advisory Council to the State Board of Vocational Education shall include in its deliberations all matters pertaining to post-high school vocational technical education. The State Advisory Council shall be appointed by the State Board of Vocational Education for overlapping terms and shall include as members persons who will fill the categories stipulated by Public Law 90-576, 90th Congress, as a requirement to enable the state to receive federal funds available for vocational education.

Mr. Elrod moved the previous question. The question is, "Shall the debate now cease?"

The motion lost with 15 ayes, 5 nays and 29 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee at noon in the Legislative Council Hearing Room. No objections. So ordered.

UNANIMOUS CONSENT—Introduce New Bill

Mr. Holmquist asked unanimous consent to introduce a new bill.

Mr. Carpenter objected.

Mr. Holmquist moved to introduce a new bill.

Motion pending.

Adjournment

At 11:59 a.m., on a motion by Mr. Bloom, the Legislature adjourned until 9:00 a.m., Monday, July 28, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED THIRTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, July 28, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, be gracious to Thy servants here, the legislators of this state. Give them strength for the tasks of this day and guide them in their labors. When they are tempted to wonder whether their high goals are possible of attainment, remind them that Thou art not senile, or asleep, or defeated. Yet, a different world cannot be built by indifferent people. So let us never give up hope for the possibility of change. When we feel the pressure of crisis, remind us that Thou hast plenty of time. We have to remember that Thou art never in a hurry and will not be rushed by the deadlines of impatient men or by the pressures of the selfish. So give us the determination to seek and to do Thy will. Amen.

The roll was called and all members were present except Mr. Batchelder who was excused until 10:45 a.m.; Mr. Nore who was excused until 9:50 a.m.; and Messrs. Bloom, Budd, Burbach, Hasebroock, Holmquist, Mahoney, Marvel, Robinson, Swanson, Waldron, Whitney, and Mrs. Orme, who were excused.

Corrections for the Journal

Page 3147, line 31, correct spelling of "correctly".
Page 3152, line 21, strike "list" and insert "lost".
Page 3153, line 20, insert "4".
Page 3157, line 13, strike "No objections. So ordered." and insert "The motion prevailed.".

The Journal for the One Hundred Thirty-third Day was approved as corrected.

Member Excused

Mr. Harsh asked unanimous consent to have Mr. Holmquist excused Monday, Tuesday and Wednesday, July 28, 29 and 30. No objections. So ordered.

MOTION—Suspend Rules

Mr. Skarda moved to suspend the rules and take up all bills on Final Reading set for tomorrow after those set for today. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Communications

July 23, 1969

Mr. Hugo Srb
Clerk of the Legislature
Legislative Council
State Capitol
Lincoln, Nebraska 68509

Dear Hugo:

I am enclosing for your information a copy of the reply I have just received from the U.S. Department of Agriculture, Agricultural Stabilization and Conservation Service in regard to Legislative Resolution #54 which I had sent to them earlier.

Kindest regards.

Very truly yours,

(Signed) Glenn Cunningham
Member of Congress

July 14, 1969

Honorable Glenn Cunningham
House of Representatives

Dear Mr. Cunningham:

This is in further reply to your June 3 letter regarding changes in the Farm Storage and Drying Equipment Loan Program. Your letter supplied a copy of a resolution by the Nebraska Legislature on this subject.

The changes in the regulations announced on May 27 make these loans less attractive, and help with expenditure and inflation control. The program will operate at about the normal level which prevailed before the highly inflated loan activity of 1967-68.

In reviewing the farm programs, we noted that activity under the Farm Storage and Drying Equipment Loan Program had accelerated at a tremendous pace during calendar year 1968. In fact, $106.4 million or approximately 25 percent of the total funds loaned since the inception of the program in 1949 were disbursed in 1968. This amount was substantially above the normal rate of expenditures under the program and from that standpoint represented an excessive draw on the federal budget.

The Department recognizes the importance of on farm storage and drying facilities to individual producers. Loans under the new terms will not be as attractive as they have been for the past two years. We realize that fewer loans may result and a lesser portion of the total bin and drying equipment business may be financed under the program. However, it should be emphasized that loans are still available to eligible producers who do not have basic storage and drying facilities for storing one year's production. We believe that the changes will permit annual loan activity at about the $15 million level, the average prior to the 1967-68 period.

Thank you for your interest in this matter, and for this opportunity to explain the Department's viewpoint.
Sincerely,

(Signed) Carroll G. Brunthauer
Acting Administrator

Messages from the Governor

July 25, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on July 24, 1969 I approved LB 19, LB 78, LB 173, LB 248, LB 295, LB 493, LB 572, LB 699, LB 718, LB 763, LB 853, LB 870, LB 879, LB 1106, LB 1187, LB 1320, LB 1360, LB 1382, LB 1413, LB 1416 and LB 1418.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

July 25, 1969

The President, the Speaker
and Members of the Legislature

State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on July 25, 1969 I approved LB 770.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1298. Replaced on Select File as amended.

E and R amendment to LB 1298:

1. In line 1 of E & R amendment 4, adopted 7/23/69 insert "Street" after "City".

LEGISLATIVE BILL 1009. Replaced on Select File as amended.

E and R amendment to LB 1009:

1. In line 2 of E & R 1 adopted 7/24 strike the second "1" and insert "2".

LEGISLATIVE BILL 1404. Placed on Select File as amended.

E and R amendments to LB 1404:

1. In section 1, strike the new matter in lines 22 to 24.

2. In lines 3 and 4 of E & R 2 adopted 7/8/69, strike "to provide an additional use for such fund;".

LEGISLATIVE BILL 827. Replaced on Select File as amended.

E and R amendments to LB 827:

1. Renumber sections 8 and 9 as sections 7 and 8.

2. In lines 1 and 2 of E & R 7 adopted 7/17/69, strike "; to provide for local ordinances".

LEGISLATIVE BILL 1312. Placed on Select File as amended.

E and R amendments to LB 1312:

1. In section 9, line 10, strike "Provided" and insert "*Provided,*"; in line 14, strike "therefore is" and insert "is therefore"; and in line 29 insert ". Such distribution shall be made" after "section".

2. In new section 10, line 9, strike "town" and insert "township"; and in line 16 strike "drivers" and insert "motor vehicle operators' ".

3. In the title, insert "to limit the use of certain funds;" at the end of line 4.

LEGISLATIVE BILL 1314. Placed on Select File as amended.

E and R amendments to LB 1314:

1. In section 2, line 4, strike "1297" and insert "1298".

2. In new section 10, line 9, strike "town" and insert "township"; and in line 16, strike "drivers" and insert "motor vehicle operators' ".

3. In the title, line 5, insert "to limit the use of certain funds;" after the semicolon.

LEGISLATIVE BILL 1216. Placed on Select File as amended.

E and R amendments to LB 1216:

1. In new section 1, line 4, insert "shall," after "and"; and strike lines 5 to 8 and insert "conviction thereof shall be punished by imprisonment in the county jail for not more than six months, or by a fine of not more than five hundred dollars, or by both such fine and imprisonment.".

2. In lieu of the Pedersen amendment thereto, in new section 1, line 1, insert ", other than in an emergency," after "shall".

3. Add a new section to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT relating to crimes and punishments; to define trespass; to provide penalties; and to declare an emergency.".

LEGISLATIVE BILL 766. Placed on Select File.

LEGISLATIVE BILL 1197. Placed on Select File.

LEGISLATIVE BILL 1148. Placed on Select File as amended.

E and R amendments to LB 1148:

1. In renumbered section 2, line 2, strike "are" and insert "is".

2. In new section 3, line 1, strike "Section" and insert "Sec.".

3. In the title, line 2, strike "sections 82-104 and" and insert "section"; strike beginning with "to" in line 4 through the semicolon in line 6; in line 10 strike "and"; and in line 11, insert "; and to declare an emergency" before the period.

LEGISLATIVE BILL 216. Placed on Select File.

LEGISLATIVE BILL 334. Placed on Select File.

LEGISLATIVE BILL 347. Placed on Select File as amended.

E and R amendments to LB 347:

1. For correlation purposes, in line 2 of sections 1 and 2, and line 3 of the title, insert ", as amended by section 1, Legislative Bill 342, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in section 1, line 3, strike "60-1610" and insert "60-1613"; and strike the stricken matter in lines 9 to 12 and insert "and shall not include any transportable or relocatable device of any description designed for living quarters which is more than twelve feet wide or two or more stories in height when in place for use as living quarters; *Provided*, that a demountable or removable porch, garage, carport or utility room shall not be included in such measurements used for the classification of a device as a cabin trailer unless it is an integral part of the device and transported therewith with out dismantling or disassembling".

2. In lieu of the Carpenter amendment, in section 1, line 9, insert *"if such real estate is owned by the owner of the cabin trailer,"* after "situated".

3. In the title, strike beginning with "to" in line 4 through the semicolon in line 7, and insert "to redefine a term;".

LEGISLATIVE BILL 418. Placed on Select File as amended.

E and R amendment to LB 418:

1. In the Swanson amendment 2, line 3, strike the period and insert a period at the end of the line.

LEGISLATIVE BILL 542. Correctly re-engrossed.

LEGISLATIVE BILL 1085. Correctly engrossed.

LEGISLATIVE BILL 1158. Correctly engrossed.

LEGISLATIVE BILL 1202. Correctly engrossed.

LEGISLATIVE BILL 1378. Correctly re-engrossed.

LEGISLATIVE BILL 1398. Correctly engrossed.

LEGISLATIVE BILL 1425. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 1425

BILLS ON FINAL READING

The following bills were read and placed upon final passage:

LEGISLATIVE BILL 916.

A BILL FOR AN ACT to amend section 5-105, Revised Statutes Supplement, 1967, relating to district court judicial districts; to increase the number of district judges for District No. 4 from nine to eleven; to provide for an appointment of such judges; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 14:

Batchelder
Bloom
Budd
Burbach
Hasebroock
Holmquist
Mahoney
Marvel
Nore
Orme
Robinson
Swanson
Waldron
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Wylie Presiding

LEGISLATIVE BILL 1294. With emergency.

A BILL FOR AN ACT to amend sections 23-149, 32-210, 32-216, 32-216.01, 32-221, 32-313, 32-403, 32-404, 32-428, 32-454, 32-459, 32-480, 32-483, 32-491, 32-493, 32-496, 32-497, 32-499, 32-4,101, 32-4,108, 32-4,112, 32-4,132, 32-4,133, 32-4,135, 32-503.01, 32-511, 32-515, 32-518, 32-522, 32-524, 32-530, 32-533, 32-537, 32-542.01, 32-550, 32-556, 32-711, 32-803, 32-804, 32-809, 32-810, 32-815, 32-1046, 32-1102, 32-1103, 32-1131, and 79-1003, Reissue Revised Statutes of Nebraska, 1943, section 32-4,103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 114, Eightieth Session, Nebraska State Legislature, 1969, and section 32-538, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 114, Eightieth Session, Nebraska State Legislature, 1969, relating to elections; to revise provisions relating to elections as prescribed; to repeal the original sections, and also sections 32-213, 32-402, 32-484, 32-4,102, 32-4,126, 32-4,131, and 32-4,134, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 14:

Batchelder
Bloom
Budd
Burbach
Hasebroock
Holmquist
Mahoney
Marvel
Orme
Robinson
Swanson
Waldron
Warner
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 442.

A BILL FOR AN ACT relating to cities and villages, all; to provide authority and jurisdiction over sanitary plumbing to municipalities as prescribed; to provide standards; to provide exceptions; and to provide penalties.

Whereupon the President stated: "All provisions of law relating to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Moulton
Moylan
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Clark

Not voting, 18:

Batchelder
Bloom
Budd
Burbach
Hanna
Hasebroock
Holmquist
Kokes
Mahoney
Marvel
Nore
Orme
Robinson
Swanson
Waldron
Wallwey
Warner
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 784. With emergency.

A BILL FOR AN ACT relating to county officers; to provide a merit system in the office of the sheriff in any county having a population of three hundred thousand inhabitants or more; to create the Sheriff's Office Merit Commission and provide for appointment of its members, their term of office, compensation, duties, authority; to provide procedures; to provide conditions of employment; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 14:

Batchelder
Bloom
Budd
Burbach
Hasebroock
Holmquist
Mahoney
Marvel
Orme
Robinson
Swanson
Waldron
Warner
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1325.

A BILL FOR AN ACT to amend sections 81-147, 81-161, and 81-1118, Reissue Revised Statutes of Nebraska, 1943, and section 81-148, Revised Statutes Supplement, 1967, relating to state administrative departments; to transfer duties of the Purchasing Agent to the materiel division of the Department of Administrative Services as prescribed; to create five bureaus within the materiel division; to prescribe powers and duties; to provide duties for the Revisor of Statutes; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Pedersen
Proud
Schmit
Schreurs
Skarda
Stull
Waldo
Wallwey
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Syas

Not voting, 17:

Batchelder
Bloom
Budd
Burbach
Hasebroock
Holmquist
Mahoney
Marvel
Nore
Orme
Reynolds
Robinson
Simpson
Swanson
Waldron
Warner
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 570. Correctly enrolled.

LEGISLATIVE BILL 580. Correctly enrolled.

LEGISLATIVE BILL 945. Correctly enrolled.

LEGISLATIVE BILL 1323. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 76. Re: Public Welfare Records

Introduced by Henry F. Pedersen, Jr., 4th District

WHEREAS, section 68-313.01, Reissue Revised Statutes of Nebraska, 1943, provides that members of the Legislature shall have free access at all times to all records and information in connection with general assistance, old age assistance, aid to the blind, and aid to dependent children; and

WHEREAS, the Legislature is faced with requests for large increases in the budget of the Department of Public Welfare to provide such assistance; and

WHEREAS, the Legislature needs all available information in order to make decisions on appropriations for such programs.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

That the Department of Public Welfare is directed to obtain from the appropriate officials in each county and furnish to the Legislature within ten days after the adoption of this resolution a complete list, by counties, of the names and addresses of all persons receiving public assistance, and the amounts received by such persons and the reasons for the payments.

SELECT FILE

LEGISLATIVE BILL 1255. Laid over until tomorrow at the request of Mr. Wylie.

LEGISLATIVE BILL 1303. E and R amendment found in the Legislative Journal for the One Hundred Thirty-third Day was adopted.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1300. E and R amendment found in the Legislative Journal for the One Hundred Thirty-third Day was adopted.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1304. E and R amendments found in the Legislative Journal for the One Hundred Thirty-third Day were adopted.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 546. E and R amendments found in the Leglative Journal for the One Hundred Thirty-third Day were adopted.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1026. E and R amendments found in the Legislative Journal for the One Hundred Thirty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1401. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1292. E and R amendments found in the Legislative Journal for the One Hundred Thirty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1417. E and R amendments found in the Legislative Journal for the One Hundred Thirty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1001. E and R amendment found in the Legislative Journal for the One Hundred Thirty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1427. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1310. Advanced to E and R for engrossment.

LEGISLATIVE BILL 922. E and R amendments found in the Legislative Journal for the One Hundred Thirty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1430. Advanced to E and R for engrossment.

LEGISLATIVE BILL 530. E and R amendments found in the Legislative Journal for the One Hundred Thirty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 970. Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Expedite LB 546

Mr. Pedersen asked unanimous consent to expedite LB 546. No objections. So ordered.

President Everroad Presiding

MOTION—Unbracket LB 6

Mr. Carpenter moved to unbracket LB 6 on Select File.

Mr. Klaver requested a Call of the House. The Call showed 35 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Mr. Klaver requested a record vote.

Voting in the affirmative, 18:

Batchelder
Carpenter
Carstens
Danner
Keyes
Klaver
Knight
Kokes
Luedtke
Nore
Pedersen
Proud
Reynolds
Schmit
Skarda
Syas
Wallwey
Warner

Voting in the negative, 5:

Elrod
Kennedy
Moulton
Schreurs
Wenzlaff

Not voting, 26:

Bloom
Budd
Burbach
Clark
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kremer
Mahoney
Marvel
Moylan
Orme
Robinson
Simpson
Stull
Swanson
Waldo
Waldron
Whitney
Wiltse
Wylie
Ziebarth

The original motion lost.

UNANIMOUS CONSENT—Unbracket LB 330

Mr. Pedersen asked unanimous consent to unbracket LB 330 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 330. Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Print in Journal

President Everroad requested that the Attorney General's opinion on LB 1425 be printed in the Journal. No objections. So ordered.

July 28, 1969

Honorable John Everroad
Lieutenant Governor
Capitol Building
Lincoln, Nebraska

Dear Governor Everroad:

You have written to this office requesting our opinion on the number of votes needed to pass an appropriation bill for capital improvement. The bill you have in mind was a separate appropriation bill which was passed on final reading with a majority of twenty-six votes. You refer to Article IV, Section 7 of the Constitution of Nebraska which insofar as applicable reads as follows:

> "* * *. Within thirty days after the commencement of each regular session he shall present, by message, a complete itemized budget of the financial requirements of all departments, institutions and agencies of the state for the ensuing biennium. Said budget shall be prepared with such expert assistance and under such regulations as may be provided by law. No appropriations shall be made in excess of the recommendation contained in such budget unless by two-thirds vote of the Legislature, and such excess so approved shall not be subject to veto by the Governor."

This amendment was essentially adopted in 1920 and amended again in 1964. The amendment adopted in 1964 changed the vote required to approve an increase in the Governor's recommendation in any specific item of appropriation to two-thirds rather than three-fifths. Other language was amended in 1964 but does not appear material to the questions you have presented.

The Constitutional Convention of 1919-1920 prepared a synopsis of the amendments proposed by that Convention. At page 2843 of the proceedings of said Convention, insofar as applicable, their statement reads as follows:

> "* * * * *.
>
> "Under the proposed amendment, the Legislature may reduce, but not increase items, except by a three-fifths vote. The proposal does not increase the powers of the governor. Under the present Constitution, the Governor may veto any item. It requires the same vote to overcome a veto as is required under the proposal to raise a budget item. The difference is that under the budget the Governor must announce his position before the Legislature acts, while under the present Constitution, the Governor may veto after the Legislature acts.
>
> "* * * * *."

After the adoption of the amendment in 1920 the court did consider this provision of the Constitution in the case of Elmen v. State Board of Equalization and Assessment, 120 Neb. 141, 231 N. W. 772. In that situation the appropriation bill was adopted by a three-fifths vote of both houses but no separate three-fifths vote was had on each increased item in the appropriation bill. The court there held that since the final vote was sufficient to meet the constitutional provision that this was proper. In the present situation the final vote was insufficient but it does not appear from your letter whether or not each individual increase was approved by the requisite majority. If not, it seems clear that these items were not increased in accordance with this constitutional provision. If the official Legislative Journal shows conclusively that such items were increased by the requisite two-thirds majority then it would seem that these items were properly adopted and the final vote would not invalidate that which was properly done during the course of consideration of amendments to the bill.

This office has advised the Legislature previously in this respect by two opinions issued in 1931. Photocopies of these opinions are attached hereto. The first was written to the Honorable George F. Frush, a member of the Senate, and was incorporated into the Nebraska Senate Journal, 47th and 48th Sessions, 1931, at page 1141 of the Journal of the 47th Session. The second was written to the State Senate and appears in the same volume at page 83 of the Senate Journal for the 48th Special Session. We think a review of these two opinions advising the Legislature in 1931 involves the same problems and answers the questions that you have presented. If, after consideration of these two opinions, you are still in doubt as to the effect of the Legislature's action in the present situation, we would appreciate hearing from you further as to the precise point involved.

You should be further advised that the failure to approve L. B. 1425 with the emergency clause may raise some serious legal problems. L. B. 1421 of the current session passed with the emergency clause and has been approved. Section 73 of that bill lapsed all unexpended funds, not otherwise appropriated or reappropriated, to the general fund. Federal funds were reappropriated by Section 74 of that act. We are aware that there may be construction in progress which was started pursuant to a valid appropriation, but which construction was not completed prior to the lapsing of funds on the effective date of L. B. 1421. Under Article III, Section 27, Constitution of Nebraska, no act can become effective until three months after adjournment unless otherwise directed and approved. There is thus no apparent appropriation for this construction during this interim period from the time of the lapsing of these funds until the new bill becomes effective. We should also note that approval of the bill with the emergency clause with the requisite number of votes would also provide the requisite number of votes to meet the requirements of Article IV, Section 7 for approval of items of excess appropriation.

Yours very truly,
CLARENCE A. H. MEYER
Attorney General
(Signed) Gerald S. Vitamvas
Deputy Attorney General

GSV:ejg
enc.

MOTION—Hold LB 1425

Mr. Pedersen moved to hold LB 1425 until the Clerk of the Legislature obtains a record of the individual items of the bill that appear to be validly passed.

The motion prevailed.

Explanations of Vote

Had I been present on Thursday, July 24, I would have voted "aye" on LB 855 on final reading.

(Signed) Maurice A. Kremer

Had I been present on Thursday, July 24, I would have voted "aye" on LB 855 on final reading.

(Signed) Don Elrod

Had I been present, I would have voted "aye" on the following dates on the following bills on final reading:

July 21—on LB 295 LB 572 LB 870 LB 1106 and LB 1428;

July 22—on LB 19 LB 78 LB 248 LB 493 LB 699 LB 879 LB 953 LB 1187 LB 1346 LB 1360 and LB 1418;

July 24—on LB 150 LB 286 LB 612 LB 838 LB 861 LB 890 LB 1181 LB 1017 LB 1269 LB 1279 LB 1366 LB 1425 LB 576 LB 663 LB 855 and LB 1265;

July 25—on LB 570 LB 580 LB 945 and LB 1323.

Had I been present on July 22, I would have voted "nay" on LB 1320.

(Signed) Roland A. Luedtke

Members Excused

Mr. Moylan asked unanimous consent to be excused at 11:30 a.m. for the balance of the morning. No objections. So ordered.

Mr. Elrod asked unanimous consent to be excused at 11:45 a.m. for the balance of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 979. Considered.

The proposed Harsh amendment found in the Legislative Journal for the One Hundred Thirty-third Day was offered.

Mr. Carpenter offered the following amendment to the Harsh amendment:

Line 10, Section 1 strike "Legislature" and insert
"as the State Board of Education."

Amendment pending.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 570 LB 580 LB 945 LB 1323

Visitors

Mr. Wenzlaff introduced Mrs. Wiley Mitchell of Hebron, Nebraska.

Recess

At 11:57 a.m., on a motion by Mr. Syas, the Legislature recessed until 1:30 p.m.

After Recess

At 1:36 p.m., the Legislature reconvened, President Everroad presiding.

The roll was called and all members were present except Mr. Nore who was excused until 2:05 p.m.; Messrs. Bloom and Waldo who were excused until 2:15 p.m.; and Messrs. Budd, Burbach, Elrod, Hasebroock, Holmquist, Mahoney, Marvel, Robinson, Swanson, Waldron, Whitney, and Mrs. Orme, who were excused.

Communications

Note of appreciation from Mr. Moulton acknowledging flowers received during his hospital stay.

MOTION—Return LB 1085 to Select File

Mr. Wenzlaff moved to return LB 1085 to Select File for the following specific amendment:

Sec. 1, line 19, insert *"valid"* between "such" and "workmens", line 20, strike "may", and insert "shall".

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 1085.

The Wenzlaff specific amendment found in this day's journal was offered.

Mr. Wenzlaff requested a Call of the House. The Call showed 26 members present.

Mr. Harsh moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The Wenzlaff amendment was adopted with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Introduce New Bill

Mr. Proud asked unanimous consent to introduce a new bill to be known as LB 1434. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1434. By Richard F. Proud, 12th District; George Syas, 13th District; Henry F. Pedersen, Jr., 4th District.

A BILL FOR AN ACT to amend sections 32-1001, 32-1001.17, and 32-1001.18, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to provide for the contest of elections of officers of the state and political subdivisions as prescribed; to correct an erroneous reference; to repeal the original sections; and to declare an emergency.

MOTION—Suspend Rules

Mr. Proud moved to suspend the rules to place LB 1434 on General File without a public hearing and bracket at the head of General File.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

GENERAL FILE

LEGISLATIVE BILL 979. Considered.

Mr. Carpenter asked unanimous consent to withdraw his pending amendment printed in this Day's Journal. No objections. So ordered.

Mr. Harsh offered the following amendment to the Harsh amendment, which was adopted with 18 ayes, 14 nays and 17 not voting:

Amend Sec. 2 Harsh amendment to read: Effective Jan. 1 in any year after 1971 the State Board of Vocational Education shall assume operation and control of any area Voc-Tech school whose legal voters have given majority approval to such a proposal at a regular election.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The Harsh amendment as amended lost with 17 ayes, 17 nays and 15 not voting.

Mr. Ziebarth offered the following amendment:

1. In section 1, line 10; strike *"voca-"*, and strike line 11, and in lieu thereof insert *"occupational education, and comprehensive community service programs;"*; in line 12 strike *"local"* and insert *"area"*; strike line 21 and insert *"the purpose of education"*; in line 22 strike *"and are"*; and in line 26 strike *"liberal arts colleges"* and insert *"baccalaureate degree-granting institutions"*.

2. In section 2, line 5, insert a comma after *"programs"*, and strike *"and vocational, technical, and adult"*, and strike line 6 and insert *"occupational education, and comprehensive community service programs;"*; strike the period at the end of line 15, and insert a new subsection (6) to read as follows:

(6) junior college shall mean any college established pursuant to chapter 79, article 16.".

3. In section 3, in line 2 strike "seven" and insert *"eight"*; in line 27, after *"Cass"* insert *", except the territory in such counties comprising a Class V school district;"*, and strike the period at the end of line 27; and insert a new subsection (8) to read as follows:

(8) Community College Area No. 8: The territory located in Community College Area No. 7 comprising a Class V school district.".

4. In section 4, line 2, strike *"nine"* and insert *"eleven"*; in line 6 strike *"and"*; and in line 8 after *"board"* insert *"and one member shall be chosen by the Board of Trustees of the Nebraska State Colleges from among the members of such board"*; in line 10 strike *"seven"* and after *"boards"* insert *"for community college areas one through seven"*; in line 12 after *"boards"* insert *", and the member representing Community College Area No. 8 shall be chosen by the board of such area"*; strike beginning with the first comma in line 18 through *"be"* in line 20; strike beginning with the comma in line 21 to the period in line 23.

5. In section 6, line 2, strike "and" and insert after Regents *", and Trustees of State Colleges"*; in line 13, strike *"five"* and insert *"six"*; in line 16 strike *"the state board"* and insert *"members present and voting"*.

6. In section 8, line 40, strike *"master"*; in line 45, strike *"or"*; in line 56, after *"policies"* insert

", and such policies may provide for preference for Nebraska residents in the event facilities are not adequate to accomodate all applicants for admission"; in line 56, after subsection (d), insert a new subsection to read as follows:

"(e) *Standard procedures for recording and reporting the number of weekly instructional hours which shall be eligible for payment from the Community College Assistance Fund, established under this act.".*

7. In section 9, line 1, before *"There"* insert *"(1)"*; in line 3, strike *"Each"* and insert *"Except as provided in subsection (2) of this section, each"*; strike beginning with *"No"* in line 11 through line 14; and insert a new subsection to read as follows:

"(2) The community college board for Community College Area No. 8 shall be the board of education for the Class V school district whose territory comprises the community college area. Notwithstanding the other provisions of this act, the officers of such board of education shall function as the officers of the area board.".

8. In section 10, strike beginning with *"The"* in line 6 through the period in line 8 and insert *"The board shall appoint a secretary and a treasurer, and one person may hold both offices."*; in line 10 strike *"of the board"* and insert *"present and voting"*.

9. In section 11, strike lines 7 through 14 and insert *"(3) shall employ for a period to be fixed by the Board, a president for each institution in the Community College Area, members of the faculty and such other administrative officers, and employees as may be necessary or appropriate and fix their salaries and duties; the Board may designate a president to preside over the combined institutions in a Community College Area;"*; in line 15, subsection (4) strike "establish" and insert *"construct or lease"*; in line 16 strike "new"; in line 18, subsection (5) strike "establish" and insert *"construct"*; in line 58, subsection (9), strike "board of trustees" and insert *"area board"*; after line 91, insert a new subsection to read as follows:

"(15) *May seek the advice, counsel or recommendations of various industries or businesses or groups representing them in order to coordinate the occupational education curriculum with the needs of industry;"*; and renumber original subsections (15) and (16) as subsections (16) and (17).

10. In section 12, line 1, strike *"Each area board"* and insert *"The area boards for areas one through seven"*; in line 4, after *"districts"* insert *"as nearly equal in population as may be practicable"*; in line 11, strike *"six-year"* and insert *"four-year"*; in line 12 strike *"four"* and insert *"six"*; in line 13, strike the first *"four"* and insert *"five"*; and strike the comma at the end of line 13, and in line 14 strike *"and three members for six years"*.

11. Strike original section 13 and insert the following:

"Sec. 13. *When any resident of the state enrolls in any program or course maintained or conducted by a community college area other than the one in which he is a resident, such person shall pay the same tuition as a resident of the area offering the course, and the excess cost shall be paid by the area of which he is a resident.*"

12. In section 14, lines 3 and 4, strike *"deposits in county funds"* and insert *"money held by a county treasurer"*; in line 7, strike *"local school district"* and insert *"junior college"*; in lines 10, 12, and 14, strike *"vocational-technical"* and insert "occupational"; in line 19, after the comma insert *"except"*, and strike *"or"* and insert *"indebtedness"*; in line 20, strike *"otherwise"*; in line 24, strike *"the"* and insert *"a"*; in line 47, insert a comma after *"property"*; in lines 51 and 56, strike *"community"* and insert *"junior"*.

13. In section 15, after the period in line 6, insert *"Separate tuition rates may be established for students who are nonresidents of the State of Nebraska."*.

14. In section 16, lines 5 and 6, strike *"district"* and insert *"area"*; in line 5 after *"levy"* insert *"not to exceed two mills"*.

15. In section 17, line 3 after the second comma insert *"and"*, and after *"improving"* strike *", and operating"*; strike beginning with *"When"* in line 7 through line 11 and insert the following: *"In addition to the levy authorized by section 16 of this act, each area board shall have the authority to levy a tax of one-half mill for a building fund and a bond sinking fund, such fund to be used first for the retirement of bonds*

assumed by the area board pursuant to section 27 of this act, and then for the retirement of bonds issued pursuant to this section, and then for the leasing construction, renovation, and improvement of facilities necessary to carry out the provisions of this act."

16. In section 18, line 10, strike "*seven*" and insert "*eight*".

17. Strike original section 20 and insert the following:

"Sec. 20. *There is hereby established in the state treasury a Community College Assistance Fund to be divided into two special funds (1) the Transfer College Credit Fund and (2) the Post-high School Occupational Education Fund. Both funds shall consist of such sums as the Legislature may appropriate. The Transfer College Credit Fund shall be administered by the State Board of Community Colleges. The Post-high School Occupational Education Fund shall be administered by the State Board of Vocational Education. Each area board shall receive from the Community College Assistance Fund for the support of its Transfer College Credit programs ten dollars per semester or equivalent period for each student instructional hour and for the support of its Post-high School programs fifteen dollars per semester or equivalent period for each student instructional hour, but in both instances no assistance shall be provided for a vocational or recreational courses. For the purposes of this section, weekly instructional hour shall mean one hour of instructional activity under the supervision of a qualified instructor, and may include not more than ten minutes time for transfer of classes or other breaks in the instructional activity. The state board shall prescribe rules and regulations for allocation of the fund, including prorating payments if there is not sufficient money in the fund for full payment.*

18. In section 22, line 3, after "*teachers*" insert "*and administrators*".

19. In section 23, line 3, strike "*teachers*" and insert "*faculty*".

20. In section 24, line 4, strike "*an em-*" and in line 5, strike "*playee*" and insert "*employees*".

21. In section 25, lines 2 and 3, strike "*community*" and insert "*junior*"; in line 3, after "*and*" insert

"locally operated", and strike *"institutes"* and insert *"schools"*; and in lines 6, 10, 14, 21, 22, 26, 30 and 31, strike *"pension"* and insert *"retirement"*.

22. In section 26, line 3, after *"college"* insert *"or locally operated vocational technical school"*.

23. In section 27, line 1, strike *"a local school"* and insert *"the board of education of any junior college"*; in line 5, strike *"local school district"* and insert *"community college area"*; in line 6, strike *"continue to"*; and in line 7, after *"bonds"* insert *"unless such provisions prohibit redemption by any entity other than the original issuer. If bond provisions prohibit redemption by the community college area, the bonds shall be redemmed by the issuing entity, and an agreement shall be entered into between such entity and the community college area under which the community college area shall compensate the issuing entity for the value of the bonds being redeemed. Such agreement shall be a part of the transfer of assets pursuant to section 14 of this act"*.

24. Insert a new section to be known as section 31 and to read as follows:

"Sec. 31. That section 79-1422, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows: 79-1422. It shall be the duty of the State Board of Vocational Education to adopt the policies to be followed in administering ~~vocational~~ *occupational* education ~~and the Nebraska Vocational Techinical School~~, and to supervise the administration thereof by the assistant commissioner of education, who shall be in charge of vocational education. The board is further authorized and empowered to cooperate, as provided and required by the acts of Congress specified in section 79-1419, with the United States Office of Education in the administration of the provisions of said acts, and to do all things necessary to entitle the state to receive the benefits thereof. The board is further empowered to do all acts and things and to make such rules and regulations as are necessary to properly carry out the aforesaid acts and the provisions of sections 79-1419 to 79-1435.".

25. Renumber original sections 31 to 34 as sections 32 to 35.

26. In renumbered section 32, line 4, after the second comma, insert *"community college,"*; in line 8 after *"giving"* insert *"occupational"*; and strike lines 9

to 12 and show the same as stricken, and insert *"less than baccalaureate level."*; strike line 13 and line 14 through "Classes" and show the same as stricken and insert *"(2) All occupational programs"*; and in lines 17 and 18 strike "local board and the state board" and show the same as stricken, and insert *"agencies involved"*.

27. In renumbered section 34, line 8, strike "adult education" and show the same as stricken.

28. In renumbered section 35, line 1, after the second comma insert *"79-1422,"*.

Mr. Knight offered the following amendment to the Ziebarth amendment, which was adopted:

Sec. 11 (15) strike the word "may" and in lieu thereof insert "shall".

The Ziebarth amendment was adopted as amended.

Mr. Proud offered the following amendment, which was adopted with 19 ayes, 8 nays and 22 not voting:

Strike from Sec. 9 the following language: "(2) The community college board for Community College Area No. 8 shall be the board of education for the Class V school district whose territory comprises the community college area. Notwithstanding the other provisions of this act, the officers of such board of education shall function as the officers of the area board."

Message from the Governor

July 28, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on July 25, 1969 I approved LB 150, LB 286, LB 576, LB 612, LB 663, LB 838, LB 861, LB 890, LB 1181, LB 1256, LB 1269 and LB 1279.

Respectfully,
(Signed) Norbert T. Tiemann
Governor

NTT:sjs

Member Excused

Mr. Keyes asked unanimous consent to be excused tomorrow. No objections. So ordered.

Adjournment

At 3:55 p.m., on a motion by Mr. Hanna, the Legislature adjourned until 9:00 a.m. Tuesday, July 29, 1969.

Hugo F. Srb
Clerk of the Legislature

ONE HUNDRED THIRTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, July 29, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O Lord our God, let the light of Thy Holy Spirit within the minds and hearts of Thy servants in this place of responsibility and decision, that all who sincerely seek the truth may find it, and finding it may follow it, whatever the cost, knowing that it is the truth that makes men free. When we have the truth, let us not hit each other over the head with it, but rather use it as a lamp to light the dark places, in order that we may see where we are going. This we ask in the name of Jesus Christ, our Lord. Amen.

The roll was called and all members were present except Messrs. Bloom, Budd, Burbach, Hasebroock, Holmquist, Keyes, Mahoney, Marvel, Robinson, Skarda, Swanson, Waldron and Mrs. Orme, who were excused.

Corrections for the Journal

Page 3167, line 27, after "32-1102," insert "32-1103,".
Page 3170, lines 7 and 8, delete "material" and insert "materiel".
Page 3184, line 16, correct spelling of *"redeemed"*.
Page 3185, after line 34, insert "Respectfully,".

The Journal for the One Hundred Thirty-fourth Day was approved as corrected.

MOTION—Suspend Rules

Mr. Pedersen moved to suspend the rules and take up LB 172 on Final Reading today.

Mr. Pedersen requested a Call of the House. The Call showed 36 members present.

Mr. Duis moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The original motion lost with 32 ayes, 0 nays and 17 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 201. Replaced on Select File as amended.

E and R amendments to LB 201:

1. In the first line of the Waldo amendments adopted 7/25, strike "amendment 1" and insert "amendments".

2. In the Waldo amendment 1 adopted 7/25, line 9, strike *"said"* and insert *"such"*; and in line 11 strike *"their"* and insert *"its"*.

3. In new section 3, line 24, strike *"said"* and insert *"such"*.

LEGISLATIVE BILL 330. Replaced on Select File as amended.

E and R amendments to LB 330:

1. Strike E & R amendment 12, adopted 6/27/69.

2. Renumber sections 23 and 24 as sections 22 and 23.

LEGISLATIVE BILL 534. Placed on Select File as amended.

E and R amendments to LB 534:

1. In section 3, line 4, strike the first *"and"* and insert *"any"*; and in line 4, strike *"vehicles"* and insert *"vehicle"*.

2. In line 2 of the Reynolds amendment to section 3, line 5, strike the period and insert a period at the end of the line.

3. Strike the Burbach amendment to section 4.

4. In lieu of the standing committee and Reynolds amendments thereto, in section 4, line 1, strike *"white or"*.

5. In standing committee amendment 4, line 7, strike *"their"* and insert *"its"*.

6. In line 5 of the Burbach amendment to section 5, strike *"in"* and insert *"en"*.

7. In section 5, line 12, strike *"recognizing"* and insert *"requesting"*.

8. In section 6, line 2, insert *"or section 8"* after "5"; in line 3 insert *", upon conviction thereof,"* after *"shall"*; and in line 6 strike *"be both so fined and imprisoned"* and insert *"by both such fine and imprisonment"*.

9. In new section 7, line 1, strike *"Sec. 7"* and insert "Sec. 7.".

10. Renumber the section added by the Pedersen amendment as section 8 and in line 1 thereof insert "Sec. 8." before *"No"*.

11. Renumber original section 7 as section 9.

12. In the title, line 6, insert "to provide a short title; to make certain acts unlawful;" after the semicolon.

LEGISLATIVE BILL 686. Placed on Select File as amended.

E and R amendments to LB 686:

1. In lieu of the Carpenter amendment thereto, in section 1, strike lines 6 to 11 and insert "~~however,~~ that all *real and personal property belonging to any such railroad which is not subject to assessment and assessed by the State Board of Equalization and Assessment under section 77-602, and also all* machine *and* repair shops, general office buildings, *and* storehouses, ~~and also all real and personal property outside of right of way and depot grounds, belonging to any such railroad and telegraph companies,~~ shall".

2. For correlation purposes, in line 2 of section 1, insert ", as amended by section 3, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in section 1, strike the stricken matter in line 14.

3. For correlation purposes, in line 1 of section 4 and line 2 of the title, strike "77-601, 77-606," and insert "77-606"; and in section 2, line 2, and the title, line 3, insert ", and section 77-601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

LEGISLATIVE BILL 885. Placed on Select File as amended.

E and R amendments to LB 885:

1. Renumber section 3, added by the Carpenter amendment 3 as section 1, and original section 1 as section 3.

2. In renumbered section 1, line 2, strike "of L.B. 514" and insert ", Legislative Bill 514, Eightieth Session, Nebraska State Legislature, 1969,"; and in line 4 insert "43-504." before "(1)".

3. Capitalization has been supplied to "*State Home*" in line 11 of new section 2.

4. Because of duplication, strike the Carpenter amendments 1 and 2 found on page 3111 of the Legislative Journal.

5. Amend renumbered section 4 to read as follows:

"Sec. 4. That original section 68-1014, Reissue Revised Statutes of Nebraska, 1943, section 68-1022, Revised Statutes Supplement, 1967, and section 43-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 514, Eightieth Session, Nebraska State Legislature, 1969, and also section 68-1011, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

6. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend section 68-1014, Reissue Revised Statutes of Nebraska, 1943, section 68-1022, Revised Statutes Supplement, 1967, and section 43-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 514, Eightieth Session, Nebraska State Legislature, 1969, relating to public welfare; to correct an age; to provide to whom assistance payments may be made; to provide for deficiencies; to repeal the original sections and also section 68-1011, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.".

LEGISLATIVE BILL 574. Placed on Select File as amended.

E and R amendments to LB 574:

1. In section 1, line 186, insert "*set as*" after "rate".

2. In new section 3, line 42, insert an underscored comma after *"subsection"*; and in line 64, insert *"that"* after *"determines"*.

3. Renumber original section 3 as section 4.

4. In the title, strike beginning with "to" in line 5 through the semicolon in line 6.

LEGISLATIVE BILL 363.	Correctly engrossed.
LEGISLATIVE BILL 429.	Correctly engrossed.
LEGISLATIVE BILL 441.	Correctly engrossed.
LEGISLATIVE BILL 466.	Correctly engrossed.
LEGISLATIVE BILL 546.	Correctly engrossed.
LEGISLATIVE BILL 1249.	Correctly engrossed.
LEGISLATIVE BILL 1377.	Correctly re-engrossed.
LEGISLATIVE BILL 442.	Correctly enrolled.
LEGISLATIVE BILL 784.	Correctly enrolled.
LEGISLATIVE BILL 916.	Correctly enrolled.
LEGISLATIVE BILL 1294.	Correctly enrolled.
LEGISLATIVE BILL 1325.	Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Members Excused

Mr. Syas asked unanimous consent to be excused tomorrow and the remainder of the week. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused at 3:15 p.m. today. No objections. So ordered.

Mr. Waldo asked unanimous consent to be excused at 10:00 a.m. No objections. So ordered.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 442 LB 784 LB 916 LB 1294 LB 1325

RESOLUTIONS

LEGISLATIVE RESOLUTION 76.

Mr. Carpenter offered the following amendment:

Strike and insert in lieu thereof the following:

It is therefore resolved by the State Legislature that each county clerk proceed to prominently display current lists of names and amount of payments with regard to recipients of aid to dependent children and assistance to the aged, blind, or disabled along with a copy of section 68-312 to 68-314, Reissue Revised Statutes of Nebraska, 1943.

Mr. Wylie moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The Carpenter amendment was adopted with 19 ayes, 11 nays and 19 not voting.

Mr. Wallwey moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 28 ayes, 1 nay and 20 not voting.

Mr. Carpenter requested a Call of the House. The Call showed 34 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 18:

Batchelder
Carpenter
Clark
Hanna
Klaver
Kokes
Kremer
Moulton
Nore
Pedersen
Reynolds
Schmit
Simpson
Syas
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 17:

Carstens
Craft
Danner
Duis
Elrod
Harsh
Johnson
Kennedy
Knight
Luedtke
Moylan
Proud
Schreurs
Stull
Wallwey
Warner
Wylie

Not voting, 14:

Bloom
Budd
Burbach
Hasebroock
Holmquist
Keyes
Mahoney
Marvel
Orme
Robinson
Skarda
Swanson
Waldo
Waldron

LR 76 was rejected.

UNANIMOUS CONSENT—Introduce New Bill

Speaker Warner asked unanimous consent to introduce a new bill.

Mr. Carpenter objected.

Speaker Warner moved to suspend the rules to introduce a new bill.

Mr. Simpson moved to table the Warner motion until action on LB 1425 has been reconsidered.

The Simpson motion prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 1255. Laid over at the request of Mr. Wylie.

LEGISLATIVE BILL 1298. E and R amendment found in the Legislative Journal for the One Hundred Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1009. E and R amendment found in the Legislative Journal for the One Hundred Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1404. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 827. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1312. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fourth Day were adopted.

Speaker Warner offered the following amendments, which were adopted:

1. In section 9, insert a new subsection to read:

(3) For the purposes of this section, providing locally shall include, but not be limited to, providing money for road purposes through the following; *Provided,* that there shall not be duplication in the following in the determination of the total:

(a) Property taxes levied by action of county and township boards for construction, improvement, maintenance, and repair of roads, bridges, culverts and drainage structures, for curbs, for snow removal, for grading of dirt and gravel roads, for traffic signs and signals, for construction of storm sewers directly related to roads, and property taxes levied for the payment of the principal and interest on general obligation bonds for any of the foregoing;

(b) Contributions received for county road purposes;

(c) Local costs in the acquisition of road right-of-way, including incidental expenses directly related to such acquisition; and

(d) Inheritance taxes allocated for county road purposes.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1314. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fourth Day were adopted.

Speaker Warner offered the following amendments, which were adopted:

1. In section 9, insert a new subsection to read:

(4) For the purposes of this section, provided locally shall include, but not be limited to, money provided for street purposes through the following; *Provided,* that there shall not be duplication in the following in the determination of the total:

(a) Local motor vehicle or wheel taxes;

(b) Property taxes levied by action of the local governing body for construction, improvement, maintenance, and repair of streets and bridges, for curbs, for snow removal, for street cleaning, for grading of dirt and gravel streets and roads, for traffic signs and signals, for construction of storm sewers directly related to streets, and property taxes levied for the payment of the principal and interest on general obligation bonds for any of the foregoing;

(c) Special assessments levied for street paving or improvement districts; and

(d) Local costs in the acquisition of street right-of-way, including incidental expenses directly related to such acquisition.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1216. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fourth day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 766. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1197. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1148. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 216. Mr. Ziebarth offered the following amendments, which were adopted:

Add two new sections.

Section 2. Out of funds appropriated from the General Fund there shall be paid, on or before the first day of January, April, July and October of each year, to each area vocational technical school organized and operating under the provisions of Chapter 79, article 14, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto fifteen dollars per semester or equivalent period for each student instructional hour, no assistance shall be provided for avocational or recreational courses. For the purposes of this section, weekly instructional hour shall mean one hour of instructional activity under the supervision of a qualified instructor, and may include not more than ten minutes time for transfer of classes or other breaks in the instructional activity. The state board shall prescribe rules and regulations for allocation of the fund.

Section 3. The chief executive officers of each area vocational technical school shall on or before the second Monday in December, March, June and September of each year, certify to the Commissioner of Education the number of class hours enrolled by Nebraska resident students during the preceding school quarter. If the commissioner finds such certificate to be correct, he shall certify the amount of payment due to each area vocational school to the Director of Administrative Services. The director shall draw a warrant on the state treasury in favor of the various area vocational technical schools for the amount so certified. If the amount appropriated for this purpose is insufficient to pay the full aggregate amount so certified, the funds shall be distributed pro rata among the schools entitled thereto.

Advanced to E and R for engrossment.

Mr. Carpenter moved to bracket the bill on Final Reading until LB 979 is acted upon.

The motion prevailed.

LEGISLATIVE BILL 334. Advanced to E and R for engrossment.

LEGISLATIVE BILL 347. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 418. E and R amendment found in the Legislative Journal for the One Hundred Thirty-fourth Day was adopted.

Advanced to E and R for engrossment.

MOTION—Unbracket LB 950

Mr. Carstens moved to unbracket LB 950 and return it to Select File for the following specific amendment:

1. In new section 3, strike lines 1 and 2 and insert:

"Sec. 3. Within thirty days following receipt of such certification, the Governor shall authorize such judge or judges to appoint a public defender for the district.",

2. Add new section to read:

"Sec. 11. The provisions of this act shall become operative in those judicial districts having a county public defender on January 1, 1971.".

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 950. The Carstens specific amendment found in this Day's Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 1307 to Select File

Mr. Carstens moved to return LB 1307 to Select File for the following specific amendment:

1. Strike original section 3 and amendments thereto and insert the following:

"Sec. 3. *The Governor shall appoint and fix the salary of the Director of Corrections, who shall serve at the pleasure of the Governor.*".

2. In section 15, strike lines 1 to 6 and amendments thereto and insert the following:

"Sec. 15. *(1) When the conduct, behavior, mental attitude and conditions indicate that a person committed to the division and the general society of the state will be benefited, and there is reason to believe that the best interests of the people of the state and the person committed to the division will be served thereby, in that order, and upon the recommendation of the Board of Parole in the case of each committed offender, the Director of Corrections may authorize such person, under prescribed conditions, to:*".

Mr. Knight offered the following amendment to the Carstens amendment:

Strike the first amendment.

The Chair ruled the Knight motion out of order and that a division of question was in order.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Section 1 of the Carstens specific amendment was rejected with 8 ayes, 13 nays and 28 not voting.

Section 2 of the Carstens specific amendment was adopted with 25 ayes, 0 nays and 24 not voting.

The Carstens motion prevailed with 26 ayes, 1 nay and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 1307. The Carstens specific amendment, as amended, was adopted.

Re-advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket Bills

Mr. Carpenter asked unanimous consent to unbracket all the highway bills on E and R Final and expedite. No objections. So ordered.

MOTION—Suspend Rules

Mr. Pedersen moved to suspend the rules that each senator who is the principal sponsor of one or more bills presently on General File as of July 29, 1969, choose the bill or bills of which he or she is the principal sponsor, not to exceed two, that he or she considers of first priority to continue the sponsorship of, and to indefinitely postpone the remaining bills not chosen for continued sponsorship; that each senator indicate to the Speaker in writing on July 31, 1969 at not later than 9:00 a.m. on that date the bills so chosen for continued support and the remaining bills not chosen shall be considered indefinitely postponed on that date.

Mr. Stull offered the following amendment to the Pedersen motion; which was adopted:

Amend Pedersen's motion to exclude retirement bills.

Mr. Carpenter offered the following amendment to the Pedersen motion, which was adopted:

Include all committee bills unless sponsored by some member of the legislature within the limit of 2 bills to each Senator.

Mr. Wallwey offered the following amendment to the Pedersen motion, which was adopted:

Add the following: No member of this body may introduce more than one resolution for the remainder of the session.

Mr. Wylie moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Mr. Pedersen asked unanimous consent to withdraw his motion.

Mr. Syas objected.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 21:

Batchelder
Carpenter
Carstens
Clark
Danner
Hanna
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Pedersen
Schreurs
Stull
Syas
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 10:

Craft
Elrod
Harsh
Johnson
Moulton
Moylan
Proud
Simpson
Warner
Wylie

Not voting, 18:

Bloom
Budd
Burbach
Duis
Hasebroock
Holmquist
Keyes
Mahoney
Marvel
Nore
Orme
Reynolds
Robinson
Schmit
Skarda
Swanson
Waldo
Waldron

The Pedersen motion lost.

Presented to the Governor

Presented to the Governor for approval on July 29, 1969 at 8:29 a.m.: LB 1323 LB 945 LB 580 LB 570

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1299. Correctly engrossed.

LEGISLATIVE BILL 1296. Correctly engrossed.

LEGISLATIVE BILL 1302. Correctly engrossed.

LEGISLATIVE BILL 949. Correctly engrossed.

LEGISLATIVE BILL 1301. Correctly re-engrossed.

LEGISLATIVE BILL 1303. Correctly engrossed.

LEGISLATIVE BILL 1300. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

GENERAL FILE

LEGISLATIVE BILL 979. Considered.

Mr. Stull moved to reconsider action on the Harsh amendment as amended.

Mr. Wylie moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Wylie requested a Call of the House. The Call showed 31 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Mr. Stull requested a record vote.

Voting in the affirmative, 17:

Batchelder
Carstens
Clark
Danner
Duis
Hanna
Harsh
Johnson
Kokes
Nore
Proud
Schreurs
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 16:

Carpenter
Elrod
Kennedy
Klaver
Knight
Kremer
Luedtke
Moulton
Moylan
Pedersen
Reynolds
Simpson
Stull
Syas
Warner
Ziebarth

Not voting, 16:

Bloom
Budd
Burbach
Craft
Hasebroock
Holmquist
Keyes
Mahoney
Marvel
Orme
Robinson
Schmit
Skarda
Swanson
Waldo
Waldron

The motion lost.

Member Excused

Mr. Duis asked unanimous consent to be excused this afternoon. No objections. So ordered.

Recess

At 11:54 a.m., on a motion by Mr. Simpson, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members wre present except Mr. Duis who was excused until 3:30 p.m.; Messrs. Bloom, Budd, Burbach, Hasebroock, Holmquist, Keyes, Klaver, Mahoney, Marvel, Robinson, Skarda, Swanson, Waldo, Waldron, and Mrs. Orme, who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1298. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

GENERAL FILE

LEGISLATIVE BILL 979. Considered.

Mr. Batchelder moved to indefinitely postpone.

The motion lost with 9 ayes, 15 nays and 25 not voting.

Mr. Knight offered the following amendment:
I move to strike Section 3 of LB 979 and in lieu thereof insert the following:

Section 3. The State of Nebraska is hereby divided into six community college districts as follows:

(1) District No. 1 shall consist of the counties of Sioux, Dawes, Box Butte, Sheridan, Scottsbluff, Banner, Morrill, Garden, Kimball, Cheyenne, and Deuel;

(2) District No. 2 shall consist of the counties of Cherry, Keya Paha, Brown, Rock, Grant, Hooker, Thomas, Blaine, Loup, Arthur, McPherson, Logan, Custer, Keith, Perkins, Lincoln, Dawson, Chase, Hayes, Frontier, Gosper, Dundy, Hitchcock, Red Willow, and Furnas;

(3) District No. 3 shall consist of the counties of Sherman, Howard, Merrick, Polk, Buffalo, Hall, Hamilton, York, Phelps, Kearney, Adams, Clay, Fillmore, Harlan, Franklin, Webster, Nuckolls, and Thayer.

(4) District No. 4 shall consist of the counties of Saunders, Lancaster, Cass, Otoe, Gage, Johnson, Nemaha, Pawnee, Richardson, Butler, Seward, Saline and Jefferson;

(5) District No. 5 shall consist of the counties of Washington, Douglas, and Sarpy; and

(6) District No. 6 shall consist of the counties of Boyd, Holt, Knox, Cedar, Dixon, Dakota, Garfield, Wheeler, Antelope, Pierce, Wayne, Thurston, Madison, Stanton, Cuming, Burt, Valley, Greeley, Boone, Nance, Platte, Colfax, and Dodge.

Each of such districts shall be a political sub-division of the state and shall be known as Community College District No.______________.

Mr. Kokes offered the following amendment to the Knight amendment which was adopted with 20 ayes, 0 nays and 29 not voting:

Amend the Knight amendment to remove Valley and Greeley County from Area 6 and include them in District 3.

The Knight amendment as amended was adopted with 18 ayes, 5 nays and 26 not voting.

Advanced to E and R for review with 22 ayes, 1 nay and 26 not voting.

UNANIMOUS CONSENT—Order of Business

Mr. Carpenter asked unanimous consent to place LB 1367, LB 1433 and LB 1395 at the head of General File.

Mr. Pedersen objected.

Mr. Carpenter moved to place LB 1433 at the head of General File.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Wylie Presiding

GENERAL FILE

LEGISLATIVE BILL 1433. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 205. Considered.

Mr. Syas asked unanimous consent to hold the bill in its present position until August 4. No objections. So ordered.

Visitors

Speaker Warner introduced Allan Erikson, political secretary of the Moderate Coalition Party in Sweden.

Mr. Wallwey introduced Mr. and Mrs. Carl M. Anderson from Hubbard, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 538. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were offered.

Mr. Pedersen offered the following amendment to the Standing Committee amendments, which was adopted:

Amend the Standing Committee amendment to LB 538 by inserting in Section 1, line 7 the words:

"a course in practical nursing may also be offered at the educational institution referred to in this section."

Insert in Section 2, line 5 after the word "year" the words:

", and the sum of one hundred dollars for each student enrolled in a six week course, or less, offered in practical nursing,"

Insert in subsection (2) of Section 2, line 11, after the words: "nursing" the words: *"or practical nursing"*.

Mr. Carpenter offered the following amendments, which were adopted:

Amend the Bill by striking Sections 1 through 5 and inserting the following:

"Section 1. That section 71-1,132.05 Reissue Revised Statute of Nebraska, 1943, as amended, be amended to read as follows:

71-1,132.05. *(a)* As used in sections 71-1,132.04

to ~~71-1,132.42~~ *71-1,132.36,* unless context otherwise requires:

(1) Executive director shall mean the executive director of the Board of Nursing;

(2) Board shall mean the Board of Nursing;

(3) Practice of professional nursing shall mean the performance of any professional services requiring the application of principles of biological, physical, or social sciences and nursing skills in the care of the sick, in the prevention of disease, or in the conservation of health; and

(4) Practice of practical nursing shall mean the performance of services and nursing skills in the care of the sick, in the prevention of disease, or in the conservation of health, not involving the specialized education, knowledge, and skill required in professional nursing.

(b) As used in sections 71-1,132.37 to 71-1,132.42, unless context otherwise requires:

(1) Department shall mean Department of Health;

(2) Board shall mean Board of Examiners of Practical Nursing;

(3) Practice of practical nursing shall mean the performance of services and nursing skills in the care of the sick, in the prevention of disease, or in the conservation of health, not involving the specialized education, knowledge, and skill required in professional nursing.

Section 2. That section 71-1,132.07 Reissue Revised Statutes of Nebraska, 1943, as amended, be amended to read as follows:

71-1,132.07. There is hereby established a board, to be known as the Board of Nursing, which shall consist of ~~four~~ *five* professional nurse members, ~~and one practical nurse member~~ appointed by the Governor; Provided, that the present members of the board shall serve as members of said board until the expiration of their respective terms or until their successors have been appointed. All congressional districts shall be represented on the board, and each member shall have been a bona fide resident of the congressional district from which he is appointed for a period of at least one year prior to the time of the appointment of such member. The term of office for members of the board shall be four years. On expiration of the term of any member, the Nebraska State Nurses' Association ~~or the Practical Nurse Association of Nebraska, as the case may be~~, shall submit to the

Governor a list of three members qualified to serve. Appointments shall be made from this list on or before December 1 of each year. ~~One professional nurse~~ *At least one* member shall be appointed each year. Vacancies occurring on the board shall be filled for the unexpired terms by appointments made by the Governor from nominations submitted by the Nebraska State Nurses' Association ~~or the Practical Nurse Association of Nebraska, as the case may be~~. The board shall be furnished suitable space in the capitol building. The Governor may remove any member from the board as provided in Article IV, section 12, of the Constitution of the State of Nebraska.

Section 3. That section 71-1,132.08 Reissue Revised Statute of Nebraska, 1943, as amended, be amended as follows:

71-1,132.08. Each professional nurse member of the board shall be a citizen of the United States; be a resident of this state; have completed at least an approved four-year high school course of study; have graduated from an accredited school of nursing; have graduated from a recognized college; be licensed as a registered nurse in this state; and have had at least five years successful experience since graduation in any one or any combination of the following fields: Administration in schools of nursing; teaching in schools of nursing; public health nursing in an agency affiliated with a school of nursing; and shall have been actively engaged in nursing for at least three years immediately preceding appointment. ~~Each practical nurse member of the board shall be a citizen of the United States; be a resident of this state; have completed at least four years of high school study; be licensed as a licensed practical nurse in this state; and shall have been actively engaged in practical nursing for at least three years immediately preceding appointment. The practical nurse member of the board shall serve as a member of the board only in matters involving the licensure of practical nurses.~~

Section 4. That section 71-1,132.11 Reissue Revised Statute of Nebraska, 1943, as amended, be amended to read as follows:

71-1,132.11. The board is authorized to adopt and, from time to time, revise such rules and regulations consistent with the provisions of sections 71-1,132.04 to ~~71-1,132.42~~ *71-1,132.36* as may be necessary to carry into effect the provisions thereof. All such rules and regulations shall be published and distributed. All fees not specified by law shall be approved by the Attorney General. The board shall:

(1) Prescribe minimum curriculum and standard for programs of nursing education preparing nurses for licensure under the provisions of sections 71-1,132.04 to ~~71-1,132.42,~~ *71-1,132.36;*

(2) Establish rules, regulations and procedures for approving, classifying and accrediting schools of ~~practical~~ and professional nursing taking into consideration the administrative and organizational pattern of the school, the curriculum and program of studies, the number and selection of students, the student personnel services including housing, the guidance and health services, the number and preparation of faculty in relation to the curriculum and enrollments, the instructional materials and equipment, the instructional facilities including clinical resources and library facilities and materials, and the health and safety factors in residence halls, education buildings and clinical facilities;

(3) Provide for surveys of such programs at such time as it may deem necessary;

(4) Accredit such programs as meet the requirements of the provisions of sections 71-1,132.04 to ~~71-1,132.42~~ *71-1,132.36* and of the board;

(5) Evaluate and approve courses for affiliation;

(6) Examine, license, and renew the license of duly qualified applicants;

(7) Conduct hearings upon charges of suspension or revocation of a license;

(8) Have power to issue subpoenas and compel the attendance of witnesses and administer oaths to persons giving testimony at hearings;

(9) Cause the prosecution of all persons violating the provisions of sections 71-1,132.04 to ~~71-1,132.42~~ *71-1,132.36* and have power to incur the necessary expense therefor; and

(10) Keep a record of all its proceedings and make an annual report to the Governor.

The board shall appoint a qualified person to serve as executive director to the board, and shall fix his compensation and define his duties. Such executive director shall not be a member of the board. It shall employ such other persons as may be necessary to carry on the work of the board. The executive director shall meet all the academic and professional qualifications for board members and shall have had at least two years of experience in nursing school administration or teaching preceding the time of the appointment. The director shall furnish bond, in the penal sum of five thousand dollars, running to the State of Nebraska, conditioned upon the faithful performance of his duties.

Section 5. That section 71-1,132.37 Reissue Revised Statute of Nebraska, 1943, as amended, be amended as follows:

71-1,132.32. *No person shall practice as a licensed practical nurse in this state unless he or she shall have obtained from the Department of Health a license for that purpose.* An applicant for a license to practice as a licensed practical nurse shall file with the ~~board~~ *Department of Health* a written application for a license and submit satisfactory proof that the applicant:

(1) Is a citizen of the United States or has made legal application to become a citizen;

(2) Is eighteen years of age or more;

(3) Is of good moral character;

(4) Has completed two years of high school study or its equivalent as determined by the ~~board,~~ *Department,* but exceptions shall be made for individuals who are over forty years of age and who have completed eight grades of elementary school; and,

(5) Has completed the basic curriculum in an accredited school of practical nursing approved by the ~~board~~ *Department* and holds a diploma therefrom; Provided, that for a period of one year from September 18, 1955, an applicant who is otherwise qualified may be licensed who has had a minimum course of one year in practical nursing which meets the standards laid down by the ~~board,~~ *Department,* or has successfully completed an extension course in practical nursing which has been approved by the ~~board,~~ *Department,* together with a minimum of three years of generalized practical nursing experience in a home, hospital, or health agency, under the supervision of a duly licensed physician or registered professional nurse.

For the purpose of giving examinations to and determining the qualifications of applicants for licenses to practice as a licensed practical nurse, the Department shall appoint a Board of Examiners in Practical Nursing. Appointment to this Board, qualifications of members of the Board, Board functions and duties and compensation of Board members for performing duties as such shall be governed by the provisions of sections 71-111 to 71-138.

Licenses issued under the provisions of sections

71-1,132.37 to 71-1,132.42 are subject to revocation or suspension for reasons set forth in sections 71-1,132.29 to 71-1,132.30. The procedure for revoking or suspending license so issued shall be the same as that provided for revoking or suspending other licenses under the provisions of sections 71-149 to 71-161.

Section 6. That section 71-1,132.38 Reissue Revised Statute of Nebraska, 1943, as amended, be amended as follows:

71-1,132.38. The applicant shall be required to pass such written examinations in such subjects as the ~~board~~ *Department* may determine. Notice of said examination of practical nurses shall be published at least thirty days prior to the date of examination in such manner as the board may determine. Upon passing such examination, the ~~board~~ *Department* shall issue to the applicant a license to practice nursing as a licensed practical nurse.

Section 7. That section 71-1,132.39 Reissue Revised Statutes of Nebraska, 1943, as amended, be amended as follows:

71-1,132.39. The ~~board~~ *Department* may issue a license to practice nursing as a licensed practical nurse without examination to an applicant who has been duly licensed as a licensed practical nurse under the laws of another state or territory if, in the opinion of the ~~board,~~ *Department,* the applicant meets the qualifications required of licensed practical nurses in this state.

Section 8. That section 71-1,132.40 Reissue Revised Statutes of Nebraska, 1943, as amended, be amended as follows:

71-1,132.40. The applicant, applying for a license to practice as a licensed practical nurse, shall pay a fee of twenty-five dollars to the ~~board~~ *Department,* to be included with the application as required by section 71-1,132.37.

Section 9. That section 71-1,132.42 Reissue Revised Statutes of Nebraska, 1943, as amended, be amended as follows:

71-1,132.42. Any person violating the provisions of sections 71-1,132.37 to 71-1,132.41 shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than twenty-five dollars nor more than one hundred dollars, or imprisoned in the county jail not more than ninety days. Each subsequent offense shall be punishable by a fine of not less than two hundred dollars nor more than five hundred dollars, or imprisonment in the county jail not more than six months, or by both such a fine and imprisonment. Upon the request of the ~~board~~ *Department*, the Attorney General shall institute, in the name of the state, the proper proceedings against any person regarding whom a complaint has been made, charging him with the violation of any of the provisions of sections 71-1,132.37 to 71-1,132.41. The county attorney at the request of the Attorney General or of the ~~board~~ *Department*, shall appear and prosecute such action when brought in his county.

Section 10. Each junior college established and operating pursuant to Chapter 79, article 16, Reissue Revised Statutes of Nebraska, 1943, as amended, may offer a two-year course in professional nursing and/or practical nursing. The University of Nebraska and each of the state colleges may offer a four-year course in professional nursing leading to a baccalaureate degree and may offer a two year course in professional and/or practical nursing.

Section 11. Any student enrolled in a full-time course in professional or practical nursing in any of the institutions referred to in section 10 of this act shall be eligible for a grant of assistance of not less than six hundred dollars for each school year if the following conditions are met:

(1) The institution is license pursuant to sections 71-1,132.04 to 71-1,132.42, Reissue Revised Statutes of Nebraska, 1943, as amended;

(2) The institution has at least twelve students enrolled in a full-time course in professional or practical nursing;

(3) The student is domiciled in Nebraska as provided in section 85-502, Reissue Revised Statutes of Nebraska, 1943; and

(4) The student has satisfied requirements for admission and enrolled in the institution, or has maintained the minimum standards required by the institution for continuance in the institution.

Section 12. Assistance grants pursuant to section 11 of this act shall be made directly to the institution and used by the institution to defray the costs of the student's tuition, fees, and other expenses.

Section 13. Applications by institutions for assistance for their students pursuant to this act shall be made to the Commissioner of Education, who shall promulgate such rules and regulations as are necessary to carry out the provisions of this act. Payments to the institutions shall be made by the Commissioner of Education from funds appropriated therefor when the commissioner is satisfied that the conditions of this act and the rules and regulations adopted pursuant thereto have been met. If appropriations are not sufficient to provide the full level of assistance authorized by this act, the commissioner shall prorate such assistance on the basis of the total number of students eligible for assistance pursuant to this act."

Mr. Harsh offered the following amendment, which was adopted:

Sec. 2, line 6 be amended *"The State Board of Education"* and strike rest of the section.

Mr. Johnson offered the following amendment, which was adopted:

Add the emergency clause.

Mr. Pedersen offered the following amendment, which was adopted with 13 ayes, 6 nays and 30 not voting:

Line 3, Section 10 insert "area trade schools and State supported trade schools".

Mr. Carpenter offered the following amendment, which was adopted:

Sec. 11, line 4 strike "less" and insert "more".

Advanced to E and R for review with 20 ayes, 0 nays and 29 not voting.

Member Excused

Mr. Batchelder asked unanimous consent to be excused at 3:20 p.m. for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 177. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

LEGISLATIVE BILL 932. The Chair ruled that the bill should be placed at the bottom of General File.

Mr. Duis Presiding

LEGISLATIVE BILL 438. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were offered.

Mr. Pedersen asked unanimous consent to have all the proposed amendments printed in the Journal. No objections. So ordered.

Mr. Pedersen proposed the following amendment:

Amend LB 438 by striking standing committee amendment and insert in lieu thereof the following:

Section 1. That section 79-1254, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1254. The original contract of employment with a superintendent or a teacher and a school board or board of education of a Class I, II, III, or VI district shall require the sanction of a majority of the members of the board. Any contract of employment between a teacher who holds a certificate which is valid for a term of more than one year and a Class I, II, III, or VI district shall be deemed renewed and shall remain in full force and effect until a majority of the members of the board vote on or before April 1 to terminate the contract at the close of the contract period. Provided, that the secretary of the board shall, not later than April 15, notify each teacher in writing of any amendments to his contract ~~or the termination of his contract; and provided further, that a teacher whose contract is terminated shall have the right to file a written request with the board of education for a hearing before the board. Such request shall be filed within fifteen days after receipt of the notice of termination and such request shall be granted by the school board of board of education. After such hearing a written statement as to the termination shall be given if requested by the teacher;~~ and *Provided further, that a teacher whose contract is to be considered for termination, shall be notified in person or by registered mail, stating reasons for such termination at least fifteen days prior to the board of education action. Any teacher so notified shall have the right to file, within ten days of the receipt of such notice, a written request with the board of education for a hearing before the board prior to any action by the board of education.* Any superintendent or teacher whose contract is amended or automatically renewed according to the provisions of this section shall file written notice with the secretary of the board within fifteen days after receiving such notice of his acceptance of the amendments to or renewal of such contract, and failure to file such notice shall be regarded as conclusive evidence of his nonacceptance of the amendments to or renewal of his contract. No member of the school board or board of education may cast a vote in favor of the election of any teacher when such member of the board is related by blood or marriage to such teacher.

Mr. Hanna proposed the following amendment:

Amend LB 438 by striking Class I, II and VI from lines 5 and 9 in Section 1; and Class I, II and VI in line 2, Section 2.

Mrs. Orme proposed the following amendment:

1. Insert a new section to be known as section 3 and to read as follows:

"Sec. 3. That section 79-1256, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1256. All teachers, as defined in section 79-1255, in the public schools in fourth and fifth class school districts shall, upon first employment, be classified as probationary teachers and be deemed to be in a probationary period, ~~during which period any annual contract with any such teacher may or may not be renewed as the employing school board shall see fit. After a probationary teacher has once been elected to a position by the school board, such person shall be deemed to be reelected under the same contract until a majority of the members of the school board vote, on or before April 1 of any year, to terminate the contract at the close of the contract period or until the contract is superseded by a new contract mutually agreed to by the school board and the teacher. Any such probationary teacher whose contract is automatically renewed according to the aforesaid provision shall file written notice with the secretary of the board within fifteen days thereafter of his acceptance of the renewed contract, and failure to file such notice shall be regarded as conclusive evidence of his nonacceptance of the contract.~~ *Termination of the contract of any such probationary teacher shall be subject to the same provisions as provided for teachers in Class I, II, III, or VI districts pursuant to sections 1 and 2 of this act.*".

Mr. Carpenter moved to have the bill passed over and placed at the bottom of General File.

The motion prevailed.

UNANIMOUS CONSENT—Print in Journal

Mr. Wenzlaff asked unanimous consent to have the Attorney General's opinion on LB 6 printed in the Journal. No objections. So ordered.

July 29, 1969

Senator Theodore C. Wenzlaff
Nebraska State Legislature
State House
Lincoln, Nebraska

Dear Senator:

This is in reply to your question concerning L. B. 6, which in its present form would amend section 71-1325. You inquire as to constitutionality, but we find it impossible to get to that question because in our opinion if it is passed in its present form it will not accomplish any change whatever in the existing law. A "Jewish funeral chapel" as defined in subsection (3) of the amendment would still fall within the definition contained in subsection (2). Also, establishments defined in subsection (2) would come within subsection (3), unless there are unusual factual circumstances present.

We have only hearsay information on the purpose of the present amendment to L. B. 6, and based on that information we would have to say that amendments to other sections would be required to accomplish the purpose. If such amendments are prepared, we would be glad to check them to give an opinion as to whether they would be a legally acceptable exception to the chapter dealing with funeral directors and undertakers, which presumably was enacted under the legislative power to provide for the public health and welfare.

Very truly yours,

(Signed) Clarence A. H. Meyer
Attorney General

CAHM: dnj

Adjournment

At 3:56 p.m., on a motion by Mr. Danner, the Legislature adjourned until 9:00 a.m., Wednesday, July 30, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED THIRTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, July 30, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, before we become involved in the routine of the day, we pause to seek Thy help. Experienced in the ways of men, we know all too little of the ways of God. But Thou knowest us, each one of us, by name and by our needs. Turn our wayward minds and hearts to Thee. Forgive the faults and failures of the past and set us free from them. Forgive our failure to apply to ourselves the standards of conduct we demand of others. Forgive our slowness to see the good in our fellows and to see the evil in ourselves. In our differences may we be kind; in our agreements may we be humble, that Thy will may be done in us and through us in our beloved state. For Jesus' sake. Amen.

The roll was called and all members were present except Mr. Bloom who was excused until 9:45 a.m.; Miss Reynolds who was excused until 10:00 a.m.; Mr. Whitney, who was excused until 9:15 a.m.; and Messrs. Budd, Burbach, Hasebroock, Holmquist, Mahoney, Pedersen, Robinson, Skarda, Syas, Waldron and Mrs. Orme, who were excused.

Corrections for the Journal

Page 3187, after line 27, insert "The Journal for the One Hundred Thirty-fourth Day was approved as corrected."

Page 3195, after line 28, insert "Add two new sections.".

Page 3198, line 6, correct spelling of "ayes".

Page 3201, line 13, delete "Duis,".

Page 3201, line 23, delete "list" and insert "lost".

Page 3203, line 29, delete "to the Stand-" and line 30, delete "ing Committee amendments".

Page 3210, line 30, delete "23" and insert "20" and delete "26" and insert "29".

The Journal for the One Hundred Thirty-fifth Day was approved as corrected.

Message from the Governor

July 29, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on July 28, 1969 I approved LB 855 and on July 29, 1969 I approved LB 521, LB 570, LB 580, LB 945 and LB 1323.

(Signed) Norbert T. Tiemann, Governor

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1307. Replaced on Select File as amended.

E and R amendments to LB 1307:

1. In line 1 of the Carstens amendment adopted 7/29/69, strike "6" and insert "5".

2. Add a new section to read:

"Sec. 88. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In line 14 of E & R amendment 22, adopted 7/25/69, insert "; and to declare an emergency" after "1969".

4. In the title, line 21, strike "and".

LEGISLATIVE BILL 950. Replaced on Select File as amended.

E and R amendments to LB 950:

1. In new section 11, line 2, insert "on January 1, 1971," after "operative"; and in line 3 strike "on January 1, 1971".

2. In the title, line 3, insert "; and to provide an operative date" after "prescribed".

(Signed) Wayne W. Ziebarth, Chairman

BILLS ON FINAL READING

The following bills were read and placed upon final passage:

LEGISLATIVE BILL 172.

A BILL FOR AN ACT to amend sections 43-612, 43-613, 43-614, 43-615, and 43-628, Reissue Revised Statutes of Nebraska, 1943, relating to trainable mentally retarded children; to redefine terms; to provide for education of such a child as prescribed; to provide for educational service unit programs as prescribed; to provide for funds and the distribution thereof; to provide for rules and regulations; to provide an operative date; and to repeal the original sections, and also section 79-492.01, Revised Statutes Supplement, 1967.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Batchelder
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Proud
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 14:

Bloom
Budd
Burbach
Hasebroock
Holmquist
Kokes
Mahoney
Orme
Pedersen
Reynolds
Robinson
Skarda
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1424. Laid over until Tuesday, August 5 at the request of Mr. Danner.

RESOLUTIONS

LEGISLATIVE RESOLUTION 77. Re: Power of Eminent Domain for State Agencies

Introduced by Claire W. Holmquist, 16th District.

WHEREAS, various agencies and political subdivisions of the State of Nebraska have been granted the authority to exercise the power of eminent domain; and

WHEREAS, different procedures and methods for exercising such power have been prescribed by statute for the various agencies and political subdivisions; and

WHEREAS, it would be beneficial to the Legislature to review the existing grants of authority to exercise the power of eminent domain and to have current information on the agencies and subdivisions which have been granted such power.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study the exercise of the power of eminent domain, such study to determine all agencies and political subdivisions which have been granted such power, the methods provided by law for the exercise of such power, and the extent to which it has been exercised.

2. That the committee report its findings and any recommendations for changes to the Legislative Council and the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

SELECT FILE

LEGISLATIVE BILL 1255. Bracketed at the request of Mr. Wylie.

LEGISLATIVE BILL 201. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 330. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 534. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fifth Day were adopted.

Speaker Warner offered the following amendment, which was adopted:

Amend section 4 by adding, "All rural mail carriers display amber flashing lights on top of automobile."

Advanced to E and R for engrossment.

LEGISLATIVE BILL 686. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fifth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 885. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fifth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Insert a new section to be numbered 4.

Sec. 4. That section 43-514, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-514. Payments of assistance with respect to any dependent child shall be made to any person or persons in whose home the residence of such child is maintained. The county of such home shall be deemed the county of such child's residence and legal settlement for the purpose of sections 43-501 to 43-527 and 68-1018 to 68-1025.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 574. E and R amendments found in the Legislative Journal for the One Hundred Thirty-fifth Day were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

Mr. Carstens offered the following amendment, which was adopted with 27 ayes, 0 nays and 22 not voting:

1. In section 1, strike line 1 and insert:

"Section 1. *The Youth Diagnostic and Rehabilitation Center,*".

2. Strike sections 2 to 4 and insert:

"Sec. 2. *(1) The juvenile court may commit any boy to the Youth Diagnostic and Rehabilitation Center upon the same terms and conditions and subject to all provisions of law as govern boys committed to the Boys' Training School.*

(2) The juvenile court may, without formal commitment, refer any boy found in need thereof to the Youth Diagnostic and Rehabilitation Center for detention for purposes of observation, testing, and examination, both mental and physical.

Sec. 3. *Each boy at the Youth Diagnostic and Rehabilitation Center, whether committed or referred, shall be subjected to such observation, testing, and examination, both mental and physical, as shall be necessary to ascertain the reasons for his antisocial attitudes and conduct and to indicate a program designed to be followed in order to accomplish his rehabilitation and permit his return to society free of his antisocial attitudes and conduct, which program shall be carefully followed.*

Sec. 4. *All appropriate state agencies, specifically including the Nebraska Psychiatric Institute, the University Hospital, and any agency providing psychiatric or psychological services shall cooperate with and assist the Youth Diagnostic and Rehabilitation Center in the performance of its duties.*

Sec. 5. *(1) Any boy committed to the Youth Diagnostic and Rehabilitation Center may be released therefrom upon the same terms and conditions and subject to all provisions of law as govern the release of boys committed to the Boys' Training School.*

(2) Any boy referred to the Youth Diagnostic and Rehabilitation Center may be released therefrom upon order of the court by which he was referred or when the purposes of his referral have been accomplished.".

3. Renumber original section 5 as section 6; strike the new matter in line 10 thereof; and in line 13, strike the new matter and insert *"; and (13) Youth Diagnostic and Rehabilitation Center"*.

4. Strike original section 6.

5. In section 7, strike the new matter in lines 5 and 6 and insert *", the Youth Diagnostic and Rehabilitation Center"*.

6. Strike sections 8 to 19 and insert:

"Sec. 8. That original sections 83-107.01 and 83-108, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 818. Considered.

Mr. Carpenter moved to indefinitely postpone.

The motion prevailed with 23 ayes, 3 nays and 23 not voting.

LEGISLATIVE BILL 850. Reading waived. Explained.

Speaker Warner Presiding

Standing Committee amendment found in the Legislative Journal for the Sixty-eighth Day was adopted.

Mr. Knight offered the following amendment to the Standing Committee amendment:

1. In Standing Committee amendment 1, line 18, insert *"; and provided further, that it shall be unlawful for any nonprofit corporation, whether organized under the laws of this state or any other state or government doing business in this state, to give or contribute any money, property, transportation, help, or assistance in any manner or form to any political party, candidate for any civil office, political organization, or committee, or individual, to be used or expended for any political purposes, and it shall be unlawful for any officer, agent, or servant of any such corporation to participate in any of such prohibited acts"* after "given", and line 19 insert *"or nonprofit corporation"* after "corporation".

Mr. Simpson requested a record vote.

Voting in the affirmative, 20:

Batchelder
Carpenter
Clark
Craft
Hanna
Harsh
Johnson
Kennedy
Knight
Kokes
Kremer
Moulton
Proud
Stull
Swanson
Waldo
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 15:

Carstens
Danner
Elrod
Keyes
Klaver
Luedtke
Moylan
Nore
Reynolds
Schmit
Schreurs
Simpson
Wallwey
Wylie
Ziebarth

Not voting, 14:

Bloom
Budd
Burbach
Duis
Hasebroock
Holmquist
Mahoney
Marvel
Orme
Pedersen
Robinson
Skarda
Syas
Waldron

The Knight amendment was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

Members Excused

Mr. Carpenter asked unanimous consent to be excused at 10:45 a.m. until 2:00 p.m. No objections. So ordered.

Mr. Johnson asked unanimous consent to be excused this afternoon. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 642. Considered.

Mr. Knight offered the following amendment, which was adopted:

1. In section 2, after line 57, add a new subsection to read as follows:

"(e) For the purposes of this section failure
of the United States mails to return a letter, duly deposited
therein, first class postage prepaid, to the last-known
address of an owner of tangible or intangible property
shall be deemed correspondence in writing and shall be

sufficient to overcome the presumption of abandonment
created herein. A memorandum or writing on file with such
bank or financial organization shall be sufficient to
evidence such failure.".

Mr. Carstens offered the following amendment, which was adopted:

1. In section 1, lines 30 and 31 strike "government or
political subdivision, public corporation, public authority,".

2. Strike section 8 and renumber original sections 9 to
30 as sections 8 to 29 respectively.

Mr. Carstens offered the following amendment, which was adopted:

1. In section 2, line 1 insert "in excess of fifty
dollars" after "property".

2. In section 3, line 1 insert "in excess of fifty
dollars" after "funds".

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

UNANIMOUS CONSENT—Order of Business

Mr. Keyes asked unanimous consent to take up LB 1100 before LB 1092. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1100. Reading waived. Explained.

Mr. Simpson moved to indefinitely postpone.

Mr. Clark moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The original motion lost with 8 ayes, 21 nays and 20 not voting.

Explanation of Vote

Had I been present this morning, I would have voted "aye" on LB 172.

(Signed) Florence Reynolds

Had I been present, I would have voted "aye" on LB 855.

(Signed) Ramey C. Whitney

Presented to the Governor

Presented to the Governor for approval on July 30, 1969 at 8:50 a.m.: LB 442 LB 784 LB 916 LB 1294 LB 1325

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 766. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Recess

At 12:02 p.m., on a motion by Mr. Nore, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened, at 1:30 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Mr. Carpenter who was excused until 2:40 p.m.; Mr. Carstens who was excused until 2:10 p.m.; and Messrs. Budd, Burbach, Hasebroock, Holmquist, Johnson, Mahoney, Pedersen, Robinson, Schmit, Skarda, Syas, Waldron, and Mrs. Orme who were excused.

GENERAL FILE

LEGISLATIVE BILL 1100. Considered.

Mr. Keyes offered the following amendment:

1. In section 1, strike lines 13 to 26 and insert "adjustment may permit the City of Bellevue with a three-fifths majority of voters, to purchase all outstanding bonds at the adjusted price determined by the district court. Upon completion of the purchase, and approval by the court, such bridge shall become the property of the City of Bellevue, and all rights, title, and interest in such bridge shall be relinquished by the bridge commission."; in line 28 strike "if" and insert "unless"; in line 29 strike "twenty-five" and insert "fifty-one"; and in line 30 strike "have objected" and insert "approve".

Ease

The Legislature was at ease from 1:43 p.m. until 1:48 p.m.

Mr. Keyes requested a Call of the House. The Call showed 27 members present.

Mr. Bloom moved the Call be raised. The motion failed with 21 ayes, 0 nays and 28 not voting.

Mr. Bloom moved the Call be raised. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

Mr. Keyes requested a record vote.

Voting in the affirmative, 16:

Craft
Hanna
Harsh
Kennedy
Keyes
Kremer
Luedtke
Nore
Reynolds
Simpson
Stull
Waldo
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 16:

Batchelder
Bloom
Clark
Danner
Duis
Elrod
Klaver
Knight
Kokes
Moulton
Moylan
Proud
Swanson
Wallwey
Warner
Wylie

Not voting, 17:

Budd
Burbach
Carpenter
Carstens
Hasebroock
Holmquist
Johnson
Mahoney
Marvel
Orme
Pedersen
Robinson
Schmit
Schreurs
Skarda
Syas
Waldron

The Keyes amendment was rejected.

Mr. Keyes offered the following amendment:

In line 28, strike "if the owners of". Strike lines 29, 30 and "ment and composition." in line 31 and in lieu thereof, insert "unless the owners of three-fifths of the principal amount of the outstanding bonds consent thereto in writing.".

Mr. Proud requested a Call of the House. The Call showed 30 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The Keyes amendment was rejected with 16 ayes, 18 nays and 15 not voting.

Mr. Keyes moved to lay over and place at the bottom of General File. The motion lost with 15 ayes, 14 nays and 20 not voting.

Advanced to E and R for review with 18 ayes, 9 nays and 22 not voting.

LEGISLATIVE BILL 1092. Reading waived. Explained.

Mr. Keyes offered the following amendment:

Section 1 subsection 3, Line 14 strike "the favorable" and insert "three-fifths".

Mr. Proud offered the following amendment to the Keyes amendment which was adopted:

Amend the Keyes amendment to read "55%".

The Keyes amendment was adopted as amended.

Advanced to E and R for review with 23 ayes, 3 nays and 23 not voting.

MOTION—Suspend Rules

Mr. Schreurs moved to suspend the rules and take up his motion to reconsider action on LB 953 tomorrow.

Mr. Schreurs requested a Call of the House. The Call showed 22 members present.

Mr. Schreurs moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The Schreurs original motion prevailed with 33 ayes, 0 nays and 16 not voting.

GENERAL FILE

LEGISLATIVE BILL 1259. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-fifth Day were adopted.

Mr. Proud offered the following amendment, which was adopted:

Page 2, section 2, line 4, delete "three" and insert "two".

Page 2, section 2, line 5, delete "capital and".

Page 2, section 2, line 6, after "if" insert "either" and delete "an amount of surplus, if".

Page 2, section 2, line 7, delete "two" and insert "one".

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1341. Laid over at the request of Mr. Harsh and placed at the bottom of General File.

LEGISLATIVE BILL 1028. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Seventy-eighth Day were adopted.

Mr. Elrod offered the following amendment, which was adopted:

In section 5, line 4, after "state," insert *"the county,"*.

Advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

Mr. Simpson Presiding

LEGISLATIVE BILL 958. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Mr. Schreurs moved to indefinitely postpone.

Mr. Wylie requested a Call of the House. The Call showed 29 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 25 ayes, 1 nay and 23 not voting.

The original motion lost with 15 ayes, 17 nays and 17 not voting.

Mr. Carpenter offered the following amendment, which was adopted:

Section 1, line 6, after "determine" insert "Class I, II and VI district".

Advanced to E and R for review with 18 ayes, 10 nays and 21 not voting.

LEGISLATIVE BILL 1308. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Mr. Carpenter offered the following amendments, which were adopted:

Add Sections 5, 6 and 7

Section 5.

It shall be the duty of the Commissioner of Labor to enforce the provisions of this Act. The Commissioner acts on preference claims as follows:

(1) Adjudicate preference claims received from agencies and individuals on the basis of the information given in the claim, the documents supporting the claim, and information the Commissioner gets from the uniformed services, the VA, or the General Services Administration's National Personnel Records Center (Military Personnel Branch), where the employing agency and/or the claimant are in disagreement or doubt as to the preference allowable.

(2) Allows 5-point tentative preference pending additional evidence to servicemen and ex-servicemen who claim 5-point preference or who claim 10-point preference, but furnish insufficient evidence to establish preference at the time of examinations.

(3) Decides appeals from preference determinations made by the hiring agencies.

Section 6.

Any appointing authority violating any of the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof be fined in a sum of not less than one hundred dollars nor more than five hundred dollars, and shall be prohibited from receiving compensation arising out of public revenues until such time as compliance with the provisions of act has been effected.

Section 7.

All prosecutions for offenses relating to alleged violations of any sections of this act shall be brought in the name of the State of Nebraska before any justice of the peace, police magistrate or other magistrate or court having jurisdiction thereof. It shall be the duty of all county attorneys in their respective counties to prosecute all persons charged with offenses against the provisions of this act.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1349. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Seventy-eighth Day was adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 1327. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eightieth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 739. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eightieth Day was adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

Members Excused

Mr. Batchelder asked unanimous consent to be excused from August 4 through August 15. No objections. So ordered.

Mr. Keyes asked unanimous consent to be excused at 3:40 p.m. for the remainder of the day. No objections. So ordered.

Explanation of Vote

Had I been present I would have voted "aye" on LB 855 on Final Reading.

(Signed) William F. Swanson

Mr. Wylie Presiding

LEGISLATIVE BILL 1099.

The Chair ruled the bill be laid over and placed at the bottom of General File.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1304. Replaced on Select File as amended.

E and R amendments to LB 1304:

1. In renumbered section 7, line 68, strike "sections" and insert "~~sections~~ *section*"; and in line 69, strike "and 60-311.04" and insert "~~and 60-311.04~~".

2. In line 2 of E & R amendment 7, adopted 7/22, strike "35" and insert "34".

3. In line 5 of E & R amendment 2, adopted 7/22, strike "21" and insert "23".

4. In new section 3, line 3, insert a period after "60-305.09".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1304. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1304. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

GENERAL FILE

LEGISLATIVE BILL 728. Reading waived. Explained.

Mr. Simpson offered the following amendments, which were adopted:

1. In section 1, line 5, strike *"originated during the developmental period and"*.

2. In section 2, line 1, after *"43-617"* strike *"and"* and insert *","*; in line 2 after *"43-618"* insert *"and 83-222"*.

3. In section 3, line 1, before *"An"* insert *"(1)"*; strike lines 3 through 20 and insert in lieu thereof:

"(a) If the person applying for admission has a court appointed guardian, the application shall be made by the guardian.

(b) If the person applying for admission does not have a court appointed guardian and has not reached twenty years of age, the application shall be made by both parents if they are living together, or by the parent having custody of such person if both parents are not then living or are not then living together.

(2) The county court of the county of residence of any mentally retarded person or the county court of the county in which a state residential facility is located shall have authority to appoint a guardian for any mentally retarded person upon the petition of the husband, wife, parent, person standing in loco parentis to the mentally retarded person, a county attorney, or any official of the Department of Public Institutions authorized by the director. If the guardianship proceedings are initiated by an official of the Department of Public Institutions, the costs thereof may be taxed to and paid by the Department of Public Institutions if the mentally retarded person is without means to pay the costs. The Department of Public Institutions shall pay such costs upon presentation of a proper claim by the judge of the county court in which the proceedings were initiated. The costs of such proceedings shall include court costs, attorneys' fees, sheriffs' fees, psychiatric fees, and other necessary expenses of the guardianship.".

4. In section 4, strike beginning with *"applying"* in line 3 through the first *"the"* in line 8, and insert *"for whom admission is requested. The"*; in lines 8 and 9, strike *"such person"* and insert *"the person submitting the application"*; in lines 12 and 13, strike *"applying for admission"* and insert *"for whom admission is requested"*.

5. In section 5, lines 2 and 3, strike *"seeking admission"* and insert *"for whom admission is requested"*; in line 10, strike *"seeking admission"* and insert *"for whom admission is requested"*; in line 12, strike *"applying for admission"* and insert in lieu thereof *"for whom admission is requested"*.

6. In section 6, line 2, strike *"applying for admission"* and insert in lieu thereof *"for whom admission is requested"*; in line 4, after *"person"* insert *"and whether residence in the residential facility is necessary for the welfare, care, treatment or training of such person. Such determination shall be made in writing and shall set forth the reasons for the determination"*; strike beginning with *"A"* in line 4 through the period in line 6.

7. In section 7, line 4, after *"discharge"* insert *"or transfer"*; in line 6, strike *"such person or"*; in lines 7 and 8 strike *"subdivisions (2) and (3)"* and insert *"subdivision (1)"*; in line 9, after *"discharge"* insert *"or transfer"*; in line 10, strike *"render assistance in"* and insert *"be responsible for"*.

8. Strike section 8 and insert the following:

"Sec. 8. *No person admitted to a residential facility by the application of his parent or parents shall be detained in a residential facility after attaining twenty years of age unless a guardian for such person makes an application for continued residence for such person in the facility under section 3 of this act or such person is committed to the institution as provided in section 83-322.*".

9. In section 9, strike beginning with "*A*" in line 1 through the period in line 7; in lines 9 to 11, strike "*who, at the time of his admission, had not reached eighteen years of age, or who currently has a court appointed guardian,*"; in line 13, strike "*his*"; in line 13, strike "*leave*" and insert in lieu thereof "*remove the mentally retarded person*"; in lines 14 and 15, strike "*subdivisions (2) and (3)*" and insert in lieu thereof "*subdivision (1)*".

10. In section 12, reinstate the stricken matter in line 8; strike lines 9 and 10 and insert "the court finds any such child to be ~~feeble minded as defined by section 83-219~~, *a mentally retarded person* it may upon attaching the"; and reinstate the stricken matter in lines 11 to 13.

11. Strike section 13; renumber section 14 as section 13; renumber section 15 as section 14.

12. In renumbered section 14, line 13, after "*discharge*" insert "*or transfer*"; in line 13, insert after "*person*" "*as provided in section 7 of this act*"; strike lines 14 to 17.

13. Following renumbered section 14, insert three new sections as follows:

"Sec. 15. That section 83-220, Revised Statutes Supplement, 1967, be amended to read as follows:

83-220. (1) The Beatrice State Home shall receive as residents only such mentally ~~handicapped~~ *retarded* persons as may be (a) committed to the institution by a juvenile court under sections 43-201 to 43-227, or separate juvenile court under sections 43-228 to 43-239, (b) committed to the institution by a county court, or (c) ~~committed~~ *admitted* to the institution by ~~petition~~ *application* of the parent or guardian, ~~subject to the regulations for admission to such institution~~ *under the provisions of sections 3 to 6 of this act.*

(2) The husband, wife, parent, guardian, or other person standing in loco parentis to a mentally ~~handicapped~~ *retarded* person, the county commissioners, county attorney, or any health officer, any superintendent or principal of schools, or any probation or parole officer of the county, or any reputable citizen who is a resident of the county of which the mentally ~~handicapped~~ *retarded* person is a bona fide resident, may petition the county court, juvenile court, or separate juvenile court of the county for the commitment of a mentally ~~handicapped~~ *retarded* person to the Beatrice State Home. The superintendent or managing officer of any public or charitable institution having in charge a mentally ~~handicapped~~ *retarded* person may likewise apply to the county court or the separate juvenile court of the county in which the public or charitable institution is located. Any of the aforementioned officials may also apply for the commitment of any mentally ~~handicapped~~ *retarded* person found in the county whose place of legal residence cannot be ascertained.

Sec. 16. That section 83-221, Revised Statutes Supplement, 1967, be amended to read as follows:

83-221. The petition mentioned in section 83-220 shall set forth the name and address of the petitioner and the capacity in which he files the petition, the name, age, sex, and residence of the alleged mentally ~~handicapped~~ *retarded* person, the names and addresses of the parents, guardians, or other persons having custody or control of such person, and that such person is a proper subject for commitment to the institution. The petition must be accompanied by the certificate of a legally qualified physician with experience in the actual practice of his profession, certifying that he has personally examined the person to whom the application relates and that in his opinion the person is a mentally ~~handicapped~~ *retarded* person and a proper subject for commitment to the institution. In addition, the court shall have a report as to the mental capacity of the person. Such report shall be made to the court in writing by some person who is qualified by training and experience to give tests and examinations as to mental capacity and shall indicate that an examination or test as to mental capacity has been given before a final court order is entered.

Sec. 17. That section 83-222, Revised Statutes Supplement, 1967, be amended to read as follows:

83-222. When a petition for commitment has been filed, the county court, or the judge thereof, shall appoint a day for the hearing of the petition and shall cause due notice of the hearing to be given to all parties in interest so that full opportunity shall be given for the presentation of evidence concerning the mental status of the alleged mentally ~~handicapped~~ retarded person. If at the hearing it shall appear that the person named in the application is a mentally ~~handicapped~~ *retarded* person and that the best interests of that person or the welfare of society require that he be committed to the institution for the mentally ~~handicapped~~ *retarded*, the court shall commit the mentally ~~handicapped~~ *retarded* person to the Beatrice State Home and shall direct his removal thereto by a proper officer or person and his detention therein until duly discharged. The institution shall receive all mentally ~~handicapped~~ *retarded* persons duly committed thereto, shall detain them therein, and shall arrest and return any who may escape therefrom, until duly discharged or transferred.".

14. Renumber original sections 16 to 19 as sections 18 to 21; strike the Simpson General File amendments 2 and 3 adopted 4-28-69, and in lieu thereof strike original sections 20 to 22 and insert a new section 22 to read as follows:

"Sec. 22. That original sections 28-901, 43-210.02, 83-315, and 83-474, Reissue Revised Statutes of Nebraska, 1943, and sections 83-217, 83-218, 83-220, 83-221, 83-222, 83-224, and 83-225, Revised Statutes Supplement, 1967, are repealed.".

15. In the Simpson General File amendment 1 adopted 4-28-69, strike line 1 and insert "1. In renumbered section 14, line 13, after the period insert".

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

Visitors

Mr. Duis introduced Mr. and Mrs. Duane Pramberg and daughters, Ruth Ann and Margo, from Gothenburg.

Mr. Batchelder introduced a group of Youths for Conservative Rights from Omaha and Howard Hamilton, sponsor.

Adjournment

Mr. Klaver moved to adjourn at 3:50 p.m. The motion lost with 7 ayes, 17 nays and 25 not voting.

GENERAL FILE

LEGISLATIVE BILL 843. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fourth Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

Adjournment

At 4:01 p.m., on a motion by Mr. Clark, the Legislature adjourned until 8:30 a.m., Thursday, July 31, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED THIRTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, July 31, 1969

Pursuant to adjournment, the Legislature met at 8:40 a.m., President Everroad presiding.

Prayer was offered by Mr. Knight.

The roll was called and all members were present except Messrs. Danner, Harsh and Proud, who were excused until 9:00 a.m.; Mr. Mahoney who was excused until 11:00 a.m.; and Messrs. Syas and Waldron, who were excused.

Corrections for the Journal

Page 3227, line 14, delete "Allow" and insert "Allows".
Page 3229, line 17, delete "amendment, which was" and insert "amendments, which were".
Page 3230, line 43, insert a semicolon after "vision (1)".
Page 3231, line 22, correct spelling of "retarded".
Page 3232, line 42, delete "tests" and insert "test".

The Journal for the One Hundred Thirty-sixth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1009. Replaced on Select File as amended.

E and R amendment to LB 1009:

1. In section 1, line 6, strike "(1)" and reinsert the same after "authorized" in the same line.

LEGISLATIVE BILL 216. Replaced on Select File as amended.

E and R amendments to LB 216:

1. Renumber original section 1 as section 3 and sections 2 and 3 added by the Ziebarth amendment as sections 1 and 2.

2. In renumbered section 1, line 6, insert a comma after "thereto"; in line 7, insert "except that" after the comma; in line 13 strike "state board" and insert "State Board of Vocational Education"; and in line 14 strike "the fund" and insert "such funds".

3. In renumbered section 2, line 2, insert a comma after "shall"; in line 6 strike "preceeding" and insert "preceding"; and in line 8, insert "technical" after "vocational".

4. In the title, strike lines 2 and 3 and insert:

"FOR AN ACT relating to education; to provide state aid for area vocational technical schools; and to repeal section 79-1445.14, Revised Statutes Supplement, 1967.".

LEGISLATIVE BILL 534. Replaced on Select File as amended.

E and R amendments to LB 534:

1. In lieu of the Warner amendment adopted 7/30, in section 4, line 1, strike *"may"* and insert *"shall"*.

2. Strike the standing committee amendment to section 4, line 5; and in section 4, line 5, strike the comma and insert an underscored period.

3. In standing committee amendment 4, insert *"any motor vehicle being operated by any member of the Civil Air Patrol,"* at the end of line 7.

LEGISLATIVE BILL 1433. Placed on Select File as amended.

E and R amendments to LB 1433:

1. In section 2, line 23, strike *"subdivisions"* and insert *"subdivision"*.

2. In the title, line 9, strike "education" and insert "educational".

LEGISLATIVE BILL 177. Placed on Select File as amended.

E and R amendments to LB 177:

1. In section 1, line 2, strike "and".

2. In section 4, line 8, section 9, line 10, and section 11, line 10, strike "said" and insert "such".

3. In section 5, line 7, strike ", 79-1440, 79-1441, and" and insert "to".

4. In section 8, line 12, strike the comma.

5. In section 9, line 15, strike "said sections" and insert "this act".

6. In section 10, line 8, strike "provision" and insert "provisions".

7. In section 11, line 7, strike "; and the" and insert ". The".

LEGISLATIVE BILL 330. Correctly engrossed.

LEGISLATIVE BILL 1001. Correctly engrossed.

LEGISLATIVE BILL 1026. Correctly engrossed.

LEGISLATIVE BILL 1067. Correctly re-engrossed.

LEGISLATIVE BILL 1292. Correctly engrossed.

LEGISLATIVE BILL 1312. Correctly engrossed.

LEGISLATIVE BILL 1314. Correctly engrossed.

LEGISLATIVE BILL 1427. Correctly engrossed.

LEGISLATIVE BILL 172. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 172

Explanation of Vote

Had I been present on July 30, 1969, I would have voted "aye" on LB 172.

(Signed) Henry F. Pedersen, Jr.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and read bills set for Final Reading tomorrow at this time.

Mr. Carpenter requested a Call of the House. The Call showed 41 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 35 ayes, 1 nay and 13 not voting.

The original motion prevailed with 33 ayes, 7 nays and 9 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 542. With emergency.

A BILL FOR AN ACT relating to elections; to harmonize certain municipal and school election laws with the general election laws as prescribed; to provide for a deputy clerk in certain counties; to provide for an election commissioner in additional counties; to provide for fees; to provide authority for the Secretary of State; to provide for transition; to clarify procedures for election of rural and suburban fire district directors; to amend sections 16-306, 17-102, 17-104, 17-107, 17-202, 17-203, 19-404, 19-411, 19-418, 19-432, 19-621, 19-3002, 32-201, 32-502, 32-504, 32-512, 32-513, 79-525, 79-701, and 79-803.03, Reissue Revised Statutes of Nebraska, 1943, sections 17-701, 19-612, and 79-803, Revised Statutes Supplement, 1967, sections 19-405 and 19-408, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 1 and 3, Legislative Bill 288, Eightieth Session, Nebraska State Legislature, 1969, section 35-506, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 276, Eightieth Session, Nebraska State Legislature, 1969, and section 18-209, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections, and also sections 16-301, 16-303, 17-601, 19-625, 19-626, 19-3007, 19-3008, 19-3009, 19-3010, 32-118, 32-901, 79-516.02, 79-516.03, 79-803.01, 79-803.02, 79-803.04, 79-804, and 79-808, Reissue Revised Statutes of Nebraska, 1943, and sections 16-302, 18-2103.01, 79-702, and 79-803.06, Revised Statutes Supplement, 1967; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Klaver

Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Hanna
Holmquist
Syas
Waldron
Keyes
Mahoney
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1158. With emergency.

A BILL FOR AN ACT to amend section 81-8,106, Reissue Revised Statutes of Nebraska, 1943, sections 81-1301, 81-1303, 81-1306, 81-1307, 81-1308, and 81-1316, Revised Statutes Supplement, 1967, and section 81-8,107, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 89, Eightieth Session, Nebraska State Legislature, 1969, relating to state administrative departments; to provide for a transfer of power, authority, and jurisdiction; to restate purposes and responsibility; to eliminate specific grounds for removal from office; to provide an exception; to change exemptions; to create a State Personnel Board as prescribed and provide its responsibilities; to provide for appeals; to provide severability; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner

Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Mahoney
Nore
Syas
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1202.

A BILL FOR AN ACT to amend section 37-204, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to increase resident hunting, fishing, and trapping permit fees as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Bloom
Budd
Carpenter
Carstens
Craft
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 8:

Batchelder
Burbach
Duis
Hanna
Klaver
Kokes
Wallwey
Wylie

Not voting, 9:

Clark
Danner
Mahoney
Marvel
Nore
Reynolds
Simpson
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1378. With emergency.

A BILL FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to change requirements for transfer of land by freeholder petition and the effective time of such transfer; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 3:

Stull
Waldo
Wylie

Not voting, 6:

Kokes
Mahoney
Orme
Syas
Waldron
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1398. With emergency.

A BILL FOR AN ACT relating to planning; to state a purpose; to create a State Office of Planning and Programming; to provide for officers of the State Office of Planning and Programming as prescribed; to provide powers and duties for the State Office of Planning and Programming; to amend sections 81-1203, 81-1204, and 81-1209, Revised Statutes Supplement, 1967; to transfer certain records as prescribed; to provide an operative date; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Holmquist
Klaver
Mahoney
Marvel
Nore
Syas
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Ease

The Legislature was at ease from 9:57 a.m. until 10:12 a.m.

LEGISLATIVE BILL 363.

A BILL FOR AN ACT relating to revenue and taxation; to require registration and taxation of camper units as defined; to provide duties for the Department of Motor Vehicles and county treasurers; and to provide a penalty.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Budd
Mahoney
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 429.

A BILL FOR AN ACT to amend sections 70-646, 70-649, and 70-657, Reissue Revised Statutes of Nebraska, 1943, relating to public power; to permit sale, transfer, or lease of district property to certain nonprofit corporations with a limitation as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Mahoney
Orme
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 441.

A BILL FOR AN ACT to amend sections 70-625.02, 70-626.02, 70-626.03, and 70-626.04, Revised Statutes Supplement, 1967, relating to public power; to change wheeling requirements and the settling of disputes arising therefrom; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Craft

Not voting, 5:

Clark
Hanna
Mahoney
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 466.

A BILL FOR AN ACT to amend section 70-604.05, Revised Statutes Supplement, 1967, relating to public power; to provide penalties; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 7:

Craft
Duis
Hanna
Mahoney
Syas
Waldron
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 546. Temporarily laid over.

LEGISLATIVE BILL 1249.

A BILL FOR AN ACT relating to eminent domain; to provide for just compensation for acquisition of property from an irrigation district as prescribed; and to provide for a method of payment.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Orme

Not voting, 5:

Kokes
Mahoney
Syas
Waldron
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1377. With emergency.

A BILL FOR AN ACT relating to schools; to prohibit the formation of new school districts except as prescribed; to provide for mergers and prohibit them in certain cases; to restrict contracting for instruction; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moulton
Moylan
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Kremer
Mahoney
Nore
Orme
Stull
Syas
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1303.

A BILL FOR AN ACT relating to state funds; to provide for the allocation and distribution of the Highway Allocation Fund; to amend section 77-27,132, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1362, Eightieth Session, Nebraska State Legislature, 1969; to provide an additional source for the Highway Allocation Fund; to provide for an appropriation to the State Recreation Road Fund; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft

Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Klaver
Wylie

Not voting, 4:

Mahoney
Simpson
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1300.

A BILL FOR AN ACT to amend sections 66-428 and 66-452, Reissue Revised Statutes of Nebraska, 1943, section 66-605, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1011, Eightieth Session, Nebraska State Legislature, 1969, and section 66-410, Revised Statutes Supplement, 1967, as amended by section 4, Legislative Bill 1010, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicle fuels; to increase the gasoline and special fuel taxes; to increase the amount of refund; to provide an operative date; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Batchelder
Wylie

Not voting, 4:

Danner
Mahoney
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1302. With emergency.

A BILL FOR AN ACT relating to highways, roads, and streets; to provide for functional classification of all highways, roads, and streets as prescribed; to provide for development of an integrated statewide system; to provide for planning; to provide for enforcement; to provide for a system of reports; to provide for a numbering system for county primary roads; to provide for construction; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 6:

Batchelder
Hanna
Hasebroock
Kremer
Stull
Wylie

Not voting, 3:

Holmquist
Syas
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Simpson Presiding

LEGISLATIVE BILL 1299.

A BILL FOR AN ACT to amend section 60-319, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide duties for county treasurers, the Department of Motor Vehicles, and the Director of Administrative Services; to specify that prorate registration shall not be used in determining allocation of highway funds; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Keyes
Kokes
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1296.

A BILL FOR AN ACT to create the Nebraska Transportation Advisory Committee as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft

Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 2:

Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 949.

A BILL FOR AN ACT to amend sections 72-716, and 81-8,110, Reissue Revised Statutes of Nebraska, 1943, section 72-224.03, Revised Statutes Supplement, 1967, section 60-1002, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969, section 60-1003, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 132, Eightieth Session, Nebraska State Legislature, 1969, and section 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, relating to state administrative departments; to clarify duties; to rename the State Engineer as Director-State Engineer and permit his authorized representative to serve on the State Building Commission and the Board of Examiners for Land Surveyors; to change the membership of the board of appraisers for educational lands; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes

Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Keyes
Nore
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1301. With emergency.

A BILL FOR AN ACT to amend sections 66-421, 66-424, 66-463, and 66-638, Reissue Revised Statutes of Nebraska, 1943, section 66-423.01, Revised Statutes Supplement, 1967, and section 15, Legislative Bill 948, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicle fuel taxes; to change funds as prescribed; to provide for investments; to delete obsolete matter; to establish the Highway Allocation Fund; to repeal the original sections, and also sections 60-326.02, 66-422, 66-424.02, and 66-604, Reissue Revised Statutes of Nebraska, 1943, section 66-423, Revised Statutes Supplement, 1967, and section 66-424.01, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 695, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 0.

Not voting, 5:

Mahoney
Syas
Waldron
Wylie
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1298. With emergency.

A BILL FOR AN ACT relating to counties; to establish the Board of Examiners for County Highway and City Street Superintendents as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wiltse
Wylie

Voting in the negative, 3:

Batchelder
Kennedy
Wenzlaff

Not voting, 7:

Kokes
Nore
Robinson
Syas
Waldron
Whitney
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Unbracket LB 1424

Mr. Danner asked unanimous consent to unbracket LB 1424 on Final Reading. No objections. So ordered.

LEGISLATIVE BILL 1424. With emergency.

A BILL FOR AN ACT relating to appropriations; to provide for an appropriation of sixty thousand dollars to the Department of Public Welfare to be used in matching federal funds in programs for handicapped children as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 1:

Batchelder

Not voting, 9:

Hanna
Harsh
Kokes
Moylan
Nore
Simpson
Syas
Waldron
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Members Excused

Mr. Ziebarth asked unanimous consent to be excused at 11:30 a.m. for a short time. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused Friday, August 1. No objections. So ordered.

UNANIMOUS CONSENT—Unbracket LB 566

Speaker Warner asked unanimous consent to unbracket LB 566 on Final Reading.

Mr. Wenzlaff objected.

MOTION—Return LB 546 to Select File

Mr. Pedersen moved to return LB 546 to Select File for the following specific amendment:

In Section 3, line 20, strike "eleven" and insert "*fourteen*";
in Section 3, line 23, strike "three" and insert "*four*"; and
in Section 3, lines 24 and 25, strike "four" and insert "*five*".

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Explanation of Vote

Had I been present on July 30th, I would have voted "aye" on LB 172.

(Signed) Fern H. Orme

Visitors

Mrs. Orme introduced the following RAF cadets from England: Barry Coulthurst, Michael Graeme Trigg, Colin Howard Devonshire, Nicholas Clive Watkis, David Brian Wildridge, Andrew Walter Barnett, John Orson, Christopher Philip Davey, Alan Robert Marshall, David Harry Patterson, Stephen Morgan, Stephen John Oddy, Nicholas Jenkins, Robert Michael Andrews and escort officer, Kenneth Perrins from Belfast, Northern Ireland.

SELECT FILE

LEGISLATIVE BILL 1307. E and R amendments found in the Legislative Journal for the One Hundred Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 950. E and R amendments found in the Legislative Journal for the One Hundred Thirty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 546. The Pedersen specific amendment found in this Day's Journal was adopted with 33 ayes, 0 nays and 16 not voting.

Advanced to E and R for re-engrossment.

UNANIMOUS CONSENT—Expedite LB 546

Mr. Pedersen asked unanimous consent to expedite LB 546. No objections. So ordered.

MOTION—Reconsider Action on LB 818

Mr. Pedersen moved to reconsider action taken on General File, July 30, 1969, on LB 818.

Motion pending.

Recess

At 11:56 a.m., on a motion by Mr. Ziebarth, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Mr. Simpson presiding.

The roll was called and all members were present except Mr. Wenzlaff who was excused until 2:00 p.m. and Messrs. Syas and Waldron, who were excused.

Member Excused

Mr. Wiltse asked unanimous consent to be excused August 11 through August 15. No objections. So ordered.

MOTION—Reconsider Action on LB 1425

Mr. Wylie moved to reconsider action on LB 1425 to return it to Final Reading.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Mr. Pedersen moved to recommit LB 1425 to the Budget Committee for consideration.

Mr. Swanson moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 32 ayes, 5 nays and 12 not voting.

The Pedersen motion prevailed with 33 ayes, 12 nays and 4 not voting.

MOTION—Return LB 922 to Select File

Mr. Holmquist moved to return LB 922 to Select File for the following specific amendment:

1. In the bill insert a new section 5 to read as follows:

"Sec. 5. *Whenever a woman serves in the paid fire or police department of a primary city, she shall be entitled to all of the benefits of Chapter 15, article 10, on the same basis as a man serving in either of said departments, and her husband shall likewise be entitled to the same benefits as the wife of a man serving in either of such departments.*".

2. Renumber original section 5 as section 6.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 922. The Holmquist specific amendment found in this Day's Journal was adopted with 31 ayes, 0 nays and 18 not voting.

Re-advanced to E and R for engrossment.

MOTION—Reconsider Action on LB 953

Mr. Schreurs renewed his pending motion found in the Legislative Journal for the One Hundred Thirty-first Day to reconsider action on LB 953.

Mr. Schreurs requested a Call of the House. The Call showed 36 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

The original motion prevailed with 31 ayes, 8 nays and 10 not voting.

Mr. Schreurs asked unanimous consent to revert to Final Reading and take up LB 953 at this time.

Mr. Harsh objected.

Mr. Schreurs moved to revert to Final Reading and take up LB 953 at this time.

The motion prevailed with 28 ayes, 8 nays and 13 not voting.

BILLS ON FINAL READING

The following bill was placed upon final passage and voted upon:

LEGISLATIVE BILL 953.

A BILL FOR AN ACT to amend section 75-104, Revised Statutes Supplement, 1967, relating to the State Railway Commission; to increase the salary of commissioner; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Bloom
Budd
Burbach
Carstens
Clark
Danner
Duis
Elrod
Johnson
Klaver
Kokes
Luedtke
Moulton
Moylan
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Swanson
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 11:

Carpenter
Craft
Hanna
Harsh
Holmquist
Kennedy
Knight
Kremer
Orme
Pedersen
Stull

Not voting, 12:

Batchelder
Hasebroock
Keyes
Mahoney
Marvel
Nore
Simpson
Syas
Waldo
Waldron
Whitney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Indefinitely Postpone

Mr. Schreurs moved to indefinitely postpone all bills left on General File as of the close of the legislative day on August 6th (except supplemental budget and retirement bills).

The motion failed with 10 ayes, 30 nays and 9 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Simpson asked unanimous consent to have the following explanation of vote printed in the Journal. No objections. So ordered.

EXPLANATION OF VOTE

I voted for LB 1377 on final reading because of the adoption of my select file amendment which prohibits the forming of Class VI districts within a five mile limitation, effective upon signing into law by the Governor.

(Signed) Harold D. Simpson

RESOLUTIONS

LEGISLATIVE RESOLUTION 78. Re: Oil Imports

Introduced by Robert L. Clark, 47th District; Lester Harsh, 38th District; Leslie A. Stull, 49th District; Leslie Robinson, 36th District and Terry Carpenter, 48th District

Whereas, petroleum production is an exceedingly important part of the economy of the State of Nebraska, and

Whereas, the oil industry spends nearly $22,000,000 annually on production supplies and equipment in Nebraska, or 75% of the total investment for this purpose by all mineral industries in the state, and

Whereas, there is an annual average capital expenditure for exploration and production in Nebraska of about $9 million, and

Whereas, the annual payrolls for exploration and production in Nebraska are about $4 million, and

Whereas, the oil severance tax in Nebraska amounts to about $750,000 per year, and

Whereas, there has been no recent large discoveries of oil in Nebraska although there has been considerable exploration, and

Whereas, it is necessary for Nebraska to have a continuous flow of capital for the purposes of exploration, and

Whereas, there is great need for building up oil reserves, and

Whereas, any reduction in the present oil import policy would certainly discourage continued drilling, exploration and leasing in Nebraska,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That we as members of the Nebraska Legislature are highly concerned about the future of the oil production industry in Nebraska.

2. That we believe that the present oil import policy of the United States should be continued,

3. That copies of this resolution be sent by the Clerk of the Legislature to Mr. Phillip Areeda, Executive Director, Cabinet Task Force on Oil Import Control, 726 Jackson Place, N.W. Washington, D.C. 20526 and to the members of the Nebraska Congressional Delegation.

LEGISLATIVE RESOLUTION 79. Re: Proposed Constitutional Amendment

Introduced by Roland A. Luedtke, 28th District; Fred W. Carstens, 30th District; Don Elrod, 35th District; Loran Schmit, 23rd District; Wayne Ziebarth, 37th District and Henry F. Pedersen, Jr., 4th District

WHEREAS, this Eightieth Session of the Legislature has enacted Legislative Bill 476, submitting to the voters a proposed amendment to the Constitution; and

WHEREAS, the amendment proposed by Legislative Bill 476 would enable the Legislature to establish county court districts, and to establish such courts of limited jurisdiction as are necessary for the prompt and efficient administration of justice; and

WHEREAS, the amendment proposed by Legislative Bill 476 would vest in the Supreme Court the general administrative control over all courts.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to make a complete study of the needs for, and types of, courts of limited jurisdiction, and of the statutes which would need revision if the amendment proposed by Legislative Bill 476 is adopted.

2. That the committee report its findings and recommendations to the Legislative Council and the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

MOTION—Return Bills

Mr. Kennedy moved to return LB 1066 to General File for the following amendment:

1. Strike original sections 1 and 2 and amendments thereto, and new section 3 added by Standing Committee amendment 3.

2. Renumber original section 3 as section 1, and in line 1 strike "Section" and insert "Sec.".

3. Strike Standing Committee amendments 4 and 6.

4. In Standing Committee amendment 5, line 1, strike "4" and insert "1".

5. Strike original section 4, and in lieu thereof insert:

"Sec. 2. That original section 23-320.07, Revised Statutes Supplement, 1967, is repealed.".

6. Renumber section 6 added by Standing Committee amendment 7 as section 3.

The motion prevailed.

Mr. Wylie moved to unbracket LB 857 and return to General File for the following amendment:

1. In Standing Committee amendment 1, line 9, strike *"Not"*, and insert *"After May 1, 1970, not"*.

The motion prevailed.

MOTION—Unbracket LB 1434

Mr. Proud moved to unbracket LB 1434 on General File. The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 464. Considered.

Mrs. Orme offered the following amendments:

1. Strike the Standing Committee Amendments and add five new sections to be known as sections 4 to 8.

"Sec. 4. *The governing authority of any municipality may by ordinance, provide for the inspection of hotels, rooming houses, boarding houses, apartment houses, tourist camps, motels or restaurants, and may prescribe standards and fix penalties for violation thereof, but no such ordinance shall conflict with any law of this* *state, or with any regulation of the Director of Health, for the inspection of hotels, rooming houses, boarding houses, apartment houses, tourist camps, motels or restaurants, or any place where food is prepared or dispersed, including any place where people eat or drink liquor, except that a municipal ordinance may fix higher standards than the minimum fixed by state law.*

The Department of Health shall make surveys at least once every two years to determine the effectiveness of the enforcement of municipal ordinances covering hotels, rooming houses, boarding houses, apartment houses, tourist camps, motels or restaurants, or any place where food is prepared or dispersed, including any place where people eat or drink liquor. Surveys shall be conducted by officers certified by the United States Public Health Service wherever certification applies.

The department shall recognize and accept inspection and enforcement programs of officially approved local health departments, which programs are based on municipal ordinances and state laws covering hotels, rooming houses, boarding houses, apartment houses, tourist camps, motels or restaurants in compliance with this law. Hotels, rooming houses, boarding houses, apartment houses, tourist camps, motels or restaurants, or any place where food is prepared or dispersed, including any place where people eat or drink liquor, covered by ordinances enforced by the local health department shall be exempt from paying state inspection fees.

Sec. 5. That section 81-2,111.01, Revised Statutes Supplement, 1967, be amended to read as follows:

81-2,111.01. It shall be the duty of the Director of ~~Agriculture~~ *Health* to study methods of inspection and food handling procedures for improvement in the sanitation of restaurants, *or any place where food is prepared or dispersed, including any place where people eat or drink liquor,* and to:

(1) Determine standards for inspection;

(2) Determine minimum qualifications that an applicant must have to obtain a certificate of registration to operate a restaurant; and

(3) Adopt and promulgate rules and regulations for carrying out the provisions of sections 81-2,111 to 81-2,119 *in so far as they affect hotels and restaurants. The Director of Agriculture shall adopt and promulgate rules and regulations for carrying out the provisions of sections 81-2,111 to 81-2,119 except in so far as they*

affect hotels and resturants, or any place where food is prepared or dispersed, including any place where people eat or drink liquor.

Sec. 6. That section 81-2,119, Revised Statutes Supplement, 1967, be amended to read as follows:

81-2,119. The Department of Agriculture shall have authority at all times to enter and inspect any building or part thereof occupied or used for the production, sale or distribution of food, *except hotels and restaurants, or any place where food is prepared or dispersed, including any place where people eat or drink liquor,* and to inspect all utensils or machinery used in the production, sale or distribution, and if upon such inspection the department shall find any violation of the provisions of sections 81-2,111 to 81-2,120 or that food is being produced, sold or distributed in a manner detrimental to health, the department shall issue an order in writing to the person in charge of such production, sale or distribution to abate the condition or violation or to make such improvements as may be necessary to abate such conditions, within a period of five days or such other reasonable time as may be determined by the department. *The Department of Health shall have identical authority with regard to hotels and restaurants, or any place where food is prepared or dispersed, including any place where people eat or drink liquor.*

Sec. 7. That section 81-2,120, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-2,120. Any person who shall refuse to comply with any lawful orders or requirements of the Department of Agriculture ~~and Economic Development~~ *or the Department of Health* issued under section 81-2,119, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not more than two hundred dollars or imprisoned in the county jail not more than ninety days, and each day after the expiration of the time limit fixed by the order of the department for abating insanitary conditions shall constitute a separate offense *as part of such sentence, the court shall revoke the license.*

Sec. 8. That section 81-2,120, Reissue Revised Statutes of Nebraska, 1943, and sections 81-2,111.01 and 81-2,119, Revised Statutes Supplement, 1967, are repealed.".

Mr. Wylie moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 25 ayes, 4 nays and 20 not voting.

The Orme amendment was adopted with 20 ayes, 9 nays and 20 not voting.

Mr. Clark moved to indefinitely postpone.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Pedersen requested a record vote.

Voting in the affirmative, 26:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Duis
Hanna
Harsh
Hasebroock
Holmquist
Keyes
Kokes
Kremer
Marvel
Moulton
Proud
Schreurs
Skarda
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 14:

Carstens
Craft
Danner
Johnson
Kennedy
Knight
Luedtke
Nore
Orme
Pedersen
Robinson
Stull
Swanson
Wenzlaff

Not voting, 9:

Elrod
Klaver
Mahoney
Moylan
Reynolds
Schmit
Simpson
Syas
Waldron

The Clark motion prevailed.

Adjournment

At 4:00 p.m., on a motion by Mr. Wylie, the Legislature adjourned until 9:00 a.m., Friday, August 1, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED THIRTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, August 1, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Lord Jesus, who didst fill three short years with a revelation of all eternity, in life, precept, and promise, that we have not yet learned and can never forget, help us to make every minute count, making time our servant and not our master. Thou didst never ask for time to prepare Thine answers but always had the word of truth for every occasion. Reveal to us now Thy word for this day.

Help us to understand that every bit as important as a good beginning is a good ending; so may we run with patience the race that is set before us, looking unto Thee, the author and finisher of our faith. Amen.

The roll was called and all members were present except Messrs. Batchelder, Carpenter, Klaver, Pedersen, Syas, and Waldron, who were excused; Mr. Bloom was excused until 9:15 a.m.

Corrections for the Journal

Page 3247, line 24, delete "vehicles" and insert "vehicle".
Page 3256, line 14, after "Holmquist" insert "specific".
Page 3242, after line 19, insert the following:

"Ease

The Legislature was at ease from 9:57 a.m. until 10:12 a.m."
Page 3259, line 7, delete "2052" and insert "20526".

The Journal for the One Hundred Thirty-seventh Day was approved as corrected.

Message from the Governor

July 31, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on July 30, 1969 I approved LB 442, LB 784, LB 916, LB 1325 and LB 1346.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1216. Replaced on Select File as amended.

E and R amendments to LB 1216:

1. In line 3 of E & R amendment 1, adopted 7/29, strike "shall" and insert a comma.

2. In line 2 of E & R amendment 3, adopted 7/29, strike "3" and insert "2".

LEGISLATIVE BILL 885. Replaced on Select File as amended.

E and R amendments to LB 885:

1. Renumber section 4 as section 2 and present sections 2 to 5 as sections 3 to 6.

2. In renumbered section 5, line 1, strike "section" and insert "sections 43-514 and".

3. In the title, line 2, strike "section" and insert "section 43-514 and"; and in line 9 insert "to provide what shall be the county of legal settlement for dependent children;" after the semicolon.

LEGISLATIVE BILL 601. Placed on Select File as amended.

E and R amendment to LB 601:

1. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT to establish the Youth Diagnostic and Rehabilitation Center as prescribed; to amend sections 83-107.01 and 83-108, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.".

LEGISLATIVE BILL 850. Placed on Select File as amended.

E and R amendments to LB 850:

1. In section 1, line 4, insert "*for profit*" after "corporation".

2. Strike the Knight amendment to section 1, line 19, and in its place insert ", *whether for profit or nonprofit,*".

3. In the title, strike lines 4 and 5 and insert "and corrupt practices; to permit political contributions by corporations for profit as prescribed; to repeal the original".

LEGISLATIVE BILL 642. Placed on Select File as amended.

E and R amendments to LB 642:

1. In renumbered section 9, line 2, strike ", 5, 6, 7, and 9" and insert "and 5 to 8".

2. In renumbered section 10, line 47, insert "and" after the semicolon; and strike beginning with the semicolon in line 48 through "officer" in line 49.

3. In renumbered section 11, lines 2 and 38, strike "11" and insert "10".

4. In renumbered section 12, line 2, strike "11" and insert "10"; and in lines 3 and 11, strike "12" and insert "11".

5. In renumbered section 17, line 3, strike "17" and insert "16".

6. In renumbered section 21, line 10, strike "11" and insert "10".

7. In the title, line 2, strike "and".

LEGISLATIVE BILL 347. Correctly engrossed.

LEGISLATIVE BILL 418. Correctly engrossed.

LEGISLATIVE BILL 530. Correctly engrossed.

LEGISLATIVE BILL 546. Correctly engrossed.

LEGISLATIVE BILL 827. Correctly re-engrossed.

LEGISLATIVE BILL 970. Correctly engrossed.

LEGISLATIVE BILL 1148. Correctly engrossed.

LEGISLATIVE BILL 1197. Correctly engrossed.

LEGISLATIVE BILL 1310. Correctly engrossed.

LEGISLATIVE BILL 1401. Correctly engrossed.

LEGISLATIVE BILL 1417. Correctly engrossed.

LEGISLATIVE BILL 1430. Correctly engrossed.

LEGISLATIVE BILL 542. Correctly enrolled.

LEGISLATIVE BILL 1158. Correctly enrolled.

LEGISLATIVE BILL 1202. Correctly enrolled.

LEGISLATIVE BILL 1378. Correctly enrolled.

LEGISLATIVE BILL 1398. Correctly enrolled.

LEGISLATIVE BILL 363. Correctly enrolled.

LEGISLATIVE BILL 429. Correctly enrolled.

LEGISLATIVE BILL 441. Correctly enrolled.

LEGISLATIVE BILL 466. Correctly enrolled.

LEGISLATIVE BILL 1249. Correctly enrolled.

LEGISLATIVE BILL 1377. Correctly enrolled.

LEGISLATIVE BILL 1303. Correctly enrolled.

LEGISLATIVE BILL 1300. Correctly enrolled.

LEGISLATIVE BILL 1302. Correctly enrolled.

LEGISLATIVE BILL 1299. Correctly enrolled.

LEGISLATIVE BILL 1296. Correctly enrolled.

LEGISLATIVE BILL 949. Correctly enrolled.

LEGISLATIVE BILL 1301. Correctly enrolled.

LEGISLATIVE BILL 1298. Correctly enrolled.

LEGISLATIVE BILL 1424. Correctly enrolled.

LEGISLATIVE BILL 953. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 542 LB 1158 LB 1202 LB 1378 LB 1398 LB 363 LB 429 LB 441 LB 466 LB 1249 LB 1377 LB 1303 LB 1300 LB 1302 LB 1299 LB 1296 LB 949 LB 1301 LB 1298 LB 1424 LB 953

Presented to the Governor

Presented to the Governor for approval on August 1, 1969 at 8:50 a.m.: LB 172

(Signed) Ruth Bossard, Enrolling Clerk

MOTION—Suspend Rules

Mr. Burbach moved to suspend the rules and take up Monday's Final Reading bills at this time.

The motion prevailed with 33 ayes, 1 nay and 15 not voting.

Members Excused

Mr. Danner asked unanimous consent to be excused Monday, August 4, 1969. No objections. So ordered.

Mr. Harsh asked unanimous consent to be excused Wednesday, August 6. No objections. So ordered.

Mr. Holmquist asked unanimous consent to be excused Thursday, August 7. No objections. So ordered.

Messrs. Knight and Whitney asked unanimous consent to be excused this afternoon. No objections. So ordered.

Messrs. Carstens, Wylie and Clark asked unanimous consent to be excused Friday, August 8. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and placed upon final passage:

LEGISLATIVE BILL 766.

A BILL FOR AN ACT relating to the state highway system; to restrict the removal of roads or highways from the system as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Carpenter
Klaver
Pedersen
Schreurs
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1304.

A BILL FOR AN ACT to amend sections 60-302, 60-311.02, 60-326.01, 60-329, 60-330, and 60-331, Reissue Revised Statutes of Nebraska, 1943, section 60-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 921, Eightieth Session, Nebraska State Legislature, 1969, section 60-305.09, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 921, Eightieth Session, Nebraska State Legislature, 1969, section 60-311, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 809, Eightieth Session, Nebraska State Legislature, 1969, section 60-315, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 711, Eightieth Session, Nebraska State Legislature, 1969, and section 60-320, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 893, Eightieth Session, Nebraska State

Legislature, 1969, relating to motor vehicles; to redefine a term; to harmonize provisions; to change registration fees as prescribed; to provide for the disposition of fees; to provide duties for county treasurers and the Department of Motor Vehicles; to remove obsolete matter; to provide for issuance of license plates on a three-year schedule; to delete a restriction on In Transit registration of trucks; to provide an operative date; and to repeal the original sections, and also section 60-311.04, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 25:

Bloom
Budd
Burbach
Clark
Hanna
Holmquist
Johnson
Keyes
Knight
Kremer
Luedtke
Mahoney
Moulton
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Waldo
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 12:

Carstens
Duis
Harsh
Hasebroock
Kennedy
Kokes
Moylan
Orme
Proud
Wallwey
Whitney
Wylie

Not voting, 12:

Batchelder
Carpenter
Craft
Danner
Elrod
Klaver
Marvel
Nore
Pedersen
Schreurs
Syas
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Wylie Presiding

RESOLUTIONS

LEGISLATIVE RESOLUTION 78. Laid over until Tuesday, August 5, at the request of Mr. Clark.

LEGISLATIVE RESOLUTION 80. Re: Uniform Consumer Credit Code

Introduced by Banking Commerce and Insurance Committee, Richard F. Proud, 12th District, Chairman; Bill K. Bloom, 20th District; William Wylie, 40th District; Claire W. Holmquist, 16th District; and Rick Budd, 2nd District

WHEREAS, a Uniform Consumer Credit Code will, in all probability, be proposed to the Nebraska Legislature; and

WHEREAS, passage of this legislation may be desirable for the people of Nebraska; and

WHEREAS, all the provisions of this code, need careful study particularly in the areas of administration of the act and possible conflict with existing Nebraska Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee with authority to study and examine such proposed Uniform Consumer Credit Code and the effect upon consumer credit transactions within the State of Nebraska if it is to be adopted.

2. That the Legislative Council provide such legal, research, clerical and bill drafting service as the committee may request in the performance of its duties.

3. That the committee prepare a report together with its recommendations, including any legislative action it deems appropriate and justified for submission to the next regular legislative session.

4. That the committee be authorized to function during the interim between the eightieth and the next regular session and that the expenses of the committee and of its members and of the staff personnel assigned to the committee for actual and necessary expenses incurred in attending meetings of the committee, or any subcommittee thereof, be paid from the fund designated.

Referred to the Executive Board of the Legislative Council.

UNANIMOUS CONSENT—Introduce Bill

Speaker Warner asked unanimous consent to introduce a new bill to be known as LB 1435. No objections. So ordered.

BILLS ON FIRST READING

LEGISLATIVE BILL 1435. By Claire W. Holmquist, 16th District; Jerome Warner, 25th District; and John E. Knight, 26th District

A BILL FOR AN ACT making appropriations for the state government for the biennium beginning July 1, 1969, and ending June 30, 1971, for construction, repair, and improvement of state buildings and land acquisition as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; to repeal sections 1, 2, 3, 7, 9, 12, and 13, Legislative Bill 1425, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

MOTION—Suspend Rules

Speaker Warner moved to suspend the rules and place LB 1435 on top of General File without a public hearing.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Visitors

Mr. Kokes introduced Corrine Jasa and David Jasa from St. Edward and Joan Knorr from Utica.

SELECT FILE

LEGISLATIVE BILL 1009. E and R amendment found in the Legislative Journal for the One Hundred Thirty-seventh Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 216. E and R amendments found in the Legislative Journal for the One Hundred Thirty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 534. E and R amendments found in the Legislative Journal for the One Hundred Thirty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1433. E and R amendments found in the Legislative Journal for the One Hundred Thirty-seventh Day were adopted.

Bracketed at the request of Mr. Carpenter.

LEGISLATIVE BILL 177. E and R amendments found in the Legislative Journal for the One Hundred Thirty-seventh Day were adopted.

Bracketed at the request of Mr. Danner.

UNANIMOUS CONSENT—Bracket LB 216

Mr. Harsh asked unanimous consent to bracket LB 216 on E and R for engrossment until LB 979 is disposed of. No objections. So ordered.

Report of Registered Lobbyists

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period July 18, 1969 through July 31, 1969, inclusive.

(Signed) Hugo F. Srb
Clerk of the Legislature

Frank N. Wolf, Omaha; Assn. of Non-Paid Soil & Water Conservation Supervisors

Davis, Thone, Bailey, Polsky & Hansen, Lincoln; Avon Products and Hastings Pork

Richard F. Werner, Lincoln; Cordon Bleu Company

GENERAL FILE

LEGISLATIVE BILL 1434. Reading waived. Explained.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

MOTION—Return LB 979 to General File

Mr. Wallwey moved to return LB 979 to General File for the following amendments:

1. Insert 4 new sections to read as follows:

"Sec. 34. *The provisions of this act shall not apply to any community college area in which a majority of the electors vote against such provisions. Any vote on such question shall be held at the primary election in 1970. The question shall be presented to the electors of a community college area whenever requested by a majority of the counties in such area. Such requests shall be made by resolution of the county board filed with the Secretary of State prior to February 1, 1970. The Secretary of State shall make all arrangements for placing the question on the ballot in any community college area when requests are received from a majority of the counties in such area. The ballot question shall read as follows: Shall the provisions* *of Legislative Bill 979 establishing a community college area be accepted?*

Sec. 35. *When an election is requested pursuant to section 34 of this act, no action shall be taken to implement the provisions of this act in any community college area for which an election is to be held until such election has been held and the official canvass completed and the results certified. If the electors of any such area accept the provisions of this act, then action shall begin to implement such provisions.*

Sec. 36. *When the provisions of this act are rejected by the electors of any community college area, and a person residing in such area becomes a student in another community college, the county in which such student resides shall pay to the community college which such student is attending that portion of the student's tuition which exceeds the tuition charged to a student who is a resident of the community college area.*

Sec. 37. *The provisions of sections 1 to 33 and 38 of this act shall become operative on February 1, 1970.".*

2. Renumber original section 34 as 38.

The motion prevailed with 19 ayes, 8 nays and 22 not voting.

GENERAL FILE

LEGISLATIVE BILL 1066. Considered.

Mr. Kennedy offered the following amendments:

1. Strike original sections 1 and 2 and amendments thereto, and new section 3 added by Standing Committee amendment 3.

2. Renumber original section 3 as section 1, and in line 1 strike "Section" and insert "Sec.".

3. Strike Standing Committee amendments 4 and 6.

4. In Standing Committee amendment 5, line 1, strike "4" and insert "1".

5. Strike original section 4, and in lieu thereof insert:

"Sec. 2. That original section 23-320.07, Revised Statutes Supplement, 1967, is repealed.".

6. Renumber section 6 added by Standing Committee amendment 7 as section 3.

Mr. Kennedy requested a Call of the House. The Call showed 33 members present.

Mr. Kennedy moved the Call be raised. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

The Kennedy amendment was rejected with 17 ayes, 18 nays and 14 not voting.

Mr. Duis Presiding

Mr. Kennedy asked unanimous consent to withdraw his original amendment adopted 7/24/69. No objections. So ordered.

Mr. Kennedy asked unanimous consent that LB 1066 be bracketed on General File until Monday, August 4.

Mr. Nore objected.

Mr. Kennedy moved to bracket LB 1066 on General File until Monday, August 4.

The motion prevailed with 19 ayes, 10 nays and 20 not voting.

Member Excused

Mr. Waldo asked unanimous consent to be excused at 11:10 a.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 857. Considered.

The Wylie amendment found in the Legislative Journal for the One Hundred Thirty-seventh Day was adopted with 34 ayes, 0 nays and 15 not voting.

Mr. Wylie offered the following amendments, which were adopted with 33 ayes, 1 nay and 15 not voting.

1. Amend Section 1 of the bill by adding a new subsection 5 after line 34 which reads as follows:

"(5) *As used in this act, an intercity bus is defined as any motor vehicle with motive power, except a trailer, designed* *for carrying more than ten persons and performing transportation between two or more cities in the State of Nebraska."*

2. Amend Section 2 of the bill by striking the period on line 43, inserting an underlined comma, and inserting "*except intercity busses upon designated segments as hereinafter provided by this section.* (6) *An intercity bus may be 102 inches in width plus additional width for safety devices when operated on certain highways, designated by the State Engineer for such operation. The State Engineer with respect to highways under his jurisdiction, may designate certain highways for the operation of such intercity busses upon the following conditions:*

(a) *Highways designated by the State Engineer shall be limited to the National System of Interstate and Defense Highways and four-lane and six-lane highways. Further, portions of the non National System of Interstate and Defense Highways may be designated for the sole purpose of directly connecting disconnected segments of the National System of Interstate and Defense Highways and four-lane and six-lane highways; provided, however, that on two-lane highways so designated for connection the traffic lane shall not be less than ten feet in width; and*

(b) *No highways shall be so designated by the State Engineer under the provisions of subsection (a) prior to the time when inter-city busses of such width are permitted on the National System of Interstate and Defense Highways."*

Mr. Keyes offered the following amendment:

(F) No such vehicle shall be permitted to operate on any county, state or federal highway unless it is preceded by a flagman at least 300 feet in advance of such vehicle.

Amendment pending.

Adjournment

At 11:58 a.m., on a motion by Mr. Danner, the Legislature adjourned until 9:00 a.m., Monday, August 4, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED THIRTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, August 4, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O God, prepare our hearts and minds for the business of this day that we may throughout behave with genuine courtesy and honor before our colleagues. Help us to be just and honest in all our dealings. May we listen to those who have something to say but never lose our own capacity to discriminate between right and wrong. Save us from the fallacy of depending upon our personality or ingenuity to solve our problems, and make us more willing to do the hard work that is necessary to be well informed. Since we believe Thou art the source of truth, may we listen to Thee at the beginning of this day so that at the end we may hear Thy blessing, "Well done, Thou good and faithful servant." Amen.

The roll was called and all members were present except Mr. Bloom who was excused until 9:25 a.m.; and Messrs. Batchelder, Danner, Skarda, Waldo and Waldron, who were excused.

Corrections for the Journal

Page 3264, line 29, delete "east" and insert "ease".

Page 3268, line 10, delete "LB 1414" and insert "LB 1424".

Page 3269, line 35, delete "30-311" and insert "60-311,".

Page 3270, after line 31, insert "RESOLUTIONS".

Page 3276, line 16, delete "Nationel" and insert "National".

The Journal for the One Hundred Thirty-eighth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 922. Replaced on Select File as amended.

E and R amendments to LB 922:

1. In line 2 of new section 5, strike *"primary city"* and insert *"city of the primary class"*; and in line 5, strike *"said"* and insert *"such"*.

2. In the title, line 9, insert "to provide rights for women employees and their husbands;" after the semicolon.

LEGISLATIVE BILL 201. Replaced on Select File as amended.

E and R amendments to LB 201:

1. In the last line of the Waldo amendment 1, adopted 7/25, insert a period after "stricken" and strike the rest of the line.

2. In new section 3, line 18, strike the second *"of"* and insert *"or"*.

3. In line 4 of E & R amendment 3, adopted 7/25, strike the semicolon.

LEGISLATIVE BILL 538. Placed on Select File.

LEGISLATIVE BILL 1100. Placed on Select File as amended.

E and R amendments to LB 1100:

1. In section 1, line 11, strike "revenues" and insert "revenue"; and in line 25 insert "and" after the comma.

2. In the title, line 2, strike "highways and"; strike lines 4 and 5 and insert "bonds; to pro-"; and in line 7 strike "have" and insert "has".

LEGISLATIVE BILL 1092. Placed on Select File as amended.

E and R amendments to LB 1092:

1. In section 1, line 13, strike "their" and insert "its"; in line 16 insert "or village" after "city"; and in line 19 strike "actions" and insert "issues".

2. In lieu of the Keyes and Proud amendments thereto; and in section 1, line 14 strike "a majority" and insert "fifty-five per cent".

3. In section 2, line 9, strike "they" and insert "it".

LEGISLATIVE BILL 1259. Placed on Select File as amended.

E and R amendments to LB 1259:

1. In section 2, line 16 and section 3, lines 5 and 7, strike "it's" and insert "its".

2. In section 3, line 1, insert a comma after "company"; in line 32, insert a comma after "companies"; in line 33, strike "companies" and insert "company's"; in line 41, strike "a foreign company" and insert "foreign companies"; in line 49, strike the comma and insert "and"; and in line 50, insert a comma after "and".

3. In section 6, line 3, strike the semicolon and insert a colon.

4. In section 7, line 9, strike "neither".

5. In section 9, line 4, strike "likely to result in misrepresentation,"; and in line 6, insert ", or which are likely to result in misrepresentation" after "misleading".

6. In section 10, line 3, strike the second comma.

7. In section 16, line 6, strike "from" and insert "form".

8. In section 18, lines 7 and 8, strike "been existent and" and insert "existed and been".

9. In section 19, line 2, strike the third comma; and in line 5, insert "or certified" after "registered".

10. In section 20, line 4, strike "and effectuation".

LEGISLATIVE BILL 958. Placed on Select File as amended.

E and R amendments to LB 958:

1. In standing committee amendment 1, line 1, insert "the first" after "strike"; and for correlation purposes, in lines 1 and 2, strike "and show the same as stricken".

2. In lieu of the Carpenter amendment, in section 1, line 4, insert *"of any teacher in a Class I, II, or VI school district"* after "certificate".

3. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 1, Legislative Bill 1277, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in section 1, lines 9 and 10 strike "negligence" and insert "neglect"; in line 12 immediately after "incapacity" insert "or (10) breach of contract for teaching services"; renumber subdivision (10) added by standing committee amendment 1 as subdivision (11); and at the end of line 53 insert "The Commissioner of Education shall promptly notify the chief state school officer of each state of any revocation, suspension, or reinstatement under the provisions of this section.".

4. In the title, line 5, strike "or administrator's"; and in line 6 strike "person" and insert "teacher in certain districts who is".

LEGISLATIVE BILL 334. Correctly engrossed.

LEGISLATIVE BILL 950. Correctly engrossed.

LEGISLATIVE BILL 1009. Correctly engrossed.

LEGISLATIVE BILL 1404. Correctly re-engrossed.

LEGISLATIVE BILL 766. Correctly enrolled.

LEGISLATIVE BILL 1304. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 766 LB 1304

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and take up Final Reading bills set for tomorrow at this time.

The motion lost with 31 ayes, 5 nays and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 1216. E and R amendments found in the Legislative Journal for the One Hundred Thirty-eighth Day were adopted.

Laid over until tomorrow at the request of Mr. Pedersen.

LEGISLATIVE BILL 885. E and R amendments found in the Legislative Journal for the One Hundred Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 601. E and R amendment found in the Legislative Journal for the One Hundred Thirty-eighth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 850. E and R amendments found in the Legislative Journal for the One Hundred Thirty-eighth Day were adopted.

Mr. Knight asked unanimous consent to strike the Knight amendment adopted 7/30. No objections. So ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 642. E and R amendments found in the Legislative Journal for the One Hundred Thirty-eighth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1433

Mr. Carpenter asked unanimous consent to unbracket LB 1433 on Select File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 857. Considered.

The Keyes pending amendment found in the Legislative Journal for the One Hundred Thirty-eighth Day was withdrawn.

Advanced to E and R for review with 30 ayes, 3 nays and 16 not voting.

LEGISLATIVE BILL 1222. Reading waived. Explained.

Mr. Budd offered the following amendments in lieu of the Standing Committee amendments:

1. Strike Section 1 to 18 and all amendments thereto, showing the old matter as stricken and insert the following:

"Section 1. That section 60-305.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-305.04. A nonresident may, if he applies within ninety days from his original registration date and surrenders the registration certificate and license plates which were assigned to him, receive from the county *treasurer, or the Department of Motor Vehicles if registration was pursuant to section 60-305.09,* a refund in the amount of fifty per cent of the original license fee, except no refunds shall be made on any license purchased after October 1 of the current licensing year.

Sec. 2. That section 60-305.09, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-305.09. (1) Any owner engaged in operating a fleet of three or more commercial vehicles, of which at least two are powered, in this state in interstate commerce may, in lieu of registration of such vehicles under the general provisions of sections 60-301 to 60-344, register and license such fleet for operation in this state by filing a sworn statement with the Department of Motor Vehicles, which shall be in such form and contain such information as the department shall require, declaring the total mileage operated by such vehicles in all states and in this state during the preceding year and describing and identifying each such vehicle to be operated in this state during the ensuing license year. Upon receipt of such statement, the department shall determine the total fee payment which shall be equal to the amount obtained by applying the proportion of in-state fleet miles to total fleet miles, as reported in said states, to the fees which would otherwise be required for total fleet registration in this state, and shall notify the applicant of the amount so determined. The applicant shall then proceed to register a proportion of his fleet in Nebraska, as provided in ~~sections 60-302 and 60-303~~ *this section*, so that the total fees paid for such vehicle registration shall be at least equal to the amount of fees determined to be due by the department. ~~At the time of applying for registration, the applicant shall present the determination of the department of the amount of fees due to the county treasurer from which he seeks registration of his vehicles, and the county treasurer, upon completion of such registration, shall notify the department of such registration and the total amount of registration fees paid by such applicant.~~

Upon receipt of ~~reports of county treasurers that the~~

~~applicant has registered a sufficient number of vehicles in Nebraska so that the aggregate fees paid are equal to or greater than the amount of fees determined to be due~~ *the appropriate fees and taxes,* the department shall issue to the applicant a sufficient number of distinctive registration certificates, ~~or number plates, or stickers or tags~~ *and such other evidence of registration for display on the vehicle as the department determines appropriate* for each of the motor vehicles of his fleet, identifying it as a part of an interstate fleet proportionally registered.

The vehicles so registered shall be exempt from all further registration and license fees under sections 60-301 to 60-344 for movement or operation in the State of Nebraska. The proportional registration and licensing provision of this section shall apply to vehicles added to said fleets and operated in this state during the license year.

The right of applicants to proportional registration hereunder shall be subject to the terms and conditions of any reciprocity agreement, contract or consent made by the Department of Motor Vehicles.

When a nonresident fleet owner has registered his vehicles on an apportionment basis, his vehicles shall be considered as fully registered for both interstate and intrastate commerce. Each vehicle of a fleet registered by a resident of Nebraska on an apportionment basis shall be considered as fully registered for both interstate and intrastate commerce.

(2) Mileage proportions for interstate fleets not operated in this state during the preceding year shall be determined by the department upon the sworn application of the applicant on forms to be supplied by the department which shall show the operations of the preceding year in other states and estimated operations in Nebraska, or if no operations were conducted the previous year, a full statement of the proposed method of operation.

(3) Any owner complying with and being granted proportional registration shall preserve the records on which the application is made for a period of four years following the year upon which said application is based. Upon request of the department, the owner shall make such records available to the department at its office for audit as to accuracy of computation and payments, or pay the costs of an audit at the home office of the owner by a duly appointed representative of the department. The department may enter into agreements with agencies of other states administering motor vehicle registration laws for

joint audits of any such owner. All payments received to cover the costs of an audit shall be paid by the department into the state treasury and the State Treasurer shall credit the same to the state General Fund.

(4) If it is determined by the Department of Motor Vehicles that the owner should have paid a greater amount of fee under the provisions of this act than was paid the department shall deny the owner the right to further registration for a fleet license until such additional amount of fee is paid.

(5) In those cases where it is necessary to secure a title to a vehicle to be registered under the provisions of this act, the application for such title shall be made to the department, and the department is authorized to issue such title upon the payment of the fee prescribed by law.

~~(6) This section shall become operative with respect to fees due and payable without regard to this section on and after January 1, 1960, but this shall not prevent the department from taking such administrative action prior to such operative date as will facilitate the operation of this section.~~

~~(7)~~ *(6)* Every applicant who shall license any vehicles under the provisions of this act which by law are subject to ~~assessment for~~ taxation in this state shall ~~exhibit proof by tax receipt or otherwise as provided by section 60-303~~ *pay such tax at the time of registration, and no registration certificates shall be issued until all taxes and fees are paid.*".

Sec. 3. That section 77-1238, Reissued Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1238. As used in sections 77-1239 to 77-1242.02, unless the context otherwise requires:

(1) Motor Vehicle shall mean every motor vehicle and trailer ~~subject to the payment of registration fees or ad valorem taxes under the laws of this state~~ *except cabin trailers and mobile homes as defined in sections 60-1601 through 60-1613 inclusive subject to the payment of the motor vehicle tax under the laws of this state;*

(2) Taxing ~~unit~~ *district entitled to a proprotionate share of motor vehicles taxes* shall mean ~~the state~~, counties townships, cities *and* villages, school districts, junior college districts, municipal universities, and all other subdivisions of the state and all governmental agencies, clothed with the power of levying or providing for the levy of general or special taxes;

(3) Registration year *for the purposes of this act*

shall mean the period from January 1 through December 31 of each year.

(4) *Motor vehicle tax shall mean a tax imposed upon motor vehicles in lieu of all existing taxes on motor vehicles.*

(5) Dealer's vehicles on hand shall mean such motor vehicles as are owned and held for resale by motor vehicle dealers.

(6) *Automobiles shall mean all passenger cars including taxicabs and station wagons.*

Sec. 4. That section 77-1240, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1240. (1) Except as to motor vehicles subject to the provisions of sections 77-1241.02 to 77-1241.08, ~~the county assessor treasurer of each county~~ *the Tax Commissioner* shall ~~compute~~ determine the motor vehicle tax upon all motor vehicles for which application for registration is made, except dealer's vehicles on hand, in accordance with the *motor vehicle tax table in section* ~~77-1240.01~~ *6 and 7* ~~registered in each taxing unit within the county based upon the values certified to him by the State Board of Equalization and Assessment or the Tax Commissioner, and cause a notice of the amount of such tax to sent through the United States mails to the registrant at the address shown upon his registration certificate, on a prenumbered statement form prescribed by the Tax Commissioner, on or before January 1 of each year; the amount so certified together with the registration fee shall be paid prior to the registration of the motor vehicle for the following year.~~

(2) *The Tax Commissioner shall prepare and furnish to the county treasurer of each county and the Department of Motor Vehicles appropriate tax tables based on the schedule of motor vehicle taxes contained in sections 6 and 7. Copies of such tables shall be posted in conspicuous places in the county treasurer's office and additional copies shall be furnished to anyone interested in the taxation of motor vehicles.*

(3) For the purpose of this section the tax situs of each motor vehicle used and owned for nonbusiness purposes shall be ~~in the county, precinct, township, city, village, and school district where such property is principally stored and kept, and of each motor vehicle used or owned by any student such tax situs shall be at the place of residence of such student if~~

~~different from the place at which he is attending school~~ the residence of the owner. Motor vehicles owned and used for business or in connection with a business conducted within Nebraska shall have tax situs at the place of the headquarters for such business. Motor vehicles owned by nonresidents of Nebraska but which are domiciled in this state shall have tax situs where principally stored and kept.

(4) *In order to facilitate implementation of provisions of this act and provide a public service in the registration and taxation of motor vehicles for which renewed registration is sought by the owner for the year in which this act becomes effective, the County Assessor shall assist the County Treasurer in the following manner when so directed by the County Board:*

(a) *Prepare and mail, on or before January 1, 1967, an unofficial notice of 1970 motor vehicle taxes, to the owner of each motor vehicle registered within his county for the year 1969, or part of the year 1969. Such notice shall be prepared on a postal card or a card notice produced by application of electronic data processing equipment, and shall contain any or all of the following information necessary in the determination of the motor vehicle tax to become due upon application for renewal of the registration of such vehicle:*

(i) *Name and address of the owner.*
(ii) *School district number.*
(iii) *Year model of vehicle.*
(iv) *Make and weight (where applicable).*
(v) *Tax class which the vehicle falls within (where applicable.*
(vi) *Description of vehicle (Length, width, capacity, type, or other).*
(vii) *Amount of tax.*

(b) *When the vehicle owner renews his registration by mailing his registration certificate and tax payment to the County Treasurer, his vehicle classification will be permanently noted on his registration certificate.*

(c) *The County Treasurer shall then credit the vehicle owner for payment of his motor vehicle tax and return the vehicle owner's renewed registration to him.*

(d) *Such procedure shall be followed only for the year 1970, to those motor vehicle owners who registered motor vehicles* *within the county for all or part of the 1969 registration year.*

Sec. 5. That section 77-1240.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1240.01. In addition to the registration fees provided by Chapter 60, article 3, a motor vehicle tax is hereby imposed on motor vehicles, except dealer's vehicles on hand, registered for operation upon the highways of this state, except such motor vehicles as are exempt from taxation by section 77-202, which motor vehicle tax shall be in lieu of all ad valorem taxes to which such motor vehicles would otherwise be subject. *Provided, however, cabin trailers and mobile homes shall be defined for tax purposes and taxes as provided in sections 66-1601 through 60-1613 inclusive.* ~~Such motor vehicle tax shall be computed annually on the value of the motor vehicle as certified to the county assessor by the State Board of Equalization and Assessment or Tax Commissioner at a rate equal to the ad valorem rate for all purposes for the preceding year in the several taxing units of the state in which the motor vehicle has tax situs and such motor vehicle tax as thus computed shall be collected annually by the county treasurer at the time of application for and before registration of the motor vehicle each year. The proceeds from such motor vehicle tax in each county shall be allocated to each taxing unit levying taxes on tangible personal property in the county in which~~ each ~~motor vehicle has tax situs, in the same proportion that the levy on tangible personal property of such taxing unit bears to the total levy on tangible personal property of all the taxing units in which the motor vehicle is taxes.~~ *The amount of such motor vehicle tax shall be as provided in the tax table in sections 6 and 7 and shall be collected by the county treasurer at the time of application for registration of the motor vehicle for the year. The county treasurer shall enter the amount of the applicable motor vehicle tax in a space provided on the registration certificate and collect such motor vehicle tax together with the proper registration fee. The proceed from such motor vehicle tax shall be allocated by the county treasurer to the county, townships, cities, villages, and school districts in which each motor vehicle has situs in the same proportion that the present tax levy for each taxing district bears to the total of such levies within the respective taxing districts.*

Sec. 6

77- (1) *All passenger type automobiles including* *station wagons and taxicabs shall be subject to a tax as determined in this section. As the basis for measuring the tax imposed by this act, the Tax Commissioner shall determine the value of each automobile as of the time it is first offered for sale as a new vehicle in the State of Nebraska. Pursuant to regulations duly adopted and promulgated, the Tax Commissioner shall, for this purpose, use the "Factory Advertised Delivered Price" or "Port of Entry Price" or other uniform valuation for each particular make and model as they appear in the publications of National Market Report, Inc., or in any other similar, nationally recognized publications, disregarding the value of any special equipment.*

In the event the Tax Commissioner is unable to ascertain a value by this method in respect to any automobile or class of automobiles by reason of the same being a specially constructed vehicle, or for any other reason, the Tax Commissioner shall determine, from any information available, the true cash value.

(2) After determining the value of an automobile as prescribed in section 1 of this act, the Tax Commissioner shall classify every automobile in its proper class according to the following classification plan:

Class I	*0-$1499*
Class II	*$1500-$2249*
Class III	*$2250-$2999*
Class IV	*$3000-$3999*
Class V	*$4000-$5499*
Class VI	*$5500-$6500*
Class VII	*$6500 and over*

(3) The amount of tax imposed by this act shall be based upon the classification of such automobile as provided in subsection 2 of this section, and the age of such automobile in accordance with the following schedule:

AGE OF AUTOMOBILE	*CLASS*						
	I	*II*	*III*	*IV*	*V*	*VI*	*VII*
1st yr.	*30*	*48*	*60*	*84*	*112*	*148*	*196*
2nd yr.	*27*	*42*	*51*	*72*	*96*	*124*	*160*
3rd yr.	*24*	*36*	*42*	*60*	*80*	*100*	*124*
4th yr.	*21*	*30*	*33*	*48*	*64*	*76*	*96*
5th yr.	*18*	*24*	*26*	*36*	*48*	*52*	*80*
6th yr.	*15*	*18*	*19*	*24*	*32*	*36*	*64*
7th yr.	*12*	*12*	*12*	*12*	*24*	*24*	*42*
8th yr.	*12*	*12*	*12*	*12*	*12*	*12*	*20*
	$zero	$1500	$2250	$3000	$4000	$5500	$6500

to	*to*	*to*	*to*	*to*	*to*	*and*
1499	*2249*	*2999*	*3999*	*5499*	*6499*	*over*

Every automobile shall be taxed as an automobile in its first year of manufacture throughout the calendar year in which vehicles of that make and model are first offered for sale in the State of Nebraska, except that an automobile of a make and model first offered for sale in the State of Nebraska after August 1 of any year shall continue to be taxed as an automobile in its first year of manufacture until the end of the calendar year following the year in which it is first so offered for sale. Thereafter, each automobile shall be considered to have aged one year as of January 1 of each year.

Sec. 7. 77- All other vehicles shall be taxed in the following manner:

MOTOR VEHICLE TAX TABLE FOR VEHICLES
OTHER THAN AUTOMOBILES
PICKUPS AND TRUCK TYPE VEHICLES
MANUFACTURER'S YEAR, MODEL, AND NET WEIGHT AS CERTIFIED

Net Weight	*1st and 2nd Year*	*3rd, 4th, and 5th Year*	*6th year & Thereafter*
4,000 and less	*$45*	*$30*	*$10*
4,001-5,000	*$60*	*$35*	*$15*
5,001-6,000	*$85*	*$45*	*$25*
6,001-7,000	*$115*	*$60*	*$35*
7,001-8,000	*$175*	*$90*	*$50*
8,001-9,000	*$210*	*$110*	*$65*
9,001-10,000	*$265*	*$140*	*$85*
10,001-11,000	*$310*	*$160*	*$95*
11,001-12,000	*$350*	*$175*	*$110*
12,001-13,000	*$375*	*$190*	*$120*
Over 13,001	*$425*	*$225*	*$130*

SEMI-TRAILERS

			Table
Auto Transport	*All Models*		G
Carry Alls or Lowboys	*(Tonnage represents cargo weight)*		
	20 Ton & under		F
	25 Ton to 40 Ton		G
	45 Ton to 55 Ton		J
	60 Ton & Above		M
Dump (Aluminum)	*Single Axle*	*10 cubic yds.*	G
	Tandem Axle	*14 cubic yds.*	H
Dump (cable)	*Single Axle*	*8 to 10 yds.*	G
	Tandem Axle	*12 to 15 yds.*	I
	Tandem Axle	*30 ton heavy duty*	M
	Tandem Axle	*Hi-Cube 4500 No. Cap.*	L
Dump (Hydraulic)	*Single Axle*	*8 to 12 yds.*	H
	Single Axle	*12 to 15 yds.*	K
Dump (Steel)	*Single Axle*	*10 cu. yds.*	F
	Tandem Axle	*14 cu. yds.*	H
Fuel Transport (Steel Low Pressure)	*Single Axle*	*3500 Gal.-5000 Gal.*	G
	Tandem Axle	*4500 " -6500 "*	H
	Tandem Axle	*7000 " -9000 "*	I
	Tandem Axle	*9500 " -11000 "*	J
Furniture Vans	*28 feet to 40 feet*		G
Grain Trailers	*Single Axle*	*20 feet to 30 feet*	G
	Tandem Axle	*32 feet to 40 feet*	H
Insulated Vans (Aluminum)	*Single Axle*	*20 feet to 30 feet*	G

	Tandem Axle	*32 feet to 40 feet*	*I*
Insulated Vans (Steel)	*Single Axle*	*20 feet to 30 feet*	*G*
	Tandem Axle	*32 feet to 40 feet*	*I*
Livestock (Aluminum)	*Tandem Axle*	*35 feet to 45 feet*	*J*
Livestock—Double Drop (called Possum Belly)	*Exposed Post*	*35 feet to 45 feet*	*K*
	Smooth Sides	*35 feet to 45 feet*	*M*
Livestock (Steel)	*Single Axle*	*26 feet to 36 feet*	*G*
	Tandem Axle	*35 feet to 45 feet*	*H*
Machinery Trailers	*Tandem Axle*	*28 feet to 35 feet*	*I*

SEMI-TRAILERS
(Continued)

Milk Tank	*Single Axle*	*2 Gal to 3500 Gal*	*L*
	Tandem Axle	*3000 " " 4500 "*	*M*
Oil Field Floats	*Single Axle, Self Loading*	*26 feet to 30 feet*	*G*
	Tandem Axle, Self Loading	*29 feet to 36 feet*	*I*
	Tandem Heavy Duty, Self Loading	*28 feet to 36 feet*	*K*
Open Top Vans (Aluminum)	*Tandem Axle*	*32 feet to 40 feet*	*H*
(Steel)	*Tandem Axle*	*32 feet to 40 feet*	*H*
Platform	*Single Axle*	*24 feet to 36 feet*	*F*
	Tandem Axle	*32 feet to 42 feet*	*G*
Poultry	*Single Axle*	*30 feet to 36 feet*	*F*
Reefers (Aluminum)			

Including Units	*Single Axle*	*20 feet to 30 feet*	*J*
	Tandem Axle	*32 feet to 40 feet*	*L*
Reefers (Steel)			
Including Units	*Single Axle*	*20 feet to 30 feet*	*J*
	Tandem Axle	*32 feet to 40 feet*	*L*
Transport Aluminum			
(Low Pressure)	*Tandem Axle*	*4,500 gal-5,500 gal*	*J*
	Tandem Axle	*6,000 " 8,000 "*	*K*
	Tandem Axle	*8,500 " 11,000 "*	*L*
Transport (Steel			
High Pressure)	*Propane, Butane, Anhydrous Ammonia*		
	Tandem Axle	*4,500 gal-5,500 gal*	*J*
	Tandem Axle	*6,000 gal -9,000 gal*	*L*
	Tandem Axle	*9,500 " -11,000 "*	*M*
Uninsulated Vans			
(Aluminum)	*"Values same for Pup Trailers"*		
	Single Axle	*20 feet to 30 feet*	*G*
	Tandem Axle	*20 feet to 30 feet*	*G*
Uninsulated Vans			
(Steel)	*"Values same for Pup Trailers"*		
	Single Axle	*32 feet to 40 feet*	*H*
	Tandem Axle	*32 feet to 40 feet*	*H*

FARM AND SMALL COMMERCIAL TRUCK BODIES

			Table
Bottlers	*100 cases up*		*C*
Cement Mixers	*Blau Knox Transit Mixers*		
		5 yds. to 6 yds.	*C*
		7 yds. to 8 yds.	*D*
	Challenge	*4 yds. to 7 yds.*	*C*

104		*GMC*	*6 yds. to 7 yds.*	*C*
105		*Jaeger*	*5½ yds. to 6½ yds.*	*C*
106			*7 yds.*	*D*
107			*8 yds. to 9 yds.*	*E*
108		*Rex Model 77*	*4 yds. to 5½ yds.*	*B*
109			*6 yds. to 7 yds.*	*C*
110		*Rex Model 55 Deluxe*		
111			*6 yds. to 7 yds.*	*C*
112		*Whitman*	*3½ yds. to 4 yds.*	*B*
113	*Commercial Bulk*			
114	*Feed Bodies*	*12½ feet to 18½ feet*		*G*
115	*Dump Bodies for Truck*			
116	*chasis—including hoist*		*3 yds. to 4 yds.*	*B*
117			*4 yds. to 7 yds.*	*C*
118	*Garbage Packers (closed)*		*13 yds to 24 yds.*	*G*
119		*Deluxe Models*	*13 yds. to 16 yds.*	*G*
120			*20 yds. to 24 yds.*	*H*
121	*Grain Body Platform/*			
122	*Fold Down Type Grain Sides*		*8 feet to 22 feet*	*B*
123	*Take off sides*		*8 feet to 22 feet*	*B*
124	*Top off type Grain Sides*		*8 feet to 22 feet*	*B*
125	*Hoists (under Body)*	*All Types*		*B*
126	*Horse Trailers*			
127	*(Closed front and closed front & Top)*		*One horse-two horse*	*B*
128	*Insulated Van for truck chassis*		*10 feet to 14 feet*	*D*
129			*16 feet to 20 feet*	*E*
130		*/with refrigeration or thermo units—*	*10 feet to 20 feet*	*F*
131	*Platform for all bodies*		*8 feet to 22 feet*	*B*
132	*Pole Trailers*	*Single Axle no brakes*		*E*

	Single Axle w/brakes		*E*
	Tandem axle w/brakes		*G*

FARM AND COMMERCIAL TRUCK BODIES (Continued)

			Table
Racks (fold down)	*for steel pickup bodies*		*A*
Lime	*6 yd to 11 yd*		*D*
	Lime and Fertilizer	*6 yd to 11 yd*	*E*
	Combination Wide Spread	*6 yd to 11 yd*	*F*
Stake Body	*Heavy Duty*	*8 feet to 16 feet*	*B*
Stock Platform w/	*Combination Fold Down or Top off Rack*	*8 feet to 22 feet*	*B*
Tanks—			
Gasoline and Fuel		*800 gal-1000 gal*	*D*
		1050 gal-1500 gal	*E*
Tanks—Milk		*1500 gal*	*C*
		2400 gal	*D*
Tanks—Propane or Anhydrous (Heavy Duty)		*1400 gal-1700 gal*	*G*
		1800 gal-2400 gal	*H*
Trailers	*Automobile & Small Truck Type (Includes all small rentals)*		
	open top single axle 5 feet to 11 feet		*B*
	closed top single axle 5 feet to 11 feet		*B*
Uninsulated Vans		*10 feet to 12 feet*	*C*
		14 feet to 20 feet	*D*
V-Bottoms	*3-4-5 Compartments*	*13.5 feet to 17.5 ft.*	*B*
		21.5 feet	*C*
Winches	*Installed on Flatbed or Platform*		

1500 lbs to	
30,000 lbs	***B***
60,000 lbs	***D***
100,000 lbs	***E***

COMMERCIAL AND SEMI-TRAILERS

TABLES	*1970*	*1969*	*1968*	*1967*	*1966*	*1965*	*1964*	*1963*	*1962*	*1961*
A	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*
B	*20*	*20*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*
C	*30*	*30*	*15*	*15*	*15*	*10*	*10*	*10*	*10*	*10*
D	*40*	*40*	*20*	*20*	*20*	*10*	*10*	*10*	*10*	*10*
E	*55*	*55*	*30*	*30*	*30*	*15*	*15*	*15*	*15*	*15*
F	*70*	*70*	*40*	*40*	*40*	*20*	*20*	*20*	*20*	*20*
G	*90*	*90*	*55*	*55*	*55*	*30*	*30*	*30*	*30*	*30*
H	*115*	*115*	*70*	*70*	*70*	*35*	*35*	*35*	*35*	*35*
I	*140*	*140*	*80*	*80*	*80*	*40*	*40*	*40*	*40*	*40*
J	*165*	*165*	*95*	*95*	*95*	*50*	*50*	*50*	*50*	*50*
K	*185*	*185*	*105*	*105*	*105*	*60*	*60*	*60*	*60*	*60*
L	*210*	*210*	*120*	*120*	*120*	*65*	*65*	*65*	*65*	*65*
M	*235*	*235*	*135*	*135*	*135*	*70*	*70*	*70*	*70*	*70*

COMMERCIAL AND SEMI-TRAILERS

TABLES	*1960*	*1959*	*1958*	*1957*	*1956*	*1955*	*1954*	*1953*	*1952*	*1951*	*1950*
A	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*
B	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*
C	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*
D	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*	*10*
E	*15*	*15*	*15*	*15*	*15*	*15*	*15*	*15*	*15*	*15*	*15*
F	*20*	*20*	*20*	*20*	*20*	*20*	*20*	*20*	*20*	*20*	*20*
G	*30*	*30*	*30*	*30*	*30*	*30*	*30*	*30*	*30*	*30*	*30*
H	*35*	*35*	*35*	*35*	*35*	*35*	*35*	*35*	*35*	*35*	*35*
I	*40*	*40*	*40*	*40*	*40*	*40*	*40*	*40*	*40*	*40*	*40*
J	*50*	*50*	*50*	*50*	*50*	*50*	*50*	*50*	*50*	*50*	*50*
K	*60*	*60*	*60*	*60*	*60*	*60*	*60*	*60*	*60*	*60*	*60*
L	*65*	*65*	*65*	*65*	*65*	*65*	*65*	*65*	*65*	*65*	*65*
M	*70*	*70*	*70*	*70*	*70*	*70*	*70*	*70*	*70*	*70*	*70*

Motorcycles, Scooters, Snowmobiles, Golf Carts, Utility Trailors, and Boat Trailors:
1st and 2nd year, all weights $10
3rd year and thereafter, all weights $5

MOTORIZED MOBILE HOMES, INCLUDING CONVERTED SCHOOL BUSES

Total Value	*1st and 2nd year, all makes*	*3rd, 4th, and 5th year, all makes*	*6th year and thereafter*
$2,999 and less	*40*	*25*	*15*
$2,500-$4,999	*70*	*40*	*25*
$5,000-7,499	*120*	*70*	*40*
$7,500-$9,999	*180*	*110*	*65*
$10,000-$14,999	*245*	*145*	*85*
$15,000 and up	*365*	*220*	*130*

Buses:
1st and 2nd year, all makes $100 plus $2.00 for each additional seating over 24
3rd, 4th, and 5th year, all makes $75 plus $1.00 for each additional seating over 24
6th year and thereafter, all makes $50
Ambulances and hearses:
1st and 2nd year, all $90
3rd, 4th and 5th year, all $60
6th year and thereafter, all $25

Sec. 8. That section 77-1240.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1240.02. In the event an application is made after the beginning of the registration year for registration of any motor vehicle not previously registered by the applicant in this state, the motor vehicle tax for such year on such motor vehicle shall be reduced by one-twelfth for each full month of the registration year already expired as of the date such vehicle was acquired. An application shall ~~first~~ be submitted to the county ~~assessor~~ treasurer on a form prescribed by the ~~Auditor of Public Accounts who shall compute the tax and certify the same to the county treasurer~~ *Tax Commissioner. The county treasurer shall determine the tax by reference to the tax table furnished by the Tax Commissioner pursuant to section 77-1240.*

Sec. 9. That section 77-1240.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1240.03. Upon the transfer of ownership of any motor vehicle, the transferor shall be credited with the number of unexpired months remaining in the registration year; *Provided,* that where such vehicle is transferred within the same calendar month in which acquired, no refund shall be allowed for such month. Should such transferor acquire another motor vehicle a the time of such transfer, such transferor shall have the credit herein provided applied toward payment of the motor vehicle tax then owning and otherwise such transferor shall file a claim ~~with the county assessor~~ *within thirty days demand a refund from the county treasurer of the tax for the unexpired months remaining in the registration year* upon a form prescribed by ~~the Auditor of Public Accounts~~ *Tax Commissioner.* ~~The county assessor shall certify to the county treasurer the amount of tax refund and the taxing unit where the motor vehicle is registered.~~ The county treasurer shall make payment to the claimant from ~~the undistributed~~ *any* motor vehicle taxes ~~of the taxing unit where the tax money was originally distributed~~ *on hand.*

Sec. 10. That section 77-1240.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1240.04. When ~~no valuation is available for the computation of the motor vehicle tax for a motor vehicle, upon application for registration the county assessor shall immediately place a valuation on such motor vehicle, using as a basis for valuation the schedule of value certified by the State Board of Equalization and Assessment, as provided by sections 77-1239 and 77-1239.02, and the valuation so fixed shall be used in computing the motor vehicle tax~~ *application is made for registration of a motor vehicle for which a tax is not included in the tax table provided in sections 6 and 7 the county treasurer shall determine the motor vehicle tax which shall be proportionate to other tax amounts contained in the table, and when so determined shall be as valid as those contained in such table*

Sec. 11. That section 77-1241, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1241. All taxes on motor vehicles, ~~except motor vehicle taxes as provided by sections 77-1239 to 77-1242.02, shall be~~

~~due and payable in a single payment on November 1 of the year in which they may be assessed and shall become delinquent on December 1 thereafter. Motor vehicle taxes shall not become due until application is made for registration of the motor vehicle but may be paid at any time subsequent to November 1 of the year prior to the year of registration. Receipts issued for the payment of taxes on motor vehicles need not carry the levy of the state and its subdivisions~~ *shall be due and payable at the time of application for registration. In event application is made after expiration of the previous year registration, the tax then due and payable shall be for the registration year commencing after expiration of such previous year.*

Sec. 12. That section 77-1241.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1241.01. Motor vehicles not subject to a motor vehicle tax, and not registered for operation on the highways, except dealers' vehicles on hand, *shall be valued by the county assessor at actual value and* shall be subject to ad valorem tax ~~on~~ *as other* tangible *personal* property; ~~such tax shall be computed according to the schedule of values fixed by the State Board of Equalization and Assessment; Provided, that in the event a motor vhicle which has been assessed for ad valorem tax purposes, except dealers' motor vehicles on hand January 1 at 12:01 a.m., is later registered during the registration year for which taxes have been assessed, the ownr against whom such ad valorem taxes have been assessed shall be credited with the proportionate amount for the period during which the motor vehicle tax has been paid.~~

Sec. 13. That section 77-1241.03, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1241.03. The nonresident owner of a fleet operating the same in interstate commerce shall annually, on or before December 1 of each year, report to the ~~Tax Commissioner,~~ *Department of Motor Vehicles* on forms to be prescribed by him, information sufficient to enable him to determine ~~value for~~ the tax ~~purposes of~~ for each motor vehicle in such fleet which the nonresident owner anticipates being in such fleet on the following January 1 at 12:01 a.m. Any additions or deletions to such fleet shall be reported, on appropriate forms to be prescribed by the ~~Tax Commissioner~~ *Department of Motor Vehicles,* within thirty days of such addition or deletion; *Provided,* that if any vehicle which is a part of such fleet is exchanged or traded by the owner of such fleet for another vehicle during the tax year, and such vehicle shall be a part of such fleet, such newly-acquired vehicle shall be taxed as part of such fleet for the remainder of the tax year by the payment of any additional tax due as computed under sections 77-1241.04 to 77-1241.06. If the newly-acquired vehicle has a valuation lower than that of the vehicle it replaced, a pro rata refund shall be computed on the balance of the unexpired tax year. Vehicles acquired by the owner of such fleet after the commencement of the tax year and subsequently added to such fleet shall be taxed by applying the mileage percentage used in the original application for such fleet for such tax year to the tax due with respect to such vehicle for the remainder of the tax year.

Sec. 14. That section 77-1241.04, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1241.04. The *Department of Motor Vehicles* shall determine; *the tax for each fleet by determining the value for each vehicle pursuant to sections 6 and 7 of this act and totaling the separate taxes for all vehicles in the fleet.*

~~(1) The assessed valuation of each fleet which shall be determined by valuing each vehicle, as defined in section 60 301.02, in the fleet and totaling the separate values; and~~

~~(2) The average mill levy for the previous year throughout the State of Nebraska.~~

Sec. 15. That section 77-1241.06, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1214.06. The ~~Tax Commissioner~~ *Department of Motor Vehicles* shall determine the tax ~~on the motor vehicles by the following formula: Multiply the assessed valuation of the fleet by the prorated mileage percentage as supplied by the Department of Motor Vehicles pursuant to section 77-1241.05 and multiply this result by the average mill levy as determined by the Tax Commissioner; *Provided,* that on each tax statement showing a tax due, a minimum tax of one dollar shall be due; *and provided further,* that a tax refund shall not be made if the~~

~~amount of such refund due is less than one dollar for any tax statement.~~ *for the fleet by the percentage of the prorated mileage in interstate commerce for the last proration year; Provided, that on each tax statement showing a tax due, a minimum tax of one dollar shall be due; and provided further, that a tax refund shall not be made if the amount of such refund due is less than one dollar for any tax statement.*

Sec. 16. That section 77-1241.07, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1241.07. The ~~Tax Commissioner~~ *Department of Motor Vehicles* shall, no later than February 15 of each year *on applications received on or before December 1,* ~~compute~~ *determine* the amount of ~~the~~ tax due on the motor vehicles of the fleet and certify the amount thereof *together with the amount of registration fees determined by the Department of Motor Vehicles* to the owner of the fleet. The owner of the fleet shall pay such tax *and registration fee to the Department of Motor Vehicles at the time of registration of the vehicles of such fleet for operation on the highways of this state.* ~~to the county treasurer of the county in which vehicles of such fleet are registered in this state; Provided, that in the event an operator of a fleet desires to license a portion of the fleet in two or more counties, the Tax Commissioner, upon the fleet owner's identifying each vehicle to be licensed in each county, shall provide a separate tax statement for the vehicles to be licensed in each county; and provided further, that such intent to license in two or more counties must be indicated at the time the fleet owner files his election. The proceeds from such motor vehicle tax in each county shall be allocated to the state, county, townships, cities, villages, and school districts of such county in the same proportion that the levy of each bears to the total levy of the county on personal tangible property.~~ *Upon receipt of the tax together with the registration fee, the Department of Motor Vehicles shall receipt for payment upon the proration statement prepared pursuant to this section and shall deliver taxes and registration fees to the Tax Commissioner. The Department of Motor Vehicles shall then issue registration certificates and license plates for each motor vehicle of the fleet.*

Tax funds received shall be transmitted to the State Treasurer as provided in section 21 of this act. Registration fees received *by the Tax Commissioner shall be transmitted to the State Treasurer for deposit in the Highway Cash Fund.*

Sec. 17. That section 77-1241.08, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1241.08. ~~A resident of this state owning~~ *Any owner* of a fleet of motor vehicles and operating the same in interstate commerce ~~may elect to have such vehicles taxed in the manner~~ *and which are registered pursuant to section 60-305.09 shall be taxed on such fleet as provided in sections 77-1241.03 to 77-1241.07.*

Sec. 18. That section 77-1242, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1242. ~~Beginning January 1, 1966, a~~ A tax is hereby imposed on all motor vehicles owned and held for resale on January 1 at 12:01 a.m. of each year by motor vehicle dealers, which tax ~~shall be in lieu of all ad valorem taxes to which such vehicles would otherwise be subject. Such tax~~ shall be computed by assessing and taxing these motor vehicles the same as other business inventories held for resale ~~and such motor vehicle tax as thus computed shall be collected annually by the county treasurer. The proceeds from such motor vehicle tax in each county shall be allocated in each taxing unit levying taxes on tangible personal property in the county in which each motor vehicle has tax situs, in the same proportion that the levy on tangible personal property of such taxing unit bears to the total levy on tangible personal property of all the taxing units in which the motor vehicle is taxed.~~ Such vehicles shall be assessed at the proportion of actual value prescribed in section 77-201, provided each dealer in motor vehicles shall report in the same manner and at the same time, as he reports all other property.

Sec. 19. That section 77-1242.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1242.01. Members of the armed forces of the United States serving in this state in compliance with military or naval orders shall not be subject to the provisions of sections 22-1239 to 77-1242.02 is such person ~~(1)~~ is a resident of a state other than Nebraska, ~~and (2) pays the taxes and fees pertaining to such motor vehicles provided for by statute in the state of such person's residence; Provided, no county treasurer shall issue a license to a member of the armed forces as described in this section unless he produces a tax receipt from some state for the current year.~~

Sec. 20. That section 77-1242.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

77-1242.02. ~~The valuation~~ *A computed estimate of the value* of motor vehicles ~~as provided by sections 77-1239 to 77-1242.02~~ shall be included as heretofore in the calculations of the assessed value of all property for the purpose of determining debit limitations of taxing units ~~and nothing in sections 77-1239 to 77-1242.02 shall be construed to remove motor vehicles from the general classification of personal tangible property in determining such debit limitations~~, *and for purposes of setting levy rates for other classes of property subject to taxation in each of the several taxing districts of each county.*

For the purposes of this section, the estimated value of motor vehicles in any and all taxing districts shall be computed by dividing the amount of motor vehicle tax distributed to each taxing district during the previous year, by the ad valorem tax levy within such taxing district for the same period. The estimated valuation shall be included in the abstract required by section 77-1514.

Sec. 21. *(1) As motor vehicle taxes are received by the Tax Commissioner pursuant to section 77-1241.07, the Tax Commissioner shall transmit such taxes to the State Treasurer for deposit in the Motor Vehicle Tax Fund.*

(2) On or before the first day of April, 1970, and each year thereafter, the State Treasurer shall distribute all funds in the Motor Vehicle Tax Fund to the county treasurer of each county in the same proportion as the number of original motor vehicle registrations in each county bears to the total of all original registrations within the state in the registration year immediately preceding.

(3) Upon receipt of motor vehicle tax funds from the State Treasurer, the county treasurer shall first apportion such funds to the several school districts of the county, deemed to be taxing districts for purposes of this act, proportionate to the number of motor vehicle registrations within each school district to the total of motor vehicle registrations within the county, and then distribute such apportioned amount to the county, township, city, village and school district in the same proportion as the ad valorem property tax levy for each such taxing districts bears to the total of such levies within respective taxing districts.

(4) In event taxing districts have been annexed, merged, dissolved or in any absorbed into another taxing district any

apportionment of motor vehicle taxes to which such taxing district would have been entitled, shall be apportioned to the successor taxing district which has assumed the functions of the merged, dissolved or consolidated taxing district.

(5) On or before March of each year, the Department of Motor Vehicles shall furnish to the State Treasurer a tabulation showing the total number of original motor vehicle registrations in each county for the immediately preceding calendar year, which shall be the basis for computing the distribution of motor vehicle tax funds as provided in subsection (2) of this section.

Sec. 22. *The Department of Motor Vehicles shall have the power to prescribe rules and regulations to insure effective administration and enforcement of this act.*

Sec. 23. *This act may be cited as the "Motor Vehicle Taxation Act of 1969."*

Sec. 24. *If any section in this act be declared unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.*

Sec. 25. That original sections 60-305.04, 60-305.09, 77-1238, 77-1240, 77-1240.01, 77-1240.02, 77-1240.03, 77-1240.04, 77-1241, 77-1241.01, 77-1242, 77-1242.01, and 77-1242.02, Reissue Revised Statutes of Nebraska, 1943, and sections 77-1241.03, 77-1241.04, 77-2141.06, 77-1241.07, and 77-1241.08, Revised Statutes Supplement, 1967, and also sections 77-1239, 77-1239.01, 77-1239.02, and 77-1241.05, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Mr. Wenzlaff offered the following amendment to the Budd amendments, which was adopted:

On page 9, table at top of page in column "Year of Manufacture" opposite "8th and older," change under columns I, II, III and IV from 12 to 6.

Mr. Stull offered the following amendment to the Budd amendments, which was adopted:

Page 22, Sec. 21 subsection (2) after "April" insert "and Oct.".

Mr. Whitney offered the following amendment to the Budd amendments, which was adopted:

Page 10, insert a new column entitled "8 years and older" in line 1. $5.00; line 2. $6.00; line 3. $9.00; line 4. $12.00; line 5. $18.00; line 6. $21.00; line 7. $26.00; line 8. $31.00; line 9. $35.00; line 10. $38.00; line 11. $42.00; and change heading of column 4 from 6th year and thereafter to 6th and 7th.

The Budd amendments, as amended, were adopted.

Mr. Hasebroock moved to indefinitely postpone.

The motion lost with 15 ayes, 22 nays and 12 not voting.

Advanced to E and R for review with 24 ayes, 11 nays and 14 not voting.

Visitors

Mr. Schmit introduced his wife and daughters, Mary and Julie, and Mr. and Mrs. Gerhart Groenjes and daughters, Kathleen, Ann and Teresa.

GENERAL FILE

LEGISLATIVE BILL 205. Considered.

Member Excused

Mr. Proud asked unanimous consent to be excused at 11:00 a.m. for the remainder of the day. No objections. So. ordered.

Recess

At 11:58 a.m., on a motion by Mr. Syas, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Batchelder, Danner, Proud, Skarda, and Waldron, who were excused.

GENERAL FILE

LEGISLATIVE BILL 205. Considered.

The proposed Marvel, Carpenter and Knight amendments found in the Legislative Journal for the One Hundred Seventeenth Day were offered.

Mr. Simpson Presiding

Mr. Knight requested a Call of the House. The Call showed 41 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

The Knight amendment was rejected with 19 ayes, 19 nays and 11 not voting.

The Carpenter amendments were adopted.

The Marvel amendments were withdrawn.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules and place LB 180 back on General File notwithstanding committee action.

Mr. Carpenter requested a Call of the House. The Call showed 35 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

The original motion prevailed with 36 ayes, 3 nays and 10 not voting.

Committee to Escort Wheat Queen

Messrs. Clark and Carpenter escorted Miss Lee Nelson, the Nebraska Wheat Queen, to the rostrum.

Miss Nelson addressed the members briefly.

The Committee escorted the Nebraska Wheat Queen to the rear of the Chamber.

GENERAL FILE

LEGISLATIVE BILL 180. Considered.

Mr. Marvel moved to suspend the rules and amend LB 180 to read as follows:

Strike all existing sections and insert the following:

Sec. 1. That at the general election in November 1970, there shall be submitted to the electors of the State of Nebraska for approval the following.

(1) Amendment to Article VII sec. 10, of the Constitution of Nebraska which is hereby proposed by the Legislative.

" 'Sec. 10. The general government of the University of Nebraska, *the state colleges as now existing and such other state colleges as may be established by law, and all publicly-supported junior colleges, vocational technical schools and other institutions of higher education* shall, under the direction of the Legislature, be vested in a board of ~~not less than six nor more than eight regents~~ *nine trustees* to be designated the Board of ~~Regents of the University of Nebraska~~ *Trustees for Higher Education,* who shall be elected from and by districts as herein provided. Their terms of office shall be for six years each. Their duties and powers shall be prescribed by law; and they shall receive no compensation, but may be reimbursed their actual expenses incurred in the discharge of their duties.

The Legislature shall divide the state, ~~along county lines~~, into as many *nine* compact regents *trustee* districts, ~~as there are regents provided by the Legislature~~, of approximately equal population, which shall be numbered consecutively.

The Legislature shall redistrict the state after each federal decennial census. Such districts shall not be changed except upon the concurrence of a majority of the mebers of the Legislature. In any such redistricting, county lines shall be followed whenever practicable, but other established lines may be followed at the discretion of the Legislature. Whenever the state is so redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term.' ".

2. In section 2, strike lines 6 to 13, and insert the following:

> " 'Constitutional amendment to provide that the general government of the University of Nebraska, the state colleges, and publicly-supported junior colleges, vocational technical schools and other institutions of higher education shall be vested in a nine-member Board of Trustees of Higher Education."

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Swanson asked unanimous consent to hold an executive session of the Telecommunications Committee at 8:00 a.m., Tuesday, August 5. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on August 4, 1969 at 8:30 a.m.: LB 542 LB 1158 LB 1202 LB 1378 LB 1398 LB 363 LB 429 LB 441 LB 466 LB 1249 LB 1377 LB 1303 LB 1300 LB 1302 LB 1299 LB 1296 LB 949 LB 1301 LB 1298 LB 1424 LB 953

(Signed) Ruth Bossard, Enrolling Clerk

UNANIMOUS CONSENT—Introduce New Bill

Mr. Mahoney asked unanimous consent to introduce a new bill to be known as LB 1436. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1436. By Eugene T. Mahoney, 5th District; William F. Swanson, 27th District; and George Syas, 13th District

A BILL FOR AN ACT relating to the Game and Parks Commission; to provide for meetings of the commission; to authorize agreements for a headquarters and related buildings and facilities as prescribed; to repeal section 81-803, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 576, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

UNANIMOUS CONSENT—Suspend Rules

Mr. Mahoney asked unanimous consent to suspend the rules and place LB 1436 at the head of General File and bracket until the bill is printed.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

UNANIMOUS CONSENT—LB 180

Mr. Harsh asked unanimous consent to move LB 180 to the top of General File. No objections. So ordered.

UNANIMOUS CONSENT—Indefinitely Postpone LB 171

Mr. Carpenter asked unanimous consent to indefinitely postpone LB 171.

Mr. Whitney objected.

Mr. Carpenter asked unanimous consent to withdraw his name as introducer of LB 171 and that Mr. Whitney's name be added.

No objections. So ordered.

MOTION—Return LB 334 to Select File

Mr. Swanson moved to return LB 334 to Select File for the following specific amendment:

In Sec. 2 of the amended bill, strike the period after word "permission" and add "nor to the actual possession and use by the media of radio, television or cable antenna television stations licensed by the Federal Communications Commission or by municipal governing bodies, or of legal newspapers as defined in Section 25-523 Nebraska Revised Statutes for the monitaring for news purposes only of such messages or signals without any right to rebroadcast or republish verbatim."

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Add Co-introducer

Mr. Whitney asked unanimous consent to add his name as co-introducer of LB 1345. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 180. Considered.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

Visitors

Mr. Kennedy introduced a group of farmers from Platte County.

Mr. Wylie introduced Mrs. Cronk, son Jeff and daughter Robin, and Mrs. Nelson and children, Dawn, David, and Lisa.

GENERAL FILE

LEGISLAIVE BILL 1066. Considered.

Mr. Kennedy moved to indefinitely postpone.

The motion lost with 7 ayes, 20 nays and 22 not voting.

Advanced to E and R for review with 24 ayes, 1 nay and 24 not voting.

LEGISLAIVE BILL 979. Considered.

Mr. Wylie offered the following amendment:
Strike all of the existing bill and insert the following:

Section 1. The Legislature hereby declares that it is its intent and purpose to establish a state-wide system of posthigh school vocational technical education under the control of the State Board of Vocational Education. Such system shall consist of the Nebraska Vocational Technical School at Milford, the Western Nebraska Vocational Technical School at Sidney, the School of Technical Agriculture at Curtis, all area vocational technical schools established pursuant to Sections 79-1445.12 to 79-1445.33, and such other schools as the Legislature may hereafter specifically authorize.

Section 2. Effective July 1, 1972, the State Board of Vocational Education shall assume operation and control of all area vocational technical schools established pursuant to 79-1445.12 to 79-1445.33, after the Legislature has specifically authorized the transfer of such area vocational school or schools to the State Board of Vocational Education, and has appropriated funds with which to operate such area vocational school or schools. When the State Board of Vocational Education assumes operation of such schools it also shall assume all assets, liabilities, and obligations of such schools.

Section 3. When the State Board of Vocational Education assumes operation of a school pursuant to this Act, such school shall be operated under the same statutory provisions applicable to the operation of the Nebraska Vocational Technical School located at Milford as provided in Sections

79-1436 to Sections 79-1445. A vocational technical school cash fund shall be established by the Legislature for each school at the same time that the Legislature specifically authorizes the transfer of such school or schools to the State Board of Vocational Education.

Section 4. After the effective date of this Act no new area vocational technical schools shall be established pursuant to Sections 79-1445.12 to Sections 79-1445.33 without specific authorization by the Legislature.

Section 5. Whether operated by the State Board of Vocational Education or under contract, the school at Omaha shall be subject to the same provisions of law that applied to all other vocational technical schools that are a part of the state system.

Section 6. The State Advisory Council to the State Board of Vocational Education shall include in its deliberations all matters pertaining to post-high school vocational technical education. The State Advisory Council shall be appointed by the State Board of Vocational for overlapping terms and shall include as members persons who will fill the categories stipulated by federal Public Law 90-576, 90th Congress, as a requirement to enable the state to receive federal funds available for vocational education.

Mr. Wylie requested a Call of the house. The Call showed 37 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 33 ayes, 2 nays and 14 not voting.

The Wylie amendment was rejected with 15 ayes, 23 nays and 11 not voting.

The Wallwey amendments found in the Legislative Journal for the One Hundred Thirty-eighth Day were offered.

Mr. Harsh offered the following amendment to the Wallwey amendment, which was adopted:

Sec. . In any county having a junior college where the junior college dustrict is not county-wide, for each student who is not a resident of the junior college district, the school district of which the student is a resident shall pay to the junior college district the average semester cost of instruction received by such student.

The Wallwey amendments, as amended, were adopted.

Mr. Duis offered the following amendment:

1. In the Knight amendment to section 3, line 9, strike "Dawson," and in line 11 after the second "of" insert "Dawson,".

Mr. Duis requested a Call of the House. The Call showed 28 members present.

Mr. Harsh moved the Call be raised. The motion prevailed with 31 ayes, 4 nays and 14 not voting.

Mr. Duis requested a record vote.

Voting in the affirmative, 11:

Clark
Duis
Hasebroock
Knight
Kokes
Kremer
Nore
Robinson
Swanson
Wallwey
Wylie

Voting in the negative, 17:

Bloom
Carpenter
Carstens
Craft
Harsh
Holmquist
Kennedy
Keyes
Luedtke
Moulton
Reynolds
Schreurs
Simpson
Stull
Syas
Warner
Wenzlaff

Not voting, 21:

Batchelder
Budd
Burbach
Danner
Elrod
Hanna
Johnson
Klaver
Mahoney
Marvel
Moylan
Orme
Pedersen
Proud
Schmit
Skarda
Waldo
Waldron
Whitney
Wiltse
Ziebarth

The Duis amendment was rejected.

Presented to the Governor

Presented to the Governor for approval on August 4, 1969, at 3:10 p.m.: LB 766 LB 1304

(Signed) Ruth Bossard, Enrolling Clerk

Message from the Governor

August 4, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 4, 1969 I approved LB 172, LB 363, LB 429, LB 441, LB 466, LB 542, LB 949, LB 953, LB 1158, LB 1202, LB 1249, LB 1294, LB 1296, LB 1298, LB 1299, LB 1300, LB 1301, LB 1302, LB 1303, LB 1377, LB 1378, LB 1398 and LB 1424.

(Signed) Norbert T. Tiemann,
Governor

NTT:sjs

Adjournment

At 4:02 p.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Tuesday, August 5, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED FORTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, August 5, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m, President Everroad presiding.

Prayer was offered by Rabbi Isaac Nadoff.

Prayer

Our Heavenly Father: We seek Thy blessings upon this assemblage, convened here this day in the interest of social advancement and human betterment.

We seek Thy divine guidance so that our deliberations may prove helpful to the establishment of law and justice for all men in our state. Grant us the wisdom to be guided according to Thy light and in full accordance with Thy will.

Help us to concentrate our efforts on the preservation of human dignity and the rights of all individuals, seeking always to pursue truth and honor in all our undertakings. Enable us to fulfill our responsibilities with integrity, conviction and compassion. Enable us to perform our tasks in a manner which will bring glory to Thy name and reflect credit upon all men. Thus will we make our contribution to a better society and a better world and help establish Thy kingdom of justice upon earth. Amen.

The roll was called and all members were present except Messrs. Batchelder, Skarda and Waldron, who were excused.

Corrections for the Journal

Page 3288, line 29, delete "$2250-$2299" and insert $2250-$2999".
Page 3298, line 11, delete "owning" and insert "owing".
Page 3305, line 9, delete "list" and insert "lost".
Page 3306, line 19, correct spelling of "nays".
Page 3308, line 29, after "File" insert "and bracket".
Page 3312, line 20, delete "Votings" and insert "Voting".

The Journal for the One Hundred Thirty-ninth Day was approved as corrected.

Announcement

Mr. Stull invited the members to the Chadron Water Turn On, August 8, 1969.

Message from the Governor

August 4, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 4, 1969 I approved LB 766 and LB 1304.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 601. Replaced on Select File as amended.

E and R amendment to LB 601:

1. In lieu of the Pedersen amendment adopted 6/13/69, in section 1, insert "The initial appropriation for such center shall not exceed fifteen thousand dollars." at the end of line 5.

LEGISLATIVE BILL 850. Replaced on Select File as amended.

E and R amendments to LB 850:

1. Because of the Knight amendment adopted 8/4/69, strike the E & R amendments adopted 8/4/69.

2. In the title, insert a semicolon at the end of line 3; strike lines 4 and 5 and insert "to permit political contributions by corporations; to repeal the original".

LEGISLATIVE BILL 686. Replaced on Select File as amended.

E and R amendment to LB 686:

1. In line 3 of E & R amendment 3, adopted 7/30/69, strike "section 2" and insert "section 4".

LEGISLATIVE BILL 1028. Placed on Select File as amended.

E and R amendments to LB 1028:

1. In section 1, line 5, strike "channels of streams" and insert "floodways of this state"; strike lines 7 to 11 and insert "and general welfare, a special fund should be created to provide assistance to political subdivisions in the"; in line 12, strike "these"; in line 13, strike "damages" and insert "damage"; and in line 14, strike "are" and insert "is".

2. In section 2, line 8, strike the second comma and insert a semicolon; in line 9, strike "if" and insert "whether"; in line 21, strike "analogous" and insert "similar"; in line 24, strike "of government"; and strike lines 25 and 26 and insert "mean any county or any incorporated city or village; and".

3. Amend section 3 to read:

"Sec. 3. There is hereby created in the state treasury a special fund to be known as the Snagging and Clearing Fund to which shall be credited such sums as the Legislature shall from time to time appropriate thereto. Such fund shall be expended in the manner provided in section 4 of this act.".

4. Amend section 4 to read:

"Sec. 4. The commission shall, by rules and regulations, establish a schedule of priorities for assistance from the Snagging and Clearing Fund. Any political subdivision may, prior to commencing work on any project, apply to the commission for assistance from such fund. The application shall include a plan of the work proposed to be done and an estimate of the cost thereof. The commission shall, for each project approved by it, allocate twenty-five per cent of the actual cost thereof, or twenty-five per cent of the estimated cost, whichever is lower. Before any payment is made, the commission shall be furnished a certificate of completion of the project by the governing body of the political subdivision which shall state the actual cost incurred.".

5. In section 5, line 2, insert "any" after the first "by".

6. In section 6, line 3, strike “in validity” and insert “of invalidity”.

7. In the title, line 5, strike “obstruction of our” and insert “obstructions from”.

LEGISLATIVE BILL 1308. Placed on Select File as amended.

E and R amendments to LB 1308:

1. In section 1, line 8, strike “that such duty was” and strike line 9 and insert “duty during time of war or during a period”; in line 10 insert “of the United States” before “as”; strike line 11 and insert “for veterans’ benefits administered by”; in line 14 strike “such”; and in line 26 strike “subsections (2) and (3) of”.

2. In section 2, line 3, strike “areas” and insert “agencies”.

3. In section 3, line 3, strike “areas” and insert “agencies”; in line 4 insert “except as provided in section 4 of this act” after “effect”; and in lines 6 and 7 strike “provided” and insert “if”.

4. In section 4, line 1, strike “do” and insert “shall”.

5. Amend sections 5 to 7 to read:

“Sec. 5. It shall be the duty of the Commissioner of Labor to enforce the provisions of this act. He shall act on preference claims as follows:

(1) When the employing agency and the claimant is in disagreement, or when there is doubt as to any preference claim, the commissioner shall adjudicate the claim based on information given in the claim, the documents supporting the claim, and information which he may receive from the armed forces of the United States, the Veterans’ Administration, or the Military Personnel Branch of the National Personnel Records Center of the General Services Administration of the United States;

(2) He shall allow a tentative five point preference, pending receipt of additional information, to any person who claims either a five or a ten point preference but who furnishes insufficient information to establish his entitlement thereto at the time of his examination; and

(3) He shall decide appeals from preference determinations made by any employing agency.

Sec. 6. Any person who violates the provisions of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not less than one hundred dollars nor more than five hundred dollars and shall be prohibited from receiving any compensation from public funds until he complies with the provisions of this act.

Sec. 7. The county attorneys, in their respective counties, shall prosecute, before any court of appropriate jurisdiction, all persons charged with violating the provisions of this act.".

6. In the title, line 4, strike "and"; and in line 5 insert "; to provide procedures; and to provide penalties" after "exceptions".

LEGISLATIVE BILL 1349. Placed on Select File as amended.

E and R amendment to LB 1349:

1. In lieu of the standing committee amendment, in section 1, line 38, strike "*a an*" and insert "*a Nebraska*".

LEGISLATIVE BILL 739. Placed on Select File as amended.

E and R amendments to LB 739:

1. In section 1, line 4, strike "*director*" and insert "*Director of Insurance*".

2. In section 2, strike the comma at the end of line 1; strike line 2 and insert "*and sections*"; in line 3 strike "*, 3, 4, 5, and 10*" and insert "*to 5*"; in line 5 insert "*any*" after "*mean*"; and in line 17 strike "*that*" and insert "*who*".

3. In section 3, line 10, insert "*that*" after "*known*".

4. In section 4, line 1, strike "*must*" and insert "*shall*"; and in line 9 insert an underscored comma after "*owner*".

5. In section 6, line 4 and lines 8 and 9, strike the new matter and insert "*and sections 2 to 5 of this act*".

6. In section 7, lines 4 and 5, strike the new matter and insert "*and sections 2 to 5 of this act*".

7. In section 8, line 14, insert "*a copy of*" after "*and*".

8. In section 9, line 6, strike the comma and show the same as stricken; and strike the new matter in lines 6 and 7 and line 11 and insert "*and sections 2 to 5 of this act,*".

LEGISLATIVE BILL 843. Placed on Select File as amended.

E and R amendments to LB 843:

1. In section 1, line 17, strike "the Department of" and insert "the Department of".

2. In the title, line 3, insert ", and section 2-2315, Revised Statutes Supplement, 1967" after "1943"; and in line 6 insert "to harmonize with previous legislation; to change reporting requirements;" after the semicolon.

LEGISLATIVE BILL 1434. Placed on Select File.

LEGISLATIVE BILL 574. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Print in Journal

Mr. Budd asked unanimous consent that in lieu of stenciling the Budd amendments to LB 1222 they be printed in the Journal for August 4 and distributed. No objections. So ordered.

MOTION—Return LB 330 to Select File

Mr. Burbach moved to return LB 330 to Select File for the following specific amendment:

Strike the enacting clause.

The motion lost with 13 ayes, 23 nays and 13 not voting.

BILLS ON FINAL READING

The following bills were read and placed upon final passage:

LEGISLATIVE BILL 330.

A BILL FOR AN ACT relating to corporations; to adopt the Nebraska Professional Corporation Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Bloom
Carpenter
Carstens
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Warner
Wenzlaff
Ziebarth

Voting in the negative, 10:

Budd
Burbach
Clark
Hanna
Kennedy
Kokes
Waldo
Wallwey
Wiltse
Wylie

Not voting, 7:

Batchelder
Danner
Harsh
Marvel
Skarda
Waldron
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1001. With emergency.

A BILL FOR AN ACT to amend section 85-408, Reissue Revised Statutes of Nebraska, 1943, relating to colleges and universities; to provide that the schedule of rates, fees or charges for the use of the facilities may be at such a rate as to provide for a bond reserve, renewal and replacement, repair and surplus funds, and that the surplus funds may be used to construct facilities of the type described in section 85-403, Reissue Revised Statutes of Nebraska, 1943; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy

Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Marvel
Skarda
Syas
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1026.

A BILL FOR AN ACT to amend sections 76-501, 76-503, 76-506, 76-507, 76-508, 76-513, 76-517, 76-518, 76-519, 76-522, and 76-526, Reissue Revised Statutes of Nebraska, 1943, and section 76-514, Revised Statutes Supplement, 1967, relating to abstracters; to provide where the bond shall be filed, and by whom approved; to provide for mileage allowance and compensation of members of the Abstracters Board of Examiners; to remove the provisions for attorneys acting as abstracters; to remove the requirement that each abstracter shall have an attorney in its employ; to establish a special fund; to correct internal references; to provide duties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Batchelder
Skarda
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1067. With emergency.

A BILL FOR AN ACT to adopt the Nebraska Sugar Beet Weighing and Testing Act as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Kokes
Skarda
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1292.

A BILL FOR AN ACT to adopt the Nebraska Soil and Plant Analysis Laboratory Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Carpenter
Kokes
Skarda
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1312.

A BILL FOR AN ACT relating to counties; to provide for distribution of state funds for road purposes as prescribed; to provide for incentive payments and forfeitures; to limit the use of certain funds; and to provide an operative date.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 6:

Batchelder
Hanna
Kokes
Mahoney
Skarda
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1314.

A BILL FOR AN ACT relating to municipalities; to provide for distribution of state funds for street purposes as prescribed; to provide for incentive payments and forfeitures; to limit the use of certain funds; and to provide an operative date.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Wenzlaff
Wylie

Not voting, 6:

Batchelder
Hanna
Kennedy
Mahoney
Skarda
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1427. Laid over until tomorrow at the request of Mr. Harsh.

Ease

The Legislature was at ease from 10:41 until 10:53 a.m.

SELECT FILE

LEGISLATIVE BILL 1216. Mr. Pedersen offered a unanimous consent amendment.

Mr. Carpenter objected.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 922. E and R amendments found in the Legislative Journal for the One Hundred Thirty-ninth Day were adopted.

Mr. Holmquist offered the following unanimous consent amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 201. E and R amendments found in the Legislative Journal for the One Hundred Thirty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 538. Mr. Carpenter offered the following unanimous consent amendment, which was adopted:

Add the savings clause.

Mr. Carpenter offered the following amendments which were adopted:

1. Amend General File Amendments adopted on July 29, 1969, found in the Legislative Journal for the One Hundred Thirty-Fifth Day by striking Sections 1 through 9 and renumbering Sections 10 through 13 to 1 through 4.

2. In renumbered Section 1, line 3, insert after the third comma "*area trade schools and state supported trade schools*"; in line 5 insert "*a one-year course in*" before the word "*practical*"; and in line 9 insert "*a one-year course in*" before the word "*practical*".

3. In renumbered Section 2, line 3, strike "*10*" and insert "*1*" and in line 4, strike the word "*less*" and insert "*more*".

4. Add the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1100. E and R amendments found in the Legislative Journal for the One Hundred Thirty-ninth Day were adopted.

Bracketed at the request of Mr. Proud.

LEGISLATIVE BILL 1092. E and R amendments found in the Legislative Journal for the One Hundred Thirty-ninth Day were adopted.

Bracketed at the request of Mr. Proud.

LEGISLATIVE BILL 1259. E and R amendments found in the Legislative Journal for the One Hundred Thirty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 958. E and R amendments found in the Legislative Journal for the One Hundred Thirty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 334. The Swanson specific amendment found in the Legislative Journal for the One Hundred Thirty-ninth Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 6

Mr. Klaver asked unanimous consent to unbracket LB 6 on Select File. No objections. So ordered.

LEGISLATIVE BILL 6. Mr. Klaver offered the following unanimous consent amendment:

1. Amend the bill by striking sections 1 and 2, and all amendments to the bill, and inserting the following:

"Section 1. That section 71-1325, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1325. As used in sections 71-1325 to 71-1338 unless the context otherwise requires:

(1) Funeral director or mortician shall mean a person engaged in (a) preparing by embalming, or in any other manner, dead human bodies for burial or disposition, or directing or supervising burial or disposition

of dead human bodies; (b) providing for or maintaining a funeral establishment; or (c) in connection with his name, using the title funeral director, mortician, or any other title implying that he is engaged in the business of funeral directing, and shall hereinafter be designated as funeral director; *Provided, that a rabbi of the Jewish faith may become a funeral director for the purpose of preparing the body of a dead human body of a member of the Jewish faith for burial or disposition, or direct or supervise burial of such a dead human body, and may be designated as a funeral director;* and

(2) Funeral establishment or mortuary shall mean a place of business situated at a specific street address or location, devoted to the care and preparation for burial or disposition of dead human bodies, and for the purpose of conducting funeral services therefrom, and shall hereinafter be designated as funeral establishment.

Sec. 2. That section 71-1327, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1327. (1) An application for a funeral director's license shall be in writing and verified on a form, provided by the department. The applicant must be not less than twenty-one years of age and of good moral character. The applicant for either a funeral establishment or funeral director's license shall not operate an establishment, or direct a funeral unless first licensed to do so by the department. The license shall be issued following successful completion of an examination prepared by the Board of Examiners in Embalming*; Provided, that a rabbi of the Jewish faith shall be exempt from any of the qualifications and examinations as required by sections 71-1325 to 71-1338, and may be granted a license upon payment of the fee as provided in subsection (2) of this section.*

(2) The application for funeral establishment or funeral director's license shall be accompanied by a fee of twenty-five dollars. An application for a funeral establishment license shall be in writing and verified on a form provided by the Department of Health. The applicant shall be a licensed funeral director; he shall be named on the license a manager of the funeral establishment, and shall be responsible for all transactions conducted therein.

(3) A license to operate a funeral establishment may be granted upon the approval and recommendation of

the board. Should the applicant for a funeral establishment license propose to operate more than one establishment, a separate application and fee shall be presented for each separate location.

(4) A funeral establishment desiring to transfer location of operation shall make application therefor on a form provided by the department at least thirty days prior to the designated date of such change in location. The application for transfer shall be accompanied by a fee of five dollars.

Sec. 3. That section 71-1329, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1329. Upon receipt of an application for either a funeral establishment or a funeral director's license, the Board of Examiners in Embalming shall cause an investigation to be made, agreeable to the rules and regulations as established by such board*; Provided, that a rabbi of the Jewish faith may be granted a license upon making application for a funeral director's license and payment of the fee as provided in section 71-1327.* The board may subpoena witnesses, administer oaths and take testimony. Upon proper notice and hearings the board shall report its findings to the Director of the Department of Health, with its recommendation that such application for license shall be granted or refused as the case may be. In no instance shall the recommendation of the board be delayed for more than ninety days following receipt of the application for license, or more than thirty days following the closing of a hearing on such application.

Sec. 4. That section 71-1330, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1330. An examination for a funeral director's license shall be written and shall consist of questions on the subject of mortuary management, sanitary science, mortuary jurisprudence and any subject matter relevant thereto*; Provided, that a rabbi of the Jewish faith shall be exempt from the examination.* A grade of seventy-five per cent or more on this written examination shall constitute a passing grade. Each applicant for a funeral director's license must furnish proof satisfactory to the Board of Examiners in Embalming as follows:

(1) That he has completed a two-year course in an accredited college or university consisting of sixty semester hours, one school year in an accredited college of mortuary science, or holds a Nebraska embalmers li-

cense and that he has assisted in conducting not less than twenty-five funerals under the supervision of a funeral director licensed in the State of Nebraska; and

(2) That any funeral establishment that he shall maintain or operate at any time shall be constructed, equipped, and maintained in accordance with all laws, rules and regulations relating thereto.

Sec. 5. That section 71-1338, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1338. Within sixty days from September 20, 1957, those persons desiring a Nebraska funeral director's license shall apply for such license to the Department of Health for said license. Application for such license must be in writing, and verified, on a form supplied by the department. The applicant must have been a ~~full-time~~ *full-time* employee of a licensed Nebraska funeral director for not less than six months prior to making application for licensure, and he must have the recommendation and approval of his employer. A six month probationary period, from date of application, shall be required, following which the applicant must appear before the state Board of Examiners in Embalming at which time a written examination, as prepared by the board, shall be given. Following the successful passage of said written examination, a license shall be issued*; Provided, that a rabbi of the Jewish faith shall be exempt from the requirements for a license as provided in this section.*

Sec. 6. That original sections 71-1325, 71-1327, 71-1329, 71-1330, and 71-1338, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

Mr. Wenzlaff objected.

Mr. Klaver moved to suspend the rules to adopt the Klaver-Pedersen amendment.

Mr. Carpenter requested a Call of the House. The Call showed 36 members present.

Mr. Elrod moved the Call be raised. The motion lost with 22 ayes, 9 nays and 18 not voting.

Mr. Elrod moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

The original motion prevailed with 33 ayes, 1 nay and 15 not voting.

Member Excused

Mr. Swanson asked unanimous consent to be excused at 11:40 a.m. for the balance of the morning. No objections. So ordered.

Recess

At 11:55 a.m., on a motion by Mr. Elrod, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Batchelder, Skarda, and Waldron who were excused; Mr. Duis was excused until 2:00 p.m.; and Mr. Knight was excused until 1:55 p.m.

Members Excused

Mr. Bloom asked unanimous consent to be excused at 3:00 p.m. for the remainder of the day. No objections. So ordered.

Mr. Mahoney asked unanimous consent to be excused at 1:40 p.m. for the remainder of the day. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 6.

Mr. Schreurs offered a unanimous consent amendment.

Mr. Bloom objected.

Mr. Schreurs moved to suspend the rules and adopt the Schreurs amendment.

The motion lost with 7 ayes, 11 nays and 31 not voting.

E and R amendments found in the Legislative Journal for the One Hundred Twenty-ninth Day were rejected.

Mr. Klaver asked unanimous consent to add his name and Mr. Pedersen's name as co-introducers. No objections. So ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1433. Laid over until tomorrow at the request of Mr. Carpenter.

Explanation of Vote

Had I been present I would have voted "aye" on Final Reading on LB 542 LB 1202 LB 1378 LB 363 LB 429 LB 441 LB 466 LB 1249 LB 1377 LB 1303 LB 1300 LB 1302 LB 1299 LB 1301 LB 1298 LB 1424 LB 766 and LB 172.

Had I been present I would have voted "nay" on Final Reading on LB 1304.

(Signed) George Syas

MOTION—Return LB 1216 to Select File

Mr. Pedersen moved to return LB 1216 to Select File for the following specific amendment:

By inserting two new sections to be renumbered Sec. 2 and Sec. 3, to renumber original Section 2 as new Section 4, and with new sections 2 and 3 to read as follows:

Section 2. *"The right of an individual, as recognized by the common law, to use physical force to protect himself, his property, or a third person, from unlawful conduct shall constitute an affirmative defense to any criminal prosecution in this state. A person asserting a defense under this act shall be judged according to the facts and circumstances as he reasonably believed them to be at the time he acted."*

Section 3. *"That Legislative Bill 925 enacted by the eightieth session of the Legislature of Nebraska is repealed."*

Motion pending.

Mr. Proud asked unanimous consent to have the amendment printed in the Journal and to bracket LB 1216 until tomorrow. No objections. So ordered.

Communication

August 4, 1969

Lt. Gov. John Everroad
Capitol Building
Lincoln, Nebraska

Dear Governor Everroad:

You call our attention to Article III, Section 22, Constitution of Nebraska, and L. B. 1279. L. B. 1279 is a bill appropriating additional funds to aid in state financial support of junior college districts which was passed with an emergency clause by more than a two-thirds vote. You also call our attention to the specific language of the constitutional provision that a deficiency appropriation "shall not exceed the amount of revenue authorized by law to be raised in such time."

To us, the question you pose is more of a factual question than a legal question. We are not in a position to make a determination whether or not the appropriation authorized by this bill would be in excess of the revenue raised during the biennium. We cannot say that L. B. 1279 is invalid under this reading of this constitutional provision.

Yours very truly,

CLARENCE A. H. MEYER
Attorney General

GSV:hw

(Signed) Gerald S. Vitamvas
Deputy Attorney General

RESOLUTIONS

LEGISLATIVE RESOLUTION 78.

Mr. Clark offered the following amendment, which was adopted:

Paragraph 9—insert "increase" in place of reduction; insert "imports" in place of import and delete "policy."
As amended this paragraph would read:

"Whereas, any increase in the present oil imports would certainly discourage continued drilling, exploration and leasing in Nebraska,"

LR 78 was adopted as amended with 25 ayes, 1 nay and 23 not voting.

GENERAL FILE

LEGISLATIVE BILL 1435. Reading waived. Explained.

Mr. Holmquist offered the following amendment, which was adopted:

1. In section 2, strike lines 72 to 77, 143 to 157, and lines 163 to 166.

2. Strike section 8 and renumber section 9 as section 8.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 979. Considered.

Mr. Carpenter offered the following amendment, which was adopted:

Add the savings clause.

Advanced to E and R for review with 28 ayes, 5 nays and 16 not voting.

Mr. Simpson Presiding

LEGISLATIVE BILL 581. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-seventh Day was adopted.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 951. Reading waived. Explained.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 976. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-seventh Day was adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 339. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fifth Day were adopted.

Mr. Pedersen and Mrs. Orme offered the following amendment, which was adopted:

Add Mr. Pedersen's name to the bill.

Mrs. Orme offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 462. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1263. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-fifth Day were offered.

Mr. Pedersen offered the following amendments to the Standing Committee amendments, which were adopted:

"In Section 1 line 10 strike "three" and insert *"one"*; in Section 3 line 7 strike "three" and insert *"one"*; in Section 5 line 35 strike "three" and insert *"one"*.

Mr. Pedersen offered the following amendments.

1) Insert in Line 7 of the second amendment after the word "hospital" the words *"and one licensed psychiatrist in the general practice in the State of Nebraska."*

2) Insert after the word "commutation" and the period the words: *"Before the person is released, the county attorney of the county from which the person was committed for the sex offense shall be notified in writing by the Superintendent of the state institution in which the person is confined.*

3) Insert in line 13 after the word "hospital" in the third amendment the following: *"and one licensed psychiatrist in the general practice in the State of Nebraska."* Insert after the word "discharge" in line 15 of the third amendment the following: *"Before the evaluation is presented to the court, the county attorney of the county from which the person was committed for the sex offense shall be notified in writing by the Superintendent of the state institution in which the person is confined."*

4) Insert a new section to be known as Section 8, to renumber original Section 8 as Section 9, and with new Section 8 to read as follows:

"That section 29-2903, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

"any person determined by the court to be a sexual psychopath shall be committed to one of the four state hospitals for the mentally ill which shall make adequate provision at such institution to house such persons and for their medical care while at such institution. *Such persons so committed shall not be permitted to be at* *large on the premises without being under the continuous personal supervision of personnel of such institution, which personnel shall be charged with the responsibility of protecting the persons so committed and to prevent the persons from leaving the premises.* That the superintendent of the institution shall be personally responsible for the activities of the supervisory personnel of said institution. Provision shall be made for detention, housing, care, and treatment of sexual psychopaths under eighteen years separately from those over that age. In making such commitment the court shall determine the legal settlement of the person found to be a sexual psychopath."

5) Amend new Section 9 to read as follows:

Section 9. Renumber original section 2 as section 9, and in line 1 thereof strike "section 29-2605" and insert "sections 28-406, 28-408, 28-410, 28-413, 28-417, 29-2603, and in line 2 strike "is" and insert "are".

Mr. Carpenter offered the following amendments to the Pedersen amendments, which were adopted:

(2) Line 4 after notified, strike "in writing" insert "by Registered mail".

(3) Line 8 after notified strike "in writing" and insert "by Registered mail".

Line 9 insert after "confined" "and the County attorney and his deputy shall be present at such evaluation and when presented to the Court".

Mr. Syas offered the following amendment to the Pedersen amendment, which was adopted:

Amend Sec. 2 of the Pedersen amendment, after county attorney, in line 2 insert "city attorney and chief of police of such city and superintendent of the state patrol and county sheriff.

The Pedersen amendments, as amended, were adopted.

Mr. Bloom offered the following amendment, which was adopted:

Add the emergency clause.

Standing Committee amendments, as amended, were adopted.

Advanced to E and R for review with 37 ayes, 0 nays and 12 not voting.

Visitors

Mr. Knight introduced his daughter, Mary Jo Knight.

Mr. Ziebarth introduced Mary and Robert Dineen from San Diego, California.

Mr. Kokes introduced members of the Friendly Neighbors Extension Club, Cluster Extension Club and Happy Homemakers Extension Club from Boone County and their sponsor, Mrs. Iver Bygland.

Mr. Marvel introduced Cathie Shattuck from Hastings and Gabriele Lehmhaus, a law student from Heidelberg, Germany.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following printed in the Journal for introduction of a new bill. No objections. So ordered.

Section 1. That section 53-180.05, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-180.05. *(1)* Any person, *except a person licensed pursuant to Chapter 53 or an employee of such licensee,* violating any of the provisions of section 53-180 shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not less than two hundred fifty dollars nor more than five hundred dollars and imprisoned in the county jail ~~or detention home~~ for fifteen days. Any person violating any of the provisions of sections 53-180.01 to 53-180.04 not involving the use of false or altered identification shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined not less than one hundred dollars nor more than two hundred fifty dollars, or imprisoned in the county jail or detention home not to exceed sixty days, or both such fine and imprisonment and any person violating any of the provisions of sections 53-180.01 to 53-180.04 involving the use of false or altered identification shall be guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine of not less than one hundred dollars and not more than two hundred fifty dollars and by imprisonment for not less than three days nor more than five days.

(2) Any licensee or employee who violates any of the provisions of section 53-180 shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than two hundred fifty dollars nor

more than five hundred dollars, or by imprisonment in the county jail for fifteen days, or by both such fine and imprisonment. Prosecution pursuant to this subsection shall be limited to the person who is alleged to have been involved in the actual transaction with a minor and there shall be no prosecution of a licensee as the result of actions by an employee without the knowledge of the licensee.

Sec. 2. That original section 53-180.05, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Adjournment

At 3:58 p.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Wednesday, August 6, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FORTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, August 6, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, in this life where serving as a representative of the people requires so much of a human being, we ask for basic things: for the capacity to read between the lines, for the ability to hear the overtones of truth midst all the noise of falsehood, for the power to see through sham, for the determination to see it through when confronted by obstacles, for the grasp of feeling which binds us to people in need, for the mental of character which gives stability in every storm, and for the courage of our convictions which shall enable us to maintain and further some of those high ideals which first led us to believe we might serve the common good of all; in the name of Christ. Amen.

The roll was called and all members were present except Messrs. Batchelder, Harsh, Knight, and Waldron, who were excused; Mr. Bloom who was excused until 10:00 a.m.; and Mr. Schreurs who was excused until 9:15 a.m.

Corrections for the Journal

Page 3314, line 28, delete last "$2250-$2299" and insert "$2250-$2999".

Page 3318, line 27, delete "and" and insert "after".

Page 3325, line 26, delete stricken matter and "Sections".

Page 3332, line 28, after "adopted" insert "as amended".

Page 3337, line 13, delete "3:50" and insert "3:58".

The Journal for the One Hundred-fortieth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1327. Placed on Select File as amended.

E and R amendments to LB 1327:

1. In section 1, line 103, strike "operations" and insert "operation" as in the statutes.

2. In section 2, lines 21 and 22, strike "*material*" and insert "*materiel*"; in line 22, insert "*capital buildings division, telecommunications division,*" after the comma; in line 23, strike "*with*" and insert "*in*"; and in lines 31 and 32, strike "*this act*" and insert "*sections 81-1101 to 81-1129*".

3. In section 5, lines 59 and 64, strike "*He*" and insert "*It*"; in line 60 strike "*him*" and insert "*it*"; in line 76, strike "*shall update*" and insert "*for updating*"; and in line 77, strike the comma.

4. In section 6, line 14, strike the comma; in line 17, strike "*in position or positions*"; and in line 28, strike "*hereinafter created*".

5. In section 7, line 29, strike "date" and insert "data"; in line 54, insert "*and shall*"; in line 55, strike "*activity*" and insert "*and activities,*"; in lines 62 and 66, strike the period and insert an underscored semicolon; in line 72, insert an underscored comma before "*be*"; in line 73, strike the period and insert "*; and*"; and in lines 77 and 78, strike "*budgeting and planning*" and insert "*budget*".

6. In section 8, line 64, strike "*capital budget bureau*" and insert "*budget division*"; in line 66 and lines 88 and 89, strike "*acquisitions*" and insert "*acquisition*"; in lines 72, 76, 83, and 89, strike the period and insert an underscored semicolon; in line 97, strike the period and insert "*; and*"; in lines 75 and 76, strike "*offices*" and insert "*office*"; in line 79, strike "*agencies*" and insert "*agencies'* "; strike beginning with "*in*" in line 81 through "*bureau*" in line 83; and in line 102, strike "*request*" and insert "*requests*".

7. In section 9, insert "*as are*" at the end of line 15; in line 24, strike "*revenues*" and insert "*revenue*"; in line 25, strike "*shall*"; in line 25, strike "*forecast of*

revenues" and insert "*forecasts of revenue*"; and in line 30, strike "*to*".

8. In section 11, line 54, strike "*date*" and insert "*data*"; in lines 60, 69, 75, 80, 100, and 116, strike the period and insert an underscored semicolon; in line 120, strike the period and insert "*; and*"; in line 103, strike "*training division*"; and in line 104, strike the first "*or*".

9. In standing committee amendment 8, line 7, strike the period and insert an underscored semicolon.

10. In the title, line 6, insert "the" after "to".

LEGISLATIVE BILL 857. Placed on Select File as amended.

E and R amendments to LB 857:

1. In section 1, line 18, strike the comma; and add a new subsection to read:

"*(6) Any person violating the provisions of this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in section 39-7,127.*".

2. In standing committee amendment 1, line 4, strike "*hereof*" and insert "*of this section*".

3. In section 2, lines 13, 15, and 20, strike "to" and insert "to"; and in line 35, strike "or" and insert "or".

4. In the Wylie amendment 2, adopted 8/1/69, strike line 4 and insert "*in this section, or (6) intercity buses which may be one hundred two inches in width*"; in lines 6, 7, 10, and 19, strike "*State*" and insert "*Director-State*"; in line 7, insert an underscored comma after "*Engineer*"; in lines 3, 9, and 21, strike "*busses*" and insert "*buses*"; in line 12, strike "*. Further, protions of the non*" and insert "*, except that other highways that are not part of the*"; in line 13, insert "*so*" after "*be*"; in line 16, strike "*provided, however,*" and insert "*Provided,*"; in line 17, strike "*the*" and insert "*each*"; and in line 20, strike "*subsection (a)*" and insert "*subdivision (6) (a) of this section*".

5. In section 5, lines 3 and 4, strike ", (3) and (4)" and insert ", *and* (3) and (4)".

6. In the title, strike beginning with "provide" in line 4 through line 10 and insert "define terms; to classify unbaled livestock forage vehicles and limit their length, width, height, and speed; to regulate the width of intercity buses as prescribed; to provide penalties; to repeal the original sections;".

LEGISLATIVE BILL 201. Correctly engrossed.

LEGISLATIVE BILL 534. Correctly engrossed.

LEGISLATIVE BILL 330. Correctly enrolled.

LEGISLATIVE BILL 1001. Correctly enrolled.

LEGISLATIVE BILL 1026. Correctly enrolled.

LEGISLATIVE BILL 1067. Correctly enrolled.

LEGISLATIVE BILL 1292. Correctly enrolled.

LEGISLATIVE BILL 1312. Correctly enrolled.

LEGISLATIVE BILL 1314. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 330 LB 1001 LB 1026 LB 1067 LB 1292 LB 1312 LB 1314

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 347.

A BILL FOR AN ACT to amend section 60-1601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 342, Eightieth Session, Nebraska State Legislature, 1969, relating to cabin trailers; to redefine a term; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Bloom
Harsh
Johnson
Knight
Schreurs
Waldron
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 418.

A BILL FOR AN ACT to amend section 77-602, Reissue Revised Statutes of Nebraska, 1943, relating to revenue and taxation; to include additional property when assessing railroad companies as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Kokes
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 4:

Luedtke
Simpson
Swanson
Warner

Not voting, 7:

Batchelder
Bloom
Harsh
Johnson
Knight
Schreurs
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 530. With emergency.

A BILL FOR AN ACT to amend sections 79-1044, 79-1056.01, 79-1056.02, and 79-1056.03, Reissue Revised Statutes of Nebraska, 1943, and section 79-1056, Revised Statutes Supplement, 1967, relating to schools in Class V districts; to increase benefits to members retiring after August 31, 1969; to provide the base for benefits and contributions commencing September 1, 1969; to increase the maximum retirement allowance of teachers, nonmembers of the system, after September 1, 1969; to increase the maximum retirement allowance of nonmembers other than teachers after September 1, 1969; to increase the benefits to cafeteria workers; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Bloom
Harsh
Knight
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 546. With emergency.

A BILL FOR AN ACT to adopt the Nebraska Air Quality Act of 1969; to provide penalties; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Bloom
Harsh
Knight
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 827. With emergency.

A BILL FOR AN ACT relating to sales; to define terms; to provide provisions for cancellations of home solicitation sales as prescribed; to restrict assignments of installment sales contracts; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 9:

Holmquist
Klaver
Moulton
Pedersen
Schmit
Schreurs
Waldo
Wallwey
Ziebarth

Voting in the negative, 32:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Hasebroock
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Swanson
Syas
Warner
Wenzlaff
Wiltse
Wylie

Not voting, 8:

Batchelder
Bloom
Danner
Harsh
Keyes
Knight
Waldron
Whitney

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 8.

Holmquist
Moulton
Pedersen
Schmit
Schreurs
Waldo
Wallwey
Wylie

Voting in the negative, 32:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Hasebroock
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Swanson
Syas
Warner
Wenzlaff
Wiltse
Ziebarth

Not voting, 9:

Batchelder
Bloom
Danner
Harsh
Keyes
Klaver
Knight
Waldron
Whitney

Having failed to receive a constitutional majority with the emergency clause stricken, the bill failed of passage.

MOTION—Return LB 970 to Select File

Mr. Duis moved to return to Select File for a specific amendment.

The motion lost with 14 ayes, 19 nays and 16 not voting.

Mr. Wylie Presiding

LEGISLATIVE BILL 970. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to provide procedures by which prisoners may be allowed to leave city and county jails for prescribed purposes; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Bloom
Carpenter
Carstens
Craft
Danner
Elrod
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 5:

Budd
Burbach
Clark
Duis
Hanna

Not voting, 7:

Batchelder
Harsh
Kennedy
Knight
Schreurs
Waldron
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1148. With emergency.

A BILL FOR AN ACT to amend section 82-105, Reissue Revised Statutes of Nebraska, 1943, relating to Nebraska State Historical Society; to eliminate the provision that records have not been in active use for at least twenty years in determining when Nebraska State Historical Society shall obtain possession of historical material; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Harsh
Knight
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1197.

A BILL FOR AN ACT to amend sections 39-727.01 and 39-727.14, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to reduce to 0.10 per cent the amount of alcohol in the blood to establish a presumption that a driver was under the influence of alcohol; to make it unlawful to drive a motor vehicle with more than 0.10 per cent of alcohol in the blood; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Johnson
Kennedy
Keyes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 7:

Clark
Holmquist
Klaver
Kokes
Mahoney
Warner
Wylie

Not voting, 5:

Batchelder
Harsh
Knight
Robinson
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1310.

A BILL FOR AN ACT to amend section 33-150, Reissue Revised Statutes of Nebraska, 1943, relating to fees; to provide that fifteen per cent of fees of the Nebraska Oil and Gas Conservation Commission shall be credited to the General Fund; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Harsh
Knight
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1401.

A BILL FOR AN ACT to amend section 24-311, Reissue Revised Statutes of Nebraska, 1943, relating to courts; to provide that all judicial proceedings must be open to the attendance of the public except as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carstens
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Carpenter
Clark
Harsh
Knight
Robinson
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1417.

A BILL FOR AN ACT relating to criminal procedure; to provide for discovery by defendants in felony cases; to provide for discovery by the prosecution in felony cases; to provide for the taking of depositions in criminal cases; and to provide a validity clause.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carstens
Craft
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit

Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Carpenter
Clark
Danner
Harsh
Knight
Waldron
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1430. With emergency.

A BILL FOR AN ACT to amend sections 10-711 and 79-425, Reissue Revised Statutes of Nebraska, 1943, and section 79-435, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1063, Eightieth Session, Nebraska State Legislature, 1969, relating to school finances; to provide for the collection and disbursements of taxes as prescribed; to correct an erroneous reference; to repeal original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Harsh
Knight
Waldron
Whitney

A constitutional two-thirds majority having voted in the affirmaaive, the bill was declared passed with the emergency clause and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 81. Re: Highway Safety Act

Introduced by Eugene T. Mahoney, 5th District; Claire W. Holmquist, 16th District; and William H. Hasebroock, 18th District

WHEREAS, the Congress of the United States adopted the Highway Safety Act of 1966, which requires all states to have a traffic safety program approved by the Secretary of Transportation; and

WHEREAS, the Secretary of Transportation directed in 1967 that approved traffic safety programs should include periodic inspection of motor vehicles, and indicated that states which did not have such programs could lose ten per cent of their federal funds for highway construction; and

WHEREAS, the Seventy-seventh Session of the Legislature adopted Legislative Bill 806, now Chapter 60, article 17, Reissue Revised Statutes of Nebraska, 1943, requiring annual inspections of motor vehicles, in response to the directives of the Secretary of Transportation; and

WHEREAS, there have been numerous and frequent complaints about the operation of the motor vehicle inspection program, the inspection stations complaining that the fees are not high enough to cover costs, and vehicle owners complaining about inconsistencies in inspections and excessive costs; and

WHEREAS, the Secretary of Transportation has not enforced sanctions against states which have not adopted inspection programs.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study the motor vehicle inspection program in this state.

2. That such study include the necessity of a vehicle inspection program under the federal law and the directives of the Secretary of Transportation, the costs of such program to the state, the inspection station, and the vehicle owners, and the applicable laws and rules and regulations of the Department of Motor Vehicles.

3. That the committee report its findings and recommendations to the Legislative Council and the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

Members Excused

Messrs. Carstens and Schmit asked unanimous consent to be excused at 11:15 a.m. until they return this afternoon. No objections. So ordered.

Speaker Warner Presiding

SELECT FILE

LEGISLATIVE BILL 1433.

Mr. Carpenter offered the following amendments:

1. Strike former sections 1 to 6 and insert new sections as follows:

"Section 1. *The purpose of this act is to require governing bodies of this state to which this act applies to follow prescribed budget practices and procedures and make available to the public pertinent information pertaining to the financial requirements and expectations of such governing bodies so that intelligent and informed support, opposition, criticism, suggestions, or observations can be made by those affected.*

Sec. 2. *As used in this act, unless the context otherwise requires:*

(1) Governing body shall mean, in the case of a city, the council; in the case of a village, cemetery district, community hospital for two or more adjoining counties, mosquito abatement district, road improvement district, sanitary and drainage district, or sanitary and improvement district, the board of trustees; in the case of a county, the county board; in the case of a township, the town board; in the case of a school district, the school board; in the case of a rural and suburban fire protection district, reclamation district, or hospital district, the board of directors; in the case of a health district, the board of health; in the case of a regional library, the regional library commission; in the case of an educational service unit, the board; in the case of an area vocational technical school, the school district board of education or the governing board of the area vocational technical school; in the case of a junior college district, the board of education of the junior college district; in the case of an airpor authority, the airport authority board; and in the case of a watershed district, watershed conservancy district, or

weed eradication and control district, the district supervisors;

(2) Levying board shall mean any governing body which has the power or duty to levy a tax;

(3) Fiscal year shall mean the twelve-month period used by each governing body in determining and carrying on its financial and taxing affairs;

(4) *Tax shall mean any general or special tax levied against persons, property, or business, for public purposes, as provided by law, but shall not include any special assessment;*

(5) Auditor shall mean the Auditor of Public Accounts;

(6) Cash reserve shall mean funds required for the period before revenues would become available for expenditure;

(7) Public funds shall mean all money, including nontax money, used in the operation and functions of governing bodies;

(8) Adopted budget statement shall mean a proposed budget statement which has been adopted or amended and adopted as provided in section 5 of this act; and such term shall include additions, if any, to an adopted budget statement made by a supplemental budget which has been adopted as provided in section 9 of this act.

Sec. 3. *Each governing body shall prepare in writing and file with its secretary or clerk, in the year of its organization and each thereafter, not later than the first day of July of each year on forms prescribed by the auditor or as otherwise authorized by state law, a proposed budget statement containing the following information, except as provided by state law:*

(1) For the immediate prior fiscal year, revenue from all sources, other than revenue received from taxation, allocated to each of the several funds and separately stated as to each such source, and for each fund the unencumbered cash balance thereof at the beginning and end of the year, the amount received by taxation allocated to each fund, and the amount of actual expenditure for each fund;

(2) For the current fiscal year, actual and estimated revenue, from all sources, other than revenue received from taxation, and separately stated as to each such source, allocated to each of the several funds, and for each fund the actual unencumbered cash balance available at the beginning of the year, the amount to be re-

ceived from taxation allocated to each fund, and the amount of actual and estimated expenditures, whichever is applicable; and

(3) For the immediate ensuing fiscal year, an estimate of revenue from all sources, other than revenue to be received from taxation, and separately stated as to each such source, to be allocated to each of the several funds, and for each fund the actual or estimated unencumbered cash balances, whichever is applicable, to be available at the beginning of the year, amounts proposed to be expended during the year plus the amount of cash reserve, based on actual experience of prior years, which cash reserve shall not exceed fifty per cent of the total budget adopted exclusive of capital outlay items.

Sec. 4. *The estimated expenditures plus the required cash reserve for the ensuing fiscal year less all estimated and actual unencumbered balances at the beginning of the year and less the estimated income from all sources other than taxation shall equal the amount to be received from taxes, and such amount shall be shown on the proposed budget statement filed pursuant to section 3 of this act. The amount to be raised from taxation, as determined above, plus the estimated revenue from sources other than taxation and the unencumbered balances shall equal the estimated expenditures, plus the necessary required cash reserve, for the ensuing year.*

Sec. 5. *Each governing body, after the filing of the proposed budget statement with its secretary or clerk, shall each year conduct a public hearing on such proposed budget statement. Notice of place and time of such hearing, together with a summary of the proposed budget statement, shall be published at least five days prior to the date set for hearing, in a newspaper of general circulation within the governing body's jurisdiction. After such hearing, the proposed budget statement shall be adopted, or amended and adopted as amended, and a written record shall be kept of such hearing. The amount to be received from taxation shall be certified to the levying board after the proposed budget statement is adopted, or is amended and adopted as amended. If the adopted budget statement reflects a change from that shown in the published proposed budget statement, a summary of such changes shall be published within twenty days after its adoption in the manner provided in this section, but without provision for hearing, setting forth the items changed and the reasons for such changes.*

Sec. 6. *When a levy increase has been authorized by vote of the electors, the adopted budget statement shall indicate the amount of the levy increase.*

Sec. 7. *After publication and hearing thereon and within the time prescribed by law, each governing body shall file with and certify to the levying board and file with the auditor, a copy of the adopted budget statement, together with the amount of the tax to be levied. Proof of publication shall be attached thereto. The governing body shall certify an amount of tax to be levied by the levying board, which levy shall not exceed the maximum levy prescribed by state law; Provided, the governing body, in certifying the amount to be so levied, may make allowance for delinquent taxes not exceeding five per cent of the amount to be levied, plus the actual percentage of delinquent taxes for the preceding tax year. Except for such allowance, a governing body shall not certify, nor a levying board levy, an amount of tax greater than the amount determined under section 4 of this act.*

Sec. 8. *Whenever during the current fiscal year it becomes apparent to a governing body that due to unforeseen emergencies there is temporarily insufficient money in a particular fund to meet the requirements of the adopted budget of expenditures for that fund, the governing body may by a majority vote, unless otherwise provided by state law, transfer money from other funds to such fund. No expenditure during any fiscal year shall be made in excess of the amounts indicated in the adopted budget statement, except as authorized in section 9 of this act, or by state law. Any officer of officers of any governing body who obligates funds contrary to the provisions of this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined twenty five dollars for each offense, together with costs of prosecution.*

Sec. 9. *(1) Unless otherwise provided by state law, whenever during the current fiscal year it becomes apparent to a governing body that there is an emergency and that because of unforeseen circumstances either the revenues of the current fiscal year for any fund thereof shall be insufficient or additional expenses are to be incurred which could not reasonably have been anticipated at the time the budget for the current year was adopted, such governing body may propose to supplement the previously adopted budget statement, and shall conduct a* *public hearing on such proposal. Notice of a place and time of such hearing shall be published at least five days prior to the date set for hearing in a newspaper of general circulation within the governing body's jurisdiction. Such published notice shall set forth (a) the time and place of the hearing, (b) the amount in dollars of additional money required and for what purpose, (c) a statement setting forth the nature of the emergency, and reasons why the previously adopted budget of expenditures cannot be reduced during the remainder of the current year to meet the need for additional money in that manner, and (d) a copy of the summary of the originally adopted budget previously published.*

(2) At such hearing any taxpayer may appear or file a written statement protesting such application for additional money. A written record shall be kept of all such hearings.

(3) Upon conclusion of the public hearing on the proposed supplemental budget, and approval of the proposed supplemental budget by the governing body, the governing body shall file with the county clerk of the county or counties in which such governing body is located, and with the auditor, a copy of the supplemental budget, as adopted, and shall certify the amount of additional tax to be levied. The governing body may then issue warrants in payment for expenditures authorized by the adopted supplemental budget. Such warrants shall be referred to as Registered Warrants, and shall be repaid during the next fiscal year from funds derived from taxes levied therefor.

Sec. 10. *A taxpayer upon whom a tax will be imposed as a result of the action of a governing body in adopting a budget statement, as herein required, may contest the validity of the budget statement so adopted by the governing body by filing an action in the district court of the county in which the governing body is situated. Such action shall be based either upon a violation of or a failure to comply with the provisions and requirements of this act by the governing body. In response to such action the governing body shall be required to show cause why the said budget statement should not be ordered set aside, modified or changed. The action herein authorized shall be tried to the court without a jury and the same shall be given priority by the district court over other pending civil litigation, as well as by any court having appellate jurisdiction thereof, to the extent possible and feasible to expedite a decision* *therein. Such action shall be filed within thirty days after the adopted budget statement is required to be filed by the governing body with the levying board. If the court finds that the governing body has violated or failed to comply with the requirements of this act, the court shall, in whole or in part, set aside, modify, or change the adopted budget statement, tax levy, or mill rate, as the justice of the case may require.*

The remedy provided hereby shall not be exclusive but shall be in addition to any other remedy provided by law.

Sec. 11. That section 2-958, Revised Statutes Supplement, 1967, be amended to read as follows:

2-958. There is hereby authorized to be established a noxious weed control fund for each control authority, ~~without fiscal year limitation~~, which shall be available for expenses authorized to be paid from such fund including necessary expenses of the control authority in carrying out its duties and responsibilities under sections 2-952 to 2-965. The ~~county clerk~~ *control authority* of each county shall, with the assistance of the weed control superintendents within the county, ascertain *and tabulate* each year the approximate amount of land infested with noxious weeds and its location in his county, *and shall ascertain and prepare all information required by the county board in the preparation of the county budget including actual and expected revenue from all sources, cash balances, expenditures, amounts proposed to be expended during the year and working capital,* and *shall* transmit such information tabulated by control authorities not later than ~~July~~ *June* 1 of each year ~~to the director and to each control authority in such county~~. On the basis of such information, the county board shall make a tax levy each year for the purpose of paying the expenses authorized to be paid from the noxious weed control fund. Funds so collected shall be deposited to such noxious weed control fund. ~~To provide funds for operations of the control authority during 1966, the county board shall levy not to exceed one fourth mill in 1965 if the board shall in its judgment determine that such is necessary, or it may at any time prior to December 1, 1966, transfer from the general fund to the noxious weed control fund an amount which the board determines to be necessary for this purpose.~~

Sec. 12. That section 2-1549.02, Revised Statutes Supplement, 1967, be amended to read as follows:

2-1549.02. Whenever a watershed conservancy district shall have accumulated a surplus of funds in excess of its current needs, or shall have accumulated a sinking fund for the repayment of its authorized indebtedness and the money in such sinking fund shall exceed the amount necessary to pay the principal and interest of any such indebtedness which shall become due during the current year, the board of directors of the district, subject to the approval of the individual or joint boards of soil and water conservation districts, is hereby authorized to invest such surplus, in excess of current needs; or such excesses in its sinking fund, in any securities in which the Board of Educational Lands and Funds is authorized by law to invest the educational funds of the state including bonds and debentures issued either singly or collectively by any of the twelve federal land banks, the twelve intermediate credit banks, or the thirteen banks for cooperatives under the supervision of the Farm Credit Administration *providing such securities have maturity dates not exceeding six months.*

Sec. 13. That section 2-1560, Revised Statutes Supplement, 1967, be amended to read as follows:

2-1560. ~~Within the first quarter of each calendar year,~~ *Each year* the board of directors shall prepare an itemized budget of funds necessary to carry out the authorities granted under sections 2-1550 to 2-1565. After approval of the proposed budget by the individual or joint board of soil and water conservation district supervisors, the board of directors of the watershed conservancy district shall transmit such budget to the county governing board of the county or counties involved. If portions of the watershed conservancy district are in more than one county, then the county assessors involved shall ratably apportion such amounts of the total budget requested between the counties, based on total assessment of all property within the watershed conservancy district and transmit and certify the prorated portion to the respective governing boards of each county involved. The county governing board shall levy a tax sufficient to meet the amount of funds requested but not to exceed two mills on the dollar upon the assessed valuation of all taxable property in such watershed conservancy district, except intangible property. Such levy shall be in addition to all other levies authorized by law or limited by law. The tax so levied shall be collected in the same manner as other property taxes and the proceeds therefrom shall be kept in a separate account identified by the official name of the watershed conservancy district. The county treasurer shall transfer such funds to the watershed conservancy district as requested by the board of directors.

The board of directors shall provide a legal description and map of the boundaries of the district and transmit such information to the county assessor of the county or counties involved who shall indicate for the use of the county treasurer such information on the tax rolls. The county assessor shall also provide the county treasurer with the assessed valuation of personal property of each property owner within the watershed conservancy district which shall also be assessed at the same rate as real property.

When the property tax rolls and assessed valuation of personal property of each taxpayer are received by the county treasurer from the county assessor, as required by sections 2-1550 to 2-1565, he shall compute the tax due the watershed conservancy district from each taxpayer in accordance with the rate required to meet the budget request but not to exceed a two mill levy on each dollar of assessed valuation for real and personal property of the district, except intangible property.

Sec. 14. That section 3-504, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

3-504. Any authority established under the provisions of this act shall have power:

(1) To sue and be sued;

(2) To have a seal and alter the same at pleasure;

(3) To acquire, hold, and dispose of personal property for its corporate purposes;

(4) To acquire, in the name of the city, by purchase or condemnation, real property or rights or easements therein necessary or convenient for its corporate purposes, and, except as may otherwise be provided herein, to use the same so long as its corporate existence shall continue;

(5) To make by-laws for the management and regulation of its affairs, and subject to agreements with bondholders, to make rules and regulations for the use of projects, and the establishment and collection of rentals, fees, and all other charges for services or commodities sold, furnished, or supplied by such authority. Any person violating such rules shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined not more than one hundred dollars, or imprisoned in the county jail not more than thirty days, or both such a fine and

imprisonment;

(6) With the consent of the city, to use the services of agents, employees and facilities of the city, for which the authority may reimburse the city a proper proportion of the compensation or cost thereof, and may also use the services of the city attorney as legal advisor to the authority;

(7) To appoint officers, agents, and employees and fix their compensation;

(8) To make contracts, leases, and all other instruments necessary or convenient to the corporate purposes of the authority;

(9) To design, construct, maintain, operate, improve, and reconstruct so long as its corporate existence shall continue such projects as shall be necessary and convenient to the maintenance and development of aviation services to and for the city in which such authority is established, including landing fields, heliports, hangars, shops, passenger and freight terminals, control towers, and all facilities necessary or convenient in connection with any such project and also to contract for the construction, operation, or maintenance of any parts thereof, or for services to be performed thereon, and to rent parts thereof and grant concessions thereon; all on such terms and conditions as the authority may determine;

(10) To include in such project, subject to zoning restrictions, space and facilities for any or all of the following: Public recreation, business, trade or other exhibitions, sporting or athletic events, public meetings, conventions, and all other kinds of assemblages, and in order to obtain additional revenues, space, and facilities for business and commercial purposes. Whenever the authority deems it to be in the public interest, the authority may lease any such project or any part or parts thereof, or contract for the management and operation thereof or any part or parts thereof. Any such lease or contract may be for such period of years as the authority shall determine;

(11) To charge fees, rentals, and other charges for the use of projects under the jurisdiction of such authority subject to and in accordance with such agreement with bondholders as may be made as hereinafter provided. Subject to contracts with bondholders, all fees, rentals, charges, and other revenues derived from any project shall be applied to the payment of operating, administration, and other necessary expenses of the authority properly chargeable to such project and to the payment of

the interest on and principal of bonds or for making sinking fund payments therefor. Subject to contracts with bondholders, the authority may treat one or more projects as a single enterprise in respect of revenues, expenses, the issuance of bonds, maintenance, operation, or other purposes;

(12) To certify annually to the governing body of the city the amount of tax to be levied for airport purposes, *which the authority requires under its adopted budget statement to be received from taxation,* not to exceed one mill on the dollar upon the assessed valuation of all the taxable property in such city, except intangible property, and the governing body shall levy and collect the taxes so certified at the same time and in the same manner as other city taxes are levied and collected, and the proceeds of such taxes when due and as collected shall be set aside and deposited in the special account or accounts in which other revenues of the authority are deposited; *Provided,* the provisions of this subdivision shall not apply to cities of the metropolitan class;

(13) To construct and maintain under, along, over, or across a project, telephone, telegraph, or electric wires and cables, fuel lines, gas mains, water mains, and other mechanical equipment not inconsistent with the appropriate use of such project, to contract for such construction and to lease the right to construct and use the same, or to use the same on such terms for such periods of time and for such consideration as the authority shall determine;

(14) To accept grants, loans, or contributions from the United States, the State of Nebraska, or any agency or instrumentality of either of them, or the city in which such authority is established, and to expend the proceeds thereof for any corporate purposes;

(15) To incur debt and issue negotiable bonds and to provide for the rights of the holders thereof;

(16) To enter on any lands, waters, and premises for the purposes of making surveys, soundings, and examinations; and

(17) To do all things necessary or convenient to carry out the powers expressly conferred on such authorities by this act.

Sec. 15. That section 12-914, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

12-914. ~~At the organization meeting, or at sub-~~

~~sequent public meetings, the members of the district may, by a majority vote or through a delegation of authority to the board of trustees, determine and estimate the probable expense for carrying out the proposed policy in regard to the contemplated cemetery or cemeteries. Such estimate shall be certified by the~~ presidnt ~~and~~ scretary *The board of trustees shall annually fix the amount of money for the proposed budget statement as may be deemed sufficient and necessary for carrying out the proposed policy in regard to the contemplated cemetery or cemeteries for the ensuing fiscal year. After the adoption of the district's budget statement, the president and secretary shall certify the amount to be received from taxation, according to the adopted budget statement, to the proper* county clerk, or county clerks, and the proper county board or boards which shall levy a tax, not to exceed *the amount so certified nor to exceed* one half mill on the dollar upon the assessed value of all the taxable property in such district, except intangible property, for the maintenance of the cemetery or cemeteries in the district for the fiscal year as provided by law. Such tax shall be collected as other taxes are collected in the county by the county treasurer and shall be placed to the credit of the cemetery district, so authorizing the same, and be paid to the treasurer of the cemetery district upon warrants drawn upon the fund by the board of trustees of the district. Such warrants shall bear the signature of the president and the counter-signature of the secretary of the cemetery district. The amount of the tax levy shall not exceed the amount of funds required to defray the expenses of the district for a period of one year, as embraced in the *adopted* budget *statement* which forms the basis of the assessment and levy.

Sec. 16. That section 16-702, Revised Statutes Supplement, 1967, be amended to read as follows:

16-702. (1) The mayor and council shall have power to levy and collect taxes for all municipal purposes on all real estate and personal property within the corporate limits of the city taxable according to the laws of this state. All city taxes, both real and personal, except special assessments otherwise provided for, shall become due on the first day of December of each year.

(2) At the time provided for by law, the council shall cause to be certified to the county clerk the percentage or mills on the dollar of taxes *amount of tax to*

be levied for ~~all~~ purposes ~~by them~~ *of the adopted budget statement* on the taxable property within the corporation for the year then ensuing, as shown by the assessment roll for such year, including all special assessments and taxes assessed as hereinbefore provided. The clerk shall place the same on the proper tax list to be collected in the manner provided by law for the collection of state and county taxes in the county where such city is situated.

(3) In all sales for delinquent taxes for municipal purposes, if there be other delinquent taxes due from the same person or lien on the same property, the sales shall be for all the delinquent taxes; and such sales and all sales made under and by virtue of this section or the provisions of law herein referred to shall be of the same validity, and in all respects be deemed and treated as though such sale had been made for the delinquent state and county taxes exclusively.

(4) The maximum amount *of tax* which may be certified, assessed, and collected *for the purposes of the adopted budget statement* shall not ~~exceed~~ *require a tax levy in excess of* twenty-five mills ~~on the dollar~~ upon assessed value of all the taxable property within such municipality, except intangible property, ~~to defray its general, incidental, and all other municipal expense~~, in addition to any special assessment or special taxes or amounts assessed as taxes, and such sum as may be authorized by law to be levied for the payment of outstanding bonds and debts; *Provided,* that ~~a further appropriation not to exceed~~ *the council may certify a further amount of tax to be levied which shall not require a tax levy in excess of* two mills ~~on the dollar~~ upon the assessed value of all the taxable property within such city, except intangible property, ~~may be levied~~ for the purpose of establishing the sinking fund or sinking funds authorized by sections 19-1301 to 19-1304; and in addition thereto, when required by section 18-501, a further levy of ~~three~~ *two* mills ~~on the dollar~~ upon the assessed value of all the taxable property, except intangible property, within such city or village, may be imposed.

(5) Nothing contained in this section shall be construed to authorize an increase in the amounts of levies for any specific municipal purpose or purposes elsewhere limited by law, whether limited in specific sums or by mill levies.

Sec. 17. That section 16-706, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-706. The mayor and council shall not have power to appropriate, issue or draw any order or warrant on the treasurer for money, unless the same has been appropriated or ordered by ordinance or the claim for the payment of which such order or warrant is issued has been allowed according to the provisions of sections 16-726 to 16-729, and ~~appropriation for the class or object out of which such claim is payable has been made as provided in section 16-701. Neither the city council nor any department or officer of the corporation shall add to the corporation expenditures in any one year anything over and above the amount provided for in the annual appropriation bill for that year, except as herein otherwise especially provided. No expenditures for any improvement to be paid for out of the general fund of the corporation shall exceed in any one year the amount provided for such improvement in the annual appropriation bill; Provided, nothing herein contained shall prevent the city council from ordering by a two-thirds vote the repair or restoration of any improvement, the necessity of which is caused by any casualty or accident happening after such annual appropriation is made, or, by a like vote, from making necessary emergency appropriations for an exigency or pressing necessity or unforeseen need, calling for immediate action or remedy to prevent a serious loss of or damage to life, health, or peroprty, and including quarantine or hospital purposes in the case of the outbreak of a virulent epidemic or contagious disease. The city council may, by a like vote, order the mayor to borrow a sufficient sum to provide for the expenses necessary to be incurred to effectuate the purpose of the emergency appropriation as is last above mentioned, for a period of time not exceeding the close of the next fiscal year, which sum and the interest thereon shall be added to the amount authorized to be raised in the next general tax levy and embraced therein.~~ *a fund has been provided in the adopted budget statement out of which such claim is payable. Any transfer or diversion of the money or credits from any of the funds to another fund or to a purpose other and different from that for which proposed except as provided in section 16-721 shall render any city councilman voting* therefor or any officer of the corporation participating therein shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined twenty five dollars for each offense, together with costs of prosecution. Should any judgment be obtained against the corporation, the mayor and finance committee, with the sanction of the city council, may borrow a sufficient amount to pay the same, for a period of time not to extent beyond the close of the next fiscal year, which sum and interest thereon, shall, in like manner, be added to the amount authorizd to be raised in the general tax levy of the next year and embraced therein.

Sec. 18. That section 16-718, Revised Statutes Supplement, 167, be amended to read as follows:

16-718. Upon allowance of a claim by the council the order for the payment thereof shall specify the particular fund ~~or appropriation~~ out of which it is payable as specified in the ~~annual appropriation bill to be passed in the manner provided in section 16-704~~ adopted budget statement, and no order or warrant shall be drawn in excess of eighty-five per cent of the current levy for the purpose for which it is drawn unless there shall be sufficient money in the treasury to the credit of the proper fund for its payment, and no claim shall be audited or allowed except an order or warrant for the payment thereof may legally be drawn. All warrants drawn upon the treasury must be signed by the mayor and countersigned by the clerk, and shall state the particular fund ~~or appropriation~~ to which the same is chargeable, the person to whom payable, and for what particular object. No money shall be otherwise paid than upon such warrant so drawn. Such warrants may be delivered immediately when so drawn.

Sec. 19. That section 17-702, Revised Statutes Supplement, 1967, be amended to read as follows:

17-702. (1) The council or trustees of each city of the second class or village shall, at the time and in *the manner* provided by law, cause to be certified to the county clerk the ~~percentage or number of mills on the dollar~~ *amount of tax to be levied* upon the assessed value of all the taxable property of the city or village, except intangible property, ~~of the tax levied for all~~ *which the* city or village ~~purposes by such council or trustees upon the assessed value of all the taxable property of the city or village, except intangible property, within the corporate limits of such city or village for the year then ensuing, as shown by the assessment roll for such~~ *requires for the purposes of the adopted budget statement for the ensuing* year, including all special assessments and taxes assessed as hereinbefore provided. The county clerk shall place the same on the property tax lists, to be collected in the manner provided by law for the collection of state and county taxes in the county where such city or village is situated. In all sales for any delinquent taxes for municipal purposes, if there be other delinquent taxes due from the same person, or lien on the same property, the sale shall be for all the delinquent taxes. Such sales, and all sales made under or by virtue of this section or the provision of law herein referred to, shall be of the same validity, and in all respects be deemed and treated as though such sales had been made for the delinquent state and county taxes exclusively. The *maximum* amount *of tax* which may be so certified, assessed, and collected shall not ~~exceed~~ *require a tax levy in excess of* thirty mills ~~on the dollar~~ upon the assessed value of all the taxable property within the corporate limits of such city or village, except intangible property, ~~to defray its general, incidental, and all other municipal expenses~~ *for the purposes of the adopted budget statement,* together with any special assessments or special taxes, or amounts assessed as taxes, and such sum as may be authorized by law for the payment of outstanding bonds and debts.

(2) ~~An appropriation of not to exceed three~~ *The council or trustees of each city of the second class or village may certify a further amount to be levied not to exceed two* mills on the dollar upon the assessed value of all the taxable property within such city or village, except intangible property, ~~may be levied~~ for the purpose of establishing the sinking fund or funds authorized by sections 19-1301 to 19-1304. Nothing contained in subsection (1) or (2) of this section shall be construed to authorize an increase in the amount of levies for any specific municipal purpose or purposes elsewhere limited by law, whether limited in specific sums or by mill levies.

(3) When required by section 18-501, an additional levy of two mills on the dollar upon the assessed value of all the taxable property, except intangible property, within the city of the second class or village, may be imposed.

Sec. 20. That section 17-703, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-703. When any such city or village has levied special assessments for part or all of the cost of any public work or improvement, which assessments have been finally held by the courts to be invalid and unenforceable, and if the defects rendering such assessments invalid and unenforceable are of such character that they cannot be remedied by reassessment, and if part of said special assessments has been paid under mistake of law or fact into such city or village prior to such final holding, the mayor and council or chairman and board of trustees shall ~~appropriate an additional amount~~ *establist a special fund in the budget statement* annually which is sufficient to refund and repay, over a period of consecutive years, such special assessments erroneously paid, without interest to the person or persons entitled to receive the same, any and all such assessments or parts thereof as may have been so paid into the treasury of such city or village, as the case may be; *Provided,* that ~~such annual levy for said purpose~~ *the amount of tax annually budgeted for this special fund* shall not ~~exceed~~ *require a tax levy in excess of* three mills ~~on the dollar~~ upon the assessed value of all the taxable property in such city or village, except intangible property, in any one year and that said additional levy shall be continued only for as many years as may be necessary to raise the total amount required for such purpose. Such assessments shall be refunded out of the ~~proceeds arising from the three mill special levy~~ *special fund,* as aforesaid, upon proper claims filed by the person or persons entitled to reimbursement. Such claim shall be audited, allowed, and ordered paid in the same manner as other claims against such city or village. All such reimbursements shall be made pro rata if there is not sufficient money on hand to repay them all at one time. Such *amount of tax for the* special ~~three mill levy~~ *fund* shall be ~~included in the annual estimate and annual appropriation ordinance~~ *specified in the adopted budget statement,* as provided by law.

Sec. 21. That section 17-708, Revised Statutes Supplement, 1967, be amended to read as follows:

17-708. The mayor and council or board of trustees shall have no power to appropriate, issue or draw any order or warrant on the treasurer for money, unless the same has been appropriated or ordered by ordinance, or the claim for the payment of which such order or warrant is issued has been allowed according to the provisions of sections 17-714 and 17-715, and ~~appropriations~~ *funds* for the class or object out of which such claim is payable has been ~~made as provided in section 17-706~~ *included in the adopted budget statement.* Neither the city council nor the board of trustees nor any department or office of the corporation shall add to the corporation expenditures in any one year anything over and above the amounts provided for in the annual appropriation bill for that year, except as otherwise specially provided in section 17-706 or this section; and no expenditure for any improvement to be paid out of the general fund of the corporation shall exceed in any one year the amount provided for such an improvement in the ~~annual appropriation bill; Provided, nothing herein contained shall prevent the city council or board of trustees from ordering, by a two-thirds vote, the repair or restoration of any improvement, the necessity of which is caused by any casualty or accident happening after such annual appropriation is made, or, by a like vote, from making necessary emergency appropriations for an exigency or pressing necessity or unforeseen need, calling for immediate action or remedy to prevent a serious loss of, or serious damage to, life, health, or property, and including quarantine or hospital purposes in the case of the outbreak of a virulent epidemic or contagious disease. The city council or board of trustees may, by a like vote, order the mayor or chairman of the board of trustees and finance committee to borrow a sufficient sum to provide for the expense necessary to be incurred to effectuate the purpose of the emergency appropriation, as is last above mentioned, for a period of time not exceeding the close of the next fiscal year, which sum and the interest shall be added to the amount authorized to be raised in the next general tax levy, and embraced therein. Should any udgment be obtained against the corporation, the mayor, or the board of trustees, and finance committee, with the sanction of the city council or board of trustees, may borrow a sufficient amount to pay the same, for a period of time not to extend beyond the close of the next fiscal year, which sum and interest thereon shall, in like manner, be added to the amount authorized to be raised in the general tax levy of the next year, and embraced therein~~ *adopted budget statement.*

Sec. 22. That section 17-711, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-711. All warrants drawn upon the treasurer must be signed by the mayor or chairman and countersigned by the clerk, stating the particular fund ~~or appropriation~~ to which the same is chargeable, the person to whom payable, and for what particular object. No money shall be otherwise paid than upon such warrants so drawn. Each warrant shall specify the amount ~~levied and appropriated to the~~ *included in the adopted budget statement for such* fund upon which it is drawn, and the amount already expended of such fund.

Sec. 23. That section 17-715, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-715. Upon the allowance of claims by the council or trustees, the order for their payment shall specify the particular fund or appropriation out of which they are payable as specified in the ~~annual appropriation bill to be passed in the manner provided in section 17-706~~ *adopted budget statement;* and no order or warrant shall be drawn in excess of eighty-five per cent of the current levy for the purpose for which it is drawn, unless there shall be sufficient money in the treasury at the credit of the proper fund for its payment. No claim shall be audited or allowed unless an order or warrant for the payment thereof may legally be drawn.

Sec. 24. The section 17-718, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-718. The city council in cities and board of trustees in villages having only voluntary fire departments or companies may levy tax annually of not more than one mill on the dollar upon the assessed value of all the taxable property within such cities or villages, except intangible property, for the maintenance and beneffit of such fire departments or companies. The amount of such tax shall be established at the beginning of the year and shall be ~~published in the estimate of city expense~~ *included in the adopted budget statement,* as provided by law. Upon collection of such tax, the city or village treasurer shall disburse the same upon the order of the chief of the fire department with the approval of the city council or board of trustees.

Sec. 25. That section 18-1006, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

18-1006. Any city or village may anticipate the collection of such tax to be budgeted and levied in its ~~annual appropriation bill~~ *adopted budget statement* and for that purpose may issue its warrants, in a sum amounting to eighty-five per cent of the tax to be levied, as aforesaid, for the amount of any award issued in condemnation and for the costs and expenses incident thereto, as provided in section 18-1003. Warrants so issued shall be secured by such tax which shall be assessed and levied, as provided by law, and shall be payable only out of funds derived from such tax. In any case in which warrants are issued, as herein authorized, it shall be the duty of such city or village, on receipt of such tax when paid, to hold the same as a separate fund, to be known as the state armory site fund, to the amount of the warrants so issued, and the interest thereon, for the purpose of paying or redeeming such warrants.

Sec. 26. That section 19-1302, Revised Statutes Supplement, 1967, be amended to read as follows:

19-1302. The local governing body of any city of the first or second class or any village, subject to all the limitations set forth in sections 19-1301 to 19-1304, shall have the power to levy a tax of not to exceed three mills on the dollar in any one year upon the assessed value of all the taxable property within such municipality, except intangible property, for a term of not to exceed ten years, in addition to the amount of tax which may be annually levied ~~to defray the general and incidental expenses~~ *for the purposes of the adopted budget statement* of ~~said~~ *such* municipality, for the purpose of establishing a sinking fund for the construction, purchase, improvement, extension, original equipment, or repair, not including maintenance, of any one or more of the following public improvements, which shall include acquisition of any land incident to the making thereof: Municipal library; municipal auditorium or community house for social or recreational purposes; city or village hall; municipal public library, auditorium or community house in a single building; municipal swimming pool and appurtenances thereto; municipal jail; municipal building to house equipment or personnel of a fire department, together with firefighting equipment or apparatus; municipal park; municipal cemetery; municipal medical clinic building, together with furnishings and equipment; or municipal hospital; *Provided,* no such city or village shall be authorized to levy the tax or to establish the sinking fund, as hereinbefore provided, if, having bonded indebtedness, such city or village shall have been in default in the payment of interest thereon or principal thereof, for a period of ten years prior to the date of the passage of the resolution providing for the submission of the proposition for establishment of said sinking fund, as required in section 19-1303.

Sec. 27. That section 23-132, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-132. The county board, after the adoption of the annual county budget *statement*, may issue warrants against the various funds provided for in ~~said~~ *such* budget *statement* within the limitations hereafter prescribed. It shall be unlawful for the county board of any county to issue any warrants on any fund or contract any indebtedness against any fund, prior to the annual levy made by the county board in August, in excess of fifty percent of the fund provided for in the ~~preceding annual~~ *adopted* budget *statement for the ensuing year* unless there is money in the treasury to the credit of the proper fund for the payment of the same. After the tax levy shall have been made by the county board in August, it shall be unlawful for the county board of any county to issue any warrants for any amount exceeding eighty-five per cent of the aggregate of the amount provided by the budget as finally determined when the levy is made unless there is money in the treasury to the credit of the proper fund for the payment of the same; nor shall it be unlawful for the county board to issue any certificate of indebtedness in any form in payment of any account or claim, nor to make any contracts for or to incur any indebtedness in any form in payment of any account or claim, nor to make any contracts for or to incur any indebtedness against the county in excess of the amount provided for and appropriated to *any or all of* the several funds by the annual county budget *statement* for the current year; ~~nor shall any expenditure be made, or indebtedness be contracted to be paid out of any of the funds of said county in excess of the amount appropraited in the budget for said fund~~, *except as provided in section 9 of this act.*

Sec. 28. That section 23-343.19, Revised Statutes Supplement, 1967, be amended to read as follows:

23-343.19. The board of trustees of any such facility or facilities organized under the provisions of section 23-343.15, shall, ~~during the first week of June of each year, determine the amount necessary to be raised by taxation for the operation of such facility or facilities during the following calendar year and shall certify such amount to the county board of the county in which such facility or facilities are located. Such county board shall apportion such amount among the counties concerned in proportion to the assessed valuation of all taxable property, except intangible property, and shall certify to each county its share of such amount. Each county shall levy a tax sufficient to raise the amount so certified to it, and the county its share of such amount.~~ *each year,* *fix the amount of money for the proposed budget statement as may be deemed sufficient and necessary for the operation of such hospital during the following calendar year. After the adoption of the budget statement, and during the first week of June of each year, the board of trustees of such hospital shall certify to the county board of the county in which such hospital is located the amount of the tax to be levied, which the hospital requires under the hospital's adopted budget statement to be received from taxation. Such county board shall apportion such amount among the counties concerned in proportion to the assessed valuation of all taxable property, except intangible property, and shall certify to each county its share of such amount.* Each county shall levy a tax sufficient to raise the amount so certified to it, and the county treasurer shall transmit the proceeds of such tax to the treasurer of the county in which such ~~facility or facilities are~~ *hospital is* located for credit to the *hospital* fund ~~of such facility or facilities~~.

Sec. 29. That section 23-343.46, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-343.46. The board of directors may, *after the adoption of the budget statement,* levy and collect an annual tax ~~of~~ *which the district requires under the adopted budget statement to be received from taxation for the ensuing fiscal year,* not to exceed one mill on the dollar of the assessed valuation of all taxable property, except intangible property, within such district. The board shall annually, on or before August 1, certify such tax to the county clerk of each of the counties having land embraced within such district. The county clerk shall extend such levy on the tax list and the county treasurer shall collect the same in the same manner as state and county taxes and shall remit the same to the county treasurer of the county in which the petition for the formation of the district was filed, who shall credit the local hospital district with the amount thereof and make disbursements therefrom on warrants of the district signed by the chairman and secretary-treasurer of the board of directors.

Sec. 30. That section 23-904, Reissue Revised Statutes of Nebaska, 1943, be amended to read as follows:

23-904. The budget document, setting forth the financial plan of the county for the period covered by said budget, shall embrace three parts, the nature and contents of which shall be as hereinafter set out.

Part I shall consist of a budget message prepared by the budget-making authority, as provided for hereinafter, which shall outline the fiscal policy of the county for the period covered by said budget, describing in connection therewith the important features of the budget plan. It shall also embrace a general budget summary, setting forth the aggregate figures of the budget in such a manner as to show the balanced relations between the total proposed expenditures and operaing reserves and the total anticipated income, including all fees, license taxes, taxes to be levied, and all other sources of revenue, contrasted with the corresponding figures for the last two completed fiscal years. The general budget summary shall be supported by explanatory schedules or statements classifying the expenditures contained therein by offices, departments, activities and funds and the income by officers, departments, activities and funds.

Part II shall embrace the detailed budget estimates, both of expenditures and revenues, as provided for in section ~~23-906~~ *3 of this act*. It shall also include statements of the bonded indebtedness of the county, if any, showing the debt redemption requirements, the debt authorized and unissued, the condition of the sinking funds, the borrowing capacity, and a summary, to be furnished by the county treasurer to the budget-making authority, of the uncollected taxes arising from the last three annual levies. In addition thereto it shall contain any statements relative to the financial plan which the budget-making authority may deem advisable or which may be required by the county boards.

Part III shall embrace complete drafts of the resolutions or motions required to give legal sanction to the financial plan when adopted by the county board. These resolutions or motions shall include an appropriation resolution or motion authorizing, by spending agencies and by funds, all expenditures of the local government for the period covered by said budget and such other resolutions or motions as may be required to provide the income necessary to finance the budget.

Sec. 31. That section 23-920, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-920. In counties having two hundred thousand or more inhabitants, the fiscal year shall begin January 1 and end December 31; ~~the general budget summary of~~

~~total proposed expenditures and total anticipated income, provided for in section 23-904, shall be contrasted with the corresponding figures for the last completed fiscal year and the first ten months of the year in progress; the budget making authority shall prepare the county budget document provided for in section 23-906 for the period from January 1 to December 31, inclusive, and transmit the same to the county board on or before November 15. Such board shall publish a summary thereof, including, with other data for each fund, the cash on hand November 1 and the estimated expenditures for the remainder of the budget year, together with a notice of a public hearing to be had before the county board on the second Monday in the next ensuing month. The same shall be published once, at least ten days before said date of hearing, in some legal newspaper published and of general circulation in the county; the incoming county board at its first meeting in January shall adopt the budget and make the appropriation provided for in section 23-909; in arriving at the amounts to be raised by taxation for each fund for the budget year provided for in section 23-910, the cash to be deducted shall be that on hand December 31 of the last prior year.~~ Any such county may, however, by an affirmative vote of a majority of all the members of the county board elect to change its fiscal year from a period of twelve months commencing January 1 to a period commencing July 1, and to become subject to all the terms of sections 23-901 to 23-919.

Sec. 32. That section 31-513, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-513. (1) The board of trustees may levy and collect annually taxes for corporate purposes upon property within the limits of such sanitary district, to the amount of not more than one mill on the dollar upon the assessed value of all the taxable property of such district, except intangible property, and one mill on the dollar upon the assessed value of all the taxable property of such district, except intangible property, during each of the years 1955, 1956, 1957, and 1958, and during such years only, for the purpose, when necessary, of widening, straightening, and deepening channels, for the construction of levees, culverts, floodgates, sewers, storm drains, alteration of existing structures where necessary, bridges, and other work incident to or connected therewith, plant extensions, and for the replacement of worn out or obsolete equipment.

(2) The board of trustees shall, on or before the

first day of August in each year, certify the ~~levy~~ *amount of tax to be levied,* referred to in subsection (1) of this section, to the county clerk, who shall ~~extend~~ *place* the ~~same~~ *proper levy* upon the county tax list, and the same shall be collected by the county treasurer in the same manner as state and county taxes.

(3) The tax money collected by the levy, referred to in subsection (1) of this section, shall be used exclusively for the purpose or purposes set forth in such subsection. The county treasurer shall disburse the same on warrants of the board of trustees, and in respect to such fund the county treasurer shall be ex officio treasurer of the sanitary district.

Sec. 33. That section 31-827, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

31-827. Before ~~June 30~~ *July 1* of each calendar year, the board of directors shall prepare an itemized budget of funds needed for the next fiscal year which are necessary to carry out the authorities granted under sections 31-801 to 31-832. The board of directors shall transmit such budget to the county governing board of the county or counties involved. If portions of the district are in more than one county, then the board of directors shall ratably apportion such amounts of the total budget requested between the counties, based on total assessment of all property except intangible property within the district, and transmit and certify the prorated portion to the respective governing boards of each county involved. The county board shall levy a tax sufficient to meet the amount of funds requested but not to exceed three-fourths mill on the dollar upon the assessed valuation of all taxable property in the district, except intangible property. Such levy shall be in addition to all other levies authorized by law or limited by law. The tax so levied shall be collected in the same manner as other property taxes and the proceeds therefrom shall be kept in a separate account identified by the official name of the watershed district. The county treasurer shall transfer such funds to the district as requested by the board of directors.

Sec. 34. That section 35-509, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

35-509. (1) The board of directors shall have the power and duty to determine upon a general fire protection policy for the district and shall annually ~~estimate the probable expense for carrying out such~~

~~contemplated program, including the amounts referred to in subsection (4) of this section. Such estimate shall be certified by the president and secretary-treasurer of the district~~ *fix the amount of money for the proposed budget statement as may be deemed sufficient and necessary in carrying out such contemplated program for the ensuing fiscal year, including the amount of principal and interest upon the indebtedness of the district for the ensuing year. After the adoption of the budget statement, the president and secretary of the district shall certify the amount of tax to be levied which the district requires for the adopted budget statement for the ensuing year,* to the proper county clerk or county clerks, on or before June 30 of each year, who shall levy a tax not to exceed one mill on the dollar upon the assessed value of all the taxable property in such district, except intangible property, when the district is a rural fire protection district, and not to exceed three mills on the dollar upon the assessed value of all the taxable property in such district, except intangible property, when the district is a suburban fire protection district, for the maintenance of the fire protection district for the fiscal year as provided by law. Said tax shall be (a) collected as other taxes are collected in the county, (b) deposited with the county treasurer, and (c) placed to the credit of the rural or suburban fire protection district, as the case may be, so authorizing the same to be paid to the secretary-treasurer of such district, as is provided for by subsection (3) of this section, or to be remitted to the county treasurer of the county in which the greater portion of the district is located, as is provided for by subsection (2) of this section.

(2) All such taxes, collected or received for the district by the treasurer of any other county than the one in which the greater portion of the district is located, shall be remitted by him to the treasurer of the county in which the greater portion of the district is located at least quarterly. All such taxes collected or received shall be placed to the credit of such district of the county in which the greater portion of the district is located.

(3) It shall be the duty of the secretary-treasurer of the district to apply for and receive from the county treasurer of the county where collected or from the county treasurer of the county in which the greater portion of the district is located, if such district is located in more than one county, all money to the credit

of the rural or suburban fire protection district or collected for the same by such county treasurer, upon an order of the treasurer countersigned by the president of such district. The money shall be paid out upon warrants drawn upon the secretary-treasurer by authority of the board of directors of the district, bearing the signature of the secretary -treasurer and the countersignature of the president of the rural or suburban fire protection district.

(4) In no case shall the amount of tax levy exceed the amount of funds ~~required to defray the expenses of the district for a period of one year as embraced in the annual estimate of expense including the amount of principal and interest upon the indebtedness of the district for the ensuing year~~ *to be received from taxation according to the adopted budget statement of the district.*

Sec. 35. That section 39-1621, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-1621. (1) The board of trustees may ~~annually levy and collect taxes~~, *after adoption of the budget statement for such district, annually levy and collect the amount of taxes provided in the adopted budget statement of the district to be received from taxation,* for corporate purposes upon property within the limits of such road improvement district, to the amount of not more than one mill on the dollar upon the assessed value of all the taxable property in such district, except intangible property, for general maintenance and operating purposes. The board shall, on or before the first day of August of each year, certify any such levy to the county clerk of the counties in which such district is located, who shall extend the same upon the county tax list.

(2) The county treasurer of the county in which the greater portion of the area of the district is located shall be ex officio treasurer of the road improvement district and shall be responsible for all funds of the district coming into his hands. He shall collect all taxes and special assessments levied by the district and collected by him from his county or from other county treasurers, if there be more than one county having land in the district, and all money derived from the sale of bonds or warrants. The treasurer shall not be responsible for such funds until they are received by him. The treasurer shall disburse the funds of the district only on warrants authorized by the trustees and signed by the president and clerk.

Sec. 36. That section 39-1634, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-1634. The maintenance and care of the improvements shall be performed by the county or counties in which such district is located but the district shall reimburse the county or counties for such costs up to the limits of funds *provided for in the adopted budget statement which are* available from the one mill maintenance tax, after paying other costs of operation of the district from such tax.

Sec. 37. That section 46-543, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

46-543. To levy and collect taxes under Class A as herein provided, the board shall, in each year, determine the amount of money necessary to be raised by taxation, taking into consideration other sources of revenue of the district, ~~and shall fix a rate of levy which when levied upon every dollar of assessed valuation of tangible property within the district, and with other revenues will raise the amount required by the district~~, to supply funds for paying expenses of organization, for surveys and plans, paying the cost of construction, operating and maintaining the works of the district; *Provided,* that ~~the said rate~~ *such amount* shall not exceed one mill on the dollar, prior to the delivery of water from the works, and thereafter not to exceed two mills on the dollar of the assessed valuation of the tangible property within the district, except in the event of accruing defaults, deficiencies, or defaults and deficiencies, where an additional levy may be made as provided in section 46-553, the board shall on or before the first day of July of each year, certify to the county board of each county within the district or having a portion of its territory within the district, the ~~rate~~ *amount* so fixed with direction that at the time and in the manner required by law for levying of taxes for county purposes, such county board shall levy such tax upon the assessed valuaton of all tangible property within the district, in addition to such other taxes as may be levied by such county board at the rate *required to produce the amount* so fixed and determined; *and provided further,* no tax shall be levied and collected under Class A until the proposition of levying taxes shall have been submitted by a resolution of the board to the qualified electors of the district at an election held for that purpose in the same manner as provided for submission of incurring bonded indebtedness in sections 46-564 to 46-566, and when the proposition has been approved by a majority of the qualified electors of the district voting on the proposition at such election, thereafter the board shall be entitled to certify to the county board the ~~rate~~ *amount* of tax to be levied.

Sec. 38. That section 46-544, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

46-544. If the board shall determine, in any year, that there are certain lands within said district, not included within Classes B, C, and D, as hereinafter provided, which receive special direct benefits from recharging of the ground water reservoirs by water originating from district works, then in such case the board shall in such year fix ~~a rate of levy~~ *an amount to be levied* upon such tangible property which in the opinion of the board will compensate the district for the special direct benefits accruing to such tangible property by reason of recharged ground water reservoirs under such land by water originating from the district works. Such ~~levy~~ *amount* shall in no case exceed, together with all other ~~levies~~ *amounts levied* made under Class A, on such land the sum of four mills on the dollar of the assessed valuation of said land. Such owner of lands specially assessed for special direct benefits shall have notice, hearing, the right of appeal and be governed by the provision of section 46-554.

Sec. 39. That section 51-316, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

51-316. The county board or the regional library commissioners through their respective county boards shall, after a county or regional library has been established, ~~annually levy, in the same manner and at the same time as other county taxes are levied and in addition to all other taxes, a tax~~ *when the annual budget statement has been adopted, annually levy, in the same manner and at the same time as other county taxes are levied and in addition to all other taxes, a tax in the amount required under the adopted budget statement to be received from taxation for the purpose of purchasing property for, establishing, and maintaining a county library,* not to exceed one mill on the dollar upon the assessed value of all the taxable property in such county, except intangible property, outside of incorporated cities and villages maintaining public libraries, or a township maintaining a public library, and upon all property within incorporated cities, villages, or townships maintaining such a library, which have elected to become a part of such county library system as provided in sections 51-301 to 51-319, ~~for the purpose of purchasing property for, establishing, and maintaining a county library.~~

Sec. 40. That section 71-1611, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1611. The board of each health district organized pursuant to sections 71-1601 to 71-1625 shall annually, during the month of January, ~~estimate the amount of money necessary to conduct the affairs of the district during the next fiscal year, and shall report to the county board the number of mills necessary to be levied upon all the taxable property of the district, as hereinafter provided in this section, during the fiscal year next ensuing, for the performance of the functions of the district. The county board is directed, authorized, and required to levy and collect the number of mills so reported and demanded by the board of the health district in the same manner as other taxes are levied and collected~~; *fix the amount of money for the proposed budget statement as may be deemed sufficient and necessary to conduct the affairs of the district during the ensuing fiscal year. After the adoption of the budget statement, the board of such health district shall certify the amount of tax to be levied upon all the taxable property of the district, as is provided in the adopted budget statement to be received from taxation. The county board is directed, authorized, and required to levy and collect such amount of tax in the same manner as other taxes are levied and collected; Provided,* that the aggregate health district tax shall not exceed in any one year one and three-tenths mills on the dollar upon the assessed value of all the taxable property in such district, except intangible property.

Sec. 41. That section 71-2910, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-2910. The board of trustees of each mosquito abatement district shall ~~at least fifteen days before the first day of the month in which the county board of the county in which such district is situated, is required by law to levy the amount of taxes required for county purposes, furnish to the county board an estimate in writing of the amount of money~~*, not later than the first of July of each year, fix the amount of money for the proposed budget statement as may be deemed sufficient and* necessary for all purposes required under the provisions of sections 71-2901 to 71-2916 during the next ensuing fiscal year. *After the adoption of the budget statement, and at least fifteen days before the first day of the month in which the county board of the county in which such district is situated is required by law to levy the amount of taxes required for county purposes, the board of trustees shall certify to the county board the amount of tax to be levied which the district requires for the adopted budget statement for the ensuing fiscal year.* The county board of such county shall thereafter, at the time and in the manner of levying other county, or city and county, taxes, levy upon all of the taxable property within the district and cause to be collected a tax, to be known as the .... mosquito abatement district tax. The maximum rate of such tax ~~must not be greater than shall be sufficient to raise the amount estimated to be raised by the board of trustees~~ *shall not be greater than the amount to be received from taxation according to the adopted budget statement* of the district, nor in any event shall such tax exceed one million the dollar upon the assessed value of all the taxable property in such district, except intangible property.

Sec. 42. That section 79-431, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-431. ~~The school board or board of education of each school district within the State of Nebraska shall, prior to the annual school district meeting in each year or at the time provided by law, prepare a budget on forms prescribed by the Commission of Education. Such budget shall be for the operation and maintenance of schools during the ensuing school year sufficient to maintain the same in the manner provided by law. The Commissioner of Education shall prescribe and prepare suitable forms for all classes of school districts which shall be uniform for each class. Such forms shall provide for showing the expenditures, the revenues received from taxation, and revenues available from sources other than taxation separately stated, including the unencumbered balances available and a cash reserve in an amount determined by the school board or board of education but not to exceed fifty per cent of the budget of the previous fiscal year. Such information shall be shown for the first previous completed fiscal year and the ensuing fiscal year.~~ Every school district shall maintain not less than eight months of school each year;

Provided, that the provisions of section 79-431 to 79-438 shall not apply to Class IV and V school districts.

Sec. 43. That section 79-435, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-435. ~~Not later than July 15, the school board or board of education shall make and deliver to the county superintendent, and also to the county clerk for the use of the county board of equalization of each county in which any part of the district is situated, a certificate in writing, signed by the secretary of the school board or board of education, containing a copy of the budget as finally adopted and approved according to law. Such certificate shall be in the form prescribed by the Commissioner of Education and shall include a statement showing the amount of funds necessary to be raised by a tax levy on the taxable property of the district as shown by the budget for the district, and to be collected by the county treasurer at the same time and in the same manner as state and county taxes are collected. No taxes shall be levied on property for such school district unless a budget has been prepared, considered according to law, certified, and filed with the county superintendent and the county clerk as hereinabove required. When collected, such taxes shall be paid over to the treasurer of the proper district on the order of the secretary countersigned by the president of the district. It shall be the duty of the county board of equalization to levy such taxes as are necessary to provide the amount of revenues from property taxes as indicated by all of the data contained in the budget and certificate herein prescribed, at the time and in the manner provided in section 77-1601.~~ *At the time said budget statement is certified to the levying board, each school board or board of education shall deliver to the county superintendent, and also to the county clerk for the use of the county board of equalization of each county in which any part of the district is situated, a copy of its adopted budget statement.*

Sec. 44. That section 79-1007.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1007.02. There shall be established for the general operation of the schools such fund as will result from an annual levy of such number of mills on the dollar upon the assessed value of all the taxable property in such school district, except intangible property, as the board of education shall determine to be necessary for such purpose. A further fund resulting from an annual

~~levy~~ *amount of tax* to be determined by the board of education of not to exceed four mills on the dollar upon the assessed value of all the taxable property in the district, except intangible property, is established for the purpose of acquiring sites for school buildings and the erection, alteration, equipping, and furnishing of school buildings and additions to school buildings, and such four mill levy shall be used for no other purposes; *Provided,* that out of the levy to be certified annually by the board of education to the county clerk, an amount not in excess of one and one half mills of the additional four mill levy for the building fund may, at the option of the board of education, be levied for and credited to the fund for the general operation of schools. There shall be established a further fund resulting from an annual ~~levy~~ *amount of tax* to be determined by the board of education ~~of such number of mills on the dollar upon the assessed value of all the taxable property in the district, except intangible property, of an amount sufficient~~ to pay interest on and retiring, funding, or servicing of bonded indebtedness of the district.

Sec. 45. That section 79-1445.30, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1445.30. In order to finance the cost of operation of the school and the payment of principal and interest of any bonded indebtedness, the school district board of education or the governing board of the area vocational technical school may, *after the adoption of their annual budget statements*, levy a tax ~~of~~ *in the amount required under their adopted budget statements to be received from taxation for such purposes* not to exceed two mills on the dollar on the assessed valuation of all property included within the area of the school, which levy shall be certified to the county treasurer or treasurers of the county or counties within which such area is located who shall collect the same in the same manner as other taxes are collected and either hold the proceeds thereof in the county treasury to the credit of the school district board of education or the governing board of the area vocational technical school or remit it the the treasurer of the school district board of education or the governing board of the area vocational technical school to be so held, as the case may be.

Sec. 46. That section 79-1613, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1613. The junior college board of each junior college district shall ~~annually make all reports to the county board and all estimates required from a school district of the third class as described in section 79-810 and shall be in all respects governed by such provision. A duplicate of such report and estimate shall be filed by the board~~, *at the time its adopted budget statement is* certified to the county board, file a copy of its adopted budget statement with the city council or village board of every city or village located within the boundaries of such junior college district.

Sec. 47. That section 79-2210, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-2210. ~~The~~ After the adoption of its budget statement, the board for each educational service unit may levy a tax, in the amount which it requires under its adopted budget statement to be received from taxation, of not to exceed one mill on the dollar on the assessed valuation of all property except intangible property within its geographical unit. The amount of any such levy shall be certified by the secretary of the board to the county treasurer of each county within the educational service unit who shall collect the same as other taxes are collected and remit the proceeds therefrom to the county treasurer who is ex officio treasurer of the board.

Sec. 48. If any section, subsection, sentence, clause, or phrase of this act is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this act.

Sec. 49. That original sections 3-504, 12-914, 16-706, 17-703, 17-711, 17-715,17-718, 18-1006, 23-132, 23-343.46, 23-904, 23-920, 31-513, 31-827, 35-509, 39-1621, 39-1634, 46-543, 46-544, 51-316, 71-1611, 71-2910, 97-431, 79-435, 79-1007.02, 79-1613, and 79-2210, Reissue Revised Statutes of Nebraska, 1943, and sections 2-958, 2-1549.02, 2-1560, 16-702, 16-718, 17-702, 17-708, 19-1302, 32-343.19, and 79-1445.30, Revised Statutes Supplement, 1967, and also section 23-343.44, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 50. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

Mr. Carpenter offered the following amendments to the Carpenter amendments, which were adopted:

4. I move to amend LB 1433 by adding a new section 49 reading: "Sec. 49. The provisions of this act shall not apply to cities un-

der home rule charter."
Renumber remainder of sections.

3. I move to amend LB 1433 by adding a new section 48 reading: "Sec. 48. If the State Board of Equalization and Assessment adjusts valuations in any county or counties, the county board of equalization and assessment or other levying body in such county or counties shall adjust its levies proportionally to the valuation change."

2. I move to amend the amended section 7 by adding in line 2, after the word "body," "except as provided in section 47 of this act," and in line 3 after the word "board," "on or before August 1."

1. I move to amend LB 1433 amended section 3 by adding in line 5, after the word "auditor", "following consultation with representatives of such governing bodies."

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

The original Carpenter amendments were adopted as amended.

Mr. Carpenter asked unanimous consent to have the amendments printed in the Journal in lieu of stenciling and distribution to be made by journal copies. No objections. So ordered.

Mr. Carpenter asked unanimous consent to bracket the bill on Select File until Monday, August 11. No objections. So ordered.

LEGISLATIVE BILL 601. E and R amendment found in the Legislative Journal for the One Hundred-fortieth Day was adopted.

Advanced to E and R for engrossment.

Mr. Carstens asked unanimous consent to bracket the bill on E and R. No objections. So ordered.

LEGISLATIVE BILL 850. E and R amendments found in the Legislative Journal for the One Hundred-fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 686. E and R amendment found in the Legislative Journal for the One Hundred-fortieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1028. E and R amendments found in the Legislative Journal for the One Hundred-fortieth Day were adopted.

Mr. Luedtke offered the following amendment, which was adopted:

Strike section 5 and renumber section 6 to be "Section 5.".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1308. E and R amendments found in the Legislative Journal for the One Hundred-fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1349. E and R amendment found in the Legislative Journal for the One Hundred-fortieth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 739. E and R amendments found in the Legislative Journal for the One Hundred-fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 843. E and R amendments found in the Legislative Journal for the One Hundred-fortieth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1434.

Mr. Luedtke offered the following unanimous consent amendments, which were adopted:

1. Insert a new section to be known as section 1 and to read as follows:

"Section 1. That section 32-535, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-535. The judges of the county court, members of the State Board of Education, county superintendents, members of the Legislature, Regents of the University of

Nebraska, directors of public power and irrigation districts and reclamation districts, and such members of boards of education as provided by Chapter 79 shall be nominated regardless of political affiliation in the following manner: At least sixty days prior to the date of holding the general primary election, all candidates for county judge, members of the State Board of Education, county superintendents, members of the Legislature, Regents of the University of Nebraska, directors of public power and irrigation districts and reclamation districts, and such members of boards of education as provided by Chapter 79, shall file with the officer, whose duty it is to issue the certificate of election to the aforesaid officers, an affidavit of such candidate, in substantially the following form:

Affidavit.

State of Nebraska)
) ss. Candidate for ________
County of ________________)

I, ________________ being first duly sworn, say that I reside at ____________ in the city of ____ ____________ in the county of ______________ in the State of Nebraska; that I am legally qualified to hold the office hereinafter set forth in this affidavit; that I am a candidate for the nomination for the office of __ ____________ to be voted upon at the primary election to be held on the ____________ day of ________________, 19________, and I hereby request that my name be printed upon the official primary ballot for the nomination at such primary election, for the office of ______________ ________________________ .

____

Subscribed and sworn to before me by __________ this ________________ day of ______________, 19________ .

____

____

All such candidates, except for ~~the office of Regents of the University of Nebraska, and~~ members of boards of education as provided by Chapter 79, shall also file with the affidavit a receipt for the sum of the filing fee signed by the county treasurer of the county in which such person resides. The amounts so received by the county treasurer from such candidates shall be used to help defray the expense of the primary. The affidavits filed by such candidates shall not in any way refer to or designate the political affiliation of such candidates.".

2. Renumber original sections 1 to 5 as sections 2 to 6.

3. In renumbered section 2, line 1, strike "Section" and insert "Sec.".

4. In renumbered section 6, line 1, after "sections" insert "32-535".

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1436. Reading waived. Explained.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

Mr. Mahoney asked unanimous consent to expedite. No objections. So ordered.

LEGISLATIVE BILL 1395. Reading waived. Explained.

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 993. Reading waived. Explained.

Mr. Proud moved to indefinitely postpone.

Motion pending.

Recess

At 11:58 p.m., on a motion by Mr. Syas, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Knight and Waldo who were excused until 2:00 p.m.; Mr. Klaver who was excused until 2:45 p.m.; Messrs. Carstens, Nore and Schmit who were excused until 3:25 p.m.; and Messrs. Batchelder, Harsh, and Waldron, who were excused.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 78

GENERAL FILE

LEGISLATIVE BILL 993. Considered.

Mr. Proud renewed his pending motion found in this Day's Journal.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 26:

Bloom
Budd
Burbach
Clark
Craft
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Knight
Kokes
Moulton
Orme
Pedersen
Proud
Schreurs
Skarda
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Wylie

Voting in the negative, 8:

Carpenter
Keyes
Marvel
Moylan
Reynolds
Stull
Syas
Whitney

Not voting, 15:

Batchelder
Carstens
Harsh
Kennedy
Klaver
Kremer
Luedtke
Mahoney
Nore
Robinson
Schmit
Simpson
Waldron
Wiltse
Ziebarth

The Proud motion prevailed.

LEGISLATIVE BILL 639. Reading waived. Explained.

Mr. Duis offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1037. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-sixth day was adopted.

Mr. Clark offered the following amendment, which was adopted:

Add the emergency clause.

Mr. Pedersen offered the following amendment, which was adopted:

Amend LB 1037 by inserting the words "of a previous marriage" before the word "and" in line 7 of section 1.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1075. Reading waived. Explained.

Mr. Holmquist offered the following amendments in lieu of the Standing Committee amendments found in the Legislative Journal for the Eighty-sixth Day, which were adopted:

Strike Sections 1 through 5 of the original bill and substitute in lieu thereof the following:

Sec. 1. Any person, firm or corporation lending money for the purpose of financing the construction of improvements on real property, to be secured by a mortgage filed of record before the disbursement of any proceeds under such loan, is hereby required to notify the borrower in writing, separate from any written application, mortgage note, or any other loan document between the lender and the borrower, that it is the responsibility of the borrower or the borrower's contractor, if disbursements are to be made to such contractor, to apply the loan proceeds to the payment of lawful claims for labor and material furnished for such improvement and that failure of the borrower or his contractor to pay all lawful claims for labor and material could result in the filing of mechanic's liens against the property.

Sec. 2. Any such contractor receiving such loan disbursements and any funds of the borrower in addition to such loan disbursements shall be deemed to have consented to comply with the requirements of Section I of this act as to the application of such proceeds, and shall be deemed to be the agent of the borrower for so much of said proceeds as are necessary for the payment of such lawful claims for labor and material; provided, however, that the foregoing provisions shall not apply where the contractor and the borrower are one and the same person. Nothing herein contained shall be construed to require the contractor to keep said proceeds in a separate account or accounts or to prorate payment of said proceeds to such lawful claims for labor and materials.

Sec. 3. Nothing in this act shall in any way affect the validity of the mortgage rights of the lender as provided for in Section 76-238.1, Reissue Revised Statutes of Nebraska, 1943, or the lien rights of such lender.

Sec. 4. In any prosecution under this act of the person, firm or corporation so receiving such proceeds, when it shall be shown in evidence that the contractor had knowledge of lawful claims for labor and material existing at the time of receipt of loans proceeds and that such person, firm or corporation has not paid such lawful claims for labor and material to the extent of the funds received by him, the fact of acceptance of such proceeds without having paid the lawful claims or obtained a lien waiver within thirty days after receipt of such proceeds shall be prima facie evidence of intent to deprive or defraud on the part of the person, firm or corporation so receiving payment.

Sec. 5. Any person, firm or corporation, the members of any firm, or the officers of any corporation, violating the provisions of Section 2 of this act shall be guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine of not less than one hundred dollars nor more than one thousand dollars, or by imprisonment in the county jail for not more than six months or by both such fine and imprisonment.

Sec. 6. For the purposes of this act, the word contractor shall include any firm, person or corporation who acts in the capacity of a prime contractor, sub-contractor or supplier for the construction of improvements on real property.
Amend the title to conform.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

UNANIMOUS CONSENT—Revert to Select File

Mr. Pedersen asked unanimous consent to revert to Select File to consider LB 1216. No objections. So ordered.

Mr. Pedersen renewed his pending motion found in the Legislative Journal for the One Hundred-fortieth Day.

Mr. Carpenter raised a point of order as to whether or not the Pedersen amendment was germane to the bill.

The Chair ruled that it was not germane to the original bill but was germane to the bill as amended by the Pedersen amendment adopted 7/21.

Mr. Bloom moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 31 ayes, 1 nay and 17 not voting.

Mr. Simpson requested a record vote.

Voting in the affirmative, 16:

Craft
Danner
Elrod
Hanna
Johnson
Knight
Luedtke
Moulton
Orme
Pedersen
Proud
Schreurs
Simpson
Swanson
Warner
Wenzlaff

Voting in the negative, 22:

Bloom
Budd
Burbach
Carpenter
Clark
Duis
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Kokes
Kremer
Mahoney
Marvel
Reynolds
Robinson
Skarda
Syas
Wallwey
Wiltse
Wylie

Not voting, 11:

Batchelder
Carstens
Harsh
Moylan
Nore
Schmit
Stull
Waldo
Waldron
Whitney
Ziebarth

The original Pedersen motion lost.

Mr. Pedersen asked unanimous consent to expedite. No objections. So ordered.

Member Excused

Mr. Stull asked unanimous consent to be excused at 3:00 p.m. for the remainder of the afternoon. No objections. So ordered.

Visitors

Mr. Pedersen introduced Mr. and Mrs. Henry Acosta and Suzie from Chula Vista, California.

Mr. Waldo introduced his mother, Mrs. H. O. Waldo; his brother-in-law, Warren Lamson and Gayle from Damascus, Maryland; his daughter, Mrs. George Commack; his grandchildren, Cindy, Troy, Chris and Mike; and his wife.

Mr. Stull introduced Mr. and Mrs. Don Pierson and four children of Mullen, Nebraska.

Speaker Warner introduced C. Dempsey McDaniel, Representative from North Carolina.

Mr. Luedtke introduced Mr. and Mrs. Wilber of Lincoln and Miss Gloria Silber of Peoria, Illinois.

Mr. Burbach introduced former Senator Don Thompson, Mrs. Angus Garey, Denise and Pamela of McCook, and Mrs. Larry Frazier, Stephanie, Andrea and Julia of Lincoln.

Mr. Clark introduced Mike Wilson of Sidney.

Mr. Marvel introduced Mrs. Hal C. Smith and Lori of Hastings, Gene Smith of Hastings and Mark Erickson of Kearney.

Members Excused

Mr. Hanna asked unanimous consent to be excused at 3:30 p.m. for the remainder of the day. No objections. So ordered.

Mr. Wylie asked unanimous consent to be excused Thursday, August 7, 1969. No objections. So ordered.

Mr. Bloom asked unanimous consent to be excused Monday, August 11, 1969. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1348. Reading waived. Explained.

Mr. Wylie moved to indefinitely postpone.

Mr. Kokes moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 28 ayes, 5 nays and 16 not voting.

The original motion prevailed with 25 ayes, 14 nays and 10 not voting.

LEGISLATIVE BILL 1072. Reading waived. Explained.

Mr. Luedtke requested a Call of the House. The Call showed 32 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The motion to advance to E & R for review lost with 18 ayes, 18 nays and 13 not voting.

Mr. Burbach moved to indefinitely postpone.

The motion prevailed with 20 ayes, 16 nays and 13 not voting.

LEGISLATIVE BILL 772. Reading waived. Explained.

Mr. Swanson offered the following amendment, which was adopted:

1. Strike Section 1 of the Bill and insert in lieu thereof the following:

"Section 1. Whenever the board shall establish or modify a service area, it shall give consideration to the desires of any new industrial customer or any industrial customer which is expanding its requirements beyond the then existing capabilities of its supplier. The board shall not necessarily consider the desires of an existing industrial customer whose expanded requirements can be met by the existing capabilities of its present power supplier."

2. Strike Section 3 and substitute the following:

"Section 3. That original Section 70-1011, Reissue Revised Statutes of Nebraska, 1943, is repealed."

Mr. Wallwey moved to indefinitely postpone.

The motion prevailed with 16 ayes, 15 nays and 18 not voting.

Adjournment

At 4:02 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Thursday, August 7, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FORTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, August 7, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Whenever we are downcast, O Lord, help us to remember the people we have enjoyed and loved. Beset here by pressures and deadlines, problems to be solved and people to be placated, help us to remember those whom we represent, those who believed we had a contribution to make in this place. May we never forget them when we are separated from them, nor take them for granted while we are with them. Those who have meant so much to us, may we mean increasingly more to them. Bind us together, O Lord, in such a way that our lives may share the glory and the pain that comes to each of us, and grant that as we walk in the strength of the ones who are stronger than us, we may also suffer for the sake of those who are weaker than us, gladly accepting our role as servant. In the name of Christ who served. Amen.

The roll was called and all members were present except Messrs. Batchelder, Bloom, Knight, Waldron, and Wylie, who were excused.

Corrections for the Journal

Page 3339, line 21, show "date" as stricken.

Page 3385, delete line 13.

Page 3387, lines 36 and 37, show the following as stricken: "the office of Regents of the University of Nebraska, and".

Page 3392, line 34, delete Wilber and insert Silber.

The Journal for the One Hundred Forty-first Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 642. Correctly engrossed.

LEGISLATIVE BILL 686. Correctly engrossed.

LEGISLATIVE BILL 922. Correctly re-engrossed.

LEGISLATIVE BILL 1085. Correctly re-engrossed.

LEGISLATIVE BILL 1307. Correctly engrossed.

LEGISLATIVE BILL 546. Correctly enrolled.

LEGISLATIVE BILL 347. Correctly enrolled.

LEGISLATIVE BILL 418. Correctly enrolled.

LEGISLATIVE BILL 530. Correctly enrolled.

LEGISLATIVE BILL 970. Correctly enrolled.

LEGISLATIVE BILL 1148. Correctly enrolled.

LEGISLATIVE BILL 1197. Correctly enrolled.

LEGISLATIVE BILL 1310. Correctly enrolled.

LEGISLATIVE BILL 1401. Correctly enrolled.

LEGISLATIVE BILL 1417. Correctly enrolled.

LEGISLATIVE BILL 1430. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 546 LB 347 LB 418 LB 530 LB 970 LB 1148 LB 1197 LB 1310 LB 1401 LB 1417 LB 1430

Members Excused

Mr. Budd asked unanimous consent to be excused at 9:15 a.m. for the remainder of the day. No objections. So ordered.

Mr. Holmquist asked unanimous consent to be excused at 10:00 a.m. for the remainder of the day and tomorrow. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 1139

Mr. Budd asked unanimous consent to withdraw LB 1139. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 950.

A BILL FOR AN ACT to establish the office of judicial district public defender as prescribed; and to provide an operative date.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 5:

Clark
Hanna
Holmquist
Kokes
Wallwey

Not voting, 6:

Batchelder
Bloom
Budd
Knight
Waldron
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1009. With emergency.

A BILL FOR AN ACT relating to game and fish; to authorize the Game and Parks Commission to coordinate and assist in hunter safety training as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Batchelder
Bloom
Budd
Knight
Waldron
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 1404 to Select File

Mr. Carpenter moved to return LB 1404 to Select File for the following specific amendment:

Strike the enacting clause.

Motion pending.

SELECT FILE

LEGISLATIVE BILL 1327. E and R amendments found in the Legislative Journal for the One Hundred Forty-first Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 857. E and R amendments found in the Legislative Journal for the One Hundred Forty-first Day were adopted.

Mr. Duis offered the following unanimous consent amendment, which was adopted:

Amend Standing Committee amendment 1(c) by striking “seventeen” and inserting “twenty”.

Bracketed at the request of Mr. Wallwey.

UNANIMOUS CONSENT—Return LB 1434 to Select File

Mr. Elrod asked unanimous consent to return LB 1434 to Select File for the following specific amendment:

1. Insert a new section to read as follows:

“Sec. 4. *In each justice of the peace district in which there is located a city of the metropolitan, primary, or first class, municipal courts, as heretofore or hereafter established, are substituted by law for the justice of the peace and police judge within the boundaries of such cities as such boundaries are now or hereafter established; Provided, this act shall not be construed to substitute municipal courts for justices of the peace outside the cities in any justice of the peace district.*”.

2. Renumber original section 4 as section 5 and in line 3 after the comma insert “and also section 32-313, Reissue Revised Statutes of Nebraska, 1943, as amended by section 7, Legislative Bill 1294, Eightieth Session, Nebraska State Legislature, 1969, and section 32-313.01, Reissue Revised Statutes of Nebraska, 1943,”.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1434.

The Elrod specific amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

Mr. Elrod asked unanimous consent to bracket LB 1434 on E and R. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 82. Re: Computerizing Nebraska Statutes

Introduced by Jerome Warner, 25th District.

WHEREAS, Legislative Resolution No. 51 adopted by the members of the Seventy-Fifth Session of the Nebraska State Legislature encouraged and authorized the Nebraska Legislative Council and the Board of Regents of the University of Nebraska to cooperate in placing the Nebraska statutes in a computer readible form and to perfect and operate programs of electronic retrieval of Nebraska statutes; and

WHEREAS, as a consequence thereof, (1) programs have been developed to place the statutes on magnetic tapes or discs, search and retrieve statutes electronically, and update the magnetic files, and (2) with the assistance of the Department of Administrative Services, the Nebraska statutes through 1967 have been placed in a computer readible form; and

WHEREAS, increased benefits from electronic processing of Legislative Bills during the legislative sessions and in the publication of statutes have been demonstrated in other states; and

WHEREAS, the Department of Administrative Services is capable of rendering continued assistance in connection with updating the magnetic tapes and further development of programs.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Nebraska Legislative Council, the Board of Regents of the University of Nebraska, and the Department of Administrative Services be encouraged and authorized to continue to perfect and operate programs of electronic retrieval of Nebraska statutes and to place the current legislation in a computer readible form.

2. That the Nebraska Legislative Council, the Board of Regents of the University of Nebraska, and the Department of Administrative Services be encouraged and authorized to study the feasibility of programs for the electronic processing of Legislative Bills or for the publication of statutes.

3. That a report of these activities be made to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

UNANIMOUS CONSENT—Introduce New Bills

Mr. Carstens asked unanimous consent to introduce a new bill to be known as LB 1437. No objections. So ordered.

Mr. Holmquist asked unanimous consent to withdraw his name as co-introducer of LB 1437. No objections. So ordered.

Mr. Carpenter asked unanimous consent to introduce a new bill to be known as LB 1438. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1437. By Fred W. Carstens, 30th District; Don Elrod, 35th District; and E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend sections 10-304, 10-406, 10-407, 10-502, 10-601, 10-602, 10-603, 10-606, 10-607, 10-610, 10-615, 10-705, 10-717, 10-802, 14-365.02, 14-365.06, 14-513, 14-1029, 14-1215, 14-1218, 14-1220, 15-228, 15-710, 15-718, 16-214, 16-630, 16-653, 16-669, 16-671.01, 16-672.07, 16-672.09, 16-672.11, 16-724, 17-152, 17-165, 17-534, 17-557.01, 17-908, 17-911, 17-920, 17-922, 17-923, 17-939, 17-958, 18-502, 18-506, 18-611, 18-1202, 18-1502, 19-1307, 19-1403, 19-2103, 19-2403, 19-2404, 19-2405, 19-2406, 19-2414, 23-131, 23-343, 23-343.13, 23-1602, 31-125, 31-336, 31-416, 31-417, 31-422, 31-510, 31-531, 31-544, 31-709, 31-725, 31-739, 31-824, 31-825, 31-826, 35-512, 39-837, 39-860, 39-1616, 39-1619, 39-1645, 39-1648, 45-106, 46-146, 46-196, 46-198, 46-1,112, 46-1,119, 46-563, 46-567.01, 46-632, 46-1015, 71-1622, and 79-531, Reissue Revised Statutes of Nebraska, 1943, sections 10-101, 10-409, 14-1424, 15-834, 16-626, 16-695, 17-515, 17-516, 17-520, 17-529.08, 17-903, 17-925, 17-950, 17-963, 17-967, 17-976, 18-1804, 18-2003, 18-2125, 18-2126, 19-1015, 19-2419, 23-343.54, and 23-343.65, Revised Statutes Supplement, 1967, sections 16-670 and 16-671, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 1 and 2, Legislative Bill 206, Eightieth Session, Nebraska State Legislature, 1969, section 16-803, Reissue Revised Statutes of Nebraska, 1943, as amended by section 27, Legislative Bill 435, Eightieth Session, Nebraska State Legislature, 1969, section 23-343.07, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1375, Eightieth Session, Nebraska State Legislature, 1969, and section 79-520, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 1418, Eightieth Session, Nebraska State Legislature, 1969, relating to interest; to increase interest rates on certain bonds as prescribed; to change maturity dates as prescribed; to provide when interest shall be paid as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1438. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 53-180.05, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide a separate penalty for certain persons as prescribed for violation of section 53-180; and to repeal the original section.

UNANIMOUS CONSENT—Withdraw Motion on LB 1404

Mr. Carpenter asked unanimous consent to withdraw his pending motion found in this Day's Journal on LB 1404. No objections. So ordered.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1404. With emergency.

A BILL FOR AN ACT to amend section 72-1005, Reissue Revised Statutes of Nebraska, 1943, and section 72-716.02, Revised Statutes Supplement, 1967, relating to the State Building Fund; to provide for periodic transfers to such fund of the amount appropriated by the Legislature from such fund; to provide for the deposit of delinquent property tax receipts in the General Fund; to repeal the original sections, and also section 72-1007, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Bloom
Budd
Keyes
Knight
Waldron
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Simpson Presiding

UNANIMOUS CONSENT—Committee Meeting

Mr. Simpson asked unanimous consent to hold a meeting of the Rules Committee at 1:00 p.m. today in the West Lounge. No objections. So ordered.

MOTION—Reconsider Action on LB 818

Mr. Pedersen renewed his pending motion found in the Legislative Journal for the One Hundred Thirty-seventh Day to reconsider action on LB 818.

The motion prevailed with 28 ayes, 2 nays and 19 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1222. Placed on Select File as amended.

E and R amendments to LB 1222:

1. For correlation purposes, in line 2 of section 2, insert ", as amended by section 3, Legislative Bill 1304, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 21 insert "Mileage operated in noncontracting reciprocity states by vehicles based in Nebraska shall be applied to the portion of the formula for determining the Nebraska in-state fleet miles." after the period; strike lines 97 to 102; and in line 103 strike "~~(7)~~ *(6)*" and insert "(6)".

2. For correlation purposes, in line 2 of section 3, insert ", as amended by section 4, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 12, strike "~~the state,~~".

3. In section 3, line 1, strike "Reissued" and insert "Reissue"; in line 9 strike *"through 60-1613 inclusive"* and insert *"and 60-1601.01"*; insert a comma at the end of line 12 as in the statutes; in line 13 strike *"and"* and insert a comma as in the statutes; in line 20 strike the period and insert a semicolon as in the statutes; strike lines 21 and 22 and insert "(4) Motor vehicle tax shall mean a tax imposed upon motor vehicles in lieu of ~~an ad valorem tax~~ *all existing taxes on motor vehicles*; ~~and~~"; and in line 25 strike the period and insert ". *; and*".

4. In section 4, line 5, strike "~~treasurer~~"; strike line 9 and insert *"tables in sections 6 and 7 of this act* ~~registered in each taxing~~"; in line 23 insert *"of this act"* after *"7"*; strike the comma at the end of line 29 and show the same as stricken; in line 39 insert *"the"* after *"of"*; strike beginning with *"year"* in line 42 through *"effective"* in line 43 and insert *"first year for which taxes are collected under the provisions of this act"*; in line 45 strike *"1967"* and insert *"1970"*; in line 48 insert *"for"* after *"or"*; strike the period in lines 54, 55, 56, 57, 59, and 62 and insert an underscored semicolon; in line 61 strike the period and insert *"; and"*; in line 58 insert *"within"* after *"class"* and strike *"within"* at the end of the line; in line 65, strike *"will"* and insert *"shall"*; in line 66 strike the period and insert an underscored semicolon; strike line 69 and insert *"renewed registration to him; and"*; and in line 71 strike *", to"* and insert *"for"*.

5. In section 5, line 10, strike ". *Provided, however,"* and insert *"; Provided,"*; in lines 12 and 13 strike *"through 60-1613 inclusive"* and insert *"and 60-1601.01"*; in line 28 strike the period and show the same as stricken; in line 29 strike *"table"* and insert *"tables"*; in line 30 insert *"of this act"* after *"7"*; and in lines 31 and 32 strike *"for the year"*.

6. In section 6, line 1, strike *"Sec. 6"*; in line 2 strike "77- (1)" and insert "Sec. 6. *(1)*"; in line 4 strike *"measuring"* and insert *"determining"*; strike the quotation marks in lines 9 and 10; in line 10 insert *"the"* after the first *"or"*; in line 12 strike the third comma; in line 21 strike *"section 1 of this act"* and insert *"subsection (1) of this section"*; in line 29 strike *"$6500"* and insert *"$6499"*; in line 37 insert *"$"* before each of the figures in columns *I* to *VII*; in line 44 insert *"and thereafter"* after *"yr."*; and strike lines 45 to 47.

7. In section 7, line 1, strike *"Sec. 7. 77-"* and insert "Sec. 7."; in lines 7 and 8 strike "year & *Thereafter"* and insert *"and 7th year"*; in lieu of the Whitney amendment, at the end of lines 7 and 8 insert a new heading to read *"8th year and thereafter"* and under such heading in lines 9 to 19 respectively insert *"$5"*, *"6"*, *"9"*, *"12"*, *"18"*, *"21"*, *"26"*, *"31"*, *"35"*, *"38"*, and *"42"*; strike all dollar signs in lines 10 to 19; in line 19 strike *"Over 13,001"* and insert *"13,001 and over"*; in lines 23 and 26 strike *"&"* and insert *"and"*; in lines 40 to 42 strike the ditto marks and insert *"gal."*; in line 52 strike *"Tandem*

Axle” and “*35 feet to 45 feet*” and insert the same in line 53; strike lines 60 and 61; in line 62 strike “*2 Gal to 3500 Gal*” and insert “*2500 gal. - 3500 gal.*”; in line 63 strike “*3000*” “*4500*” ” and insert “*3000 gal. - 4500 gal.*”; in line 82 insert a parenthesis before “*Aluminum*” and strike the first parenthesis in line 83; strike the ditto marks in lines 84 and 85 and insert “*gal.*”; strike the quotation marks in lines 91 and 95; in line 99 strike “*up*” and insert “*and over*”; in line 127 strike “*& Top*” and insert “*and top*”; strike the diagonal in line 130; in lines 133 and 134 strike “*w/brakes*” and insert “*with brakes*” strike lines 135 and 136; in line 143 strike “*w/*” and insert “*with*”; in line 152 strike “*&*” and insert “*and*”; in line 155 strike the first “*B*” in line 167 insert “*$*” before the figure in the second to seventh columns; in line 166 insert “*and older*” after “*1965*” and in lines 166 to 179 strike the last four columns”; strike lines 180 to 194; in line 202 insert “*$*” before the figures in the second, third, and fourth columns; in line 207 strike “*up*” and insert “*over*”; and in the line below line 20, strike “*Table*”.

8. In section 8, line 12, strike the hyphen before “*Tax*”.

9. In section 9, line 12, strike “*demand*” and insert “*demanding*”; in line 15 reinstate “the”; and in line 18 strike the period and show the same as stricken.

10. In section 10, line 8, strike “77-1230” and insert “77-1230”; in lines 12, 14, and 15, strike “*table*” and insert “*tables*”; and in line 12 insert “*of this act,*” after “7”.

11. In section 11, line 3, strike the comma and show the same as stricken; and in line 13 insert “*the*” after “*In*”.

12. For correlation purposes, in line 2 of section 11, insert “, as amended by section 1, Legislative Bill 732, Eightieth Session, Nebraska State Legislature, 1969” after “1943”; strike the stricken matter following the period in line 10 through line 12; and after line 16 insert two paragraphs to read:

“When motor vehicle taxes on cabin trailers, which have been computed pursuant to section 77-1240 have not been paid on or prior to the last day of December of the year for which the tax has been assessed, the tax due shall then become delinquent, and it shall be the duty of the county assessor to determine that cabin trailers for which such delinquent motor vehicle taxes remain unpaid are yet in possession of the person in whose name such motor vehicle taxes were computed, and to certify to the county treasurer that such taxes are due and delinquent and shall be collected.

Upon receipt of such certification, the county treasurer shall notify the owner of each such cabin trailer of the amount of such delinquent motor vehicle tax and shall forthwith proceed with the collection thereof. The notice shall also recite that unless the entire tax is paid within thirty days from date of notice, distress warrant will be issued therefor.".

13. In section 12, line 6, insert "the" after "to" as in the statutes; in line 7 strike the semicolon and show the same as stricken; and strike the comma at the end of lines 10 and 11 and show the same as stricken.

14. In section 13, strike the comma at the end of line 5 and insert the same after "*Vehicles*" in line 6; and in lines 6 and 7 strike "him" and insert "~~him~~ *the department*".

15. In section 14 line 3, insert "~~Tax Commissioner~~" after "The"; in line 4 strike ";" and insert ":"; strike the comma at the end of line 9 and the period in line 11 and show both as stricken.

16. In section 15, line 3, strike "77-1214.06." and insert "77-1241.06."; strike the semicolon at the end of line 10 and show the same as stricken; in line 13 strike the stricken period; and in line 14 strike "*Provided,*" and insert "*Provided,*".

17. In section 16, line 12, strike the period; strike the comma at the end of lines 17 and 22 and show the same as stricken; in line 30 insert "*a*" after "*issue*"; in line 30 strike "*certificates*" and insert "*certificate*"; and in line 35 strike "*Cash*" and insert "*Trust*".

18. In section 18, line 12, strike "~~in~~" and insert "~~to~~" as in the statutes; and in line 21 strike the comma and show the same as stricken.

19. In section 19, line 6, strike "22-1239" and insert "77-1239" as in the statutes; and in line 6 strike "is" and insert "if" as in the statutes.

20. In section 20, line 10, strike the comma; and in line 16 strike the comma.

21. In section 21, line 4, insert *"which is hereby created"* after *"Fund"*; in lines 15 and 16 strike *"proportionate to"* and insert *"in the proportion that"*; in line 17 insert *"is"* after *"district"*; in line 23 insert *"the"* after *"In"*; in line 24 insert *"way"* after *"any"*; in line 24 insert an underscored comma after *"district"*; in lines 27 and 28 strike *"merged, dissolved or consolidated"* and insert *"annexed, merged, or dissolved"*; and in line 29 strike the first *"of"* and insert *"1"*.

22. In lieu of the Stull amendment, in section 21, line 5, insert *"and October"* after *"April"*.

23. In section 23, strike the quotation marks in lines 1 and 2.

24. Amend section 25 to read:

"Sec. 25. That original sections 60-305.04, 77-1240, 77-1240.01, 77-1240.02, 77-1240.03, 77-1240.04, 77-1241.01, 77-1242, 77-1242.01, and 77-1242.02, Reissue Revised Statutes of Nebraska, 1943, sections 77-1241.03, 77-1241.04, 77-1241.06, 77-1241.07, and 77-1241.08, Revised Statutes Supplement, 1967, section 60-305.09, as amended by section 3, Legislative Bill 1304, Eightieth Session, Nebraska State Legislature, 1969, section 77-1238, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969, and section 77-1241, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 732, Eightieth Session, Nebraska State Legislature, 1969, and also section 77-1241.05, Reissue Revised Statutes of Nebraska, 1943, and sections 77-1239, 77-1239.01, and 77-1239.02, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 1, 2, and 3, respectively, Legislative Bill 983, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

25. In line 2 of the Budd amendment 1, adopted 8/4/69, strike "showing the old matter as stricken".

26. In lieu of the Wenzlaff amendment, in section 6, line 44, in columns I, II, III, and IV, strike *"12"* and insert *"6"*.

27. In the title, strike lines 2 to 19 and insert:

"FOR AN ACT relating to taxation; to adopt the Motor Vehicle Taxation Act of 1969; to provide severability; to amend sections 60-305.04, 77-1240, 77-1240.01, 77-1240.02, 77-1240.03, 77-1240.04, 77-1241.01, 77-1242, 77-1242.01, and 77-1242.02, Reissue Revised Statutes of Nebraska, 1943, sections 77-1241.03, 77-1241.04, 77-1241.06, 77-1241.07, and 77-1241.08, Revised Statutes Supplement, 1967, Section 60-305.09, as amended by section 3, Legislative Bill 1304, Eightieth Session, Nebraska State Legislature, 1969, section 77-1238, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969, and section 77-1241, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 732, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections, and also section 77-1241.05, Reissue Revised Statutes of Nebraska, 1943, and sections 77-1239, 77-1239.01, and 77-1239.02, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 1, 2, and 3, respectively, Legislative Bill 983, Eightieth Session, Nebraska State Legislature, 1969.".

LEGISLATIVE BILL 1435. Placed on Select File as amended.

E and R amendments to LB 1435:

1. In section 2, subsection (1), redesignate subdivisions (n) to (x) as subdivisions (m) to (w) respectively; and in subsection (2) redesignate subdivisions (f) and g) as subdivisions (a) and (b).

2. In the title, line 2, insert "and reappropriations" after "appropriations"; and strike beginning with "to" in line 8 through the semicolon in line 10.

LEGISLATIVE BILL 1436. Placed on Select File as amended.

E and R amendment to LB 1436:

1. In section 1, line 10, insert ", Revised Statutes Supplement, 1967" after "14"; and in line 13 strike "commission" and insert "construction".

(Signed) Wayne W. Ziebarth, Chairman

MOTION—Reconsider Action on LB 1072

Mr. Kremer moved to reconsider action on LB 1072.

The motion prevailed with 26 ayes, 6 nays and 17 not voting.

Presented to the Governor

Presented to the Governor for approval on August 7, 1969 at 8:40 a.m.: LB 330 LB 1001 LB 1026 LB 1067 LB 1292 LB 1312 LB 1314

(Signed) Ruth Bossard, Enrolling Clerk

GENERAL FILE

LEGISLATIVE BILL 1033. Reading waived. Explained.

President Everroad Presiding

Mr. Danner offered the following amendment, which was adopted with 21 ayes, 9 nays and 19 not voting:

Strike the Committee's amendment and reinstate the original language.

In Section 1, line 7 after "accommodations", insert a semicolon (;)". In line 8, strike "and Public Services".

Mr. Pedersen offered the following amendment:

Strike the words, "*to issue subpoenas requiring the attendance of witnesses or the production of books and papers and to issue commission for the examination of witnesses who are outside the state or who are otherwise unable to attend a hearing or are excused from attendance*" in subsection (3) of section 2 of *LB 1033.*

Mr. Danner offered the following amendment to the Pedersen amendment:

Amend Pedersen amendment so as to read:

Strike line 36 after "witnesses" to line 38.

Mr. Simpson requested a Call of the House. The Call showed 35 members present.

Mr. Danner moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The Danner amendment was adopted with 19 ayes, 9 nays and 21 not voting.

The Pedersen amendment, as amended, was adopted with 16 ayes, 15 nays and 18 not voting.

Mr. Pedersen offered the following amendment:

Strike *"the metropolitan class"* in lines 1 and 2 of Section 1 LB 1033 and insert in lieu thereof the words *"all classes including villages"*, and strike the words *"the metropolitan"* and insert the words *"all cities and villages"* in lines 1 and 2 of Section 2.

Amendment pending.

Member Excused

Mr. Kokes asked unanimous consent to be excused this afternoon. No objections. So ordered.

Recess

At 11:54 a.m., on a motion by Mr. Syas, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:35 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Batchelder, Budd, Carpenter, Holmquist, Knight, Kokes, Waldron and Wylie, who were excused; Mr. Hanna who was excused until 2:20 p.m.; and Mr. Warner who was excused until 1:50 p.m.

Members Excused

Mr. Carpenter asked unanimous consent to be excused this afternoon and tomorrow. No objections. So ordered.

Messrs. Carstens, Kremer and Proud asked unanimous consent to be excused at 3:00 p.m. for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1033. Considered.

The Pedersen pending amendment found in this Day's Journal was withdrawn.

Mr. Bloom moved to indefinitely postpone.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?"

The motion lost with 8 ayes, 14 nays and 27 not voting.

Mr. Bloom requested a Call of the House. The Call showed 38 members present.

Mr. Harsh moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Mr. Bloom requested a record vote.

Voting in the affirmative, 16:

Bloom
Burbach
Clark
Hasebroock
Kennedy
Kremer
Luedtke
Pedersen
Simpson
Stull
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 9:

Carstens
Danner
Moulton
Moylan
Orme
Proud
Schreurs
Skarda
Warner

Not voting, 24:

Batchelder
Budd
Carpenter
Craft
Duis
Elrod
Hanna
Harsh
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Mahoney
Marvel
Nore
Reynolds
Robinson
Schmit
Waldron
Whitney
Wylie
Ziebarth

The original motion prevailed.

MOTION—Suspend Rules

Mr. Pedersen moved to suspend the rules and take up LB 818 on General File at this time.

The motion lost with 26 ayes, 4 nays and 19 not voting.

GENERAL FILE

LEGISLATIVE BILL 1334. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-seventh Day was adopted.

Advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 191. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-eighth Day were offered.

Mr. Burbach offered the following amendment to the Standing Committee amendments, which was adopted:

In Sec. 2, line 12 insert after "and the rendering of special service", *"as defined in Sec. 1"*.

Mr. Skarda offered the following amendment to the Standing Committee amendments, which was adopted:

1. In Standing Committee amendment 1, line 14, strike *"warehouse"* and insert *"in public warehouses licensed pursuant to Chapter 88, Article 4,"*.

Mr. Elrod offered the following amendment to the Standing Committee amendments, which was adopted:

1. In Standing Committee amendment 1, line 13, after *"facility"* insert *"except municipally-owned parking meters, parking lots, parking garages and facilities"*

Mr. Burbach offered the following amendment to the Standing Committee amendments, which was adopted:

Sec. 2, line 11, add "at rate as prescribed by LB 574".

The Standing Committee amendments were adopted as amended.

Mr. Skarda offered the following amendment, which was adopted:

Add the emergency clause.

Mr. Pedersen moved to indefinitely postpone.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

The original motion prevailed with 30 ayes, 6 nays and 13 not voting.

LEGISLATIVE BILL 1183. Reading waived. Explained.

Mr. Waldo offered the following amendment, which was adopted:

1. In section 2, line 10, after "means" insert *"; Provided, that a different schedule of prices may be used for the class of customers comprised of nonprofit charitable, educational, and religious organizations, licensed hospitals, and governmental agencies"*.

Mr. Simpson Presiding

Mr. Syas moved to indefinitely postpone.

The motion lost with 14 ayes, 18 nays and 17 not voting.

Advanced to E and R for review with 19 ayes, 5 nays and 25 not voting.

LEGISLATIVE BILL 1415. Reading waived. Explained.

Mr. Clark offered the following amendment, which was adopted:

Amend LB 1415 by striking "oil and gas wells" in line 8, section 1.

Mr. Burbach offered the following amendments, which were adopted:

1. Strike section 3 and all amendments thereto and insert the following:

"Section 3. (1) In order that the State of Nebraska and the political subdivisions thereof may receive all taxes dues in every instance, including contributions due under the Employment Security Law, contractors who are nonresidents of this State, desiring to engage in, prosecute, follow, or carry on the business of contracting within this State shall register with the State Tax Commissioner; and

(2) Each contract to which a nonresident contractor is a party shall be registered with the State Tax Commissioner; Provided however, that where the total contract price or compensation to be received is less than twenty-five hundred dollars, the Tax Commissioner may waive the registration of contracts requirements of this subsection."

2. Section 6, line 10: After the words "may accrue to" and before the words "the political subdivisions", insert the words "the State of Nebraska and,".

3. Strike subsections, (1) and (2) of Section 6 and insert the following:

"(1) The Tax Commissioner may, at his discretion, allow the execution and filing of one bond to be sufficient for commencing performance of all such contracts; provided however, that such bond shall be conditioned as provided in this section with respect to all contracts to be performed during the present calendar year and shall be in the sum of not less than five thousand dollars."

4. Strike the words "the above" in Section 6, line 29, and insert the word "any".

5. Section 6, line 31: strike the words "for the current calendar year".

6. Strike section 6, subsection (4), lines 35 to 38 and insert the following:

"(3) When any nonresident contractor shall have fully performed the contracts registered by him and shall have made payments of all taxes, including contributions due under the Employment Security Law, which accrued to the State of Nebraska and the political subdivisions thereof on account of the execution and performance of such contracts, the bond or bonds may be released by the Tax Commissioner."

7. Section 7, lines 1 and 2: Strike the words "who is or shall become subject to the provisions of this act".

8. Section 7, line 3: Strike the word "also".

9. Renumber subsections (3) and (5) of section 6, "(2) and (4)".

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1212. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-second Day was offered.

Mr. Pedersen offered the following amendment to the Standing Committee amendment, which was adopted:

Strike the words "Nebraska resident" and insert the word *"Nebraskan"*.

The Standing Committee amendment, as amended, was adopted.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1184. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-second Day were offered.

Mr. Waldo offered the following amendment to the Standing Committee amendments:

1. In Standing Committee Amendment 1, lines 2 and 3 strike "whose principal occupation is" and insert "who is engaged in the business of".

2. In section 3, line 22 strike "for at least sixty days".

Standing Committee amendments and the Waldo amendments to the Standing Committee amendments pending.

Message from the Governor

August 7, 1969

The President, The Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 7, 1969 I approved LB 330, LB 1001, LB 1026, LB 1067, LB 1292, LB 1312 and LB 1314.

Sincerely,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 502. Indefinitely postponed.

(Signed) J. W. Burbach, Chairman

Visitors

Mr. Whitney introduced Mr. and Mrs. Kenneth Stelle and son, Stephen, of Erie, Pennsylvania.

Mrs. Orme introduced 11 Girl Scouts from Troop 278 and 1 Boy Scout from Troop 19 and leader, Mrs. Bruce Shear.

Mr. Kennedy introduced his niece, Pat Becker, from Des Moines.

Mr. Skarda introduced Mr. and Mrs. Al Mollner and Carol Grier of Omaha.

Members Excused

Mr. Luedtke asked unanimous consent to be excused next week. No objections. So ordered.

Messrs. Danner, Hanna and Klaver asked unanimous consent to be excused tomorrow. No objections. So ordered.

MOTION—Adjourn

Mr. Syas moved to adjourn until 9:00 a.m., Friday, August 8, 1969.

Mr. Mahoney amended the motion to adjourn until 9:00 a.m., Monday, August 11, 1969. The amendment was adopted with 19 ayes, 15 nays and 15 not voting.

Mr. Syas requested a Call of the House. The Call showed 34 members present.

Mr. Syas moved the Call be raised. The motion prevailed with 31 ayes, 2 nays and 16 not voting.

The Syas original motion, as amended, lost with 19 ayes, 20 nays and 10 not voting.

Adjournment

At 4:12 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Friday, August 8, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED FORTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, August 8, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our God, who hast put into our hearts the desire to help and to heal those who are in need, and hast placed us in a position where we have the power to improve our society, grant that we may never pass by those sticky situations which seem beyond our individual control, but rather unite for the common good. So draw us together in great efforts of service by which the sore spots of our society may be healed by that purpose, and we may be made glad for having been used for the extension of Thy will in the world. Amen.

The roll was called and all members were present except Messrs. Batchelder, Carpenter, Carstens, Clark, Danner, Hanna, Holmquist, Klaver, Proud, Waldron, Wylie, and Ziebarth; and Miss Reynolds who were excused.

Corrections for the Journal for the One Hundred Forty-first Day

Page 3345, after line 34 insert the following heading:
"MOTION—Return LB 970 to Select File"
Page 3345, line 35, delete "LEGISLATIVE BILL 970".
Page 3352, line 3, correct spelling of "Schmit".
Page 3352, line 12, delete "purposes" and insert "purpose".
Page 3356, line 14, correct spelling of "previously".
Page 3361, line 11, after "*taxation*," delete italics from remainder of line.
Page 3362, line 7, delete "~~*president*~~" and "~~*secretary*~~" and show them as "~~presidnt~~" and "~~scretary~~".

Page 3362, line 38, delete "powers" and insert "power".

Page 3363, line 22, delete "levying" and insert "levy"; line 30, delete "~~ciation~~" and insert "~~priation~~".

Page 3364, line 32, delete "~~abov~~" and insert "~~above~~"; line 37 should be in italics; lines 42 through 48 remove italics.

Page 3365, lines 2 through 6, remove italics.

Page 3367, line 7, delete "*statem*ent" and insert "*statement*"; line 32, delete "~~estimate~~" and insert "~~estimate~~"; line 42, delete the comma after "17-714".

Page 3368, line 18, delete "~~quarantie~~" and insert "~~quarantine~~"; line 19, delete "~~pose~~" and insert "~~poses~~".

Page 3369, line 31, correct spelling of "village"; line 46, after "case" insert the word "in".

Page 3370, line 23, delete "or" and insert "of"; line 27, delete "purpose;" and insert "purposes;".

Page 3371, line 14, delete "issuse" and insert "issue".

Page 3372, line 5, delete "sattement," and insert "statement,"; line 19, delete "is" and insert "*is*"; delete "of" and insert "~~of~~"; line 24, delete "and" and insert "an".

Page 3373, line 23, delete "~~23-007~~" and insert "~~23-006~~".

Page 3374, line 16, after "~~said~~" insert "~~date~~".

Page 3377, line 6, delete "secretary-treasury" and insert "secretary-treasurer".

Page 3378, line 6, delete "by" and insert "but".

Page 3379, line 22, delete "levies" and insert "~~levies~~"; line 34, delete "~~as~~" and insert "~~are~~".

Corrections for the Journal

Page 3401, line 38, correct spelling of "prescribed".

Page 3403, line 11, delete "20" and insert "19".

Page 3406, line 37, correct spelling of "insert".

The Journal for the One Hundred Forty-second Day was approved as corrected.

Members Excused

Mr. Proud asked unanimous consent to be excused today and all next week. No objections. So ordered.

Messrs. Duis, Nore and Waldo asked unanimous consent to be excused at noon today. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused from August 18 to August 22. No objections. So ordered.

Visitors

Mr. Keyes introduced his wife, Lois, and invited the members to share coffee and cake in the West Lounge in honor of their Thirtieth anniversary.

Speaker Warner introduced Carleton Penwell and Gary Benedick of Sacramento, California, who are touring the 50 state capitols.

Mr. Stull introduced Mrs. Charles Roth of Hemingford. Nebraska.

REFERENCE COMMITTEE REPORT

LB	Committee
1437	Banking, Commerce and Insurance
1438	Miscellaneous Subjects

(Signed) John E. Everroad
Lieutenant Governor

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 538. Replaced on Select File as amended.

E and R amendments to LB 538:

1. Amend renumbered section 1 to read:

"Section 1. Each junior college established and operating pursuant to Chapter 79, article 16, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, and each vocational technical school established and operating pursuant to Chapter 79, article 14, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, may offer a two-year course in professional nursing, a one-year course in practical nursing, or both. The University of Nebraska and each of the state colleges may offer a four-year course in professional nursing leading to a baccalaureate degree and may also offer a two-year course in professional nursing, a one-year course in practical nursing, or both.".

2. In line 1 of renumbered sections 2 to 4, strike "Section" and insert "Sec.".

3. Add two sections to read:

"Sec. 5. If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration shall not effect the validity of the remaining portions thereof.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT relating to nursing education; to authorize certain institutions to offer courses in nursing as prescribed; to provide for state aid; to provide severability; and to declare an emergency.

LEGISLATIVE BILL 334. Replaced on Select File as amended.

E and R amendment to LB 334:

1. In the Swanson amendment adopted 8/5/69, line 2, insert a comma before "nor"; in lines 6 and 7 strike "Section 25-523 Nebraska Revised Statutes" and insert "section 25-523, Reissue Revised Statutes of Nebraska, 1943,"; and in line 7 strike "monitaring" and insert "monitoring".

LEGISLATIVE BILL 6. Replaced on Select File as amended.

E and R amendments to LB 6:

1. In section 1, insert an underscored comma at the end of line 4; in line 17, strike "*the body of*"; and in line 20 strike "*a*".

2. In section 2, strike the comma in line 5 and in line 9, showing both as stricken.

3. In section 3, lines 13 and 14, strike "of the Department" and insert "~~of the Department~~".

4. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend sections 71-1325, 71-1327, 71-1329, 71-1330, and 71-1338, Reissue Revised Statutes of Nebraska, 1943, relating to funeral directors and establishments; to provide for licensing of rabbis of the Jewish faith as funeral directors without qualification or examination, other than payment of fees; and to repeal the original sections.".

LEGISLATIVE BILL 205. Placed on Select File as amended.

E and R amendment to LB 205:

1. In the title, strike lines 2 to 11 and insert:

FOR AN ACT relating to education; to create the Nebraska Advisory Commission on Higher Education and provide its membership, organization, compensation, and duties.".

LEGISLATIVE BILL 180. Placed on Select File as amended.

E and R amendments to LB 180:

1. Adopt the following in lieu of the Marvel amendments:

A. In section 1, strike lines 7 to 25 and insert:

" 'Sec. 10. The general government of the University of Nebraska, *the state colleges as now existing and such other state colleges as may be established by law, and all publicly-supported junior colleges, vocational technical schools and other institutions of higher education* shall, under the direction of the Legislature, be vested in a board of ~~not less than six nor more than eight regents~~ *nine trustees* to be designated the Board of ~~Regents of the University of Nebraska~~ *Trustees for Higher Education,* who shall be elected from and by districts as herein provided. Their terms of office shall be for six years each. Their duties and powers shall be prescribed by law; and they shall receive no compensation, but may be reimbursed their actual expenses incurred in the discharge of their duties.

The Legislature shall divide the state, ~~along county lines~~, into ~~as many~~ *nine* compact ~~regents~~ *trustee* districts, ~~as there are regents provided by the Legislature~~, of approximately equal population, which shall be numbered consecutively.".

B. In section 2, strike lines 6 to 11 and insert:

" 'Constitutional amendment to provide that the general government of the University of Nebraska, the state colleges, and publicly-supported junior colleges, vocational technical schools and other institutions of higher education shall be vested in a nine-member Board of Trustees of Higher Education.".

2. In the title, strike lines 6 to 8 and through "colleges" in line 9 and insert "ernment of the University of Nebraska, the state colleges, and publicly-supported junior colleges, vocational technical schools and

other institutions of higher education shall be vested in a nine-member Board of Trustees of Higher Education".

LEGISLATIVE BILL 1066. Placed on Select File as amended.

E and R amendments to LB 1066:

1. In section 2, line 27, strike "bond" and insert "~~bond~~ *bonded*".

2. In new section 3, line 4, strike "23-320.07" and insert "~~23-320.07~~ *23-320.06*".

3. In renumbered section 4, strike the new matter in lines 11 and 12; and in line 49 strike the comma and show the same as stricken.

4. In the title, line 2, strike "section 23-320.01" and insert "sections 23-320.01 and 23-320.06"; in line 8 strike "levy" and insert "levies"; in line 8 strike "and"; and in line 9 insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 958. Replaced on Select File as amended.

E and R amendment to LB 958:

1. In section 1, line 12, insert a comma immediately after "incapacity".

LEGISLATIVE BILL 739. Correctly engrossed.

LEGISLATIVE BILL 843. Correctly engrossed.

LEGISLATIVE BILL 850. Correctly engrossed.

LEGISLATIVE BILL 1349. Correctly engrossed.

LEGISLATIVE BILL 950. Correctly enrolled.

LEGISLATIVE BILL 1009. Correctly enrolled.

LEGISLATIVE BILL 1404. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 950 LB 1009 LB 1404

RESOLUTIONS

LEGISLATIVE RESOLUTION 83. Re: Insurance Industry

Introduced by Herbert J. Duis, 39th District

WHEREAS, the insurance industry is one which affects almost all of the citizens of Nebraska; and

WHEREAS, it is the responsibility of the Legislature to provide procedures for regulation of the insurance industry for the benefit of the citizens of Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study insurance company practices with regard to cancellation of policies, rating procedures, service facilities for policyholders in Nebraska, and company and agency relationships.

2. That the committee report its findings and recommendations to the Legislative Council and the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

Communications

Letter from The Apollo Club of Columbus, Nebraska requesting permission to sing for the members of the Legislature.

Referred to the Executive Board of the Legislative Council.

UNANIMOUS CONSENT — Withdraw Name

Mr. Pedersen asked unanimous consent to withdraw his name from LB 205. No objections. So ordered.

UNANIMOUS CONSENT—Order of Business

Mr. Burbach asked unanimous consent to pass over Final Reading today. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1222. E and R amendments found in the Legislative Journal for the One Hundred Forty-second Day were adopted.

Laid over at the request of Mr. Budd.

LEGISLATIVE BILL 1435. E and R amendments found in the Legislative Journal for the One Hundred Forty-second Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1436. E and R amendment found in the Legislative Journal for the One Hundred Forty-second Day was adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Order of Business

Speaker Warner asked unanimous consent to take up only underlined bills on General File.

Mr. Syas objected.

GENERAL FILE

LEGISLATIVE BILL 1184. Considered.

The pending Waldo amendments to the Standing Committee amendments found in the Legislative Journal for the One Hundred Forty-second Day were adopted.

The pending Standing Committee amendments, found in the Legislative Journal for the Ninety-second Day, were adopted, as amended.

Advanced to E and R for review with 18 ayes, 2 nays and 29 not voting.

UNANIMOUS CONSENT—Take Up LB 818

Mr. Bloom asked unanimous consent to take up LB 818 at this time.

Mr. Whitney objected.

Mr. Bloom moved to take up LB 818 at this time.

The motion prevailed with 26 ayes, 2 nays and 21 not voting.

GENERAL FILE

LEGISLATIVE BILL 818. Considered.

Mr. Pedersen moved to reject Standing Committee amendments adopted 5/26.

The motion prevailed.

Mr. Pedersen offered the following amendment, which was adopted:

In line 35, Section 1, after the word "of" insert the words "not more than".

Advanced to E and R for review with 26 ayes, 3 nays and 20 not voting.

Recess

At 10:37 a.m., on a motion by Mr. Keyes, the Legislature recessed for fifteen minutes.

After Recess

The Legislature reconvened at 11:00 a.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Batchelder, Carpenter, Carstens, Clark, Danner, Hanna, Holmquist, Klaver, Proud, Waldron, Wylie and Ziebarth; and Miss Reynolds, who were excused.

UNANIMOUS CONSENT—Take Up LB 968

Mr. Pedersen asked unanimous consent to take up LB 968 at this time.

Mr. Bloom objected.

Mr. Pedersen moved to take up LB 968 at this time.

Mr. Pedersen requested a Call of the House. The Call showed 32 members present.

Mr. Pedersen moved the Call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

The original motion prevailed with 25 ayes, 5 nays and 19 not voting.

GENERAL FILE

LEGISLATIVE BILL 968. Reading waived. Explained.

Mr. Mahoney asked unanimous consent to bracket the bill until next week.

Mr. Pedersen objected.

Mr. Bloom moved to bracket the bill until Tuesday, August 12.

Motion pending.

Presented to the Governor

Presented to the Governor for approval on August 8, 1969, at 8:45 a.m.: LB 347 LB 418 LB 530 LB 546 LB 970 LB 1148 LB 1197 LB 1310 LB 1401 LB 1417 LB 1430

(Signed) Ruth Bossard, Enrolling Clerk

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

LB 1437 Wednesday, August 13, 1969 1:00 p.m.

(in Legislative Council Hearing Room)

(Signed) Herbert J. Duis, Vice-Chairman

Miscellaneous Subjects

LB 1438 Thursday, August 14, 1969 1:00 p.m.

(in Legislative Council Hearing Room)

(Signed) Harold T. Moylan, Chairman

Adjournment

At 11:30 a.m., on a motion by Mr. Kokes, the Legislature adjourned until 9:00 a.m., Monday, August 11, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FORTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, August 11, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O God, save us from ever feeling fatally resigned to things as they are. Where need exists, goad us on to doing goodness which requires our actions. Where we see the possibility of a better society, lead us to those actions which bring about that society. Where we hold convictions, stir us to stand up for them. Where we hold to faith, quicken us to live by it in the presence of our colleagues. Save us from merely hoping for a better society and move us to make this a better place to live, by our thinking, by our talking, by our voting, and by our praying, in the name of Christ. Amen.

The roll was called and all members were present except Messrs. Batchelder, Luedtke, Proud, Schmit, Waldron, Wiltse, and Wylie who were excused; Mr. Bloom was excused until 10:00 a.m.

Corrections for the Journal

Page 3422, line 4, delete "1006" and insert "1066".

The Journal for the One Hundred Forty-third Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1436. Replaced on Select File as amended.

E and R amendment to LB 1436:

1. Strike the E & R amendment to section 1, line 13.

LEGISLATIVE BILL 1308. Replaced on Select File as amended.

E and R amendment to LB 1308:

1. In section 5, line 5, strike the first "is" and insert "are".

LEGISLATIVE BILL 728. Placed on Select File as amended.

E and R amendments to LB 728:

1. In section 1, line 3, strike "*persons*" and insert "*person*"; and in lines 8 and 9 strike "*the Department of*".

2. In the Simpson amendment 3, adopted 7/30/69, line 5, strike the period and insert "*; and*".

3. In the Simpson amendment 6, adopted 7/30/69, line 3, insert "the first" before "*person*".

4. In section 8, line 2, strike "*by*" and insert "*upon*".

5. In the Simpson amendment 10, adopted 7/30/69, line 4, insert a comma after "may" as in the statutes.

6. In section 12, lines 17 and 19, strike "twenty-one" and insert "~~twenty-one~~ *twenty*".

7. In section 15, line 9, strike "by ~~petition~~" and insert "~~by petition~~ *upon*".

8. Because of the enactment of Legislative Bill 286, strike original sections 16, 17, and 18.

9. Renumber original section 19 as section 18.

10. Renumber section 22 as section 19; in line 2 thereof strike "83-315, and 83-474" and insert "and 83-315"; and in lines 3 and 4 strike "83-222, 83-224, and 83-225" and insert "83-222".

11. In the title, strike lines 10 to 16 and insert "43-210.02, and 83-315, Reissue Revised Statutes of Nebraska, 1943, and sections 83-217, 83-218, 83-220, 83-221, and 83-222, Revised Statutes Supplement, 1967; and to repeal the original sections.".

LEGISLATIVE BILL 581. Placed on Select File as amended.

E and R amendments to LB 581:

1. Strike section 2 and insert three new sections to read:

"Sec. 2. That section 70-303, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

70-303. If any pole line *or underground line* constructed under section 70-301 be abandoned for a period of five years, the right-of-way or easement acquired for its construction shall revert to the owner of the property affected.

Sec. 3. That section 70-304, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

70-304. Any such ~~rural electric~~ *public power* district, corporation or municipality acquiring any easement of right-of-way hereunder shall be liable to the owner of the land affected for any damage to growing crops not included in the original settlement or award.

Sec. 4. That original sections 70-301, 70-303, and 70-304, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

2. In the title, line 2, strike "section 70-301" and insert "sections 70-301, 70-303, and 70-304"; in lines 3 and 4, strike "power districts and corporations" and insert "electric energy"; in line 5, insert "or underground lines" after "lines"; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 951. Placed on Select File as amended.

E and R amendments to LB 951:

1. In section 1, line 26, strike the comma.

2. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 34, Legislative Bill 154, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in section 1, line 47, insert "and not an employee of the state," after the comma.

3. In the title, line 6, insert "a" after the second "of"; and in line 7, insert "; and to repeal the original section" after "prescribed".

LEGISLATIVE BILL 976. Placed on Select File as amended.

E and R amendment to LB 976:

1. In the title, line 4, insert "semitrailers or" after "that"; and in line 4, strike "three" and insert "five".

LEGISLATIVE BILL 339. Placed on Select File as amended.

E and R amendments to LB 339:

1. In section 3, line 3, insert "*1*" before "An"; in line 5, strike "(1)" and insert "~~(1)~~ *(a)*"; in line 8, strike "(2)" and insert "~~(2)~~ *(b)*"; in line 9, strike "(3)" and insert "~~(3)~~ *(c)*"; and in line 10, insert "*(2)*" before "*An*".

2. Add a new section to read:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, strike "member" and insert "members"; in line 9, strike "; and" and insert "and change eligibility therefor;"; and in line 10, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 462. Placed on Select File as amended.

E and R amendment to LB 462:

1. In section 2, line 6, strike "a" and insert "~~a~~ *any*"; and in line 39 strike the comma and show the same as stricken.

LEGISLATIVE BILL 1395. Placed on Select File as amended.

E and R amendments to LB 1395:

1. In section 1, line 1, strike "*That the*" and insert "*The*"; in line 4 and lines 31 and 32 strike "*Education of*" and insert "*Trustees of the Nebraska*"; in line 19 insert an underscored comma after "*powers*"; in line 34 strike "*said*" and insert "*such*".

2. In the title, insert "the" at the end of line 3; insert "the" before "Board" in lines 5 and 6; and in line 7 strike "Education of" and insert "Trustees of the Nebraska".

LEGISLATIVE BILL 639. Placed on Select File as amended.

E and R amendments to LB 639:

1. Add a new section to read as follows:

"Sec. 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 3, insert "; and to declare an emergency" after "Act".

LEGISLATIVE BILL 1037. Placed on Select File as amended.

E and R amendments to LB 1037:

1. In section 1, strike lines 6 to 8 and amendments thereto and insert "marriage *or after a second or subsequent marriage where one or both of the parties have children of a previous marriage, or where either spouse has been married previously and the other spouse has not been previously married.* Such contract shall be in".

2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, strike beginning with "by" in line 4, through "and" in line 6, and insert "in certain cases;"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1075. Placed on Select File as amended.

E and R amendments to LB 1075:

1. In section 1, line 1, strike "Sec." and insert "Section"; in lines 3 and 4, strike "before the disbursements of any proceeds under such loan"; in line 4 insert ", before the disbursement of any proceeds under such loan," after "required"; in line 9 strike "improvement" and insert "improvements"; and at the end of line 11 insert "It shall be the duty of the contractor to whom any such disbursement is made to make such application of the loan proceeds.".

2. In section 2, lines 5, 9, and 10, strike "said" and insert "such"; in line 6 strike "provided, however," and insert "*Provided,*".

3. In section 3, line 2, strike "76-238.1" and insert "76-238.01".

4. In section 5, line 2, strike "of Section 2"; and in line 3 strike the first comma.

5. In the title, strike lines 5 to 7 and insert "provide duties; to provide for evidence; and to provide penalties.".

LEGISLATIVE BILL 1334. Placed on Select File as amended.

E and R amendments to LB 1334:

1. In section 2, line 63, strike the comma.

2. In the title strike beginning with "and" in line 5 through "prescribed" in line 6 and insert "; to provide for licensing and regulation of vending machine operators; to provide procedures; to provide for enforcement".

LEGISLATIVE BILL 1028. Correctly engrossed.

LEGISLATIVE BILL 1259. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 201. With emergency.

A BILL FOR AN ACT to amend sections 2-953, 2-954, 2-955, and 2-958, Revised Statutes Supplement, 1967, relating to weeds; to redefine terms; to change duties and procedures; to permit the county board to act as the control authority; to require a bond; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Klaver
Knight
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 2:

Keyes
Kokes

Not voting, 9:

Batchelder
Bloom
Kennedy
Luedtke
Proud
Schmit
Waldron
Wiltse
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 534.

A BILL FOR AN ACT to amend section 39-788, Reissue Revised Statutes of Nebraska, 1943, relating to rules of the road; to regulate the display of colored lights on motor vehicles or equipment as prescribed; to provide penalties; to provide a short title; to make certain acts unlawful; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 2:

Knight
Warner

Not voting, 9:

Batchelder
Bloom
Luedtke
Proud
Schmit
Simpson
Waldron
Wiltse
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 574 to Select File

Mr. Budd moved to return LB 574 to Select File for the following specific amendment:

1. In section 3, line 56, strike "*and*" and insert "*, and also within thirty days after receiving a report from the Tax Commissioner that there have been significant changes in the provisions of the Internal Revenue Code of 1954 and amendments thereto, other provisions of the laws of the United States relating to federal income taxes, or the rules and regulations issued under such laws, and shall*"; and strike lines 64 to 68 and insert

"*In the event the board determines the rates must be changed as a result of such special session or as a result of a change in the provisions of the Internal Revenue Code of 1954 and amendments thereto, other provisions of the laws of the United States relating to federal income taxes, and the rules and regulations issued under such laws, such sales tax rate shall be made effective at the beginning of any calendar month within the current calendar year and such income tax rate shall be effective for the current taxable year.*".

2. Add the emergency clause.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

MOTION—Return LB 1435 to Select File

Mr. Holmquist moved to return LB 1435 to Select File for the following specific amendment:

In section 2, subsection 1, subdivision (q) amend by striking lines 93 through 96 and inserting in lieu thereof the following:

Construction and remodeling at the Medical Center, such construction and remodeling to consist of additional and renovated teaching hospital facilities, a new basic sciences building, renovation of space in existing Units I and II of University Hospital, renovation of North Laboratory and Conkling Hall, and necessary utilities and air conditioning $1,635,000.

Renumber lines 97 to 265 accordingly.

In section 2, subsection 5, subdivision (a) amend line 196 by striking $209,888 and inserting in lieu thereof $438,183.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

MOTION—Return LB 1427 to Select File

Mr. Harsh moved to return LB 1427 to Select File for the following specific amendments:

1. In section 1, line 7, insert "*in the county in which he resides*" after "vote".

1. Add a new section to read

"Sec. 2. That section 79-428, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-428. If any person offering to vote at any school district meeting or election shall be challenged as unqualified by any legal voter in such district, the chairman presiding at such meeting or a judge at such election shall explain to the person challenged the qualifications of a voter. If such person shall state that he is qualified, and the challenge shall not be withdrawn, the said chairman or judge shall administer to him an oath, which shall be reduced to writing, in substance as follows: You do solemnly swear (or affirm) that you are a citizen of the United States, that you are twenty-one years of age, that you resided in this school district for forty days last past, *and that you are registered to vote in the county in which you reside* ~~that you own real property in the district or personal property which was assessed in your name at the last assessment or have children of school age residing in the district~~, so help you God. Every person taking such oath and signing his name thereto shall be permitted to vote on all questions proposed at such meeting or election.".

2. Renumber original sections 2 and 3 as sections 3 and 4.

3. In renumbered section 3, line 1, insert "section 79-428, Reissue Revised Statutes of Nebraska, 1943, and" after "original".

4. In the title, line 2, insert "section 79-428, Reissue Revised Statutes of Nebraska, 1943, and" after "amend".

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 84. Re: Sanitary Inspections

Introduced by Fern Hubbard Orme, 29th District.

WHEREAS, throughout the country much emphasis is being placed on consumer protection problems and programs, including the guaranteeing of sanitary conditions in public eating establishments and other places of public accommodation; and

WHEREAS, while this is a public health problem and function, so recognized and administered in the other states, it is the responsibility of the Department of Agriculture in Nebraska; and

WHEREAS, a study committee of the Legislative Council strongly recommended nearly ten years ago that all sanitary inspection functions be transferred to the Department of Health, a recommendation then, as now, strongly supported by public health officials and the medical profession; and

WHEREAS, inspections of eating establishments and other places of public accommodations serve two basic needs, the conduct of on-going public health educational programs and the protection of the consuming public; and

WHEREAS, adequate sanitary standards and guidelines need to be formulated for the benefit of and assistance to the operators of establishments serving the public which can only be formulated by persons trained in public health work, standards and guidelines which the industry itself would welcome; and

WHEREAS, inspection programs are not intended to be punitive or negative, but should be aimed at providing positive and beneficial services to both the industry and the public; and

WHEREAS, there is an urgent need for the gathering of more specific and detailed information concerning sanitary inspections in Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to undertake a thorough study of all aspects of sanitary inspections of eating establishments and other places of public accommodation.

2. That the study include the creation and administration of inspection programs, what they should contain in order to afford the best possible protection to the public, the training of personnel to perform these functions, and the results to be expected therefrom.

3. That the committee include in its study other aspects of consumer protection programs and problems which are brought to its attention during the course of its inquiry.

4. That the committee report its findings, together with any recommended legislation, to the Legislative Council and the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

UNANIMOUS CONSENT—Print in Journal

Mr. Pedersen asked unanimous consent to print the following in the Journal. No objections. So ordered.

August 7, 1969

Honorable Norbert T. Tiemann, Governor
State House
Lincoln, Nebraska

Dear Sir:

I recently defended a criminal case here in Douglas County in which my client, George Best, was charged with the crime of manslaughter. This charge which, of course, placed my client in legal jeopardy, arose out of the tragic death of James Jensen by gunfire. The circumstances were such that the shooting occurred unintentionally while Mr. Best was in the defense of his person. The trial of the case resulted in a prompt verdict of acquittal.

I am mindful of the enactment of L.B. 925, which provides for the reimbursement of persons in my client's position for "loss of time, legal fees, court costs, or other expenses involved in his defense." The Act further provides that the indemnity shall be paid by "The State of Nebraska."

L.B. 925 became effective on June 5, 1969, and this case was tried in July. I am somewhat at a loss as to exactly whom to look to for reimbursement; whether it is the State, or the County of Douglas, which initiated the prosecution on behalf of the State. In any event, I have filed a Motion in the case in which Mr. Best was acquitted, since "The State of Nebraska" was a party. Mr. Best's claim under L.B. 925 is as follows:

Reimbursement for attorney fees	$2500.00
Reimbursement for expenses:	

Bond Premium - $100.00
Photographs - 50.49

	150.49
Loss of earnings - 7 days at $25.00	175.00
	$2825.49

A copy of my Motion is enclosed, and an additional copy is being sent to the Attorney General.

Respectfully yours,

(Signed) David S. Lathrop

For the Firm

DSL:mo
Enclosure
cc: Clarence H. Meyer, Donald L. Knowles, Sen. Henry F. Pedersen

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IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

STATE OF NEBRASKA, DOC. 77 NO. 602

Plaintiff,

vs.

GEORGE T. BEST, MOTION

Defendant.

Comes now the defendant in the above entitled cause, and moves the Court for an Order reimbursing him for his loss of time, legal fees, and other expenses involved in the defense of the above entitled case, and in support thereof shows to the Court as follows:

1) That on the 17th day of November, 1968, your defendant herein unintentionally and without malice took the life of one James Jensen.

2) That at the time of said incident your defendant was in the act of protecting himself.

3) That thereafter, the defendant was charged in the Municipal Court with the crime of manslaughter, bound over to the District Court for trial and, on the 30th day of July, 1969, found to be not guilty, presumably by reason of the successful presentation of an issue of self-defense.

4) The Legislature of the State of Nebraska enacted L.B. 925 over the veto of the Governor, and the same became effective on June 5, 1969, with an emergency clause.

5) That your defendant was put to considerable expense in defending himself, and should be reimbursed by the State of Nebraska, under the provisions of L.B. 925.

6) That your defendant's claim is as follows:

Reimbursement for attorney fees		$2500.00
Reimbursement for expenses:		
Bond Premium	$100.00	
Photographs	50.49	
		150.49
Loss of earnings - 7 days at $25.00		175.00
		$2825.49

WHEREFORE, your defendant prays that he be reimbursed for his loss of time, legal fees and other expenses as set forth above, occasioned by the successful defense of the above entitled case.

GEORGE T. BEST, Defendant,

By ________________

Of Lathrop & Albracht
460 Continental Building
Omaha, Nebraska 68102

CERTIFICATE

It is hereby certified that on this 7th day of August, 1969, a copy of the foregoing Motion was personally served on Donald L. Knowles, Douglas County Attorney, Court House, Omaha, Nebraska.

____

SELECT FILE

LEGISLATIVE BILL 1433.

Mr. Hanna offered the following amendment, which was adopted:

1. Amend the bill, section 3, by striking the period at the end of line 16, substituting a semicolon, and then adding the following new material:

"and Provided further, effective January 1, 1970, the board for each educational service unit shall prepare a yearly budget of the amount of funds for all purposes required to be raised by taxation during the ensuing fiscal year to carry out its operations and programs. This budget shall be certified by the secretary of the educational service unit board to the county board of equalization of each county in which any part of the geographical area of the

educational service unit is located by July 1 of each year; and each year by Sept. 1st, the secretary of the board for each educational service unit shall submit a map to the county board of equalization of each county in which any part of the geographical area of the educational service unit is located, showing the location and total valuation in that county of property within the educational service unit subject to taxation for the educational service unit's purposes, and the amount of the mill levy in that county which will raise that county's proportionate share of the total tax revenue for the educational service unit, as determined by the budget previously submitted, but in no event to exceed one mill."

Mr. Whitney offered the following amendments, which were adopted:

1. In section 19, page 21, line 44, after the word "exceed" strike "two" and insert "*three.*"
2. In section 16, p. 17, line 50 after the word "of" strike the word "two" and insert the word "*three.*"
3. In section 3, line 4 insert "*and furnished*" after "*prescribed*".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 538. E and R amendments found in the Legislative Journal for the One Hundred Forty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 334. E and R amendment found in the Legislative Journal for the One Hundred Forty-third Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 6. E and R amendments found in the Legislative Journal for the One Hundred Forty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 205. E and R amendment found in the Legislative Journal for the One Hundred Forty-third Day was adopted.

Mr. Elrod offered the following amendments, which were adopted:

1. Reinstate original section 9, and renumber as section 4 and strike beginning with "and" in line 9 through the first comma in line 12, and show the same as stricken; and reinstate the stricken matter and strike the new matter in lines 15 to 17.

2. Reinstate original section 11, and renumber as section 5 and strike beginning with "which" in line 9 through the comma in line 14, and show the same as stricken; reinstate the stricken matter in lines 20 and 21 and strike the new matter in lines 21 to 26.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 180. E and R amendments found in the Legislative Journal for the One Hundred Forty-third Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1066. E and R amendments found in the Legislative Journal for the One Hundred Forty-third Day were adopted.

Mr. Harsh offered the following amendment, which was adopted:

That 3 mills be stricken and 1½ mills be substituted.

Mr. Kennedy offered the following amendment:

1. In section 2, lines 10 and 11, strike "without the necessity of an election", and show the same as stricken; in line 15 after the period insert "*No election shall be required for the issuance of bonds to acquire any lands, rights-of-way, or easements, but an election shall be required for the issuance of bonds to pay any construction costs in excess of the amount paid by the federal government. The question of issuance of such bonds shall be submitted to the voters of the county at a primary or general election or a special election called for such purpose. Such election may be called either by resolution of the county board or upon a petition submitted to the county board signed by legal voters of the county equal in number to ten per cent of the number of votes cast in the county for the office of Governor or President at the most recent general election. The county board shall act to place*

the proposition on the ballot, either on its own resolution of as the result of petitions, at least sixty days before the date set for the election. The proposition shall be adopted if a majority of the electors voting on such proposition vote in favor of it. The proposition to be placed on the ballot shall read: Shall the county of .... issue general obligation bonds in the amount of .... and levy a property tax for the payment of the principal and interest of such bonds, to pay construction costs for flood control and similar projects?".

Amendment pending.

Bracketed until LB 1357 advances at the request of Mr. Schreurs.

Mr. Simpson Presiding

LEGISLATIVE BILL 958. E and R amendment found in the Legislative Journal for the One Hundred Forty-third Day was adopted.

Advanced to E and R for engrossment.

President Everroad Presiding

LEGISLATIVE BILL 574.

The Budd specific amendment found in this Day's Journal was adopted with 33 ayes, 0 nays and 16 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1427.

The Harsh specific amendment found in this Day's Journal was adopted with 24 ayes, 0 nays and 25 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1435.

The Holmquist specific amendment found in this Day's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Re-advanced to E and R for engrossment.

UNANIMOUS CONSENT—Take up LB 1436

Mr. Mahoney asked unanimous consent to take up LB 1436 on Select File and expedite. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1436.

Advanced to E and R for engrossment.

Presented to the Governor

Presented to the Governor for approval on August 11, 1969, at 8:50 a.m.: LB 1009 LB 1404

(Signed) Ruth Bossard, Enrolling Clerk

Presented to the Governor for approval on August 11, 1969, at 10:00 a.m.: LB 950

(Signed) Jeanne Ann Keel,
Asst. Enrolling Clerk

MOTION—Adjourn

Mr. Syas moved that at the close of business on August 29, the Legislature adjourn until 9:00 a.m., September 8, 1969.

Mr. Carpenter moved to amend the Syas motion to adjourn sine die, August 29, 1969. The motion prevailed with 21 ayes, 12 nays and 16 not voting.

The original motion, as amended, prevailed with 20 ayes, 13 nays and 16 not voting.

MOTION—Order of Business

Mr. Carpenter moved to place all bills with fiscal impact at the head of General File.

The motion prevailed.

ANNOUNCEMENT—Pictures of Members

President Everroad announced that members of the Legislature would have their pictures taken at 2:00 p.m., Wednesday, August 13, 1969.

GENERAL FILE

LEGISLATIVE BILL 968. Considered.

The Bloom pending motion found in the Legislative Journal for the One Hundred Forty-third Day was withdrawn.

Mr. Carpenter offered the following amendments, which were adopted:

1. Add 2 new sections to read as follows:

"Sec. 4. It shall be unlawful for any person to (1) willfully and without lawful authority cut, break, tap or make connection with any telegraph or telephone line, wire, cable or instrument, or read or copy, in any unauthorized manner, any message, communication or report passing over it, in this state, (2) willfully prevent, obstruct or delay, by any means or contrivance whatsoever, the sending, transmission, conveyance or delivery in this state of any authorized message, communication or report by or through any telegraph or telephone line, wire or cable under the control of any telegraph or telephone company doing business in this state, (3) aid, agree with, employ or conspire with any person or persons to unlawfully do or perform, or cause to be done, any of the above mentioned acts, or (4) occupy, use a line, or knowingly permit another to occupy, use a line, room, table, establishment or apparatus to unlawfully do or cause to be done any of the above mentioned acts. Any person who violates the provisions of this section shall be guilty of a felony and, upon conviction thereof, shall be punished by a fine of not less than five hundred dollars nor more than five thousand dollars, or be imprisoned in the Nebraska Penal and Correctional Complex not less than one year nor more than three years, or both such fine and imprisonment.

Sec. 5. The section 86-328, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

Section 1. Line 11 strike "gambling".

Mr. Pedersen offered the following amendments, which were adopted:

Amendment 1

I move to amend Legislative Bill 968 by renumbering Sections 1, 2 and 3 as Sections 3, 4 and 5 respectively, and by adding two new sections to read as follows:

"Section 1. As used in this act, unless the context otherwise requires:

(a) 'wire communication' shall mean any communication made in whole or in part through the use of facilities for the transmission of communications by the aid of wire, cable, or other like connection between the point of origin and the point of reception furnished or operated by any person engaged as a common carrier in providing or operating such facilities for the transmission of communications;

(b) 'oral communication' shall mean any oral communication uttered by a person exhibiting an expectation that such communication is not subject to interception under circumstances justifying such expectation;

(c) 'intercept' shall mean the aural acquisition of the contents of any wire or oral communication through the use of any electronic, mechanical, or other device;

(d) 'electronic, mechanical, or other device' shall mean any device or apparatus which can be used to intercept a wire or oral communication other than—

(1) any telephone or telegraph instrument, equipment or facility, or any component thereof, (i) furnished to the subscriber or user by a communications common carrier in the ordinary course of its business and being used by the subscriber or user in the ordinary course of its business; or (ii) being used by a communications common carrier in the ordinary course of its business, or by an investigative or law enforcement officer in the ordinary course of his duties;

(2) a hearing aid or similar device being used to correct subnormal hearing to not better than normal;

(e) 'Investigative or law enforcement officer' shall mean any officer of the State of Nebraska or political subdivision thereof, who is empowered by law to conduct investigations of or to make arrests for offenses enumerated in this chapter, and the Attorney General and any county attorney authorized by law to prosecute or participate in the prosecution of such offenses;

(f) 'contents', when used with respect to any wire or oral communication, shall include any information concerning the identity of the parties to such communication or the existence, substance, purport, or meaning of that communication;

(g) 'Judge of competent jurisdiction' shall mean a judge of a district court of Nebraska.

(h) 'aggrieved person' shall mean a person who was a party to any intercepted wire or oral communication or a person against whom the interception was directed.

"Section 2.

(a) Except as otherwise specifically provided in this act any person who—

(1) willfully intercepts, endeavors to intercept, or procures any other person to intercept or endeavor to intercept, any wire or oral communication;

(2) willfully uses, endeavors to use, or procures any other person to use or endeavor to use any electronic, mechanical, or other device to intercept any oral communication when—

(i) such device is affixed to, or otherwise transmits a signal through, a wire, cable, or other like connection used in wire communication; or
(ii) such device transmits communications by radio, or interferes with the transmission of such communication;

(3) willfully discloses, or endeavors to disclose, to any other person the contents of any wire or oral communication, knowing or having reason to know that the information was obtained through the interception of a wire or oral communication in violation of this subsection; or

(4) willfully uses, or endeavors to use, the contents of any wire or oral communication, knowing or having reason to know that the information was obtained through the interception of a wire or oral communication in violation of this subsection;

shall upon conviction thereof be fined in a sum not less than $25 nor more than $500 or be imprisoned in the Nebraska Penal and Correctional Complex not less than one year nor more than three years, or both.

(b) (1) It shall not be unlawful under this act for an operator of a switchboard, or an officer, employee, or agent of any communication common carrier, whose facilities are used in the transmission of a wire communication, to intercept, disclose, or use that communication in the normal course of his employment while engaged in any activity which is a necessary incident to the rendition of his service or to the protection of the rights or property of the carrier of such communication: *Provided*, that said communication common carriers shall not utilize service observing or random monitoring except for mechanical or service quality control checks.

(2) It shall not be unlawful under this chapter for a person acting under color of law to intercept a wire or oral communication, where such person is a party to the communication or one of the parties to the communication has given prior consent to such interception.

(3) It shall not be unlawful under this chapter for a person not acting under color of law to intercept a wire or oral communication where such person is a party to the communication or where one of the parties to the communication has given prior consent to such interception unless such communication is intercepted for the purpose of committing any criminal or tortious act in violation of the Constitution or laws of the United States or of any State or for the purpose of committing any other injurious act."

Amendment 2

I move to amend Legislative Bill 968, page........, Section 3, by striking lines 109 through 134, and lines 166 through 187, and by renumbering subparagraphs (8), (9) and (10) as subparagraphs (7), (8) and (9) respectively.

Amendment 3

I move to add a new section to Legislative Bill 968 to read as follows:

"Section .... In January of each year the Attorney General and each county attorney shall report to the Administrative Office of the United States Courts—

(a) the following information with respect to each application for an order or extension made during the preceding calendar year:

(1) the fact that an order or extension was applied for;

(2) the kind of order or extension applied for;

(3) the fact that the order or extension was granted as applied for, was modified, or was denied;

(4) the period of interceptions authorized by the order, and the number and duration of any extensions of the order;

(5) the offense specified in the order or application, or extension of an order;

(6) the identity of the applying investigative or law enforcement officer and agency making the application and the person authorizing the application; and

(7) the nature of the facilities from which or the place where communications were to be intercepted.

(b) a general description of the interceptions made under such order or extension, including (i) the approximate nature and frequency of incriminating communications intercepted, (ii) the approximate nature and frequency of other communications intercepted, (iii) the approximate number of persons whose communications were intercepted, and (iv) the approximate nature, amount, and cost of the manpower and other resources used in the interceptions;

(c) the number of arrests resulting from interceptions made under such order or extension, and the offenses for which arrests were made;

(d) the number of trials resulting from such interceptions;

(e) the number of motions to suppress made with respect to such interceptions, and the number granted or denied;

(f) the number of convictions resulting from such interceptions and the offenses for which the convictions were obtained and a general assessment of the importance of the interceptions; and

(g) the information required by paragraphs (b) through

(f) of this subsection with respect to orders or extensions obtained in a preceding calendar year."

Advanced to E and R for review with 23 ayes, 1 nay and 25 not voting.

LEGISLATIVE BILL 293. Reading waived. Explained.

Mr. Pedersen offered the following amendment:

Insert at the end of line 4 and before the period, a semicolon and add the new language, *"provided, that this restriction shall not apply on that portion of the right-of-way that is more than eighty feet beyond the edge of the pavement."*

Mr. Harsh offered the following amendment to the Pedersen amendment, which was adopted:

Strike eighty feet and insert seventy feet.

The Pedersen amendment, as amended, was adopted.

Mrs. Craft offered the following amendment, which was adopted:

1. Add a new section to be known as section 2 and to read as follows:

"Sec. 2. As used in this act, tree shall mean any woody plant normally reaching a trunk diameter of two and one half inches, three feet above ground level or reaching a height in excess of fifteen feet. This act shall not prohibit the use of plants of lesser stature on the right-of-way in any manner that does not cause snowdrifts or icing of the driving lanes. This act shall not prohibit the planting and use of trees in any rest area or wayside park that is a part of the Interstate Highway System.".

Mr. Syas moved to indefinitely postpone.

Mr. Elrod moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The original motion prevailed with 22 ayes, 13 nays and 14 not voting.

LEGISLATIVE BILL 1322. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 999. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Mr. Kremer moved to indefinitely postpone.

Mr. Harsh moved the previous question. The question is, "Shall the debate now cease?"

The motion lost with 23 ayes, 8 nays and 18 not voting.

Mr. Hanna moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 29 ayes, 8 nays and 12 not voting.

The original motion prevailed with 20 ayes, 14 nays and 15 not voting.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 1425. Placed on General File as amended.

Standing Committee amendments to LB 1425:

1. In the bill strike sections 1 to 15 and insert the following:

"Section 1. The definitions pertaining to agency titles contained in the Accounting Manual on file in the office of the Clerk of the Legislature are hereby adopted by the Legislature as the definitions for this act.

Sec. 2. STATE BUILDING FUND - REAPPROPRIATIONS

There is hereby reappropriated from the unexpended balance existing on June 30, 1969, in Fund No. 3100 - State Building Fund - to the following agencies for the 1969 - 1971 biennium the sum of money as provided for the projects specified:

DEPARTMENT OF PUBLIC INSTITUTIONS:

(1)	Street surfacing - State Mental Hospitals	$ 81,500
(2)	Remodeling of buildings at Lincoln State Hospital	$ 97,500
(3)	Remodeling of buildings at Norfolk State Hospital	$ 60,000
(4)	Razing of buildings at	
	Lincoln State Hospital	$ 113,400
	Hastings State Hospital	$ 33,800
	Norfolk State Hospital	$ 81,500
	Reformatory for Women	$ 3,000
(5)	Expansion of the Cow Shelter and Milking Facilities at the Nebraska Penal and Correctional Complex	$ 46,500

Sec. 3. STATE BUILDING COMMISSION— REAPPROPRIATIONS

The unexpended balance existing on June 30, 1969, in Fund No. 3800 - State Office Building Fund - is hereby reappropriated and all receipts to the fund during the 1969-1971 biennium are hereby appropriated to the State Building Commission. Of the unexpended balance reappropriated, the sum of $800,000 is appropriated for the purpose of erecting and equipping a State Laboratory Building, and the remaining balance is for the purpose of defraying costs and construction as provided in subsection (2) of section 72-716.02, Revised Statutes Supplement, 1967.

Sec. 4. STATE BUILDING FUND - APPROPRIATIONS

There is hereby appropriated from the State Building Fund for the 1969-1971 biennium to the following agencies the sum of money for the projects specified:

(1) UNIVERSITY OF NEBRASKA:

(Unless otherwise specified, projects are at the location known as the city campus.)

(a)	Land acquisition	$ 200,000
(b)	Utility improvements, walks, drives, and miscellaneous renovations	$ 800,000
(c)	Renovation of Avery Laboratory	$ 750,000
(d)	Miscellaneous renovations, walks, drives, including provision of a north entrance to the East Campus (East Campus and out-state locations	$ 400,000
(e)	Utility improvement at the Medical Center (Omaha)	$ 395,000
(f)	Remodel North Laboratory (Medical Center)	$ 300,000
(g)	X-ray equipment modernization and replacement (Medical Center)	$ 150,000
(h)	Remodeling and renovation of the Administration and Engineering Buildings and Field House (University of Nebraska at Omaha)	$ 500,000
(i)	Physical Education facility (University of Nebraska at Omaha)	$ 50,000
(j)	Addition to Love Library	$4,850,000
(k)	Funds for campus planning	

	(University of Nebraska at Omaha)	$ 60,000
(l)	Land acquisition (Medical Center, University of Nebraska)	$1,000,000
(m)	Land acquisition (University of Nebraska at Omaha)	$ 500,000
(2)	DEPARTMENT OF PUBLIC INSTITUTIONS:	
(a)	Roof repairs and replacements	$ 207,300
(b)	Miscellaneous improvements to existing facilities	$ 823,300
(c)	Medical - Surgical Building at Lincoln State Hospital	$1,710,000
(d)	Kitchen and Cafeteria Building at Beatrice State Home	$ 691,100
(e)	Activities Building at the Beatrice State Home	$ 200,000
(f)	Gymnasium - Auditorium Building at Boys' Training School	$ 500,000
(g)	Cooling and ventilation of patient ward areas	$ 75,000
(3)	DEPARTMENT OF PUBLIC WELFARE:	
(a)	Miscellaneous repair and maintenance at Home for Children	$ 42,820
(b)	School Building remodeling at Home for Children	$ 34,000
(c)	Cottage and Dormitory remodeling at Home for Children	$ 23,000
(4)	CHADRON STATE COLLEGE:	
(a)	Miscellaneous repair and maintenance	$ 42,500
(b)	Construction of an Industrial Arts and Home Economics facility	$ 938,000
(5)	KEARNEY STATE COLLEGE:	
(a)	Miscellaneous repair and maintenance	$ 35,000
(b)	Remodeling of Administration Building	$1,500,000
(c)	Land acquisition	$ 150,000
(d)	Filling of irrigation canal	$ 120,000

(6)	PERU STATE COLLEGE:	
(a)	Miscellaneous repair and maintenance	$ 133,321
(7)	WAYNE STATE COLLEGE:	
(a)	Completion of Science Building	$ 210,000
(b)	Paving and outdoor lighting	$ 35,000
(c)	Razing of Art Commerce Building	$ 15,000
(d)	Utility improvements	$ 35,000
(e)	Miscellaneous repair and maintenance	$ 26,000
(8)	MILITARY DEPARTMENT:	
(a)	Armory rehabilitation at Broken Bow, Grand Island, Lexington, Columbus	$ 64,000
(b)	Roof repair at Alliance, McCook, Gering, Holdrege, Kearney, Lincoln	$ 32,700
(c)	Mechanical and miscellaneous repairs at Ashland, Crete, North Platte, Wahoo, Lincoln, York	$ 30,300
(d)	Emergency Command Post Installation	$ 3,000
(e)	Construction of Armory at Fairbury	$ 19,464
(9)	STATE BUILDING COMMISSION:	
(a)	Miscellaneous construction, repair, and remodeling of State Capitol Building and grounds	$ 125,450
(10)	DEPARTMENT OF EDUCATION:	
(a)	Miscellaneous repair and maintenance at the School for the Visually Handicapped	$ 14,600

Sec. 5. GAME AND PARKS COMMISSION

There are hereby appropriated to Agency No. 33 - Game and Parks Commission - the following sums of money for the capital construction projects specified; *Provided,* that no expenditures shall be made for land acquisition from funds appropriated for the projects in subdivisions (2) through (85) of this section and that expenditures of Cash Funds shall be limited to the amounts shown in Column (C):

		General (G) Fund	Cash (C) Fund	Total Appropriation
(1)	Political Subdivisions - Land and Water Projects	$ 600,000	$1,200,018	$1,800,028
(2)	Ponca Park	151,200	151,200	302,400
(3)	Gretna Hatchery		23,800	23,800
(4)	Two Rivers	29,450	29,450	58,900
(5)	Riverview Wayside Area	6,295	6,295	12,590
(6)	Fremont Lakes	37,100	37,100	74,200
(7)	Arbor Lodge	5,000		5,000
(8)	Branched Oak Reservoir	98,989	98,989	197,978
(9)	Lincoln Lab Building		692,780	692,780
(10)	Norfolk District Headquarters		105,800	105,800
(11)	Grove Lake		80,675	80,675
(12)	Lewis and Clark Lake	37,175	37,175	74,350
(13)	Fort Hartsuff	80,500		80,500
(14)	Crosstrails Wayside Area	200	200	400
(15)	Fort Kearney State Historical Park	86,000		86,000
(16)	Sacramento Game Management Area		46,745	46,745
(17)	Johnson Reservoir	1,200	11,200	12,400
(18)	Enders Reservoir	26,275	61,275	87,550
(19)	Red Willow Reservoir	11,996	11,996	23,992
(20)	Medicine Creek Reservoir	48,450	48,450	96,900
(21)	Swanson Reservoir	20,537	20,538	41,075
(22)	Rock Creek Hatchery		42,500	42,500
		General (G) Fund	Cash (C) Fund	Total Appropriation
(23)	North Platte District Office		$ 14,000	$ 14,000
(24)	Lake McConaughy	$ 68,060	68,060	136,120
(25)	Ash Hollow	206,500		206,500
(26)	Lewellen Fish Trap		13,000	13,000
(27)	Fort Robinson State Park	158,425	158,425	316,850

(28)	Basswood Special Use Area		2,300	2,300
(29)	Plattsmouth Area		14,465	14,465
(30)	Dead Timber Recreation Area	16,345	16,345	32,690
(31)	Fort Atkinson Historical Park	90,390		90,390
(32)	Memphis Recreation Area	16,325	16,325	32,650
(33)	Louisville	7,000	7,000	14,000
(34)	Swedeburg-Ceresco Wayside Area	4,570	4,570	9,140
(35)	Hedgefield Special Use Area		1,560	1,560
(36)	Salt Valley Lakes	7,165	7,165	14,330
(37)	Salt Valley Site 16A	2,150	2,150	4,300
(38)	Stagecoach Lake	60	60	120
(39)	Pawnee Lake	71,492	71,493	142,985
(40)	Olive Creek	120	120	240
(41)	Blue Valley State Wayside Area	2,490	2,490	4,980
(42)	Brownville	587	588	1,175
(43)	Alexandria Lakes	1,407	1,408	2,815
(44)	Iron Horse Trail			

		General (G) Fund	Cash (C) Fund	Total Appropriation
	Special Use Area		$ 3,420	$ 3,420
(45)	Pawnee Prairie Special Use Area		2,410	2,410
(46)	Burchard Lake Special Use Area		4,668	4,668
(47)	Middle Branch Verdigre Stream		5,815	5,815
(48)	South Branch Verdigre Stream		6,530	6,530
(49)	Pillars Oxbow Lake	$ 975	975	1,950
(50)	Bonny Brae Lake		600	600
(51)	Elkhorn State Wayside Area	4,475	4,475	8,950
(52)	Niobrara State Park	700	700	1,400
(53)	Long Bridge Special Use Area		105	105
(54)	Cornhusker Game Management Area		4,480	4,480

(55)	Platte Valley - Lochlinda		670	670
(56)	Platte Valley - Wood River West		820	820
(57)	Platte Valley - Mile River Front		185	185
(58)	Platte Valley - Riesland Tract		3,040	3,040
(59)	Sherman Reservoir	16,372	16,373	32,745
(60)	Chalkmine	500	500	1,000
(61)	Fish Trap - Harlan County Reservoir		50,000	50,000

		General (G) Fund	Cash (C) Fund	Total Appropriation
(62)	Arikarce State Wayside Area	$ 550	$ 550	$ 1,100
(63)	North Platte Hatchery		52,200	52,200
(64)	Jeffrey Canyon Reservoir		5,420	5,420
(65)	Pressey Special Use Area		1,600	1,600
(66)	Sutherland Special Use Area		462	462
(67)	Wellfleet Special Use Area		360	360
(68)	Victoria Springs	54,550	16,550	71,100
(69)	Clear Creek Wildlife Management Area		20,400	20,400
(70)	Blue Water	11,875	6,375	18,250
(71)	Valentine Hatchery and related ponds		118,900	118,900
(72)	Metcalf Area		550	550
(73)	District II Office		450	450
(74)	Smith Lake		6,300	6,300
(75)	Merritt Reservoir	13,600	13,600	27,200
(76)	Chadron State Park	67,625	67,625	135,250
(77)	Oregon Trail State Wayside Area	5,420	5,420	10,840
(78)	Box Butte Reservoir	570	570	1,140
(79)	Ponderosa Special Use Area		1,850	1,850
(80)	Nine-mile Creek		13,940	13,940
(81)	Peterson Special Use Area		4,500	4,500

	General (G) Fund	Cash (C) Fund	Total Appropriation
(82) Buffalo Bill's Ranch	$ 44,000		$ 44,000
(83) Unnamed Wayside Area Osceola - Shelby Area	4,925	$ 4,925	9,850
(84) Habitat Restoration		150,000	150,000
(85) Platte Valley I-80 Special Use Areas		32,280	32,280
For Informational Purposes only: Total Appropriations for capital construction to Agency No. 33 and Fund Source	$2,119,600	$3,738,303	$5,857,903

Sec. 6. GAME AND PARKS COMMISSION

There are hereby appropriated to Agency No. 33 - Game and Parks Commission - the following sums of money for land acquisition; *Provided*, that expenditures of Cash Funds shall be limited to the amounts shown in column (C):

	General (G) Fund	Cash (C) Fund	Total Appropriation
(1) Swedeburg - Ceresco Wayside Area	$ 3,000		$ 3,000
(2) Pillar Lake		$ 4,500	4,500
(3) Bonny Brae Lake		10,000	10,000
(4) Cornhusker Farms		16,465	16,465
(5) Sec. 2-18-17, Buffalo County		3,000	3,000
(6) Garden County		34,707	34,707
(7) Oregon Trail Wayside Area	$ 3,200		$ 3,200
(8) Chadron State Park	20,000		20,000
(9) Ponca State Park		$ 15,000	15,000
(10) Indian Cave State Park	40,000	40,000	80,000
For Informational Purposes only: Total Appropriations for land acquistion to Agency No. 33 and Fund Source	$ 66,200	$ 123,672	$ 189,872

Sec. 7. The receipts for the period July 1, 1969, to June 30, 1971, inuring to the Land and Water Conservation Fund, together with any unexpended balances on hand on June 30, 1969, are hereby appropriated and reappropriated for the projects specified in sections 5 and 6 of this act.

Sec. 8. The Game and Parks Commission may expend funds appropriated for general operating expenses as may be required for abstracting, recording, and miscellaneous legal and transfer fees to complete acquisitions of land transferred to the Game and Parks Commission by entities of government, persons, or corporations by gift, grant, devise, patent, or trade.

Sec. 9. STATE BOARD OF AGRICULTURE

There are hereby appropriated to Agency No. 52 - State Board of Agriculture - the following sums of money for the capital construction projects specified:

	General (G) Fund	Total Appropriation
(1) Water Pipes	$ 32,600	$ 32,600
(2) Street Blacktop and Paving	120,000	120,000

	General (G) Fund	Total Appropriation
For Informational Purposes only:		
Total Appropriations for capital construction to Agency No. 52 and Fund Source	$ 152,600	$ 152,600

Sec. 10. Any unexpended balance existing on June 30, 1969, in funds named in this act not specifically reappropriated and any unexpended balances in capital construction funds not named herein consisting of state money shall be lapsed to the state General Fund.

Sec. 11. The State Treasurer is hereby authorized to transfer from the state General Fund to the State Building Fund the amount of $17,790,855 in accordance with the provisions of section 72-1005, Reissue Revised Statutes of Nebraska, 1943.

Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Richard D. Marvel, Chairman

Recess

At 11:54 a.m., on a motion by Mr. Syas, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Batchelder, Luedtke, Proud, Schmit, Wiltse and Wylie, who were excused.

MOTIONS—Reconsider Action

Mr. Waldron moved to reconsider action on LB 999.

Motion pending.

Mr. Waldron moved to reconsider action on LB 827.

Motion pending.

GENERAL FILE

LEGISLATIVE BILL 1425. Reading waived. Explained.

Standing Committee amendments found in this Day's Journal were offered.

Mr. Carpenter asked unanimous consent to have the following printed in the Journal. No objections. So ordered.

The University of Nebraska
Office of the Chancellor
Lincoln, Nebraska
August 4, 1969

Senator Richard D. Marvel
Chairman, Budget Committee
Nebraska Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Marvel:

This will reply to your request for University of Nebraska priorities on floor amendments to LB 1425 and for suggestions from the University as to how the projects listed in those amendments might be reduced.

As you will recall, the Board of Regents submitted to the Governor and the Legislature an original budget request for capital improvement funds totaling $24.2 million for the current biennium. Priorities were established for each campus at this level of funding. The request, in our opinion, was based on realistic needs and reflected the long-range planning of staff, as well as policy guidance from the Regents.

Floor amendments to LB 1425 added highly significant projects. With one exception, all were a part of the Regents' original request. The single exception is the item for land acquisition at the University of Nebraska at Omaha. At the time the budget was prepared 16 months ago, the crises in land needs for that campus were not apparent, but the enrollment pressures now so obvious have created crucial needs for immediate parking and building sites and for long-range development of that campus.

Attached is a listing of priorities for each of the projects contained in the floor amendments to LB 1425, as per your request, together with a brief discussion of needs and possible alternatives for reducing funding of some of the projects.

Sincerely,

(Signed) Merk Hobson
Acting Chancellor

cc: Members of the Budget Committee
Members of the Board of Regents

1. Land acquisition—Medical Center, Omaha $1,000,000

The State of Nebraska has a unique opportunity to acquire a significant tract of land for immediate and long-range development of the Medical Center. The land, consisting of 8.674 acres, together with buildings, has been offered to the University for $1 million. The appraised value, not including buildings, is in excess of that figure. The asking price is $2.64 per square foot compared to an average of $3.09 per square foot in that area. The property is known as the Home of the Good Shepherd and is located at 40th and Jones Streets.

Since the offer to sell is a firm figure of $1 million and since it is appraised well in excess of that figure, it would be impossible to consummate the purchase without the full appropriation suggested in the amendment.

2. Land acquisition—University of Nebraska at Omaha $1,350,000

Shortly after merger, the University of Nebraska at Omaha engaged the firm of Taylor, Lieberfeld & Heldman to study program needs as a basis for long-range campus development at planning levels of 10, 15, and 20 thousand students. The consultants' report received recently recommends a total campus of approximately 176 acres at the higher planning level. Enrollment increases realized in the fall of 1968 and the projected increases for each year of the current biennium emphasize the critical need to expand the present 52-acre campus at the earliest possible date. The immediate problem is to alleviate the parking crisis for a commuter student campus which will, in turn, create additional building sites on the existing campus.

If, through the cooperation of the citizens of Omaha, the 20 acres of land immediately east of the campus become available, best current estimates indicate that the land purchase will involve $400,000 to $600,000 and the necessary improvements to drain and improve the area for usage will cost $500,000 to $750,000.

With reasonable provision for contingency, the inclusion of $1,350,000 for campus land acquisition and improvement will solve the most pressing immediate problems.

3. Love Library Addition—City Campus, Lincoln $4,850,000

The original request for the Library project was $6,500,000. Plans and specifications have been developed. Love Library was built in 1942 when there were 5,288 students on the Lincoln campuses. With nearly 19,000 students on the Lincoln campuses now, and with greatly increased graduate work coupled with the knowledge explosion and the need for a greater volume of books and periodicals, the present facility cannot adequately serve the needs of the University and the State. There will be only 3,100 reader stations in the library system this fall, compared to 6,250 stations recommended by the American Library Association.

The proposed $4,850,000 in the amendment will obviously reduce the recommended size of the project, but it will provide the equivalent of a building with three floors consisting of 148,000 gross square feet and will alleviate the current shortage of library facilities.

Plans for the Library will be redrawn to meet the reduced funding, but will not delay the project unnecessarily.

4. Campus planning—University of Nebraska at Omaha $60,000

With the assistance of Taylor, Lieberfeld & Heldman, the University of Nebraska at Omaha has developed a comprehensive study of program needs at various levels of student enrollment. The next step in long-range campus planning is the translation of program needs into a professionally developed campus physical plan to systematically and intelligently meet the University's needs. Professional studies of this type can save many times their initial cost by an orderly process of physical and academic growth.

The $60,000 included in the amended LB 1425 is the minimum figure which will reasonably insure the necessary planning.

5. Fine Arts Building—University of Nebraska at Omaha $1,925,000

Great emphasis has been placed on the need for a Fine Arts Building at the University of Nebraska at Omaha. The Fine Arts areas consist of the Departments of Music, Speech, and Radio-Television. The work is offered in at least four buildings on the campus; two of these structures are metal and of a temporary nature. Dramatic products presently must be staged in the assembly room of the administration building which was constructed in the 1930's and does not meet modern needs. Music recitals and productions are given in the Student Activities Building which was not designed for this purpose. Existing facilities are woefully inadequate for these purposes. The proposed complex calls for 80,000 gross square feet of space and is designed to bring the three disciplines together for efficiency and continuity of the programs.

It might be possible, but not desirable under ideal conditions, to allocate $1 million to the project to alleviate a portion of the immediate problems.

6. Land acquisition—University of Nebraska at Omaha $1,150,000

The urgent need for land acquisition at the University of Nebraska at Omaha has been discussed under Priority No. 2. A longer range program of land acquisition is essential to meet projected needs. This project will provide funds for this purpose.

PRIORITY

Lincoln Campus		$2,550,000
1	Land Acquisition	$200,000
1	Utilities	800,000
1	Avery Laboratory	750,000
1	Misc. Renovations—East Campus	400,000
Medical Center		
1	X-Ray modernization	150,000
1	Renovation North Laboratory	300,000
1	Misc. Renovations—Utilities	395,000

University of Nebraska at Omaha

1	Remodeling Administration Building	500,000
1	Physical Education	50,000

Total Priority 1—$4,045,000

2	Medical Center Land Acquisition	$1,000,000
3	University of Nebraska at Omaha—Land Acquisition	1,350,000
4	Love Library	4,850,000
5	Campus Planning—University of Nebraska at Omaha	60,000
6	University of Nebraska at Omaha—Fine Arts Building	1,935,000
7	Life Sciences Building	3,800,000
8	Home Economics Building	2,240,000
9	University of Nebraska at Omaha—Land Acquisition	1,150,000

Mr. Carpenter moved to pass over the bill until the Budget Committee obtains a written communication from the Board of Regents of the University of Nebraska.

The motion prevailed with 32 ayes, 5 nays and 12 not voting.

Standing Committee amendments pending.

LEGISLATIVE BILL 1286. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-fourth Day was adopted.

Advanced to E and R for review with 27 ayes, 4 nays and 18 not voting.

LEGISLATIVE BILL 1289. Reading waived. Explained.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 964.

Mr. Burbach moved to lay the bill over until Thursday, August 14.

Mr. Pedersen moved to amend the Burbach motion to 2:00 p.m., Wednesday, August 13. The motion prevailed with 25 ayes, 3 nays and 21 not voting.

The Burbach motion, as amended, prevailed with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1412. Reading waived. Explained.

Mr. Carpenter moved to indefinitely postpone.

The motion prevailed with 23 ayes, 1 nay and 25 not voting.

LEGISLATIVE BILL 1399. Reading waived. Explained.

Mr. Swanson offered the following amendment, which was adopted:

Strike Sec. 7 on page 11. Renumber Sec. 8 as Sec. 7. Renumber Sec. 9 as Sec. 8.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

MOTION—Evening Sessions

Mr. Klaver moved that when we recess Thursday we recess till 7:00 p.m. so we can try and put 2 nights a week in twice a week, to-wit Tuesday and Thursday, starting Thursday, August 14.

The motion prevailed with 27 ayes, 10 nays and 12 not voting.

GENERAL FILE

LEGISLATIVE BILL 1186. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-fourth Day were adopted.

Mr. Wallwey offered the following amendment, which was adopted:

Amend the bill Section 4 by adding the following new matter:

The members of the examining board shall be appointed for a term of three years. Provided, that in making initial appointments the director shall provide for staggered terms of office so that the term of one member of the board shall expire each year and a successor shall be appointed thereafter for a term of three years. Vacancies in any position on the board shall be filled for the unexpired portion of the term by appointment by the director in the same manner as original appointments are made. Each member of the examining board shall, in addition to travel and other necessary expenses, receive a per diem at a rate of $20 for the time spent in the performance of his duties. Traveling and hotel expenses, however, shall not exceed the amounts allowed by the state administrative departments. The Director of Health shall have power to remove from office at any time any member of the examining board for cause after due notice and an opportunity for a hearing.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 503. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-eighth Day were adopted.

Speaker Warner Presiding

Advanced to E and R for review with 19 ayes, 0 nays and 30 not voting.

LEGISLATIVE BILL 1165. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-tenth Day were adopted.

Advanced to E and R for review with 19 ayes, 0 nays and 30 not voting.

LEGISLATIVE BILL 1261. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-tenth Day were offered.

Mr. Carpenter offered the following amendment to the Standing Committee amendments:

Reinsert original section 1 and amend line 9 to read "5 per cent" and show all new matter as stricken except that lines 21 to 30 of said section be added.

The Carpenter amendment was adopted with 21 ayes, 1 nay and 27 not voting.

Mr. Carpenter moved to reconsider action on the adoption of the Carpenter amendment.

The motion lost with 14 ayes, 7 nays and 28 not voting.

Standing Committee amendments, as amended, were adopted.

Advanced to E and R for review with 18 ayes, 5 nays and 26 not voting.

LEGISLATIVE BILL 790. Reading waived. Explained.

Laid over at the request of Mr. Holmquist.

LEGISLATIVE BILL 504. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted.

Mr. Burbach offered the following amendment, which was adopted:

Insert two new sections to read:

Sec. 8. That section 2, Legislative Bill 578, Eightieth Session, Nebraska State Legislature, be amended to read as follows:

Sec. 2. The administration of all sales and use taxes adopted under this act shall be the Tax Commissioner, who may prescribe forms and reasonable rules and regulations in conformity with this act for making of returns and for the ascertainment, assessment and collection of taxes imposed hereunder. The incorporated municipality shall furnish a certified copy of the adopting ordinance to the Tax Commissioner in accordance with such rules and regulations as he may prescribe. *For ordinances passed prior to October 1, 1969,* the effective date of any tax imposed under the authority of this act shall be either sixty days after receipt by the Tax Commissioner of the certified copy of the adopting ordinance or the first days of the next calendar quarter following such receipt, which ever is later. *For ordinances passed after October 1, 1969, the effective date shall be the first day of the next calendar quarter following receipt by the Tax Commissioner of the certified copy of the adopting ordinance; Provided, the certified copy of the adopted ordinance is received sixty days prior to the start of the next calendar quarter.*

Sec. 9. That section 6 of Legislative Bill 578, Eightieth Session, Nebraska State Legislature, be amended to read as follows:

Sec. 6. All relevant provisions of the Nebraska Revenue Act of 1967, as amended from time to time, and not inconsistent with the provisions of this act, shall govern transactions, proceedings and activities pursuant to any tax imposed under the provisions of this act.

For the purposes of the Local Option Revenue Act, all retail sales, rentals and leases, except sales of utility services, as defined in section 77-2702, are consummated at the place of business of the retailer unless the tangible personal property sold, leased, or rented is delivered by the retailer or his agent to an out-of-state *destination or to a common carrier for delivery to an out-of-state destination. In the event the retailer has no permanent place of business in the state, the place or places at which the retail sales, leases, or rentals are consummated for the purposes of the tax imposed by this act, shall be determined under rules and regulations prescribed by the Tax Commissioner. In the event a retailer has more than one place of business in this State which participates in the sale, the sale shall be deemed to be consummated at the place of business of the retailer where the initial order for the tangible personal property is taken, even though the order must be forwarded elsewhere for acceptance, approval of credit, shipment or billing.*

2. Renumber original sections 8 and 9 as 10 and 11.

3. In renumbered section 10 line 2 strike "*January 1, 1970*" and insert "*October 1, 1969*".

4. In renumbered section 11 line 3 insert "," "and sections 2 and 6 Legislative Bill 578, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

5. Since an emergency exists, this act shall be in full force and take effect from and after its passage and approval according to law.

Mr. Burbach offered the following amendment, which was adopted:

In section 3, strike line 112 and insert "line, ~~and oil~~, ~~and~~ coke, *and butane* for use in processing".

Mr. Burbach offered the following amendment, which was adopted:

Amend Section 3, lines 96-106.

Any person purchasing, storing, using, or otherwise consuming tangible personal property in the performance of any construction, improvement, or repair by or for any such institution organized not for profit including a hospital which is licensed upon completion although not licensed at the time of construction or improvement, which tangible personal property is incorporated into a structure and becomes the property of the owner of the institution, shall pay any applicable sales or use tax thereon. The institution organized not for profit including a hospital which is licensed upon completion although not licensed at the time of construction or improvement shall be entitled to a refund of the amount of taxes so payed in the performance of such construction, improvement, or repair. Such refund shall be calculated by multiplying the sales or use tax percentage rate times a sum equal to 60 percent of the total contract price of such construction, improvement or repair. For the purposes of this sub-section such institution organized not for profit including a hospital which is licensed upon completion although not licensed at the time of construction or improvement shall submit whatever evidence is required by the Tax Commissioner sufficient to establish such total contract price.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

MOTION—Adjournment

At 4:08 p.m., Mr. Nore moved to adjourn until Tuesday, August 12 at 9:00 a.m.

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 930. Reading waived. Explained.

Mr. Carpenter moved to indefinitely postpone.

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 878. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred Twelfth Day was adopted.

Mrs. Orme offered the following amendments, which were adopted:

That Sec. 3 be eliminated and Sec. 4 be renumbered.

Add the emergency clause.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1426. Reading waived. Explained.

Mr. Simpson asked unanimous consent to add his name as co-introducer. No objections. So ordered.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Explanation of Vote

Had I been present I would have voted as follows:

On July 30, 1969, I would have voted "aye" on LB 172; on July 31, 1969, I would have voted "nay" on LB 1202; on August 1, 1969, I would have voted "nay" on LB 1304.

(Signed) J. James Waldron

Visitors

Mr. Duis introduced Mr. and Mrs. Bruce C. Hendrickson and children, Mark and Julie, from Holdrege, Nebraska.

Mr. Harsh introduced Mr. and Mrs. David Stull and sons of McCook, Nebraska.

Adjournment

At 4:30 p.m., on a motion by Mr. Danner, the Legislature adjourned until 9:00 a.m., Tuesday, August 12, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FORTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, August 12, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our gracious Father, we have been discovering that troubles are like cannibals—the big ones eat up the little ones. But may it not be so with the duties and responsibilities. Help our Senators to keep a sane perspective, lest the big issues over-shadow the lesser ones, and we fail to do Thy will with them. In all things, big and little, reveal to us Thy wisdom and Thy love, that we may give careful attention to those things remaining before us. Through Christ our Lord. Amen.

The roll was called and all members were present except Messrs. Batchelder, Luedtke, Proud, Schmit, Wiltse and Wylie who were excused; Mr. Nore was excused until 9:20 a.m.; and Messrs. Knight and Warner who were excused until 10:00 a.m.

Corrections for the Journal

Page 3433, line 17, correct spelling of "Whereupon"; line 18 correct spelling of "complied".

Page 3434, line 35, insert "$" before "1,635,000".

Page 3441, line 39, after "Governor" insert "or".

Page 3442, line 2, delete "of" and insert "or"; line 13 delete "advanced" and insert "advances".

Page 3450, line 12, correct spelling of "Placed".

The Journal for the One Hundred Forty-fourth Day was approved as corrected.

Member Excused

Mr. Johnson asked unanimous consent to be excused this afternoon. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 979. Placed on Select File as amended.

E and R amendments to LB 979:

1. In section 2, line 15, strike the period and insert "*; and*".

2. In the Ziebarth amendment 2, line 6, strike "subsection" and insert "subdivision".

3. In section 3, as amended, line 1, strike "Section" and insert "Sec."; and in line 14, strike the period and insert an underscored semicolon.

4. In lieu of the Kokes amendment, in section 3, insert "*Valley, Greeley,*" at the end of line 11; and in line 23, strike "*Valley, Greeley,*".

5. Because of the Knight amendment of section 3, strike the Ziebarth amendment 3.

6. In the Ziebarth amendment 4, strike beginning with "line' in line 1 through the first "in" in line 2; in line 3, insert an underscored comma before "*and*"; in line 7, strike "*seven*" and insert "*six*"; and strike beginning with "in" in line 7 through the semicolon in line 9.

7. In section 5, lines 4 and 5, strike "*, by*" and insert "*and*".

8. In section 6, strike line 2 as amended and insert "*tional Education, the Board of Regents of the University of Nebraska, and the Board of Trustees of the Nebraska State Colleges shall, within*"; and strike the Ziebarth amendment to line 13.

9. In section 8, line 39, strike the period and insert an underscored semicolon; in line 44, strike "*colleges*" and insert "*college*"; in line 55, strike the second "*and*"; and in line 56, strike the period and insert "*; and*".

10. In the Ziebarth amendment 6, line 6, strike "subsection" both places and insert "subdivision"; and in line 11, strike the period and insert an underscored semicolon.

11. Because of the Knight amendment to section 3, strike the Ziebarth amendment 7.

12. In section 10, line 2, strike "*such*" and insert "*the*"; in line 14, strike "*The area boards*" and insert "*Each area board*"; and strike line 19 and insert "*expenditures made by it or on its behalf,*".

13. In the Ziebarth amendment 9, line 5, strike the comma; and in line 7, strike the semicolon and insert "*, and*".

14. In section 11, line 45, strike the period and insert an underscored semicolon; in line 47, strike "*devises*"; in lines 53 and 56, strike "*thereof*" and insert "*therefrom*"; strike line 58 and insert "*wherever in its discretion it*"; and in line 92 strike "*such*".

15. Strike the Ziebarth amendment to section 12, line 1.

16. In section 12, line 13, strike the first comma and insert "*and*".

17. In section 14, line 47, insert an underscored comma after "*property*".

18. In the Ziebarth amendment 12, line 10, insert "and 57" after "56".

19. In the Ziebarth amendment 15, line 11, insert an underscored comma after "*leasing*".

20. In lieu of the Ziebarth amendment 16, in section 18, line 10, strike "*seven*" and insert "*six*".

21. In section 20, as amended, line 1, strike "*is*" and insert "*are*"; strike beginning with "*a*" in line 2 through "*into*" in line 3; in line 3, insert "*to be known as*" after "*funds*"; in line 14, insert "*from the Post-high School Occupational Education Fund*" after "and"; in line 23, strike "*state*" and insert "*appropriate*"; and in line 24, insert "*administered by it*" after "*fund*".

22. In lieu of the Ziebarth amendment 20, in section 24, lines 4 and 5, and line 9, strike "*an employee*" and insert "*employees*".

23. In section 24, line 14, strike "*such*" and insert "*each*".

24. In section 25, line 5, strike "*an employee*" and insert "*employees*" in lines 12 and 28, strike "*such*" and insert "*each*"; in lines 14 and 15, strike "*state teachers*" and insert "*school*".

25. In section 26, line 4, strike "*hereafter*"; in line 14, strike "*will*" and insert "*shall*"; in line 25, strike "*decisions*" and insert "*decision*"; and in line 27, strike "*divided equally*" and insert "*paid one half*".

26. In new section 31, line 6, strike the comma and show the same as stricken.

27. In renumbered section 33, lines 20, 26, and 33, strike "to" and insert "to".

28. Renumber sections 34 to 36, added by the Wallwey amendment 1, as sections 35 to 37.

29. In renumbered section 36, line 2, strike "*34*" and insert "*35*".

30. In line 1 of the new section added by the Harsh amendment, insert "38" after "Sec.".

31. Renumber section 37, added by the Wallwey amendment 1, as section 39; in line 1 thereof strike "*33*" and insert "*34*"; and in line 2, strike "*38*" and insert "*41*".

32. Add a new section to read:

"Sec. 40. *If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining portions thereof.*".

33. Renumber original section 34 as section 41.

34. For correlation purposes, in line 2 of section 28, insert ", as amended by section 1, Legislative Bill 608, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and after line 17 insert:

"(3) Any person duly enrolled in the Civilian Conservation Centers or any similar governmental work or training facility in this state may hunt or fish on the appropriate resident permit upon proof that such person has been in attendance at such facility thirty days or more.".

35. For correlation purposes, in line 2 of section 30, insert ", as amended by section 1, Legislative Bill 655, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 3, insert "(1)" before "No"; in line 6, strike "Board" and insert "Commissioner"; and after line 11, insert:

"(2) Public, private, denominational, or parochial schools in the state may employ persons who do not hold a valid Nebraska teaching certificate or permit issued by the Commissioner of Education to serve as aids to a teacher or teachers. Such teacher aides may not assume any teaching responsibilities. A teacher aide may be assigned duties which are nonteaching in nature, if the employing school has assured itself that the aide has been specifically prepared for such duties, including the handling of emergency situations which might arise in the course of his work.".

36. For correlation purposes, in line 2 of renumbered section 34, insert ", as amended by section 1, Legislative Bill 967, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 16, insert: "; *Provided,* that within that area of the service unit wherein there exists, or is hereinafter formed, an organized, full-time, approved city-county, multicounty, or regional health department with health services available, the educational service unit, if health services are provided, shall first seek to contract for school health services with such department for an amount of compensation agreeable to both such unit and board. If an educational service unit on the effective date of this act has a health service facility, nothing in this section shall prevent the continued use by the unit of such facility. The educational service unit may contract with such health department to provide school health services for that area of the educational service unit not served by such city-county, multicounty, or regional health department" after "agency".

37. In renumbered section 41, line 1, strike "37-214.01, 79-1233," in line 2, strike "79-1429, and 79-2208" and insert "and 79-1429"; in line 3, strike "and"; in line 4, insert ", and section 37-214.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 608, Eightieth Session, Nebraska State Legislature, 1969, section 79-1233, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 655, Eightieth Session, Nebraska State Legislature, 1969, and section 79-2208, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 967, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 5, strike "79-1445.22,"; in line 6, insert "and" after the first comma; in line 8, strike "79-1445.23,"; in line 9, strike "79-1445.27,"; in

line 7, strike "and"; and in line 10, strike the second "and"; and in line 12, insert ", section 79-1445.22, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 943, Eightieth Session, Nebraska State Legislature, 1969, and sections 79-1445.23 and 79-1445.27, Revised Statutes Supplement, 1967, as amended by sections 2 and 3, Legislative Bill 943, Eightieth Session, Nebraska State Legislature, 1969" after "amended".

38. In the title, line 4, strike "37-214.01, 79-1233" and insert "79-1422"; in line 5, strike "79-1249, and 79-2208" and insert "and 79-1249"; in line 7, insert ", and section 37-214.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 608, Eightieth Session, Nebraska State Legislature, 1969, section 79-1233, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 655, Eightieth Session, Nebraska State Legislature, 1969, and section 79-2208, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 967, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 7, insert "to provide for elections for exclusion; to provide an operative date; to provide severability;" after the semicolon; in line 10, strike "79-1445.22,"; in line 10, insert "and" after the third comma; in line 11 strike "and"; in line 13, strike "79-1445.23,"; in line 14 strike "79-1445.27,"; in line 16, strike "and"; and in line 18, insert ", section 79-1445.22, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 943, Eightieth Session, Nebraska State Legislature, 1969, and sections 79-1445.23 and 79-1445.27, Revised Statutes Supplement, 1967, as amended by sections 2 and 3, Legislative Bill 943, Eightieth Session, Nebraska State Legislature, 1969" after "amended".

LEGISLATIVE BILL 1183. Placed on Select File as amended.

E and R amendments to LB 1183:

1. In section 1, line 20, insert "*, which is hereby created and which, when appropriated by the Legislature, shall be used solely for the administration of the provisions of sections 81-263.37 to 81-263.49*" after "*Fund*".

2. In section 2, line 44, strike the period and show the same as stricken; and in lines 134 to 136, strike "any of the following: (e) The" showing the same as stricken and insert "*the*".

3. In section 3, line 32, insert an underscored comma after "proceedings".

4. In the title, line 6, insert "the" after "remove".

LEGISLATIVE BILL 958. Correctly engrossed.

LEGISLATIVE BILL 1435. Correctly engrossed.

LEGISLATIVE BILL 1436. Correctly engrossed.

LEGISLATIVE BILL 201. Correctly enrolled.

LEGISLATIVE BILL 534. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 201 LB 534

UNANIMOUS CONSENT—Order of Business

Mr. Carstens asked unanimous consent to lay over LB 1307 until conflicts between LB 603 and LB 1307, specifically sections 79 to 83, pages 47, 48, 49 be eliminated. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 642.

A BILL FOR AN ACT relating to unclaimed property; to adopt the provisions of the Uniform Disposition of Unclaimed Property Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Moulton
Moylan
Orme
Pedersen
Reynolds

Robinson
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 11:

Bloom
Clark
Duis
Hanna
Kokes
Mahoney
Marvel
Nore
Skarda
Swanson
Wallwey

Not voting, 8:

Batchelder
Knight
Luedtke
Proud
Schmit
Warner
Wiltse
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 686.

A BILL FOR AN ACT to amend sections 77-606 and 77-622, Reissue Revised Statutes of Nebraska, 1943, and section 77-601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 138, Eightieth Session, Nebraska State Legislature, 1969, relating to railroads; to provide for assessment of railroad property by the State Board of Equalization and Assessment as prescribed; to provide exceptions as prescribed; to provide for reports as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 1:

Swanson

Not voting, 8:

Batchelder
Knight
Luedtke
Proud
Schmit
Warner
Wiltse
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 922. With emergency.

A BILL FOR AN ACT to amend sections 15-1001, 15-1002, 15-1005, and 15-1006, Revised Statutes Supplement, 1967, relating to pensions; to change eligibility requirements; to redefine regular pay; to provide for termination of a widow's pension upon her remarriage; to provide for a reduced pension if disability or death occurs while not in line of duty; to provide rights for women employees and their husbands; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Knight
Luedtke
Proud
Schmit
Warner
Wiltse
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1085.

A BILL FOR AN ACT relating to the Game and Parks Commission; to provide for payment of workmen's compensation claims of employees of the commission as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Knight
Luedtke
Proud
Schmit
Warner
Wiltse
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1216. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to define trespass; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Batchelder
Danner
Knight
Luedtke
Marvel
Proud
Schmit
Schreurs
Warner
Wiltse
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 1427 to Select File

Mr. Pedersen moved to return LB 1427 to Select File for the following specific amendment:

1. Insert a new section to be known as section 1 and to read as follows:

"Section 1. That section 79-426.05, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

79-426.05. There is hereby established in each county in the state a committee for the reorganization of school districts, to be known as the county committee. Each county committee shall be composed of not less than six nor more than ten members, ~~no two of which shall be from the same district except in a county having fewer than six districts~~. The county committee of the county in which the schoolhouse or the administrative office of a joint district lying in two or more counties is located shall be designated to have within its jurisdiction the territory of said joint district for the purpose of organizing school districts. One member of the county committee shall be the county superintendent of schools, who shall serve as a nonvoting member of the committee. The remaining members shall be elected from each class of school district in the proportion that their population bears to the entire county population; ~~*Provided*, that Class III, IV, and V school districts shall be limited to not more than two members on the committee~~. All of the members of school boards and boards of education within the county and joint districts under the jurisdiction of that county committee shall, at a meeting called for that purpose by the county superintendent of schools within one hundred twenty days from August 27, 1949, and each four years thereafter, (1) determine by a majority vote of those present the number of members of the county committee within the limits prescribed in this section, and (2) elect for a term of four years all the remaining members of the committee other than the county superintendent of schools. Each class of school district shall have at least one representative on the committee. At least one of the elective members shall not be a member of any school board or board of education. No member of a county committee shall continue to serve thereon if he ceases to be a resident of the county or of a joint school district under the jurisdiction of that county committee. At the expiration of their terms, successors to members of the county committee shall be elected for a term of four years in the same manner as the initial election. Vacancies in the membership of the county committee shall be filled for the unexpired term by the remaining members of the county committee. Members of the county committee shall serve without compensation, but shall be reimbursed for expenses necessarily incurred in the performance of their duties, the reimbursement to be allowed and paid from funds appropriated by the county board. The county committee may employ professional and clerical help and the cost of these services shall be paid from funds appropriated by the county board. It shall be the duty of the county superintendents of each of the several counties to submit to their respective county boards a recommended sum to be appropriated for school district reorganization purposes.".

2. Strike original section 3.

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

UNANIMOUS CONSENT—Unbracket LB 1434

Mr. Pedersen asked unanimous consent to unbracket LB 1434 on E and R. No objections. So ordered.

UNANIMOUS CONSENT—Introduce New Bill

Mr. Harsh asked unanimous consent to introduce a new bill.

Mr. Simpson objected.

MOTION—Authorize Overtime Pay

Mr. Carpenter moved that the Executive Board be requested to make available to Enrollment and Review all personnel that may be required, together with authorizing the present employees of Enrollment and Review to be paid time and a half above 40 hours in order to be sure that the adjournment date of August 29, 1969 sine die can be complied with.

Mr. Simpson moved to amend the Carpenter motion to include Legislative pages to be paid time and a half. Motion prevailed.

Mr. Syas moved to amend the Carpenter motion to include all Legislative employees working during the night sessions. Motion prevailed.

The Carpenter motion as amended prevailed with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT—Order of Business

Mr. Burbach asked unanimous consent to dispense with Final Readings until General File is cleared. No objections. So ordered.

MOTION—Reconsider Action on Night Sessions

Mr. Holmquist moved to reconsider action and eliminate night sessions and in lieu thereof begin meeting at 8:30 a.m. each day.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1222. Bracketed at the request of Mr. Budd.

LEGISLATIVE BILL 1308. E and R amendment found in the Legislative Journal for the One Hundred Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 728. E and R amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 581. E and R amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 951. E and R amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 976. E and R amendment found in the Legislative Journal for the One Hundred Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 339. E and R amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 462. E and R amendment found in the Legislative Journal for the One Hundred Forty-fourth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1395. E and R amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 639. E and R amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were adopted.

Mr. Duis offered the following amendments, which were adopted:

1. Add 2 new sections to be known as sections 10 and 11 and to read as follows:

"Sec. 10. *(1) Each notary public, before performing any duties of his office, shall provide himself with an official seal, on which shall appear the words State of Nebraska, General Notary or State of Nebraska, General Notarial, and in addition, at his option, his name and the date of expiration of his commission; Provided, a notary public may use the initial letters of his first name and middle name. A notary public shall authenticate all his official acts with such seal. Under his official signature, on all certificates of authentication made by* *him, he shall write, stamp, or otherwise show the date when his term of office as such notary public will expire, if such date of expiration is not engraved on the seal.*

(2) The official seal of a notary public may be either an engraved or ink stamp seal with which he shall authenticate all of his official acts.

Sec. 11. That section 64-106, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 204, Eightieth Session, Nebraska State Legislature, 1969, is repealed.".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1037. E and R amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1075. E and R amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1334. E and R amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Executive Session

Mr. Swanson asked unanimous consent to hold an executive session of the Telecommunications Committee at 7:30 a.m., August 13, in the Legislative Council Hearing Room. No objections. So ordered.

Visitors

Mr. Simpson introduced his youngest son, James Simpson.

Miss Reynolds introduced four members of the National W.T.C.U. and former teachers: Miss Jean Thompson of Douglas, Wyoming; Mrs. Florence Becker of Des Moines, Iowa; Mrs. Myrna Sleeger of Casper, Wyoming; and Mrs. Sally McLean of Casper, Wyoming.

Mr. Danner introduced Hulbert Lewis of St. Thomas, Virgin Islands, the father of a former secretary, Hillis La Rose.

Message from the Governor

August 11, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 11, 1969 I approved LB 347, LB 418, LB 530, LB 950, LB 970, LB 1009, LB 1148, LB 1197, LB 1310, LB 1401, LB 1404, LB 1417 and LB 1430.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

GENERAL FILE

LEGISLATIVE BILL 790. Considered.

Standing Committee amendments found in the Legislative Journal for the One Hundred-eleventh Day were adopted.

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1357. Reading waived. Explained.

Mr. Robinson moved to indefinitely postpone.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?"

The motion lost with 22 ayes, 12 nays and 15 not voting.

Mr. Mahoney moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 30 ayes, 2 nays and 17 not voting.

Mr. Robinson requested a record vote.

Voting in the affirmative, 12:

Budd
Carpenter
Clark
Craft
Hanna
Knight
Kokes
Marvel
Orme
Robinson
Stull
Wallwey

Voting in the negative, 23:

Bloom
Burbach
Carstens
Danner
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kremer
Moulton
Moylan
Nore
Reynolds
Skarda
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff

Not voting, 14:

Batchelder
Duis
Holmquist
Luedtke
Mahoney
Pedersen
Proud
Schmit
Schreurs
Simpson
Whitney
Wiltse
Wylie
Ziebarth

The original motion lost.

Standing Committee amendments referred to on page 2620 of the Legislative Journal were adopted with 24 ayes, 0 nays and 25 not voting.

Advanced to E and R for review with 25 ayes, 7 nays and 18 not voting.

Committee to Escort

President Everroad directed Sgt. Joe Conrad of the Omaha Police Force Youth Bureau and Sgt. Robert Buchholz of the State Highway Patrol to escort Miss Cindy Bray of the Corrigan School Safety Patrol to the front of the Chamber.

President Everroad addressed the members, urging them to encourage Safety Patrol programs in their schools; and introduced Mr. Dave McLaughlin, Office of Highway Safety; Mrs. Lorraine Giles, principal of Corrigan School, and daughter, Janet; Mr. Clarence Isaacson, Director of the Cornhusker Motor Club and Vice President, Nebraska Safety Council; Cindy's parents, Mr. and Mrs. Tom Bray and their children, Tom and Kandy.

President Everroad presented Cindy with a certificate proclaiming her as an Honorary Admiral in Nebraska's Navy.

Sgt. Buchholz and Sgt. Conrad escorted Cindy to the rear of the Chamber.

UNANIMOUS CONSENT—Revert to Select File

Mr. Pedersen asked unanimous consent to revert to Select File to take up LB 1427. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1427. The Pedersen specific amendment found in this Day's Journal was adopted.

Re-advanced to E and R for engrossment.

UNANIMOUS CONSENT—Return LB 1307 to Select File

Mr. Knight asked unanimous consent to return LB 1307 to Select File for the following specific amendment:

(1) Section 80, line 8, page 48, strike "Director of Corrections" and in lieu thereof insert "Deputy Director of Juvenile Delinquency."

(2) Section 81, line 15, page 48, strike "Director of Corrections" and in lieu thereof insert "Deputy Director of Juvenile Delinquency."

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1307.

The Knight specific amendment found in this Day's Journal was adopted.

Re-advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 380. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-sixteenth Day were adopted.

Advanced to E and R for review with 19 ayes, 9 nays and 21 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 85. Re: Organization of Legislative Branch

Introduced by William F. Swanson, 27th District; and Richard D. Marvel, 33rd District

WHEREAS, the legislative branch of government has primary responsibility for establishing statewide policies; and

WHEREAS, the legislative branch of government has broad responsibility for overseeing the work of the executive department and its numerous branches; and

WHEREAS, the legislative branch of government has the responsibility for raising the revenues of the state and expending her funds judiciously; and

WHEREAS, to accomplish these ends it is desirable, necessary and essential that the Legislature itself be efficiently organized so that it is a capable and independent instrument of government; and

WHEREAS, the Legislature is desirous of maintaining and improving its coordinate status with the judicial and executive branches of government; and

WHEREAS, the problems facing the State Legislature are increasing in numbers and complexity; and

WHEREAS, in anticipation of additional space in the State Office Building being available, a comprehensive study should be made to determine the locations for committee rooms, conference rooms, office space for personnel and modern equipment to provide efficient services for the discharge of the duties of the Legislature:

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED, That there is hereby created an Interim Study Committee of the Legislature.

(1) To make a study of the organization, personnel, rules, staffing, finances, procedures, physical facilities and equipment, practices and powers of the Nebraska Legislature.

(2) To recommend rules, resolutions, or bills to the Legislature which will incorporate the recommendations.

(3) To report the findings and recommendations to the Legislature by October 1, 1970.

In carrying out the provisions of this resolution, the committee may utilize the services, facilities and personnel of all departments, agencies and offices of the state, including the state universities and colleges. Such departments, agencies, offices, universities and colleges shall, upon request, cooperate with and extend such services, facilities and personnel to the committee. The committee may establish such subcommittees as it deems desirable to study and report to the committee with respect to any particular matters which fall within the duties imposed by this resolution. The committee, in its discretion, may employ or contract with any organization or institute connected with a university which has engaged in or is engaged in making studies of the legislative process of state legislatures.

All expenses incurred by and on behalf of said committee shall be paid out of an appropriation made for such purpose, upon requisition signed by the chairman or vice-chairman of the Legislative Council.

Referred to the Executive Board of the Legislative Council.

MOTION—Incorporate LB 1289 into LB 504

Mr. Burbach moved that Enrollment and Review be directed to incorporate LB 1289 into LB 504, and that LB 1289 be bracketed on Enrollment and Review Initial pending final action on LB 504.

The motion prevailed.

Recess

At 11:58 a.m., on a motion by Mr. Syas, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Batchelder, Johnson, Luedtke, Proud, Schmit, Wiltse and Wylie, who were excused; Mr. Burbach who was excused until 2:00 p.m.; and Mr. Kokes who was excused until 1:45 p.m.

GENERAL FILE

LEGISLATIVE BILL 848. Reading waived. Explained.

The proposed Reynolds amendments found in the Legislative Journal for the One Hundred-seventeenth Day were adopted.

Advanced to E and R for review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1369. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-eighteenth Day were adopted.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1070. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred Twenty-sixth Day were adopted.

Advanced to E and R for review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1367. Considered.

Mr. Carpenter offered the following amendments, which were adopted:

Section 4, Page 8, Line 24: Strike "may" and insert therefor: "shall by order".

(NOTE: This amendment makes it mandatory for the Director to summarily suspend a license when conditions constitute a menace to public health.)

Section 8, Sub-section 6, Page 12, Line 31: Insert following the semicolon:

"Provided, that if the Director enters into an agreement with the Secretary of Agriculture of the United States involving the acceptance of federal assistance and the utilization of both state and federal personnel, the salaries of state personnel involved in carrying out the enforcement of this act shall be comparable to those of their federal counterparts;"

Section 9, Page 14: Insert a new sub-section (4) to read as follows:

(4) Slaughter livestock or poultry for regular commercial channels of commerce unless subjected to ante mortem and post mortem inspection, or to sell, offer for sale, expose for sale or have in possession for the purpose of sale, transport or receive for transportation any livestock product or poultry product capable of use as human food which was slaughtered without ante mortem and post mortem inspection and which fails to bear the marks of identification as required by this act and rules and regulations thereunder. The possession of any quantity of livestock product or poultry product in an amount greater than meets the reasonable consumption of the owner thereof, including all members of his immediate household and non-paying guests, shall be prima facie evidence of intent to sell same contrary to the provisions of this act.
Section 9, Page 14: Renumber sub-sections (4) through (15), as (5) through (16) respectively.

(NOTE: Section 9 sets forth the acts which are unlawful.)

Add new section 18, to read as follows:

Sec. 18. Since an emergency exists, this act shall be in full force and take effect from and after its passage and approval according to law.

Add the savings clause.

Mr. Duis asked unanimous consent to hold the bill over until Thursday morning, August 14. No objections. So ordered.

LEGISLATIVE BILL 636. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred Twenty-sixth Day were offered.

Temporarily laid over at the request of Mr. Marvel.

LEGISLATIVE BILL 65. Reading waived. Explained.

Mr. Carpenter offered the following amendment in lieu of the Standing Committee amendment found in the Legislative Journal for the One Hundred Twenty-eighth Day:

1. Amend the bill by striking section 1 and inserting the following:

"Section 1. The State Building Commission on behalf of the Nebraska Educational Television Commission is authorized to enter into an agreement with the city of Lincoln pursuant to the provisions of sections 72-1401 to 72-1408, Revised Statutes Supplement, 1967, providing for the supplying by the city of Lincoln to the State of Nebraska for a Nebraska Educational Telecommunications Building and related facilities therefor, including the parking of motor vehicles, to be located on a tract of land on the East Campus of the University of Nebraska, in Lincoln, Nebraska described in section 3 of this act.

Sec. 2. Prior to entering into the final agreement with the city of Lincoln for the foregoing, the State Building Commission shall submit all plans and specifications to the Executive Board of the Legislative Council, which shall appoint a committee of five members of the Legislature to review them in all areas proper for legislative review. Such committee shall submit its written report after review to the State Building Commission, and a copy of such report shall be filed with the Clerk of the Legislature.

Sec. 3. The Board of Regents of the University of Nebraska is authorized to convey to the city of Lincoln a tract of land on which such building, related facilities and parking lot will be located, such tract more specifically described as follows:

A tract of land located on the University of Nebraska, East Campus, in the southeast quarter, section eighteen, township ten north, range seven east, sixth principal meridian, Lincoln, Lancaster County, Nebraska, described as follows:

Commencing at a point on the west line of the southeast quarter of section eighteen, thirteen hundred twenty-five feet north from the southwest quarter corner of section eighteen, such point being the intersection of North 33rd Street and Fair Street, Lincoln, Nebraska; thence easterly on a right deflection angle of ninety degrees, a distance of thirty-three feet to point of beginning; thence continuing easterly on previously described course, a distance of five hundred feet; thence southerly parallel to and five hundred thirty-three feet from the west line of the southeast quarter, a distance of four hundred fifty feet; thence westerly at a right deflection angle of ninety degrees, a distance of five hundred feet to the east line of North 33rd Street, Lincoln, Nebraska; thence northerly along the east line, a distance of four hundred fifty feet to point of beginning, a tract containing five and seventeen hundredths acres.

The Board of Regents of the University of Nebraska is also authorized to convey to the city of Lincoln, if needed for future expansion of the telecommunications program, a tract of land more specifically described as follows:

A tract of land located on the University of Nebraska, East Campus, in the southeast quarter of section eighteen, township ten north, range seven east of the sixth principal meridian, Lincoln, Lancaster County, Nebraska, described as follows:

Commencing at a point on the west line of the southeast quarter of section eighteen, thirteen hundred twenty-five feet north from the southwest quarter corner of section eighteen, such point being the intersection of North 33rd Street and Fair Street, Lincoln, Nebraska; thence easterly on a right deflection angle of ninety degrees, a distance of thirty-three feet to point of beginning; thence continuing easterly on previously described course, a distance of five hundred feet; thence northerly parallel to and five hundred thirty-three feet from the west line of the southeast quarter a distance of three hundred feet; thence westerly on a left deflection angle of ninety degrees, a distance of five hundred feet to the east line of North 33rd Street, Lincoln, Nebraska; thence southerly along the east line a distance of three hundred feet to the point of beginning, a tract containing three and forty-four hundredths acres.

The deeds of conveyance shall contain a clause to the effect that in the event that such land and all improvements thereon shall ever cease to be used by the Nebraska Educational Television Commission for educational telecommunication purposes, title to the land and all improvements thereon shall revert to the Board of Regents of the University of Nebraska; *Provided,* no such reversion shall take place while any revenue or general obligation bonds of the city of Lincoln issued for the purpose of financing the construction of the building, related facilities and parking lot, are still outstanding.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

The amendment was adopted with 27 ayes, 1 nay and 21 not voting.

Advanced to E and R for review with 32 ayes, 1 nay and 16 not voting.

LEGISLATIVE BILL 667.

Mr. Carpenter asked unanimous consent to have the following proposed amendment printed in the Journal. No objections. So ordered.

1. Strike original sections 1 to 3 and insert the following:

"Section 1. There is hereby appropriated from the General Fund to the State Board of Education seventy million dollars, half of which shall be distributed in each year of the biennium to each public school district in the state on the basis of an equal amount for each pupil enrolled in each district on the last Friday in September each year. The State Board of Education shall determine a schedule for such distribution.

Sec. 2. That sections 79-1330 to 79-1445, Revised Statutes Supplement, 1967, are repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Laid over at the request of Mr. Elrod.

Mr. Simpson Presiding

LEGISLATIVE BILL 932. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Eighty-eighth Day was offered.

Mr. Burbach offered the following amendment to the Standing Committee amendment, which was adopted:

1. In section 2 as amended by standing committee amendment 1, line 12, strike "a pension" and insert "compensation"; and after "thereto" in line 17 and after "1967" in line 21, insert ", or the unremarried widow of any such veteran".

Mr. Wenzlaff offered the following amendment to the Standing Committee amendment, which was adopted:

Strike lines 19, 20 and 21 and insert the folllowing:

"and thirty, respectively, in the case of any veteran as defined in section 80-401.01, Revised Statutes Supplement, 1967, for the year in which he reaches seventy years of age and for each subsequent year.".

Standing Committee amendment, as amended, was adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause and savings clause.

Mr. Mahoney moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 1 nay and 23 not voting.

Advanced to E and R for review with 29 ayes, 9 nays and 11 not voting.

Mr. Carpenter moved to suspend the rules and add the names of Mr. Harsh, Mr. Pedersen, Mr. Klaver, Mr. Wenzlaff and Mr. Bloom to the bill.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 636. Considered.

Mr. Marvel offered the following amendment to the Standing Committee amendment, which was adopted:

Add a new section to read as follows:

Section 3. The Legislative Fiscal Analyst shall develop a budget to be considered by the Legislature at each biennial session. The budget shall be presented to the Budget Committee of the Legislature within fifteen legislative days after the opening of each regular biennial session of the Legislature.

Standing Committee amendments found in the Legislative Journal for the One Hundred Twenty-sixth Day were adopted as amended.

Advanced to E and R for review with 24 ayes, 1 nay and 24 not voting.

LEGISLATIVE BILL 1072. Reading waived. Explained.

Advanced to E and R for review with 23 ayes, 4 nays and 22 not voting.

Ease

The Legislature was at ease from 3:30 p.m. until 3:35 p.m.

GENERAL FILE

LEGISLATIVE BILL 1392. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Mr. Waldo offered the following amendment:

Strike Sec. 2.

Mr. Pedersen moved to suspend the rules and add his name to the bill.

The motion prevailed with 25 ayes, 7 nays and 17 not voting.

The Waldo amendment was adopted with 24 ayes, 7 nays and 18 not voting.

Mr. Carstens moved to indefinitely postpone.

Mr. Mahoney moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The original motion lost with 14 ayes, 17 nays and 18 not voting.

Advanced to E and R for review with 20 ayes, 13 nays and 16 not voting.

MOTION—Adjourn

At 4:15 p.m., Mr. Danner moved to adjourn until 8:30 a.m., Wednesday, August 13, 1969.

The motion lost with 14 ayes, 20 nays and 15 not voting.

GENERAL FILE

LEGISLATIVE BILL 1390. Placed at the bottom of General File at the request of Mr. Wallwey.

LEGISLATIVE BILL 713. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-seventh Day was adopted.

MOTION—Adjourn

At 4:40 p.m., Mr. Clark moved to adjourn until 8:30 a.m., Wednesday, August 13, 1969.

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 713. Considered.

Mr. Klaver moved to indefinitely postpone.

The motion lost with 8 ayes, 21 nays and 20 not voting.

Advanced to E and R for review with 29 ayes, 5 nays and 15 not voting.

Visitors

Mr. Schreurs introduced his wife, son, Leslie and nephew, Dennis Kleitsch of Cedar Rapids, Iowa.

Adjournment

At 4:45 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 8:30 a.m., Wednesday, August 13, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED FORTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, August 13, 1969

Pursuant to adjournment, the Legislature met at 8:35 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O Lord, give us open minds, minds that are ready to receive and to welcome such new light of knowledge as is Thy will to reveal. Let not the past ever be so dear to us as to set a limit to the future. Give us the courage to change our minds when it is necessary. Let us be tolerant of the ideas of others for we never know in what voice Thou wilt speak. Wilt Thou keep our ears open to Thy voice and make us a little more deaf to the whispers of men who would persuade us from our highest duty. For we know in our hearts that only in Thy will is our peace. We pray in Jesus' name. Amen.

The roll was called and all members were present except Messrs. Batchelder, Bloom, Luedtke, Pedersen, Proud, Skarda, and Wiltse, who were excused; and Mr. Wylie who was excused until 10:50 a.m.

Member Excused

Mr. Mahoney asked unanimous consent to be excused Friday afternoon, August 15. No objections. So ordered.

Corrections for the Journal

Page 3493, line 14, after "no" insert "such".

The Journal for the One Hundred Forty-fifth Day was approved as corrected.

Corrections for the Journal for the One Hundred Forty-fourth Day

Page 3460, line 8, delete "Regent's" and insert "Regents' "

Page 3461, line 12, correct spelling of "immediately"; line 36, delete "it"; and line 38, delete "Lieberheld" and insert "Lieberfeld".

Page 3463, line 22, delete "were" and insert "was".

Page 3467, line 26, delete ", and butane" and insert "*, and butane*".

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 581. Replaced on Select File as amended.

E and R amendment to LB 581:

1. In section 1, line 20, strike "rural electric" and show the same as stricken.

LEGISLATIVE BILL 639. Replaced on Select File as amended.

E and R amendments to LB 639:

1. In new section 10, line 3, strike the comma; and strike the comma at the end of line 12.

2. Renumber section 10, found in E & R amendment 1, adopted 8/12/69, as section 12.

3. In the title, strike line 2 as amended and insert "form Recognition of Acknowledgments Act; to provide for a notarial seal and the use thereof as prescribed; to repeal section 64-106, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 204, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.".

LEGISLATIVE BILL 205. Replaced on Select File as amended.

E and R amendments to LB 205:

1. Add a new section to read

"Sec. 6. That original sections 79-1604 and 79-1605.03, Revised Statutes Supplement, 1967, are repealed.".

2. In line 5 of the title as amended insert "; to amend sections 79-1604 and 79-1605.03, Revised Statutes Supplement, 1967; to change provisions for formation of junior college districts; and to repeal the original sections" after "duties".

LEGISLATIVE BILL 1415. Placed on Select File as amended.

E and R amendments to LB 1415:

1. In section 1, strike lines 1 and 2 and insert:

"Section 1. As used in this act, unless the context otherwise requires:

(1) Contractor shall include individuals, firms, partnerships,"; in line 8, strike the fourth comma; in line 15, strike the period and insert "; and "; and after line 15, insert "(2) Nonresident contractor shall mean a contractor who neither is domiciled in nor maintains a permanent place of business in this state or who, being so domiciled or maintaining such permanent place of residence, spends in the aggregate less than six months of the year in this state.".

2. Strike section 2 and renumber sections 3 to 14 as sections 2 to 13.

3. In renumbered section 2, line 1, strike "Section and insert "Sec."; in line 6, strike the second "State"; in line 6, strike "; and" and insert a period; in line 8, strike "State"; in line 8, strike "Provided however," and insert "*Provided,*"; and in line 11, strike "registration of contracts".

4. In renumbered section 3, strike lines 3 and 4 and insert "nonresident contractor and for the registration of each".

5. In renumbered section 4, line 2, strike the first comma; in line 5, strike "in" and insert "issued by"; and in line 13, strike "said" and insert "such".

6. In renumbered section 5, insert "into" at the end of line 3; in line 6, strike "in" and insert "issued by"; in line 13, strike "said" and insert "such"; in line 28, insert "that" after "determine"; and in line 41, strike "5" and insert "4".

7. In the Burbach amendment 2, line 3, strike the comma.

8. In lieu of the Burbach amendment 5, in renumbered section 5, lines 27 and 28, strike "during the current calendar year".

9. In the Burbach amendment 3, line 4, strike "provided however," and insert "*Provided,*"; in line 6, strike "present" and insert "current"; and in line 7, strike the period and insert a semicolon.

10. In the Burbach amendment 6, line 8, strike the period and insert "; and".

11. In renumbered section 6, line 17, strike "for" and insert "by".

12. In renumbered section 7, line 1, insert "(1)" after "to"; strike line 3 and insert "act, (2) register any contract"; strike line 5, and insert "act, or (3) comply with any other"; and strike lines 16 and 17 and insert "without notice.".

13. In renumbered section 9, line 1, insert "(1)" after "to"; strike line 3 and insert "of this act, (2) register any con-"; and strike line 5 and insert "this act, or (3) comply with any".

14. In renumbered section 10, line 1, insert "(1)" after "to"; strike line 3 and insert "this act, (2) register any contract"; strike line 5 and insert "act, or (3) comply with any other"; in line 9, insert "so" after "both"; and in line 9, strike "together with" and insert "and shall be ordered to pay".

15. In renumbered section 12, line 10, strike "by" and insert "from".

LEGISLATIVE BILL 1212. Placed on Select File as amended.

E and R amendment to LB 1212:

1. In the title, line 4, strike "Nebraskans" and strike line 5 and insert "the names of Nebraskans awarded the Medal of Honor shall be placed on a plaque in the".

LEGISLATIVE BILL 1184. Placed on Select File as amended.

E and R amendments to LB 1184:

1. In section 5, line 11, strike "Said" and insert "Such"; and in line 15, strike "to".

2. In section 7, line 38, strike "84-991" and insert "84-919".

3. In section 8, line 2, strike "such"; and insert a period at the end of line 25 and strike line 26.

4. In section 11, line 9, insert "so" after "both"; and in line 10, strike "That each" and insert "Each".

LEGISLATIVE BILL 818. Placed on Select File.

LEGISLATIVE BILL 6. Correctly engrossed.

LEGISLATIVE BILL 180. Correctly engrossed.

LEGISLATIVE BILL 334. Correctly engrossed.

LEGISLATIVE BILL 538. Correctly engrossed.

LEGISLATIVE BILL 574. Correctly re-engrossed.

LEGISLATIVE BILL 951. Correctly engrossed.

LEGISLATIVE BILL 1308. Correctly engrossed.

LEGISLATIVE BILL 642. Correctly enrolled.

LEGISLATIVE BILL 686. Correctly enrolled.

LEGISLATIVE BILL 922. Correctly enrolled.

LEGISLATIVE BILL 1085. Correctly enrolled.

LEGISLATIVE BILL 1216. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 642 LB 686 LB 922 LB 1085 LB 1216

Mr. Simpson Presiding

SELECT FILE

LEGISLATIVE BILL 979. E and R amendments found in the Legislative Journal for the One Hundred Forty-fifth Day were adopted.

Mrs. Craft offered the following amendment, which was adopted:

1. Insert 2 new sections to be known as sections 37 and 38 and to read as follows:

"Sec. 37. *After the effective date of this act, the provisions of sections 79-1445.12 to 79-1445.33 governing the establishment and operation of area vocational technical schools shall apply only to those counties, school districts, educational service units, and area vocational technical schools located in a community college area in which the electors have voted not to accept the provisions of this act.*

Sec. 38. *After the effective date of this act, the provisions of Chapter 79, article 16, governing the establishment and operation of junior colleges shall apply only to those counties, school districts, and junior colleges located in a community college area in which the electors have voted not to accept the provisions of this act.*".

2. Renumber the section 37, added by the Wallwey amendment 1, as section 39, and in line 2 thereof strike "*38*" and insert "*40*".

3. Strike the Wallwey amendment 2, and renumber original section 34 as section 40.

Mr. Kennedy offered the following amendment:

1. In section 3, as amended by the Knight amendment, in line 11 after the second "of" insert "Boone, Platte, Nance, Colfax, Butler,"; in line 17 strike "Butler,"; in line 18 after the second "of" insert "Dodge,"; in line 23 strike ", Boone, Platte, Nance, Colfax, and Dodge".

Mr. Mahoney moved the previous question. The question is, "Shall the debate now cease?" The motion lost with 24 ayes, 4 nays and 21 not voting.

The Kennedy amendment was adopted.

Mr. Syas asked unanimous consent to offer a Pedersen amendment.

Mr. Danner objected.

Mr. Syas moved to return the bill to General File for the following Pedersen amendment:

Amend LB 979 by inserting a new subsection (7) to the Knight General File amendment with subsection (7) to read as follows:

"(7) *District No. 7 shall consist of the territory in such counties comprising a Class V school district. The community college board for District No. 7 shall be the board of education for the Class V School District whose territory comprises the community college area. Notwithstanding the other provisions of this act, the officers of such board of education shall function as the officers of the college board*".

Insert in subsection (5) to the Knight amendment the words "*except the territory in such counties comprising a Class V school district*" after the word "Sarpy".

The motion prevailed with 28 ayes, 2 nays and 19 not voting.

LEGISLATIVE BILL 1183. E and R amendments found in the Legislative Journal for the One Hundred Forty-fifth Day were adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 462 to Select File

Mrs. Orme moved to return LB 462 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

MOTION—Return LB 1395 to Select File

Mr. Marvel moved to return LB 1395 to Select File for the following specific amendment:

1. Insert a new section to be known as section 2 and to read as follows:

"Sec. 2. That section 85-302, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

85-302. The members of the ~~board of education~~ *Board of Trustees of the Nebraska State Colleges* shall annually elect a president and vice president from among their own number. *The board shall constitute a body corporate to be known as the Board of Trustees of the Nebraska State Colleges, and as such may sue and be sued, and may make and use a common seal and alter the same at its pleasure.* The board shall also select a secretary, whose office shall be in the State Capitol, and all records of the board shall be kept in said office. The State Treasurer shall be treasurer of the board by virtue of his office.".

2. Renumber original sections 2 to 4 as sections 3 to 5, and in renumbered section 4, line 1, strike "section" and insert "sections 85-302 and", and in line 2 strike "is" and insert "are".

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 462.

The Orme specific amendment found in this Day's Journal was adopted with 35 ayes, 0 nays and 14 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1395.

The Marvel specific amendment found in this Day's Journal was adopted with 35 ayes, 0 nays and 14 not voting.

Re-advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 979. Considered.

Mr. Syas offered the Pedersen amendment found in this Day's Journal, which was adopted with 25 ayes, 2 nays and 22 not voting.

Mr. Stull offered the following amendment, which was adopted:

1. In new section 36, insert "*The community college which such student is attending shall file a claim for such portion of his tuition with the county board of the county of his residence. The county board shall approve and order payment of such claim upon ascertaining that the student is actually a resident of the county.*" at the end of line 8.

Mr. Waldo asked unanimous consent to hold the bill until tomorrow.

Mr. Carpenter objected.

Mr. Waldo moved to hold the bill until this afternoon.

The motion lost with 12 ayes, 19 nays and 18 not voting.

Re-advanced to E and R for review with 26 ayes, 1 nay and 22 not voting.

LEGISLATIVE BILL 667. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-thirtieth Day were offered.

The Carpenter proposed amendment to the standing committee amendments printed in the Legislative Journal for the One Hundred Forty-fifth Day were rejected with 13 ayes, 18 nays and 18 not voting.

Mr. Schreurs moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 25 ayes, 7 nays and 17 not voting.

Mr. Carpenter offered the following amendment, which was adopted with 23 ayes, 13 nays and 13 not voting:

Amend the standing committee amendments so as to delete all reference to 108% formula in section 79-1336 and section 79-1341 (1) and (2).

Standing Committee amendments, as amended, were adopted with 18 ayes, 10 nays and 21 not voting.

Mr. Syas asked unanimous consent to lay the bill over until this afternoon.

Mr. Mahoney objected.

Mr. Syas moved to lay the bill over until this afternoon.

Speaker Warner amended the Syas motion to lay the bill over until tomorrow morning.

The Syas motion, as amended, prevailed.

Mr. Wallwey asked unanimous consent that the amendments be correlated and printed by E and R and placed on the members' desks. No objections. So ordered.

LEGISLATIVE BILL 723. Reading waived. Explained.

Miss Reynolds offered the following amendment to the Standing Committee amendments, which was adopted:

1. In standing committee amendment 2, line 10, insert "*; Provided,* sale at public auction or appraisal shall *not be required if the sale is to be made to a governmental subdivision or the State of Nebraska, and in such instance only notice of the sale, as provided for, shall be required*" after "*located*".

Standing Committee amendments found in the Legislative Journal for the Ninety-eighth Day were adopted, as amended.

Mr. Carpenter offered the following amendment, which was adopted:

That the bill applies to counties of more than 300,000 population.

Mr. Waldo asked unanimous consent to hold the bill until this afternoon.

Miss Reynolds objected.

Mr. Waldo moved to hold the bill until this afternoon.

Mr. Waldo requested a Call of the House. The Call showed 34 members present.

Mr. Wenzlaff moved the Call be raised. The motion prevailed with 38 ayes, 1 nay and 10 not voting.

The original motion lost with 9 ayes, 19 nays and 21 not voting.

MOTION—Recess

At 11:45 a.m., Mr. Waldo moved to recess until 1:30 p.m.

The motion lost.

GENERAL FILE

LEGISLATIVE BILL 723. Considered.

Mr. Waldo moved to indefinitely postpone.

Motion pending.

MOTION—Recess

At 11:50 a.m., Mr. Waldo moved to recess until 1:30 p.m.

The motion lost.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1322. Placed on Select File as amended.

E and R amendments to LB 1322:

1. In section 1, line 1, insert "of the Department of Administrative Services" after "division"; and in line 10 insert "the" after "of".

2. In the title, line 4, insert "of the Department of Administrative Services" after "division".

LEGISLATIVE BILL 1433. Re-placed on Select File as amended.

E and R amendments to LB 1433:

1. In section 2, line 38, strike "*revenues*" and insert "*revenue*".

2. In line 3 of the Carpenter amendment 1, adopted 8/6/69, strike the period and insert a period at the end of the line.

3. In section 3, line 3, insert "*year*" after "*each*".

4. In the Carpenter amendment 2, adopted 8/6/69, line 2, insert an underscored comma before "*except*"; and in line 3, strike the period and insert a period at the end of the line.

5. In section 9, line 5, strike "*revenues*" and insert "*revenue*".

6. In section 10, line 11, strike "*said*"; and strike beginning with the first "*as*" in line 15 through "*thereof*" in line 16 and insert "*and by the Supreme Court on appeal*".

7. For correlation purposes, in line 2 of section 11, insert ", as amended by section 5, Legislative Bill 201, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; strike the new and stricken matter in line 9, strike line 10 and insert "weed con-"; and strike the stricken matter in lines 26 to 33.

8. In section 12, line 21, strike "*providing*" and insert "*but only if*".

9. For correlation purposes, in line 2 of section 14, insert ", as amended by section 1, Legislative Bill 358, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike beginning with "both" in line 24 through line 25 and insert "be both so fined and imprisoned;"; in lines 55, 68, 75, and 89, strike "revenues" and insert "revenue"; and in line 90, strike "the" and insert "that an authority in a city of the first or second class shall have power to certify annually to the governing body of such a city an additional amount of tax to be levied for airport purposes, not to exceed one mill, to be levied, collected, set aside, and deposited, as above specified, and if negotiable bonds of the authority are thereafter issued, this power shall continue until such bonds are paid in full. When such additional amount of tax is first certified, the governing body may then require but not thereafter, approval of the same by a majority vote of the governing body, or by a majority vote of the electors voting on the same at a general or special election. The".

10. In section 14, line 90, strike "are" and insert "~~are~~ *is*".

11. In lieu of the Whitney amendment to section 16, in line 50 thereof strike "~~three~~ *two*" and insert "three".

12. In section 17, line 45, strike "*shall be*".

13. In section 18, line 2, strike "167" and insert "1967".

14. In section 21, line 11, strike "has" and insert "~~has~~ *have*".

15. For correlation purposes, in line 2 of section 24, insert ", as amended by section 1, Legislative Bill 593, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 6, strike "one mill" and insert "two mills".

16. In section 27, line 22, strike "unlawful" and insert "lawful" as in the statutes.

17. In section 30, line 26, strike "revenues" and insert "~~revenues~~ *revenue*".

18. In section 31, lines 28 and 29, strike ", however," and insert ", ~~however,~~".

19. For correlation purposes, in line 2 of section 32, insert ", as amended by section 2, Legislative Bill 113, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and strike beginning with the comma in line 8 through "equipment" in line 18.

20. In section 34, insert *"in the treasury"* at the end of line 45.

21. In section 41, line 32, strike "million" and insert "mill on" as in the statutes.

22. In section 43, line 30, strike "*said*" and insert "*the*".

23. For correlation purposes, in line 2 of section 43, insert ", as amended by section 2, Legislative Bill 1430, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 22 insert "~~county~~" after the first "~~the~~"; strike beginning with "~~proper~~" in line 23 through "~~district~~" in line 24 and insert "~~county wherein the schoolhouse of such school district is located~~"; in line 26 strike "~~revenues~~" and insert "~~revenue~~"; and at the end of line 29, insert "~~Such taxes shall then be subject to withdrawal as provided in section 79-460.~~".

24. Insert a new section to read:

"Sec. 50. *This act may be cited as the Nebraska Budget Act.*".

25. Renumber original sections 48 to 50 as sections 51 to 53.

26. In renumbered section 51, line 3, strike "*decision*" and insert "*holding*".

27. In renumbered section 52, line 1, strike "3-504,"; in line 2, strike "17-718,"; in line, strike "31-513,"; in line 5, strike "97-431, 79-435," and insert "79-431,"; in line 6, strike "2-958,"; and after "1967" in line 9 insert ", section 3-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 358, Eightieth Session, Nebraska State Legislature, 1969, section 17-718, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 593, Eightieth Session, Nebraska State Legislature, 1969, section 31-513, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 113, Eightieth Session, Nebraska State Legislature, 1969, section 79-435, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1430, Eightieth Session, Nebraska State Legislature, 1969, and section 2-958, Revised Statutes Supplement, 1967, as amended by section 5, Legislative Bill 201, Eightieth Session, Nebraska State Legislature, 1969".

28. In the title, strike lines 2 to 15 and insert:

"FOR AN ACT relating to political subdivisions; to adopt the Nebraska Budget Act; to amend sections 12-914, 16-706, 17-703, 17-711, 17-715, 18-1006, 23-132, 23-343.46, 23-904, 23-920, 31-827, 35-509, 39-1621, 39-1634, 46-543, 46-544, 51-316, 71-1611, 71-2910, 79-431, 79-1007.02, 79-1613, and 79-2210, Reissue Revised Statutes of Nebraska, 1943, and sections 2-1549.02, 2-1560, 16-702, 16-718, 17-702, 17-708, 19-1302, 32-343.19, and 79-1445.30, Revised Statutes Supplement, 1967, section 3-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 358, Eightieth Session, Nebraska State Legislature, 1969, section 17-718, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 593, Eightieth Session, Nebraska State Legislature, 1969, section 31-513, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 113, Eightieth Session, Nebraska State Legislature, 1969, section 79-435, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1430, Eightieth Session, Nebraska State Legislature, 1969, and section 2-958, Revised Statutes Supplement, 1967, as amended by section 5, Legislative Bill 201, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections, and also section 23-343.44, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.".

29. In the Hanna amendment, strike lines 1 to 3 and insert "1. In section 47, line 14, after 'board' insert:"; in line 4, strike "*and Provided further,*" and insert "*; Provided,*"; strike lines 11 to 13 and insert "*educational service unit is located on or before July 1 of each year. On or before September 1 of each year,*"; and in the last line strike the period and insert a period at the end of the line.

LEGISLATIVE BILL 1395. Replaced on Select File as amended.

E and R amendments to LB 1395:

1. For correlation purposes, in line 2 of new section 2, insert ", as amended by section 3, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 3, strike "~~education~~" and insert "~~trustees~~".

2. In the Marvel amendment 2, strike beginning with the first comma in line 2, through line 4 and insert a period.

3. In renumbered section 4, line 2, and in the title, line 3, insert " and section 85-302, Reissue Revised Statutes, 1943, as amended by section 3, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

4. In renumbered section 4, line 2, strike "is" and insert "are".

5. In the title, line 11, strike "section" and insert "sections".

(Signed) Wayne W. Ziebarth, Chairman

Presented to the Governor

Presented to the Governor for approval on August 13, 1969 at 8:25 a.m.: LB 534 LB 201

(Signed) Ruth Bossard, Enrolling Clerk

Recess

At 11:55 a.m., on a motion by Mr. Kennedy, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Batchelder, Luedtke, Proud, Skarda and Wiltse, who were excused; and Mr. Schmit who was excused until 2:00 p.m.

SELECT FILE

LEGISLATIVE BILL 1322. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1433. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1395. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

MOTION - Unbracket LB 1425

Mr. Marvel moved to unbracket LB 1425.

Motion pending.

GENERAL FILE

LEGISLATIVE BILL 723. Considered.

The pending Waldo motion to indefinitely postpone was withdrawn.

Mr. Waldo moved to indefinitely postpone.

The motion lost with 10 ayes, 21 nays and 18 not voting.

Advanced to E and R for review with 31 ayes, 1 nay and 17 not voting.

Ease

The Legislature was at ease from 2:07 p.m. until 2:12 p.m.

GENERAL FILE

LEGISLATIVE BILL 1425. Considered.

The pending Standing Committee amendments found in the Legislative Journal for the One Hundred Forty-fourth Day were offered section by section.

Section 1 was adopted.

Section 2 was adopted with 39 ayes, 0 nays and 10 not voting.

Section 3 was adopted with 44 ayes, 0 nays and 5 not voting.

Section 4 (1) (a) was adopted with 38 ayes, 0 nays and 11 not voting.

Section 4 (1) (b) was adopted with 40 ayes, 0 nays and 9 not voting.

Section 4 (1) (c) was adopted with 40 ayes, 0 nays and 9 not voting.

Section 4 (1) (d) was adopted with 39 ayes, 0 nays and 10 not voting.

Section 4 (1) (e) was adopted with 39 ayes, 0 nays and 10 not voting.

Section 4 (1) (f) was adopted with 40 ayes, 0 nays and 9 not voting.

Section 4 (1) (g) was adopted with 38 ayes, 0 nays and 11 not voting.

Section 4 (1) (h) was adopted with 38 ayes, 0 nays and 11 not voting.

Section 4 (1) (i) was adopted with 38 ayes, 0 nays and 11 not voting.

Mr. Carpenter offered the following amendment to Standing Committee amendments, which was adopted with 28 ayes, 14 nays and 7 not voting:

In Standing Committee amendment 1, Sec. 4, line 32, strike "$4,850,000" and insert "$4,000,000".

Section 4 (1) (j) was adopted, as amended, with 35 ayes, 6 nays and 8 not voting.

Section 4 (1) (k) was adopted with 41 ayes, 0 nays and 8 not voting.

Section 4 (1) (l) was adopted with 42 ayes, 0 nays and 7 not voting.

Mr. Carpenter offered the following amendment to Standing Committee amendments, which was adopted with 38 ayes, 2 nays and 9 not voting:

In Standing Committee amendment 1, Sec. 4, line 39, strike "$500,000" and insert "$1,350,000".

Section 4 (1) (m) was adopted, as amended, with 36 ayes, 1 nay and 12 not voting.

Mrs. Orme offered the following amendment to the Standing Committee amendments:

Amend Section 4, subsection 1 by inserting the following after line 40:

(n)	Home Economics facility (East Campus)	$1,225,000
(o)	Home Economics facility (East Campus)	Reappropriate $1,015,000

Total cost not to exceed $2,240,000 from State funds.

Mrs. Orme requested a Call of the House. The Call showed 42 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

The Orme amendment was adopted with 26 ayes, 5 nays and 18 not voting.

Mr. Pedersen moved to reconsider action on the Orme amendment.

Mrs. Orme requested a Call of the House. The Call showed 38 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

The original motion prevailed with 26 ayes, 13 nays and 10 not voting.

The Orme amendment was re-adopted with 27 ayes, 11 nays and 11 not voting.

Explanation of Vote

Had my voting machine been working, I would have voted "aye" on re-adopting the Orme amendment adding Sec. 4 (1) (n) and (o) to LB 1425.

(Signed) Wayne L. Schreurs

Mr. Marvel moved to adopt Sec. 4 (2) (a).

Mr. Wylie moved to amend the Marvel motion and adopt all the Standing Committee amendments.

Mr. Wylie requested a Call of the House. The Call showed 43 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

The original motion prevailed with 22 ayes, 20 nays and 7 not voting.

Mr. Simpson requested a division of the question.

Section 4 (2) (a) was adopted with 35 ayes, 0 nays and 14 not voting.

Mr. Carpenter moved to suspend the rules and allow the amendments on the desk to be considered at this time.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Carstens offered the following amendment to the standing committee amendments, Sec. 4 (2) (e), which was adopted with 26 ayes, 9 nays and 14 not voting:

That the full sum of $638,400.00 be restored in the Standing Committee Amendments, line 50, page 3, for construction of a recreation and activities building at the Beatrice State Home.

Mr. Carstens offered the following amendment to the standing committee amendments, Sec. 4, (2) (g) line 56, which was adopted with 38 ayes, 0 nays and 11 not voting:

For air conditioning wards for severely and profoundly retarded at Beatrice State Home, $85,000.00.

Mr. Stull offered the following amendment to the standing committee amendments, Sec. 4 (4) (b), which was adopted with 26 ayes, 1 nay and 22 not voting:

Strike $938,000 and insert $1,400,000.

Mrs. Craft offered the following amendment to the standing committee amendments, Sec. 5, line 158, which was adopted with 24 ayes, 1 nay and 24 not voting:

Add "(86) Buffalo Bill Ranch area development $280,000.00" and renumber lines 153 to 158 as 158 to 164.

Mr. Marvel moved to adopt the balance of the standing committee amendments as amended.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

Visitors

Mr. Keyes introduced Mr. and Mrs. Milton Stoval, Mr. and Mrs. Clarence Keyes, Mr. and Mrs. Robert Shepler, and his wife.

Mr. Wenzlaff introduced his wife, Frieda, and his sisters-in-law, Mrs. Edna Ochsner and Mrs. Erna Griess of Sutton, Nebraska.

Message from the Governor

August 12, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 12, 1969 I approved LB 546.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

Members Excused

Messrs. Kremer and Knight asked unanimous consent to be excused at 4:42 p.m. for the remainder of the day. No objections So ordered.

Mr. Keyes asked unanimous consent to be excused at 4:55 p.m. for the remainder of the day. No objections. So ordered.

UNANIMOUS CONSENT — Print in Journal

Mr. Carstens asked unanimous consent to have the following proposed amendments to LB 667 printed in the Journal. No objections. So ordered.

1. In original section 1, line 5, strike "sixty-seven" and insert "ten"; and in line 7 after the period insert "Such appropriation shall be in addition to the fifty million dollars appropriated for state aid to public schools by section 11, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969.".

2. Strike all previous amendments except the Carpenter amendment.

Adjournment

At 5:03 p.m., on a motion by Mr. Nore, the Legislature adjourned until 8:30 a.m., Thursday, August 14, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FORTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, August 14, 1969

Pursuant to adjournment, the Legislature met at 8:37 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O God, we turn to Thee in the faith that Thou dost understand and art merciful. Some of us are not sure concerning Thee; not sure how Thou dost reveal Thy will to us; not sure that it is possible to us to know, in every decision, just what Thou desirest us to do. But if we can say, "This is what God wants us to do," none would vote against it, and how much time and temper and money would be saved. Make each one of us willing to yield himself to Thee in prayer and obedience. Come and deliver us therefore, as we wait upon Thee for help. Amen.

The roll was called and all members were present except Messrs. Batchelder, Knight, Luedtke, Pedersen, Proud and Wiltse, who were excused; Mr. Bloom was excused until 10:45 a.m.; Mr. Kokes who was excused until 9:15 a.m.; and Mr. Schreurs who was excused until 8:55 a.m.

Corrections for the Journal

Page 3497, line 21, after "Batchelder," insert "Bloom,".

Page 3502, line 21, delete "list" and insert "lost".

Page 3505, line 2, delete "8" and insert "7"; and delete "13" and insert "17".

Page 3505, after line 28, insert the following:

"Standing Committee amendments found in the Legislative Journal for the Ninety-eighth Day were adopted, as amended."

Page 3514, line 29, delete "stored" and insert "restored".

Page 3515, line 14, delete "29" and insert "30"; and delete "10" and insert "19".

The Journal for the One Hundred Forty-sixth Day was approved as corrected.

MOTION—Suspend Rules

Mr. Holmquist moved to suspend the rules and take up LB 1435 and LB 1436 on Final Reading at this time.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1435. With emergency.

A BILL FOR AN ACT making appropriations and reappropriations for the state government for the biennium beginning July 1, 1969, and ending June 30, 1971, for construction, repair, and improvement of state buildings and land acquisition as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Bloom
Knight
Kokes
Luedtke
Pedersen
Proud
Schreurs
Waldo
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1436. With emergency.

A BILL FOR AN ACT relating to the Game and Parks Commission; to provide for meetings of the commission; to authorize agreements for a headquarters and related buildings and facilities as prescribed; to repeal section 81-803, Reissue Revised Statutes of

Nebraska, 1943, as amended by section 1, Legislative Bill 576, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Mahoney
Moylan
Nore
Orme
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Batchelder
Bloom
Knight
Kokes
Luedtke
Marvel
Moulton
Pedersen
Proud
Schreurs
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Communications

Letter from Robert V. Denney acknowledging receipt of LR 78.

Letter from Carl Curtis, acknowledging receipt of LR 78.

Letter from Dave Martin acknowledging receipt of LR 78.

UNANIMOUS CONSENT—Expedite LB 1435 and LB 1436

Mr. Holmquist asked unanimous consent to expedite LB 1435 and LB 1436. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 878. Placed on Select File as amended.

E and R amendments to LB 878:

1. In section 1, line 6, reinstate the stricken "of"; and in line 13, insert "service" before "basis".

2. Add a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, lines 7 and 8, strike "to provide an operative date; and"; and in line 8, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 1286. Placed on Select File as amended.

E and R amendments to LB 1286.

1. In section 1, line 284, reinstate "and".

2. In the last line of the standing committee amendment, strike the period and insert an underscored semicolon.

LEGISLATIVE BILL 339. Correctly engrossed.

LEGISLATIVE BILL 976. Correctly engrossed.

LEGISLATIVE BILL 1037. Correctly engrossed.

LEGISLATIVE BILL 1307. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 86. Re: Legislative Interim Programs

Introduced by William F. Swanson, 27th District.

WHEREAS, the State Legislature has the responsibility of developing the basic public policies for the state, and of appropriating the funds necessary to implement these policies; and

WHEREAS, each session of the Legislature sees the Legislature faced with increased demands for services and programs, and with problems growing in complexity; and

WHEREAS, as the costs of state government continue to rise it becomes ever more important to consider the impact on the private sector, and to make careful and informed choices among the many competing demands for state services and funds; and

WHEREAS, just as important as the making of public policies is the enforcement and administration of them so that they are carried out in the manner and for the purposes which the Legislature intends; and

WHEREAS, the Legislature has a vested interest in determining if its major policy decisions are administered as intended and as financed, and also to determine if these programs are accomplishing what was desired.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to oversee and scrutinize the enforcement and administration of the programs which the Legislature has established and financed during the coming interim period.

2. That the committee consider not only the ways in which these programs are being administered, but also determine if the results or benefits of such programs are what was intended. The committee should also seek to learn if there are problems attendant to the enforcement of various programs which would require legislative correction.

3. That the committee make a report of its findings, together with any recommendations, to the Legislative Council and the 1971 Nebraska Legislature.

Referred to the Executive Board of the Legislative Council.

MOTION—Deadline for Resolutions

Mr. Holmquist moved that August 20 be set as the deadline for introduction of resolutions requiring an interim study committee.

The motion prevailed.

SELECT FILE

LEGISLATIVE BILL 581. E and R amendment found in the Legislative Journal for the One Hundred Forty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 639. E and R amendments found in the Legislative Journal for the One Hundred Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 205. E and R amendments found in the Legislative Journal for the One Hundred Forty-sixth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1415. E and R amendments found in the Legislative Journal for the One Hundred Forty-sixth Day were adopted.

Laid over at the request of Mr. Burbach.

LEGISLATIVE BILL 1212. E and R amendment found in the Legislative Journal for the One Hundred Forty-sixth Day was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1184. E and R amendments found in the Legislative Journal for the One Hundred Forty-sixth Day were adopted.

Mr. Hanna offered the following unanimous consent amendment:

1. In section 3, line 9, strike "cattle,"; in line 10 strike "bovine,".

Mr. Waldo objected.

Mr. Hanna moved to return LB 1184 to General File for the Hanna amendment.

Mr. Wylie requested a Call of the House. The Call showed 27 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

The original motion prevailed with 25 ayes, 2 nays and 22 not voting.

LEGISLATIVE BILL 818.

Mr. Mahoney offered the following unanimous consent amendment, which was adopted:

Sec. 2, line 2, strike "1970" and insert "1971".

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 934

Mr. Waldo asked unanimous consent to unbracket LB 934 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 934.

Mr. Waldo offered the following unanimous consent amendment:

1. Amend the bill by striking section 1 and all amendments to the bill, and inserting six new sections to read as follows:

"Section 1. That section 54-1501, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-1501. The Department of Agriculture may destroy or require the destruction of any swine which the Bureau of Animal Industry knows to be, or suspects is affected with or exposed to hog cholera, whenever the Department of Agriculture finds such destruction to be necessary to prevent or reduce the danger of the spread of hog cholera. *In addition, the State Veterinarian, or his authorized agent, may, as often as is deemed necessary and at the swine owner's expense, order inoculation with hog cholera anti-serum all swine imported into this state to prevent or reduce the spread of hog cholera.*

Sec. 2. That section 54-1507, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-1507. The Department of Agriculture shall not allow claims ~~if the claimant has failed to comply with any of the Nebraska laws pertaining to hog cholera and the cleaning and disinfection of his premises or conveyances as deemed necessary by the Bureau of Animal Industry to destroy hog cholera virus. The department shall not allow claims if there is substantial evidence that the owner or his agent has in any way been responsible for any attempt unlawfully or improperly to obtain indemnity funds for such swine.~~ *for swine destroyed pursuant to the authority contained in this article if the swine have been imported into this state within thirty days prior to the determination by the Department of Agriculture that destruction is necessary to prevent or reduce the danger of the spread of hog cholera; Provided,* *this restriction shall not apply to swine imported into this state from a state certified by the United States Department of Agriculture to be hog cholera free; and provided further, this restriction shall not apply and shall be null and void if the use of hog cholera anti-serum is made unavailable or its use prohibited by either the State of Nebraska or the United States Department of Agriculture. The thirty-day restriction shall commence running upon the date of importation into this state on all claims originating after the effective date of this act. The department shall disallow claims for indemnity for swine destroyed for any of the following additional reasons: (1) When there has been a violation of any law or duly promulgated rule or regulation pertaining to the movement of swine; (2) when any owner or any agent acting in his behalf has fed raw garbage without first having obtained a special permit from the Bureau of Animal Industry; (3) when the owner or any agent acting in his behalf has made any unlawful attempt to obtain indemnity funds for such swine; (4) if the claimant has failed to comply with any of the requirements for cleaning and disinfecting the premises or conveyances involved following a written order to do so by the Bureau of Animal Industry; (5) when any swine have been imported into this state without written permits from the bureau of Animal Industry or, when a diversion in route from point of destination as shown on such permit has occurred without permission from the Bureau of Animal Industry; or (6) when any swine have been imported into this state and the State Veterinarian has ordered inoculation with hog cholera anti-serum and the owner has refused, neglected or failed to provide inoculation.*

Sec. 3. *On all claims made to the Department of Agriculture, the burden of proof shall be upon the claimant to establish, by a preponderance of the evidence, that he has: (1) Been in possession of the swine for thirty days or longer if the swine were imported into this state from a state not certified to be hog cholera free; (2) abided by all laws pertaining to hog cholera and the rules and regulations promulgated by the department pursuant to section 54-1512; (3) not fed raw garbage except by special permit from the Bureau of Animal Industry; (4) cleaned and disinfected his premises pursuant to all written orders and requirements of the Bureau of Animal Industry; (5) abided by all orders of the State Veterinarian regarding the use of hog cholera* *anti-serum on import swine; (6) obtained the required health certificates and permits for swine imported into this state; and (7) not made any fraudulent claim for indemnity.*

Sec. 4. That section 54-1509, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-1509. Any person, partnership, *association,* or corporation, *or officer or member of same* who shall interfere with the appraisal and destruction of swine or violate a quarantine or disinfection order issued under the provisions of sections 54-1501 to 54-1512 ~~shall, upon conviction thereof, be fined not less than fifty dollars nor more than five hundred dollars.~~ *or who shall import swine into this state without first obtaining a health certificate from a licensed and accredited veterinarian and the required shipping permit from the Bureau of Animal Industry or who, after obtaining a health certificate and shipping permit, shall divert a shipment from the point of destination stated upon the health certificate and shipping permit without written permission from the Bureau of Animal Industry, shall be guilty of a felony, and shall, upon conviction thereof, be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or by imprisonment in the Nebraska Penal and Correctional Complex for not less than one nor more than three years or by both such fine and imprisonment.*

Sec. 5. That original sections 54-1501, 54-1507, and 54-1509, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Mr. Carpenter objected.

Mr. Waldo moved to return LB 934 to General File for the Waldo amendment.

Mr. Waldo requested a Call of the House. The Call showed 27 members present.

Mr. Waldo moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The original motion prevailed with 26 ayes, 4 nays and 19 not voting.

UNANIMOUS CONSENT—Unbracket LB 857

Mr. Wylie asked unanimous consent to unbracket LB 857 on Select File.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 857.

Mr. Wylie offered the following amendment, which was adopted:

Sec. 1, subsection (4), add new subsection F to be restricted to daylight hours only.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1435. Correctly enrolled.

LEGISLATIVE BILL 1436. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1435 LB 1436

Mr. Wylie Presiding

GENERAL FILE

LEGISLATIVE BILL 1184. Considered.

The Hanna specific amendment found in this Day's Journal was offered.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Mr. Hanna requested a Call of the House. The Call showed 32 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The Hanna amendment was rejected with 21 ayes, 5 nays and 23 not voting.

Mr. Carpenter moved to indefinitely postpone.

The motion lost with 16 ayes, 14 nays and 19 not voting.

Mr. Carpenter moved to place the bill at the bottom of General File.

The motion lost with 22 ayes, 12 nays and 15 not voting.

Mr. Waldo moved to suspend the rules and re-advance the bill to Select File.

The motion lost with 16 ayes, 7 nays and 26 not voting.

Mr. Waldo moved to advance the bill to E and R for review.

Mr. Waldo requested a Call of the House. The Call showed 35 members present.

Mr. Waldo moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The motion to advance lost with 15 ayes, 12 nays and 22 not voting.

Mr. Waldo moved to reconsider action on the Hanna amendment.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The Hanna amendment found in this Day's Journal was adopted with 29 ayes, 2 nays and 18 not voting.

Advanced to E and R for review with 27 ayes, 3 nays and 19 not voting.

LEGISLATIVE BILL 964. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Ninety-fifth Day were adopted.

Mr. Burbach offered the following amendments, which were adopted:

1. In renumbered section 11, line 4 insert "*, the minimum basic cost to the jobber,*" after "*distributor*"; in line 12 insert "*Different minimum basic costs to the retailer shall be determined for the various types and natures of the businesses wherein dairy products shall be sold or may be sold at retail.*" after the period; in line 14, insert "*, the cost of the jobber,*"

after "*distributor*"; in line 17, insert "*, jobber,*" after "*distributor*"; after the period at the end of line 36, insert "*In determining the minimum retail price, the board shall take into consideration the various types and natures of the businesses wherein dairy products shall be sold or may be sold at retail in any natural marketing area and may establish a different minimum retail price for each such type of business.*"

2. In renumbered section 12, line 3, insert "*and sections 8 to 13 of this act*" after "81-263.49".

Mr. Hasebroock Presiding

Mr. Syas moved to indefinitely postpone.

Mr. Syas requested a record vote.

Voting in the affirmative, 7:

Budd
Elrod
Moulton
Schmit
Syas
Wallwey
Whitney

Voting in the negative, 29:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Mahoney
Marvel
Moylan
Nore
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Waldron
Warner
Ziebarth

Not voting, 13:

Batchelder
Danner
Keyes
Klaver
Knight
Luedtke
Orme
Pedersen
Proud
Waldo
Wenzlaff
Wiltse
Wylie

The motion lost.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1367. Considered.

Mr. Waldo offered the following amendment, which was adopted:

That subsection (4) of Sec. 13, page 21, be stricken.

Mr. Wylie offered the following amendment, which was adopted:

1. In section 5, strike line 2 and insert "tor.
All hear-", and in line 18 strike "of Lancaster County".

Mr. Wylie offered the following amendments, which were adopted:

Section 2, page 7, line 179. Strike "by the director" and insert therefor: *under the terms of this act or pursuant to the terms of any other act administered by the director*

Section 6, page 10. Following sub-section (7), insert a new Section (8) to read as follows: *Inspection of all operations traditionally and usually conducted at retail stores, where meat, meat food products, poultry and poultry food products are sold, consumed, held for sale or offered for sale, and in connection therewith, to cause said operations to be inspected to protect the consuming public from meat, poultry, meat food products and poultry food products which may be adulterated or misbranded by seizure or embargo of said products pursuant to the terms of section 12 of this act.*

Advanced to E and R for review with 29 ayes, 1 nay and 19 not voting.

UNANIMOUS CONSENT—Revert to Select File

Mr. Danner asked unanimous consent to revert to Select File to unbracket and take up LB 177. No objections. So ordered.

Mr. Wylie Presiding

SELECT FILE

LEGISLATIVE BILL 177. Mr. Bloom offered a unanimous consent amendment.

Mr. Danner objected.

Advanced to E and R for engrossment.

Mr. Carpenter moved to bracket LB 177 on Final Reading until LB 979 passes.

The motion prevailed.

MOTION—Return LB 177 to Select File

Mr. Bloom moved to return LB 177 to Select File for the following specific amendment:

1. Strike original sections 1 to 11 and insert the following:

"Section 1. Any Class V school district is hereby authorized to establish, maintain and operate a vocational technical school within the boundaries of such district. Such vocational technical school shall offer training and instruction of a type which will prepare its students for advantageous entrance and satisfactory advancement in industrial, technical, business, distributive, health, and agricultural occupations.

Sec. 2. Any vocational technical school established by a Class V school district shall be a separate and distinct entity from other educational offerings and facilities of such district, but the school board of such district shall be the governing body of such school.

Sec. 3. The Legislature shall appropriate such amounts as it determines to be necessary to provide adequate facilities, comparable to those at the Nebraska Vocational Technical School at Milford, for any school established pursuant to this act. Such funds shall be appropriated to the State Board of Vocational Education, which shall make them available to the school district upon application.

Sec. 4. The State Board of Vocational Education shall cooperate with the school board of any school district establishing a vocational technical school pursuant to this act, and shall make available to such school district all state and federal funds under the state board's control for which such district may qualify.

Sec. 5. Any school district establishing a vocational technical school pursuant to this act may acquire real and personal property, construct buildings, employ administrators, instructors, and other personnel, establish policies for admission, set tuition rates, and do all other things necessary for the operation of such school.

Sec. 6. All funds received by a school district in connection with a vocational technical school established pursuant to this act shall be kept in a separate fund, and expenditures in connection with such school shall be made from such fund.".

The motion prevailed with 26 ayes, 3 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 177. The Bloom specific amendment found in this Day's Journal was offered.

Mr. Bloom moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Bloom requested a Call of the House. The Call showed 31 members present.

Mr. Danner moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The Bloom amendment was rejected with 23 ayes, 8 nays and 18 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 857. Replaced on Select File as amended.

E and R amendments to LB 857:

1. In lieu of the Wylie amendment adopted 8/14/69, in section 1, line 31, strike *"and"*; in line 34, strike the period and insert *"; and"*; and after line 34 insert a new subdivision to read:

"(f) Shall only be operated during hours of daylight.".

2. In line 4 of E & R amendment 6, adopted 8/14/69, strike "and"; and in line 4 insert ", and hours of operation" after "speed".

LEGISLATIVE BILL 1434. Replaced on Select File as amended.

E and R amendments to LB 1434:

1. Strike the Luedtke amendments 2 to 4.

2. Renumber original sections 1 to 3 as sections 2 to 4.

3. Renumber section 4, added by the Elrod amendment 1, as section 5.

4. Renumber original sections 4 and 5 as sections 6 and 7.

5. In renumbered section 6, line 1, insert "32-535," after "sections".

6. In the title, line 2, insert "32-535," after "sections"; in line 4, insert "to harmonize with previous legislation;" after the semicolon; in line 7, insert "to substitute municipal courts for justices of the peace as prescribed;" after the semicolon.

7. In line 8 of the title, after "sections" and in section 6, line 3 after "1943" insert ", and also section 32-313, Reissue Revised Statutes of Nebraska, 1943, as amended by section 7, Legislative Bill 1294, Eightieth Session, Nebraska State Legislature, 1969".

LEGISLATIVE BILL 728. Replaced on Select File as amended.

E an R amendment to LB 728:

1. In new section 8, line 8, strike *"83-322"* and insert *"83-222"*.

LEGISLATIVE BILL 1399. Placed on Select File as amended.

E and R amendments to LB 1399:

1. For correlation purposes, in line 2 of section 1, insert ", as amended by section 1, Legislative Bill 190, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 5 insert "and limited urban renewal authorities" after "authorities"; in line 6 strike "such"; in line 6 insert "or limited authority" after "authority"; in line 10 insert "or the Limited Urban Renewal Authority of the City (or Village) of .... (name of city or village)" before the period; in line 14, insert "or limited urban renewal authority," after the comma; in line 20 insert "or the limited authority" after "authority"; strike beginning with the semicolon in line 31 through "such" in line 35 and insert ". The terms of office of the members of a limited urban renewal authority shall be for the duration of only one single specific limited pilot project authorized in the ordinance creating such limited urban renewal authority, and the terms of the members of a limited urban renewal authority shall expire upon the completion of the single specific limited pilot project authorized in the ordinance creating such limited urban renewal authority. A"; strike beginning with the first "of" in line 39 through "class" in line 40; after line 54 insert

"When the ordinance submitted to the electors for approval by a majority vote of the electors voting thereon is to create a limited urban renewal authority the proposition shall be stated on the ballot as follows:

Shall the City (or Village) of ____________ (name of city or village) create a Limited Urban Renewal Authority of the City (or Village) of ____________ (name of city or village)?

☐ Yes
☐ No."; after the period in line 58 insert

"Members of a limited authority shall hold office as provided in this section."; in lines 62 and 77 strike "The" and insert "Any"; in lines 62, 77, 85, 104, and 119 insert "established under the provisions of this section" after "authority"; in lines 85 and 119, strike "the" and insert "any"; in line 94 insert "or a limited urban renewal authority" after "authority"; in lines 97, 107, 109, 112, 113, 115, 122, and 126, strike the "the" before "authority" and insert "such"; in line 104 strike "an" and insert "any"; and in line 133 strike "authorities" and insert "any authority ~~created~~ *established* under the provisions of this section".

2. For correlation purposes, in line 2 of section 3, insert ", as amended by section 10, Legislative Bill 1398, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and strike beginning with "serve" in line 10 through the first "to" in line 11.

3. For correlation purposes, in line 2 of section 4, insert ", as amended by section 11, Legislative Bill 1398, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 5 remove underscoring from "conduct"; at the end of line 5 insert "in cooperation with the State Office of Planning and Programming"; strike lines 13, 17, 18, 19, 22, and 23, and redesignate subdivision "(e)" as subdivision "(d)", subdivision "(f)" as subdivision "(e)", subdivision "(j)" as subdivision "(f)", and subdivision "(k)" as subdivision "(g)"; in line 21 strike the stricken matter and remove underscoring from the new matter; and in lines 36 and 37 remove underscoring from the new matter.

4. In section 4, line 38, reinstate "To"; insert "*To*" before the first word in lines 44, 49, 53, 56, 63, 67, 71, and 76; and in line 74 strike "*to*".

5. Amend renumbered section 7 to read:

"Sec. 7. That original sections 81-1201, 81-1206, and 81-1208, Revised Statutes Supplement, 1967, section 18-2102.01, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 190, Eightieth Session, Nebraska State Legislature, 1969, and sections 81-1203 and 81-1204, Revised Statutes Supplement, 1967, as amended by sections 10 and 11, Legislative Bill 1398, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

6. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT to amend sections 81-1201, 81-1206, and 81-1208, Revised Statutes Supplement, 1967, section 18-2102.01, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 190, Eightieth Session, Nebraska State Legislature, 1969, and sections 81-1203 and 81-1204, Revised Statutes Supplement, 1967, as amended by sections 10 and 11, Legislative Bill 1398, Eightieth Session, Nebraska State Legislature, 1969, relating to community develop-"; and in lines 9 and 10 strike "to provide an operative date;".

LEGISLATIVE BILL 503. Placed on Select File as amended.

E and R amendments to LB 503:

1. In new section 1, line 13, strike "*such*" and insert "*the*".

2. In standing committee amendment 3, line 11, strike "*; (4) for*" and insert "*. For*".

3. In the title, line 2, strike "77-2718, 77-2723" and insert "77-2717, 77-2718"; strike beginning with "to" in line 4 through the semicolon in line 5 and insert "to require fiduciary returns as prescribed; to redefine terms;".

LEGISLATIVE BILL 504. Placed on Select File as amended.

E and R amendments to LB 504:

1. In section 1, line 94, insert "*or community antenna television service*" after "services"; and in line 286, insert "*service*" after "water".

2. For correlation purposes, in line 2 of section 1, insert ", as amended by section 1, Legislative Bill 1286, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and strike lines 203 to 206 and insert:

"(a) Materials for future processing, manufacture or conversion into articles of tangible personal property for resale where such materials become an ingredient or component part of the finished product or are used directly and immediately dissipated in fabricating, converting, or processing such materials or parts thereof. Immediately dissipated as used in this subdivision shall mean one-time use;".

3. In section 2, line 68, insert "*, in good faith,*" after "takes".

4. For correlation purposes, in line 2 of section 2, insert ", as amended by section 1, Legislative Bill 574, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 4, strike "and one half"; in lines 8 and 9 strike "on or after June 1, 1967,"; and in line 9 strike "1969" and insert "1970"; in line 10, strike "two per cent" and insert "that which is set by the State Board of Equalization and Assessment as provided in section 3 of ~~this act~~ *Legislative Bill 574, Eightieth Session, Nebraska State Legislature, 1969*"; and in line 187, insert "set as" after "rate".

5. Insert the Burbach amendment to section 3, lines 96 to 106, after the period in line 90; in line 5 thereof, insert an underscored comma after "*profit*"; in line 15, strike "*60 percent*" and insert "*sixty per cent*"; in line 17, strike "*sub-section*" and insert "*subdivision*"; and in the last line strike the period and insert an underscored semicolon.

6. In line 2 of the Burbach amendment to section 3, line 112, insert a comma after "processing" as in the statutes.

7. For correlation purposes, in line 2 of section 3, insert "as amended by section 1, Legislative Bill 1046, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; strike the sentence beginning in line 90 and the stricken matter in lines 96 to 106; in line 118 strike "and"; strike lines 119 to 123 and insert:

"(m) Purchases by the state or by any county, township, city, village or rural or suburban fire protection district, for use in a governmental capacity. Any rural or suburban fire protection district shall, upon the filing of a claim therefor in the manner provided in subdivision (1) (i) of section 77-2703, be entitled to a refund of any sales or use tax which it has paid prior to the effective date of this act from which it is made exempt by the provisions of this act, but no refund shall be made in any amount less than five dollars; and

(n) The purchase price of a motor vehicle purchased with funds substantially contributed by the Veterans' Administration of the United States for a disabled veteran under the provisions of section 1901, Chapter 39, Title 38, United States Code."; in line 147, strike "this section" and insert "section 77-2703"; in line 149, strike "herein fixed" and insert "imposed by section 77-2703"; and in line 152, strike "herein" and insert "by section 77-2703".

8. In section 4, line 81, strike "and" and insert "and *or*".

9. Because of the motion found on page 3489 of the Journal, in section 1, lines 255 and 258, insert "*or contract*" after "common".

10. Because of the motion found on page 3489 of the Journal, in section 3, lines 73, 79, and 137, insert "*or contract*" after "common".

11. Because of the motion found on page 3489 of the Journal, in section 4, line 44, insert "*or contract*" after "common".

12. In section 8, line 2, insert "1969," after the comma; in line 4, insert "by" after "be"; in line 6 insert "the" after the first "for"; in line 10, insert "The" after the period.

13. In section 9, line 1, strike "of" and insert a comma; in line 2, insert "1969," after the comma; and in line 15, strike the comma.

14. Amend renumbered section 11 to read:

"Sec. 11. That original sections 77-2706, 77-2708, 77-2709, and 77-2711, Revised Statutes Supplement, 1967, section 77-2702, as amended by section 1, Legislative Bill 1286, Eightieth Session, Nebraska State Legislature, 1969, section 77-2703, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 574, Eightieth Session, Nebraska State Legislature, 1969, section 77-2704, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1046, Eightieth Session, Nebraska State Legislature, 1969, and sections 2 and 6, Legislative Bill 578, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

15. In lieu of the Burbach amendment 5, add a new section to read:

"Sec. 12. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

16. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT to amend sections 77-2706, 77-2708, 77-2709, and 77-2711, Revised Statutes Supplement, 1967, section 77-2702, as amended by section 1, Legislative Bill 1286, Eightieth Session, Nebraska State Legislature, 1969, section 77-2703, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 574, Eightieth Session, Nebraska State Legislature, 1969, section 77-2704, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1046, Eightieth Session, Nebraska State Legislature, 1969, and sections 2 and 6, Legislative Bill 578, Eightieth Session, Nebraska State Legislature, 1969, relating to the sales"; in lines 5 and 6, strike "to eliminate options;"; in line 8, insert "to provide the effective date of local sales and use taxes; to provide situs for certain transactions;" after the semicolon; in line 9, strike "and"; and in line 9, insert "; and to declare an emergency" after "sections".

(Signed) Wayne W. Ziebarth, Chairman

Visitors

Mr. Johnson introduced Boy Scout Troop #103 from Fremont and leaders, Mrs. Gayle Eggers and Mrs. Clayton Kock and Carrie.

UNANIMOUS CONSENT—Executive Session

Mr. Harsh asked unanimous consent to hold an executive session of the Education Committee at 1:00 p.m. No objections. So ordered.

Members Excused

Mr. Simpson asked unanimous consent to be excused at 11:40 a.m. until 12:00. No objections. So ordered.

Mr. Robinson asked unanimous consent to be excused at 2:30 p.m. for the remainder of the day. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused tomorrow. No objections. So ordered.

Recess

At 12:05 p.m., on a motion by Mr. Skarda, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:37 p.m., Mr. Holmquist presiding.

The roll was called and all members were present except Messrs. Batchelder, Knight, Luedtke, Pedersen, Proud and Wiltse, who were excused.

Presented to the Governor

Presented to the Governor for approval on August 14, 1969 at 10:05 a.m.: LB 1216, LB 1085, LB 922, LB 686, LB 642, LB 1435, LB 1436.

(Signed) Ruth Bossard, Enrolling Clerk

MOTION—Return LB 1433 to Select File

Mr. Mahoney moved to return LB 1433 to Select File for the following specific amendment:

1. Add a new section to read:

"Sec. 48. *When the mill levy or any part thereof has been unsuccessfully challenged in any court action, the court shall order that any funds impounded as a result of such action shall remain impounded until the next ensuing year and the amount thereof shall be taken into consideration in determining the amount necessary to be raised by taxation during such year and setting the mill levy therefor.*".

2. Renumber sections 48 to 53 as sections 49 to 54.

3. In renumbered section 50, line 1, insert "*sections 1 to 47 and section 49 of,*" after "*of*".

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1433.

The Mahoney specific amendment found in this Day's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 857. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1434. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 728. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1399. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 503. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 504. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 177.

Advanced to E and R for engrossment with 25 ayes, 1 nay and 23 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 87. Re: Volunteer Firemen

Introduced by William H. Hasebroock, 18th District; Maurice A. Kremer, 34th District; and Leslie Robinson, 36th District

WHEREAS, volunteer firemen provide the only protection against costly losses from fire in the majority of Nebraska communities; and

WHEREAS, Nebraska's volunteer firemen have attained a high level of competence through many years of dedicated training and service; and

WHEREAS, service to their communities often is at a personal financial sacrifice to these volunteer firemen.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study the feasibility of a pension plan for volunteer firemen, such study to include methods of financing and administering such a plan and of determining eligibility for participation.

2. That the committee report its findings and recommendations to the Legislative Council and the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

Mr. Simpson Presiding

GENERAL FILE

LEGISLATIVE BILL 667. Considered.

Mr. Carstens offered the following amendments:

1. In original section 1, line 5, strike "sixty-seven" and insert "ten"; and in line 7 after the period insert "Such appropriation shall be in addition to the fifty million dollars appropriated for state aid to public schools by section 11, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969.".

2. Strike all previous amendments except the Carpenter amendment.

"Each school district shall be guaranteed the total amount of foundation aid as computed by the provisions of Section 79-1334."

Mr. Elrod moved the previous question. The question is, "Shall the debate now cease?" The motion lost with 16 ayes, 15 nays and 18 not voting.

Mr. Schreurs moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The Carstens amendments were adopted with 20 ayes, 14 nays and 15 not voting.

Advanced to E and R for review with 28 ayes, 6 nays and 15 not voting.

Visitors

Mrs. Orme introduced Larry Wentz and son, Lew, of Atwater, California.

Mr. Simpson introduced Mr. and Mrs. Harry Ash and son Pat of New Jersey; and Mr. and Mrs. Frank Sevigne, U. of N. track coach.

Members Birthday

Mr. Skarda announced that today is Mr. Schmit's birthday. The members sang "Happy Birthday" to him.

Members Excused

Messrs. Clark, Duis and Holmquist asked unanimous consent to be excused at 2:50 p.m. for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1036. Reading waived. Explained.

Mrs. Orme offered the following amendment, which was adopted:

> Amend the Bill by striking from lines 26 and 27 the words "or listed and certified by The First Church of Christ, Scientist, in Boston, Massachusetts" and insert in lieu thereof "by and for members of a church which includes healing by prayer and spiritual means as a part of its religious practices".

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 449. Reading waived. Explained.

Mr. Holmquist asked unanimous consent to withdraw his amendments printed in the Journal for the One Hundred Twenty-eighth Day. No objections. So ordered.

The motion to advance lost with 15 ayes, 6 nays and 28 not voting.

Laid over until tomorrow at the request of Mr. Wallwey.

LEGISLATIVE BILL 508. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One-hundredth Day was adopted.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1295. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1396. Reading waived. Explained.

Mr. Bloom offered the following amendments in lieu of the Standing Committee amendments, which were adopted:

1. Strike section 1.

2. Renumber original section 2 as section 1, and in line 1 thereof strike "Sec." and insert "Section".

3. Strike original sections 3 to 24 and insert the following:

"Sec. 2. As used in this act, unless the context otherwise requires:

(1) Parking facilities shall mean the entire surface or subsurface parking area and all improvements therein or appurtenances used in connection therewith, including entrances and exits, and all equipment, machinery, and accessories necessary or convenient for the parking of vehicles; and

(2) Civic center shall mean the area designated by the city council in the master plan of the city as the site for city and county administrative, legislative, and judicial headquarters, together with such other governmental functions and subdivisions as may be deemed appropriate.

Sec. 3. Any city of the metropolitan class and/or any county in which such city is located may jointly construct parking facilities in conjunction with a civic center. When constructed city and/or county shall jointly or separately agree to lease the parking facilities for operation, in which case the lease shall be granted to the highest and best bidder, after publication and notice of such offering for lease in the same manner as required by law for other contracts awarded by the city and county. Such facilities shall not be operated by the city and county.

Sec. 4. For the purpose of constructing such parking facilities, the city and county may jointly issue revenue bonds. The principal and interest of such bonds shall be payable only out of the revenue and income of such parking facilities.

Sec. 5. Each city of the metropolitan class shall have the power to lease, upon such terms as it shall deem appropriate for a term not to exceed ninety-nine years, air space above any street, alley, major traffic street, connecting link, controlled access facility, main thoroughfare, boulevard, or other property owned by such city, to one or more of the owners of the fee title adjoining such air space on either or both sides of such street, alley, major traffic street, connecting link, controlled access facility, main thoroughfare, boulevard or other city property, provided that the air space to be so leased is not needed for and does not materially interfere with the use of such street, alley, major traffic street, connecting link, controlled access facility, main throughfare, boulevard or other city property.

All leases of such air space shall provide the minimum clearances to be maintained at various points over the street, alley, major traffic street, connecting link, controlled access facility, main thoroughfare, boulevard, or other city property; the area of the air space to be leased; the location of supports, columns, pillars, foundations or other similar or supporting structures within or on such street, alley, major traffic street, connecting link, controlled access facility, main thoroughfare, boulevard, or other city property, provided that such supporting structures shall be so located as not to materially interfere with the use of the street, alley, major traffic street, connecting link, controlled access facility, main thoroughfare, boulevard, or other city property. Such leases may contain such other terms and conditions as shall be deemed appropriate by the city.

In determining rental under any such lease, the city may take into account the public purpose or use, if any, to be served by the lessee.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 1188. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-second Day were adopted.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1405. Reading waived. Explained.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 668. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-fifth Day were adopted.

Mr. Burbach offered the following amendment:

1. In section 1, line 4, after the period, insert "The provisions of this act shall not apply to any corporation, foreign or domestic, which has met the requirements of law and is in good standing with the office of the Secretary of State on July 31, 1969.".

2. Strike section 2.

3. Strike original section 3 and insert the following:

"Sec. 2. Any corporation, either domestic or foreign, except those corporations in good standing with the Secretary of State on July 31, 1969, which shall acquire any rural real estate used for farming, ranching or agricultural purposes, by judicial process or operation of law or pursuant to section 5 of this act, shall dispose of such real estate within five years of the date it was so acquired. During such five-year period the corporation may farm and use such land for farming, ranching, or agricultural purposes. The five-year limitation provided by this section shall be deemed a covenant running with the title to the land against any grantee, successor, or assignee of such corporation, which also is a corporation.".

4. Renumber section 4 inserted by Standing Committee amendment 4, as section 3.

5. Renumber section 5, inserted by Standing Committee amendment 5, as section 4.

6. Strike Standing Committee amendments 2, 3, and 6.

7. In original section 6, line 2, after the first comma, insert "except those corporations in good standing with the Secretary of State on July 31, 1969, and those corporations described in section 3 of this act,"; in line 4 strike "not"; strike line 5 and insert "used for farming, ranching, or agricultural purposes".

Mr. Schreurs moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 26 ayes, 4 nays and 19 not voting.

The Burbach amendment was adopted by unanimous consent.

Mr. Carpenter requested a record vote on advancing the bill.

Mr. Wallwey moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 32 ayes, 1 nay and 16 not voting.

Mr. Carpenter requested a Call of the House. The Call showed 31 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Voting in the affirmative, 17:

Bloom
Budd
Burbach
Carpenter
Carstens
Kennedy
Klaver
Kokes
Kremer
Mahoney
Marvel
Moylan
Reynolds
Skarda
Stull
Wenzlaff
Ziebarth

Voting in the negative, 16:

Craft
Danner
Elrod
Hanna
Johnson
Keyes
Moulton
Nore
Orme
Schmit
Schreurs
Swanson
Waldron
Wallwey
Whitney
Wylie

Not voting, 16:

Batchelder
Clark
Duis
Harsh
Hasebroock
Holmquist
Knight
Luedtke
Pedersen
Proud
Robinson
Simpson
Syas
Waldo
Warner
Wiltse

The motion to advance to E and R for review lost.

Mr. Wylie moved to indefinitely postpone.

Mr. Bloom moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Carpenter requested a Call of the House. The Call showed 34 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The original motion prevailed with 18 ayes, 10 nays and 21 not voting.

MOTION — Revert to Select File

Mr. Burbach moved to revert to Select File to take up LB 1415.

The motion prevailed.

SELECT FILE

LEGISLATIVE BILL 1415. Mr. Burbach offered the following amendment, which was adopted by unanimous consent:

In Section 5 line 4 after "state" strike "," and add *"either (a)".*

In Section 5 line 15 after "Nebraska," add *"or, (b) such other form of assurance of such performance as shall be acceptable to the Tax Commissioner."*

In Section 6 line 5 after "Tax Commissioner" add *"(a)".*

In Section 6 line 15 after "-braska" strike "." and add *", or, (b) such other form of assurance of such performance as shall be acceptable to the Tax Commissioner."*

Advanced to E and R for engrossment.

Member Excused

Mr. Burbach asked unanimous consent to be excused tomorrow. No objections. So ordered.

Message from the Governor

August 14, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 14, 1969 I approved LB 201, LB 534, LB 642, LB 686, LB 922, LB 1085, LB 1216, LB 1435 and LB 1436.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT: sjs

Adjournment

At 4:42 p.m., on a motion by Mr. Carstens, the Legislature adjourned until 8:30 a.m., Friday, August 15, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED FORTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, August 15, 1969

Pursuant to adjournment, the Legislature met at 8:30 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Lord, make me a channel of Thy peace: that where there is hatred I may bring love. That where there is wrong I may bring the spirit of forgiveness. That where there is discord I may bring harmony. That where there is error, I may bring truth. That where there is doubt I may bring faith. That where there is despair I may bring hope. That where there are shadows I may bring light. That where there is sadness I may bring joy. Lord, grant that I may seek rather to confort than to be conforted. To understand than to be understood. To love than to be loved. For it is by giving that one receives, it is by forgetting that one finds, by forgiving that one is forgiven. It is by dying that one awakens to eternal life. Amen.

The roll was called and all members were present except Messrs. Batchelder, Burbach, Klaver, Luedtke, Pedersen, Proud, and Wiltse, who were excused.

Corrections for the Journal

Page 3526, line 3, correct spelling of "Wylie".
Page 3535, line 15, delete "to per cent" and insert "two per cent".
Page 3542, line 22, delete "exists" and insert "exits".
Page 3543, line 31, correct spelling of "thoroughfare".

The Journal for the One Hundred Forty-seventh Day was approved as corrected.

Members Excused

Messrs. Stull and Moylan asked unanimous consent to be excused this afternoon. No objections. So ordered.

Communications

Letter from Dean Pohlenz, administrative assistant to Senator Hruska, acknowledging receipt of LR 78.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1427. Replaced on Select File as amended.

E and R amendments to LB 1427:

1. Renumber original section 1 as section 2, section 2 added by the Harsh amendment as section 3, and original section 2 as section 4.

2. Amend renumbered section 4 to read:

"Sec. 4. That original section 79-428, Reissue Revised Statutes of Nebraska, 1943, section 79-427, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 236, Eightieth Session, Nebraska State Legislature, 1969, and section 79-426.05, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

3. In the title, strike lines 2 to 9 and insert:

"FOR AN ACT to amend section 79-428, Reissue Revised Statutes of Nebraska, 1943, section 79-427, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 236, Eightieth Session, Nebraska State Legislature, 1969, and section 79-426.05, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to change requirements for membership on county committees; to change the qualifications to vote at district meetings or school elections; and to repeal the original sections.".

LEGISLATIVE BILL 462. Correctly engrossed.

LEGISLATIVE BILL 581. Correctly engrossed.

LEGISLATIVE BILL 728. Correctly engrossed.

LEGISLATIVE BILL 1075. Correctly engrossed.

LEGISLATIVE BILL 1322. Correctly engrossed.

LEGISLATIVE BILL 1334. Correctly engrossed.

LEGISLATIVE BILL 1395. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Bracket LB 1183

Mr. Schreurs asked unanimous consent to bracket LB 1183 on E and R until LB 964 is acted upon. No objections. So ordered.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1439. By William Wylie, 40th District; At the Request of the Governor

A BILL FOR AN ACT relating to multihandicapped children; to establish a program for such children.

UNANIMOUS CONSENT—Suspend Rules

Mr. Wylie asked unanimous consent to suspend the rules and place LB 1439 on General File without a public hearing. No objections. So ordered.

UNANIMOUS CONSENT—Unbracket LB 492

Mr. Holmquist asked unanimous consent to unbracket LB 492 and deliver to the Governor. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 878. E and R amendments found in the Legislative Journal for the One Hundred Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1286. E and R amendments found in the Legislative Journal for the One Hundred Forty-seventh Day were adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 885 to Select File

Mr. Marvel moved to return LB 885 to Select File for the following specific amendment:

1. In the bill, add 2 new sections to be known as sections 4 and 5, and to read as follows:

"Sec. 4. That section 68-1019, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 883, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

68-1019. Medical assistance on behalf of recipients shall be paid directly to vendors. On behalf of recipients over sixty-five years of age, medical assistance shall include care in an institution for mental diseases. On behalf of all recipients, medical assistance shall include other inpatient and outpatient hospital care, laboratory and X-ray services, nursing home services, care home services, ~~home health care services, nursing services, clinic services, services of practitioners licensed by the Department of Health, and such drugs, appliances, and health aids as may be prescribed by practitioners licensed by the Department of Health~~ *and services of the physician licensed to practice medicine and surgery; Provided, that the provisions of this section shall be subject to the provisions to H.R. 5833, 91st Congress, 1st Session.*

Sec. 5. *The Department of Public Welfare shall arrange for utilization reviews of periods of hospital care on behalf of recipients of public assistance. Such utilization reviews shall determine the actual necessary period of stay for each spell of illness, and the amount of payment of medical assistance shall be limited to such necessary period of time.*".

2. Renumber renumbered sections 4 to 6 as sections 6 to 8 respectively.

3. In renumbered section 7, line 3, strike "and", and in line 6 insert ", and section 68-1019, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 883, Eightieth Session, Nebraska State Legislature, 1969" after "1969".

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

MOTION—Return LB 503 to Select File

Mr. Carstens moved to return LB 503 to Select File for the following specific amendment:

Strike section 3.

Renumber the sections accordingly.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

MOTION—Return LB 177 to Select File

Mr. Keyes moved to return LB 177 to Select File for the following specific amendment:

1. Strike original sections 1 to 11 and insert the following:

"Section 1. Any Class V school district *or Class III school district whose boundaries are common,* are hereby authorized to establish, maintain and operate a vocational technical school within the boundaries of such districts. Such vocational technical school shall offer training and instruction of a type which will prepare its students for advantageous entrance and satisfactory advancement in industrial, technical, business, distributive, health, and agricultural occupations.

Sec. 2. Any vocational technical school established by a Class V school district *or Class III school district whose boundaries are common,* shall be a separate and distinct entity from other educational offerings and facilities of such districts, but the school board of such district *or districts* shall be the governing body of such school.

Sec. 3. The Legislature shall appropriate such amounts as it determines to be necessary to provide adequate facilities, comparable to those at the Nebraska Vocational Technical School at Milford, for any schools established pursuant to this act. Such funds shall be appropriated to the State Board of Vocational Education, which shall make them available to the school district upon application.

Sec. 4. The State Board of Vocational Education shall cooperate with the school boards of any school districts establishing a vocational technical school pursuant to this act, and shall make available to such school district all state and federal funds under the state board's control for which such districts may qualify.

Sec. 5. Any school district or districts establishing a vocational technical school pursuant to this act may acquire real and personal property, construct buildings, employ administrators, instructors, and other personnel, establish policies for admission, set tuition rates, and do all other things necessary for the operation of such school.

Sec. 6. All funds received by a school district in connection with a vocational technical school established pursuant to this act shall be kept in a separate fund, and expenditures in connection with such school shall be made from such fund.".

The motion lost with 4 ayes, 18 nays and 27 not voting.

Mr. Skarda moved to return LB 177 to Select File for the following specific amendment:

Strike the enacting clause.

The motion lost with 3 ayes, 18 nays and 28 not voting.

SELECT FILE

LEGISLATIVE BILL 885. The Marvel specific amendment found in this Day's Journal was adopted by unanimous consent.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 503. The Carstens specific amendment found in this Day's Journal was adopted by unanimous consent.

Re-advanced to E and R for engrossment.

UNANIMOUS CONSENT—Withdraw Name

Mr. Bloom asked unanimous consent to withdraw his name from LB 177. No objections. So ordered.

STANDING COMMITTEE REPORTS

Nebraska Retirement Systems

LEGISLATIVE BILL 1345. Placed on General File as amended.

Standing Committee amendments to LB 1345:

1. In section 4, line 1, line 8, and line 10, strike "*Governor*" and insert "*council*".

2. In section 7, strike line 3, and insert "*and reinvestment of money in all state funds invested on the ef-*

fective date of this act or not currently needed at any time after the effective date of this act".

3. In section 8, line 1 before "*The*" insert "*(1)*"; in line 3, strike "*which is*" and insert "*invested on the effective date of this act or*"; and after line 9 insert a new subsection to read as follows:

"*(2) A board, commission, department, agency, or official charged with the control of any other state fund shall notify the state investment officer as to the amount of money in such fund invested on the effective date of this act or not currently needed and the length of time such money will be available for investment. When it shall appear to such board, commission, department, agency or official that any such invested money is needed, such board, commission, department, agency, or official shall notify the state investment officer who shall order the sale or conversion into cash of securities held in the appropriate account as will produce the amount required.*".

4. Strike original section 9, and in lieu thereof insert the following:

"Sec. 9. *Whenever the money in a fund under the control of a board, commission, department, agency, or official is derived from contributions to a pension and retirement plan, any change in the type of investment of such money by the state investment officer shall be subject to approval of the board, commission, department, agency, or official charged with the administration of such pension and retirement plan. If the investment of such money is with a primary carrier, the state investment officer may specify any payment procedures thereunder which he may deem advisable. For the purposes of this act, the term primary carrier shall include insurance companies and trust companies.*".

5. In section 12, line 2, after "*to*" insert "*subsection (1) of*"; in line 5 strike "*section 9*" and insert "*subsection (2) of section 8*".

6. In section 14, line 6, after "*thereof*" insert "*, or at the direction of the state investment officer, the State Treasurer shall have such securities held in the name of a nominee*".

7. In section 22, line 1, strike "*section*" and insert "*sections 8 and*".

8. In section 36, line 6, strike "*section 9*" and insert "*subsection (2) of section 8*".

9. Insert 2 new sections to be known as sections 58 and 59 and to read as follows:

"Sec. 58. That section 60-446, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-446. The general administration of the Nebraska State Patrolmen's Retirement System, except the investment of funds subject to investment under ~~section 72-1215~~ *sections 1 to 23 and 135 of this act,* is hereby vested in the Board of Educational Lands and Funds. The board shall make rules and regulations not inconsistent herewith, as may be necessary to carry out the provisions of sections 60-441 to 60-460. The board shall employ an executive officer and such assistants and employees as may be necessary to efficiently discharge the duties imposed by sections 60-441 to 60-460.

Sec. 59. That section 60-449, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-449. The state investment officer may invest such funds of the system as the board shall certify to the Nebraska Investment Council under the provisions of ~~section 72-1224~~ *sections 1 to 23 and 135 of this act,* and shall sell any such securities upon request from the officers of the system so as to provide money for the payment of benefits or annuities.".

10. Renumber original sections 58 to 77 as sections 60 to 79.

11. In renumbered section 77, line 4, strike the new matter and reinstate the stricken matter; strike lines 5 and 6 and insert "~~of the principal~~ of the funds derived from the sale of such lands then in the treasury *in classes of securities as provided in section 10 of this act.*, ~~but none of such funds~~"; strike the new matter in lines 44 to 47 and insert "*The board may elect to have such funds invested by the state investment officer pursuant to the provisions of sections 1 to 23 and 135 of this act, subject to approval by the board of each investment.*".

12. Strike original section 78.

13. Renumber original sections 79 to 83 as sections 80 to 84.

14. Insert a new section to be known as section 85 and to read as follows:

"Sec. 85. That section 79-1501, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1501. As used in sections 79-1501 to 79-1553, unless the context otherwise requires:

(1) Accumulated contributions shall mean the sum of all amounts deducted from the compensation of a member and accredited to his individual account in the School Employees' Savings Fund together with regular interest thereon, compounded annually, less the proportionate share of the expense of the administration of the retirement system created by sections 79-1501 to 79-1553;

(2) Beneficiary shall mean any person in receipt of a school retirement allowance or other benefit provided by sections 79-1501 to 79-1553;

(3) Member shall mean any person who has an account in the School Employees' Savings Fund;

(4) County school official shall mean the county superintendent or district superintendent and any person serving in his office who is required by law to have a teacher's certificate;

(5) Creditable service shall mean prior service for which credit is granted under sections 79-1515 to 79-1518 plus all service rendered while a member of the retirement system;

(6) Disability retirement allowance shall mean the total of the school employee's annuity and the service annuity paid to a person upon retirement for disability under the provisions of section 79-1524;

(7) Employer shall mean the State of Nebraska or any subdivision thereof or agency of the state or subdivision authorized by law to hire school employees, as defined in this section, or to pay their salaries;

(8) Fiscal year shall mean any year beginning July 1 and ending June 30 next following;

(9) Regular interest shall mean interest at such a rate as shall be determined by the retirement board in conformity with actual and expected earnings on its investments;

(10) Junior school employee shall mean a school employee, as herein defined, who has not arrived at his twenty-first birthday anniversary on August 15 preceding;

(11) Present senior school employee shall mean a senior school employee, as herein defined, who was employed within the State of Nebraska on September 1, 1945;

(12) Full-time employee shall mean a person whose services are engaged for full-time employment on an annual or continuing contract basis;

(13) Prior service shall mean service rendered as a school employee in the public schools of the State of Nebraska, as such is defined in this section, prior to July 1, 1945;

(14) Public school shall mean any and all schools supported by public funds and wholly under the control and management of the State of Nebraska, or any subdivision thereof, including schools established, maintained, and controlled by the school boards of local school districts and schools under the control and management of the State Normal Schools, the board of regents of the municipal university of Omaha or ~~The~~ *the* Board of Regents of the University of Nebraska, any educational service unit, and any other educational institution wholly supported by public funds;

(15) Retirement shall mean qualifying for and accepting a school or disability retirement allowance granted under the provisions of sections 79-1501 to 79-1553;

(16) Retirement board or board shall mean the Board of Educational Lands and Funds, which shall administer said retirement system;

(17) Retirement system shall mean the school retirement system of the State of Nebraska provided for in sections 79-1501 to 79-1553;

(18) Required deposit shall mean the deduction of five per cent of the compensation not exceeding twenty-four hundred dollars per annum received by a member, as provided in section 79-1531, which shall all be deposited in the School Employees' Savings Fund except the members's proportionate share of the expense of the administration which shall be credited to the Expense Fund;

(19) School year shall mean one calendar year which shall include not less than one hundred twenty teaching days or, in the case of service in the State of Nebraska prior to July 1, 1945, not less than seventy-five per cent of the then legal school year;

(20) Senior school employee shall mean a school employee, as herein defined, who has arrived at his twenty-first birthday anniversary on August 15 preceding;

(21) Service shall mean service as a school employee;

(22) School retirement allowance shall mean the total of the savings annuity and the service annuity paid a person who has retired under the provisions of sections 79-1520 and 79-1521. The monthly payments

shall be payable at the end of each calendar month during the life of a retired member. The first payment shall include all amounts accrued since the effective date of the award of annuity, including a pro rata portion of the monthly amount of any fraction of a month elapsing between the effective date of such annuity and the end of the calendar month in which such annuity began. The last payment shall be at the end of the calendar month in which such member shall die;

(23) Service annuity shall mean payments for life, made in equal monthly installments, derived from appropriations made by the State of Nebraska to the retirement system;

(24) State deposit shall mean the deposit made by the state in the retirement system on behalf of any member;

(25) State school official shall mean the Commissioner of Education and his professional staff and the assistant commissioner of education in charge of vocational education and his professional staff;

(26) School employee shall mean any employee of a public school whose services are engaged for at least half-time employment on an annual or continuing contract basis;

(27) Savings annuity shall mean payments for life, made in equal monthly payments, derived from the accumulated contributions of a member;

(28) Emeritus member shall mean a person who has entered retirement under the provisions of sections 79-1501 to 79-1553, including those persons who have retired since July 1, 1945, under any other regularly established retirement or pension system as contemplated by section 79-1512, and who has thereafter been reemployed in any capacity by a public school in Nebraska, or has become a state school official or county school official subsequent to such retirement, and who has applied to the board for emeritus membership in the retirement system. The school district or agency shall certify to the retirement board on forms prescribed by the retirement board that the annuitant was reemployed, rendered a service and was paid by the district for such services; and

(29) Primary carrier shall mean the life insurance company or trust company designated by the retirement board as the underwriter or trustee of the retirement system.".

15. Renumber original section 84 as section 86, and in line 14 after "under" insert "*subsection (2) of*"; and strike "9" and insert "8".

16. Renumber original section 85 as section 87, and in line 5 after "under" insert "*subsection (2) of*"; and in line 6 strike "9" and insert "8".

17. Insert a new section to be known as section 88 and to read as follows:

"Sec. 88. That section 79-1503.01, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1503.01. It shall be the duty of the board:

~~(1) To select, on the basis of the most sound proposal or proposals received, after written notice of such proposition to all domestic companies, one or more life insurance companies, banks or trust companies au- serve as trustee for the retirement system, and to enter serve as trustees for the retirement system, and to enter into a contract or contracts with such company or companies in the name of the retirement system; *Provided*, that if a bank or trust company is chosen as the primary carrier the funds shall be invested and reinvested in such securities and investments as are authorized for trustees, guardians, conservators, executors, or administrators under the laws of Nebraska;~~

~~(2) To change underwriters or trustees if, in the judgment of the board, such action would be desirable; *Provided*, that the board shall give thirty days' notice in writing to the company whose contract is proposed to be canceled and, if such company makes demand therefor before such time has expired, a public hearing shall be held to determine the reasonableness of the proposed cancellation;~~

~~(3)~~ *(1)* To determine the eligibility of an individual to be a member of the retirement system and other questions of fact in the event of dispute between an individual and a department;

~~(4)~~ *(2)* To adopt rules and regulations for the management of the board;

~~(5)~~ *(3)* To keep a complete record of all proceedings taken at any meeting of the board; and

~~(6)~~ *(4)* To employ such actuarial and other assistance as may be necessary in the performance of its duties.".

18. Renumber original section 86 as section 89.

19. Insert 2 new sections to be known as sections 90 and 91 and to read as follows:

"Sec. 90. That section 79-1556, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1556. All money received by the State Treasurer and the retirement board for the retirement system shall be ~~transmitted to the primary carrier~~ *invested by the state investment officer* within thirty-one days of receipt.

Sec. 91. That section 79-1557, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1557. All benefits under the retirement system shall be paid ~~by the primary carrier~~ as directed by the retirement board.".

20. Renumber original sections 87 to 113 as sections 92 to 118.

21. Insert 2 new sections to be known as sections 119 and 120 and to read as follows:

"Sec. 119. That section 84-1301, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

84-1301. As used in sections 84-1301 to 84-1331, unless the context otherwise requires:

(1) Employee shall mean any person or officer employed by the State of Nebraska whose compensation is paid out of state funds or funds controlled or administered by a state department through any of its executive or administrative officers when acting exclusively in their respective official, executive, or administrative capacities; but shall not include judges, members of the Nebraska ~~Safety~~ *State* Patrol, employees of the University of Nebraska, employees of the Division of Employment of the Department of Labor, employees of the State Board of Agriculture whose compensation is not paid out of the General Fund, the Nebraska National Guard air and army technicians, or persons making contributions to the School Retirement System of the State of Nebraska;

(2) Part-time employee shall mean an employee who works less than one half of the regularly scheduled hours;

(3) Retirement shall mean qualifying for and accepting a retirement allowance granted under the provisions of sections 84-1301 to 84-1331;

(4) Retirement board or board shall mean the State Employees Retirement Board;

(5) Retirement system shall mean the State Employees Retirement System of the State of Nebraska;

(6) Required contribution shall mean the deduction to be made from the salary of employees, as provided in sections 84-1301 to 84-1331;

(7) Service shall mean the actual total length of employment as an employee and shall include leave of absence because of disability or military service when properly authorized by the retirement board;

(8) Straight life annuity shall mean an ordinary annuity, payable for the life of the primary annuitant only, and terminating at his death without refund or death benefit of any kind;

(9) Prior service shall mean service before January 1, 1964;

(10) Group annuity contract shall mean the contract or contracts issued by one or more life insurance companies to the retirement system in order to provide the benefits described in sections 84-1301 to 84-1331;

(11) Primary carrier shall mean the life insurance company *or trust company* designated ~~by the retirement board~~ as the administrator of the group annuity contract; and

(12) State department shall mean any department, bureau, commission or other division of state government, not otherwise specifically defined or exempted in sections 84-1301 to 84-1331, whose employees and officers are not already covered by a retirement plan.

Sec. 120. That section 84-1305, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

84-1305. It shall be the duty of the board:

~~(1) To select, on the basis of the most sound proposal or proposals received, after written notice of such proposition to all domestic companies, one or more life insurance companies authorized to do business in Nebraska to issue the group annuity contract to the retirement system, and to enter into such contract with such company or companies in the name of the retirement system;~~

~~(2) To cancel the group annuity contract and enter into a new one with some other life insurance company or companies if, in the judgment of the board, such action should be desirable; *Provided,* that the board shall give thirty days' notice in writing to the company whose contract is proposed to be canceled and, if such company makes demand therefor before such time has ex-~~

~~pired, a public hearing shall be held to determine the reasonableness of the proposed cancellation;~~

~~(3)~~ *(1)* To determine the prior service annuity, if any, for each person who shall be an employee on January 1, 1964;

~~(4)~~ *(2)* To determine the eligibility of an individual to be a member of the retirement system and other questions of fact in the event of dispute between an individual and a department;

~~(5)~~ *(3)* To adopt rules and regulations for the management of the board;

~~(6)~~ *(4)* To keep a complete record of all proceedings taken at any meeting of the board; and

~~(7)~~ *(5)* To employ such actuarial and other assistance as may be necessary in the performance of its duties.".

22. Renumber original sections 114 and 115 as sections 121 and 122.

23. Insert a new section to be known as section 123 and to read as follows:

"Sec. 123. That section 85-106, Revised Statutes Supplement, 1967, be amended to read as follows:

85-106. The Board of Regents shall have power (1) to enact laws for the government of the university; (2) to elect a chancellor, deans, professors, associate professors, assistant professors, instructors, other members of the faculty staff, and employees generally of the university; (3) to prescribe the duties of such persons; (4) to fix their compensation; (5) to provide, in its discretion, retirement benefits for present and future employees of the university, subject to the following: (a) The cost of such retirement benefits shall be funded in accordance with sound actuarial principles with the necessary contributions for both past service and future service being treated in the university budget in the same way as any other operating expense, (b) the maximum university contribution under any such retirement plan shall not exceed six per cent of each university employee's salary or wage earnings for any calendar year, (c) each employee's contribution shall at least equal the university's contribution to any such retirement fund, ~~and~~ (d) the retirement benefits of any employee for service prior to the effective date of any retirement plan established under the provisions of this section shall be those provided under the retirement plan now in force which benefits shall not be abridged, *and (e) the investment of retirement funds shall be pursuant to sections 1 to 23 and 135 of this act*; (6) to provide, through the University Extension Division, for the holding of classes at various localities throughout the state avoiding unnecessary duplication of courses offered by other educational institutions in such localities; and (7) to remove the chancellor, deans, professors, associate professors, assistant professors, instructors, other members of the faculty staff, and employees generally, when the interests of the university shall require it.".

24. Renumber original sections 116 to 121 as sections 124 to 129.

25. Insert 3 new sections to be known as sections 130 to 132 and to read as follows:

"Sec. 130. That section 85-191, Revised Statutes Supplement, 1967, be amended to read as follows:

85-191. On or before March 15, 1968, the university board shall submit to the state board all recommendations for the employment of faculty, officers, employees, and other personnel to become effective on or after July 1, 1968. On or before April 15, 1968, the state board shall advise the university board of its approval or modification of such list; *Provided,* that all rights and privileges of existing faculty members shall be fully protected. All officers, employees, faculty, and other persons presently in the employ of the municipal University of Omaha and who remain in the employ of the University of Nebraska at Omaha shall not be subject or eligible to membership in the state board retirement system authorized and provided by section 85-106. The insurance and retirement plans authorized by sections 14-1321 to 14-1326, and in effect on October 23, 1967 shall be maintained by the state board for present and future employees of the University of Nebraska at Omaha. *Investment of funds in such insurance and retirement plans shall be pursuant to sections 1 to 23 and 135 of this act.*

Sec. 131. That section 85-192, Revised Statutes Supplement, 1967, be amended to read as follows:

85-192. There is hereby created a University of Nebraska at Omaha Cash Fund which shall consist of all fees and other money collected from students at the University of Nebraska at Omaha by authority of the state board for university purposes, receipts from all university activities at the University of Nebraska at Omaha collected in connection with the operation of such university, and the money and funds referred to in section 85-189. A record shall be kept separating such money and funds into appropriate and convenient accounts. All money and funds accruing to the cash fund when appropriated by the Legislature shall be used for the maintenance and operation of the University of Nebraska at Omaha and shall at all times be subject to the orders of the state board accordingly; *Provided,* that (1) no warrant shall be issued against such fund unless there is money sufficient to pay the same, and (2) there may be retained at the University of Nebraska at Omaha a sum not to exceed one hundred thousand dollars out of such money to make settlement and equitable adjustments to students entitled thereto, to carry on university activities contributing to the fund, and to provide for contingencies. On January 1, 1969, or as soon thereafter as possible, the University of Nebraska at Omaha Cash Fund shall be in the custody of the State Treasurer; *Provided,* that in making such transfer on or after January 1, 1969 the state board may retain an amount out of such fund to provide for remaining unpaid liabilities and expenses of the municipal University of Omaha. *Any money in such fund available for investment shall be invested by the state investment officer pursuant to sections 1 to 23 and 135 of this act.*

There is also hereby created a University of Nebraska at Omaha Trust Fund which shall consist of all property, real, or personal, now or hereafter acquired by or for the municipal University of Omaha by donation or bequest to it, which property shall be held and applied in the manner and according with the provisions of the will, deed, or instrument making such donation or bequest. All future donations or bequests to or for the University of Nebraska at Omaha shall be a part of such trust fund. On July 1, 1968, the university board shall convey and transfer all of the endowment property to such trust fund. Such trust fund shall be held and managed in such manner as the state board shall determine; *Provided,* that such holdings and management shall be in strict accordance with all terms of the donation or bequest, but in the absence of any investment instructions the funds may be invested by or at the direction of the state board in such investments as are authorized for trustees, guardians, executors or administrators under the laws of Nebraska. *Any money in such* *fund available for investment shall be invested by the state investment officer pursuant to sections 1 to 23 and 135 of this act.*

Sec. 132. That section 85-195, Revised Statutes Supplement, 1967, be amended to read as follows:

85-195. The Board of Education of State Normal Schools, the Department of Institutions and ~~The~~ *the* Board of Regents of the University of Nebraska shall have the authority to purchase retirement annuity contracts for any or all of their employees *at the direction of the state investment officer pursuant to sections 1 to 23 and 135 of this act*, may enter into contracts with their employees providing for the purchase by them of such retirement annuity contracts, or may provide for the purchase by them of such retirement annuity contracts in the general contract of employment with any or all of their employees. Such annuity contracts shall be purchased solely from the earnings of the employee, with no state contribution, and the contract shall become the property of the employee. Where necessary in connection with the purchase of retirement annuity contracts, any such employee shall execute an order authorizing the withholding of necessary amounts from any wages or salary payable to the employee, and such order and revocation thereof shall be executed in the manner and form required by section 44-1609.".

26. Renumber original sections 122 to 124 as sections 133 to 135.

27. Insert a new section to be known as section 136 and to read as follows:

"Sec. 136. *If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.*".

28. Renumber original sections 125 and 126 as sections 137 and 138.

29. In renumbered section 137, line 5, after the fifth comma, insert "60-446, 60-449"; line 12, after the second comma, insert "84-1301, 84-1305,"; line 16 after the third comma insert "79-1501," and after the fifth comma insert "79-1503.01," and after the last comma insert "79-1556, 79-1557,"; line 18 after the fifth comma insert "85-106," and after the last comma insert "85-191, 85-192, 85-195,".

30. Strike "*124*" and insert "*135*" in section 24, line 19; section 25, line 16; section 26, line 19; section 27, line 16; section 28, line 21; section 29, line 17; section 30, line 18; section 31, line 16; section 32, line 14; section 33, line 83; section 34, line 17; section 35, line 77; section 37, line 33; section 38, line 9; section 39, line 11; section 40, line 19; section 41, line 14; section 42, line 24; section 43, line 16; section 44, line 54; section 45, line 46; section 46, line 21; section 47, line 20; section 48, line 22; section 49, line 37; section 50, line 49 and line 55; section 51, line 11; section 52, line 26; section 53, line 10; section 54, line 19; section 55, line 19; section 56, line 12; renumbered section 60, line 26; renumbered section 61, line 42; renumbered section 62, line 9; renumbered section 63, line 33; renumbered section 64, line 11; renumbered section 65, line 25; renumbered section 66, line 30; renumbered section 67, line 15; renumbered section 68, line 21; renumbered section 69, line 12; renumbered section 70, line 17; renumbered section 71, line 17; renumbered section 72, line 22; renumbered section 73, line 11; renumbered section 74, line 28; renumbered section 76, line 19; renumbered section 79, line 40; renumbered section 80, line 24; renumbered section 81, line 11; renumbered section 82, line 26; renumbered section 83, line 27; renumbered section 84, line 16; renumbered section 89, line 11; renumbered section 92, line 12; renumbered section 93, line 13; renumbered section 94, line 63; renumbered section 95, line 42; renumbered section 96, line 16; renumbered section 97, line 42; renumbered section 98, line 10; renumbered section 99, line 15; renumbered section 100, line 33; renumbered section 101, line 23; renumbered section 102, line 23; renumbered section 103, line 14; renumbered section 104, line 30; renumbered section 105, line 24; renumbered section 106, line 33; renumbered section 107, line 23; renumbered section 108, line 27; renumbered section 109, line 23; renumbered section 110, line 64; renumbered section 111, line 10; renumbered section 112, line 17; renumbered section 113, line 14; renumbered section 114, line 12; renumbered section 115, line 24; renumbered section 116, line 37; renumbered section 117, line 22; renumbered section 118, line 14; renumbered section 124, line 11; renumbered section 125, line 25; renumbered section 127, line 15; renumbered section 128, line 22; and renumbered section 134, line 34.

LEGISLATIVE BILL 452. Placed on General File as amended.

Standing Committee amendments to LB 452:

1. In section 1, line 4, after "*Colleges,*" insert "*a junior college board,*", line 10, insert "*under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended*" after "contracts", and strike lines 33 to 35, and insert "*nuity contract is nontransferable.*".

2. Strike section 2 and insert:

"Sec. 2. That section 85-106, Revised Statutes Supplement, 1967, be amended to read as follows:

85-106. The Board of Regents shall have power (1) to enact laws for the government of the university; (2) to elect a chancellor, deans, professors, associate professors, assistant professors, instructors, other members of the faculty staff, and employees generally of the university; (3) to prescribe the duties of such persons; (4) to fix their compensation; (5) to provide, in its discretion, *retirement benefits for present and future employees of* the university, subject to the following: (a) The cost of such retirement benefits shall be funded in accordance with sound actuarial principles with the necessary contributions for both past service and future service being treated in the university budget in the same way as any other operating expense, (b) the maximum university contribution under any such retirement plan shall not exceed *the sum of (i)* six per cent of each university employee's salary or wage earnings for any calendar year *before any agreement for reduction of salary or wage earnings, and (ii) pursuant to an agreement for reduction of salary or wage earnings, the amount of the reduction of salary or wage earnings,* (c) each employee's contribution shall at least equal the university's contribution to any such retirement fund *but shall not exceed six per cent of each university employee's salary or wage earnings for any calendar year and shall be calculated before any agreement for any reduction of salary or wage earnings; Provided, that in lieu of making such contribution, each such employee may enter into an agreement for reduction of salary or wages in an amount equal to such employee's contribution for the purchase by the Board of Regents of an annuity contract for such employee, under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended,* ~~and~~ (d) the retirement benefits of an employee for service prior to the effective date of any retirement plan established under the provisions of this section shall be those provided under the retirement plan now in force which benefits shall not be abridged, *and (e) any new employee hired by the Uni-*

versity of Nebraska at Omaha after the effective date of this act shall be limited to not in excess of six per cent of such employee's salary or wage earnings for any calendar year in his contribution pursuant to an agreement for reduction of salary or wages for the purchase by the Board of Regents of an annuity contract for such employee under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended; (6) to provide, through the University Extension Division, for the holding of classes at various localities throughout the state avoiding unnecessary duplication of courses offered by other educational institutions in such localities; and (7) to remove the chancellor, deans, professors, associate professors, assistant professors, instructors, other members of the faculty staff, and employees generally, when the interests of the university shall require it.

Sec. 3. That section 85-191, Revised Statutes Supplement, 1967, be amended to read as follows:

85-191. On or before March 15, 1968, the university board shall submit to the state board all recommendations for the employment of faculty, officers, employees, and other personnel to become effective on or after July 1, 1968. On or before April 15, 1968, the state board shall advise the university board of its approval or modification of such list; *Provided,* that all rights and privileges of existing faculty members shall be fully protected. All officers, employees, faculty, and other persons presently in the employ of the municipal University of Omaha and who remain in the employ of the University of Nebraska at Omaha shall not be subject or eligible to membership in the state board retirement system authorized and provided by section 85-106. The insurance and retirement plans authorized by sections 14-1321 to 14-1326, and in effect on October 23, 1967 shall be maintained by the state board for present and future employees of the University of Nebraska at Omaha*; Provided, any new officer, employee, faculty or other person hired by the University of Nebraska at Omaha after the effective date of this act shall be limited to not in excess of six per cent of such employee's salary or wage earnings for any calendar year in his contribution pursuant to an agreement for reduction of salary or wages for the purchase by the Board of Regents of an annuity contract for such employee under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended.*

Sec. 4. That section 85-320, Revised Statutes Supplement, 1967, be amended to read as follows:

85-320. The Board of ~~Education of~~ *Trustees of the Nebraska* State ~~Normal Schools~~ *Colleges* shall have power, in its discretion, to provide retirement benefits for present and future employees of the board, subject to the following: (1) The cost of such retirement benefits shall be funded in accordance with sound actuarial principles with the necessary contributions for both past service and future service being treated in the budgets in the same way as any other operating expense, (2) the maximum state contribution under such retirement plan shall not exceed *the sum of (a)* six per cent of each employee's salary or wage earnings for any calendar year *before any agreement for reduction of salary or wage earnings, and (b) pursuant to an agreement for reduction of salary or wage earnings, the amount of the reduction of salary or wage earnings,* (3) each employee's contribution shall at least equal the state contribution to any such retirement fund *but shall not exceed six per cent of each state college employee's salary or wage earnings for any calendar year and shall be calculated before any agreement for any reduction of salary or wage earnings; Provided, that in lieu of making such contribution, each such employee may enter into an agreement for reduction of salary or wages in an amount equal to such employee's contribution for the purchase by the Board of Education of an annuity contract for such employee, under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended,* and (4) the retirement benefits of any employee for service prior to the effective date of any retirement plan established under the provisions of this section shall be those provided under the retirement plan now in force which benefits shall not be abridged.

Sec. 5. *A junior college board shall have power to provide, in its discretion, retirement benefits for present and future employees of a junior college, subject to the following: (a) The cost of such retirement benefits shall be funded in accordance with sound actuarial principles with the necessary contributions for both past service and future service being treated in the junior college district budget in the same way as any other operating expense, (b) the maximum junior college district contribution under any such retirement plan shall not exceed the sum of (1) six per cent of each junior college dis-*

trict employee's salary or wage earnings for any calendar year; before any agreement for reduction of salary or wage earnings, and (2) pursuant to an agreement for reduction of salary or wage earnings, the amount of the reduction of salary or wage earnings, (c) each employee's contribution shall at least equal the junior college district's contribution to any such retirement fund but shall not exceed six per cent of each junior college employee's salary or wage earnings for any calendar year and shall be calculated before any agreement for any reduction of salary or wage earnings; Provided, that in lieu of making such contribution, each such employee may enter into an agreement for reduction of salary or wages in an amount equal to such employee's contribution for the purchase by the junior college board of an annuity contract for such employee, under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended, and (d) the retirement benefits of any employee for service prior to the effective date of any retirement plan established undr the provisions of this section shall be those provided under the retirement plan now in force which benefits shall not be abridged.

Sec. 6. That original sections 85-106, 85-191, and 85-320, Revised Statutes Supplement, 1967, are repealed.

Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Claire W. Holmquist, Chairman

UNANIMOUS CONSENT—Place at head of General File

Mr. Holmquist asked unanimous consent to place LB 1345 and LB 452 at the head of General File. No objections. So ordered.

NOTICE OF COMMITTEE HEARING

Committee on Committees

August 15, 1969

The Committee on Committees will meet at 1:15 p.m. on Thursday, August 21, 1969, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann as follows:

Roger Larson - Nebraska Educational Television Commission
Dale R. Rist - Advisory Comm. to Dept. of Public Welfare and Public Institutions

Bennet Martin - Advisory Committee to Dept. of Economic Development
Calvin L. Hayes - Advisory Committee to Dept. of Economic Development
Carlin Whitesell - Advisory Committee to Dept. of Economic Development
Gary Carpenter - Advisory Committee to Dept. of Economic Development
Neil Colerick - Advisory Committee to Dept. of Economic Development
Robert Runice - Advisory Committee to Dept. of Economic Development

(Signed) Wm. Wylie, Chairman
Committee on Committees

GENERAL FILE

LEGISLATIVE BILL 1345. Reading waived. Explained.

Standing Committee amendments found in this Day's Journal were offered.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Standing Committee amendments were adopted with 33 ayes, 1 nay and 15 not voting.

Advanced to E and R for review with 34 ayes, 2 nays and 13 not voting.

Mr. Whitney asked unanimous consent to add his name to the bill. No objections. So ordered.

Mr. Holmquist asked unanimous consent to expedite. No objections. So ordered.

LEGISLATIVE BILL 452. Reading waived. Explained.

Standing Committee amendments found in this Day's Journal were adopted.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

Mr. Holmquist asked unanimous consent to expedite. No objections. So ordered.

LEGISLATIVE BILL 934. Considered.

The Waldo pending amendment found in the Legislative Journal for the One Hundred Forty-seventh Day was adopted.

Advanced to E and R for review with 31 ayes, 1 nay and 17 not voting.

Mr. Waldo asked unanimous consent to expedite. No objections. So ordered.

UNANIMOUS CONSENT—Expedite LB 979

Mr. Danner asked unanimous consent to expedite LB 979. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 449. Considered.

Advanced to E and R for review with 23 ayes, 7 nays and 19 not voting.

LEGISLATIVE RESOLUTION 39. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred-fifth Day was adopted.

LR 39 was adopted with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1422. Reading waived. Explained.

Mr. Swanson offered the following amendment, which was adopted:

1. Strike original sections 1 to 3 and insert the following:

"Section 1. That section 81-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

81-101. The civil administration of the laws of the state is vested in the Governor. For the purpose of aiding the Governor in the execution and administration of the laws, the executive and administrative work shall be divided into the following departments: (1) Department of Agriculture; (2) Department of Labor; (3) Department of Health; (4) Department of Roads; (5) Department of Water Resources; (6) Department of Banking; (7) Department of Insurance; (8) Department of Motor Vehicles;

(9) Department of Public Welfare; (10) Department of Public Institutions; (11) Department of Administrative Services; ~~and~~ (12) Department of Economic Development; *and (13) Department of Telecommunications.*

Sec. 2. That section 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

81-102. The Governor shall appoint heads for the various departments, subject to confirmation by a majority vote of the members elected to the Legislature. Such appointments shall be submitted to the Legislature within sixty calendar days following the first Thursday after the first Tuesday in each odd-numbered year. The officers shall be designated as follows: (1) The Director of Agriculture for the Department of Agriculture; (2) the Commissioner of Labor for the Department of Labor; (3) the members of the State Board of Health for the Department of Health; (4) the State Engineer for the Department of Roads; (5) the Director of Water Resources for the Department of Water Resources; (6) the Director of Banking for the Department of Banking; (7) the Director of Insurance for the Department of Insurance; (8) the Director of Motor Vehicles for the Department of Motor Vehicles; (9) the Director of Public Welfare for the Department of Public Welfare; (10) the Director of Public Institutions for the Department of Public Institutions; (11) the Director of Administrative Services for the Department of Administrative Services; ~~and~~ (12) the Director of Economic Development for the Department of Economic Development*; and (13) the Telecommunications Director for the Department of Telecommunications.* Whoever shall be so nominated by the Governor and shall fail to receive the number of votes requisite for confirmation, shall not be subject to nomination or appointment for this or any other appointive state office requiring confirmation by the Legislature during the period for which his appointment was sought. In case of a vacancy in any of such offices during the recess of the Legislature, the Governor shall make a temporary appointment until the next meeting of the Legislature, when he shall nominate some person to fill such office. Any person so nominated who is confirmed by the Legislature, shall hold his office during the remainder of the term if a specific term has been provided by law, otherwise during the pleasure of the

Governor subject to the provisions of this section; *Provided,* any such officers may be removed by the Governor pursuant to Article IV of the Constitution of Nebraska.

Sec. 3. That section 81-1120.02, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1120.02. As used in sections 81-1120.01 to 81-1120.14, unless the context otherwise requires:

(1) Board shall mean the state telecommunications board;

(2) Director shall mean the telecommunications director;

(3) ~~Division~~ *Department* shall mean ~~the telecommunications division of the~~ Department of ~~Administrative Services~~ *Telecommunications;*

(4) State Telecommunications System shall mean the total telecommunications facilities and equipment owned, leased, or used by all departments, agencies, and subdivisions of state government; and

(5) Telecommunication shall mean any transmission, emission, or reception of signs, signals, writing, images, and sounds or intelligence of any nature by wire, radio, optical, or other electromagnetic systems.

Sec. 4. That section 81-1120.03, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1120.03. There is hereby created, ~~within the Department of Administrative Services, a telecommunications division~~ *a Department of Telecommunications* to be headed by a telecommunications director. The ~~Director of Administrative Services~~ *Governor, with the consent of a majority of the members elected to the Legislature,* shall appoint as telecommunications director any person *who holds a bachelor's or higher degree in engineering from an accredited college or university and* who has not less than ~~three~~ *six* years' experience in a position or positions which include responsibility for management, purchase, *or* lease~~, or control~~ of telecommunications *systems* for a private or governmental enterprise. *Six additional years of similar experience may be substituted for the foregoing educational requirement.* No person shall hold the position of telecommunications director who is directly or indirectly interested in any telecommunications common carrier or other company engaged in the furnishing of telecommunication services or facilities, but investment in stock of a telecommunications common carrier in an amount determined by the ~~Director of Administrative Services~~ *State Telecommunications Board* to be not significant shall not be considered disqualifying.

Sec. 5. That section 81-1120.05, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1120.05. There is hereby established a state telecommunications board which shall consist of the Adjutant General, the State Engineer, the chief officer of the Nebraska State Patrol, the secretary of the Game and Parks Commission, the secretary of the Nebraska Educational Television Commission, the Director of Administrative Services, ~~and~~ the Director of Aeronautics *and the Executive Director of the Governor's Commission on Law Enforcement and Criminal Justice. In addition the board shall select as a member an individual in the field of public power in the State of Nebraska with more than five years of experience in such field to be a member of the board, who shall serve for a period of one year and may succeed himself, if reelected by the board.* The board shall organize by electing one of its members as chairman, who shall serve for a period of one year and may succeed himself in this office if reelected by the board. It shall meet at least four times a year or upon call of the chairman, the telecommunications director, or any two members of the board. The board shall provide advice in the development, management, administration, and operation of a consolidated telecommunications system to meet the telecommunications requirements of all departments ~~and~~ , agencies *and political subdivisions* of state government. Board members shall receive no compensation for duties performed as members of the board, but shall be reimbursed for actual expenses incurred while engaged in the performance of their duties under the provisions of sections 81-1120.01 to 81-1120.14.

Sec. 6. That section 81-1120.06, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1120.06. The ~~division~~ *department* shall have authority to purchase or lease telecommunications facilities, services, or channels on terms which are for the best interests of the State of Nebraska. In making the decision as to what proposal is for the best interests of the state, the decision of the ~~division~~ *department* shall be based upon, but not necessarily limited to, (1) the total cost to the state, computed in accordance with accepted governmental cost accounting procedures taking into account taxes to be paid or foregone, interest rates, and obsolescence; (2) the quality of the service offered; (3) the comprehensiveness of the proposed facilities or plan; (4) the financial responsibility of the supplier or carrier submitting the proposal; (5) the repair and maintenance capabilities of the supplier or carrier; (6) the experience as a telecommunications carrier or supplier, as applicable; and (7) the alternate methods or facilities available.

Sec. 7. That section 81-1120.07, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1120.07. Personnel of all departments, offices, and agencies of state government shall cooperate and assist to the maximum extent possible in the consolidation and joint use of telecommunications systems and services used by and under the direction of such departments or agencies*, and shall coordinate all telecommunications services or facilities procurement through the Director of Telecommunications*.

Sec. 8. That section 81-1120.09, Revised Statutes Supplement, 1967, be amended to read as follows:

81-1120.09. There is hereby established a revolving fund to be known as the Telecommunications Revolving Fund. Appropriations made to the Department of ~~Administrative Services~~ *Telecommunications* for the purposes of sections 81-1120.01 to 81-1120.14 shall be credited to the revolving fund. All funds received under the provisions of sections 81-1120.01 to 81-1120.14, and all funds received for telecommunications services provided to any agency, department or other user shall be credited by the ~~division~~ *department* to such revolving fund. The ~~division~~ *department* shall, under policies and procedures established by the director, expend funds from time to time credited to the Telecommunications Revolving Fund for the telecommunications purposes enumerated in sections 81-1120.01 to 81-1120.14.

Sec. 9. *All furniture, equipment, books, files, and records in the possession of and used by the Telecommunications Division of the Department of Administrative Services shall be transferred and delivered to the Department of Telecommunications.*

Sec. 10. That original sections 81-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, 81-1120.02, 81-1120.03, 81-1120.05, 81-1120.06, 81-1120.07, and 81-1120.09, Revised Statutes Supplement, 1967, are repealed.

Sec. 11. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to E and R for review with 33 ayes, 0 nays and 16 not voting.

Mr. Swanson asked unanimous consent to add the names of all members of the Telecommunications Committee to the bill. No objections. So ordered.

LEGISLATIVE BILL 1409. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-seventh Day were offered.

Mr. Carstens offered the following amendment to the Standing Committee amendments, which was adopted:

1. Strike Standing Committee amendment 2.

2. In section 3, line 6, strike "forty" and insert "five".

3. In section 4, line 9, strike "or"; in lines 12 and 13, strike "or acquired through the power of eminent domain by"; in line 14 strike the period and insert "; or"; and after line 14 insert the following:

"(4) Exchange any tracts with the board for acceptable approved tracts.".

Standing Committee amendments were adopted as amended.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1250. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the One Hundred-eighth Day were adopted.

Mr. Whitney offered the following amendment, which was adopted with 33 ayes, 0 nays and 16 not voting:

Insert the word "agricultural" after the word "of" in line 1 of Sec. 1.

Advanced to E and R for review with 30 ayes, 1 nay and 18 not voting.

LEGISLATIVE BILL 1193. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-eleventh Day were offered.

Mr. Swanson offered the following amendment to the Standing Committee amendments, which was adopted:

In new Sec. 1, Line 15, after the word "equipment" add the words "during the period such equipment is actually used on said project and"

The Standing Committee amendments were adopted as amended.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 793. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-twelfth Day were adopted.

Mr. Holmquist offered the following amendment, which was adopted:

In Sec. 5, line 20, after "retired", strike "prior to" and insert "on or before".

Advanced to E and R for review with 24 ayes, 0 nays and 25 not voting.

LEGISLATIVE BILL 825. Reading waived. Explained.

Mr. Carpenter offered the following amendment, which was adopted:

In Section 1, Line 50, delete the words "issuing the group annuity contract" and insert in lieu thereof "or trust company designated by the retirement board as the underwriter or trustee of the Retirement System."

In Section 2, delete line 4 to 19, inclusive, and in lieu thereof substitute:

> "(1) To select, on the basis of the most sound proposal or proposals received, after written notice of such proposition to all domestic companies, one or more life insurance companies, banks or trust companies authorized to do business in Nebraska to underwrite or serve as trustee for the retirement system, and to enter into a contract or contracts with such company or companies in the name of the retirement system; Provided, that

if a bank or trust company is chosen as the primary carrier the funds shall be invested or reinvested in such securities and investments as are authorized for trustees, guardians, conservators, executors, or administrators under the laws of Nebraska;

"(2) To change underwriters or trustees if, in the judgment of the board, such action would be desirable; Provided, that the board shall give thirty days' notice in writing to the company whose contract is proposed to be canceled and, if such company makes demand therefor before such time has expired, a public hearing shall be held to determine the reasonableness of the proposed cancellation;"

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1228. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-twelfth Day were adopted.

Mr. Clark offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1019. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the One Hundred-twelfth Day were offered.

Mr. Kokes offered the following amendment to the Standing Committee amendment, which was adopted:

1. In the Standing Committee amendment, section 2, line 14, after *"highway 14"* insert *"and a highway from Raeville to state highway 14"*.

Mr. Duis offered the following amendment to the Standing Committee amendment, which was adopted:

1. In Standing Committee amendment 1, new section 2, line 15, after *"system"* insert *"; and provided further, that a highway from Holdrege in Phelps County along a route known as the Polly Line road to the Sacramento-Wilcox Game Management Area shall be a part of the state highway system"*.

Standing Committee amendments were adopted as amended.

Mr. Simpson moved to indefinitely postpone.

The motion prevailed with 21 ayes, 14 nays and 14 not voting.

Presented to the Governor

Presented to the Governor for approval on August 15, 1969 at 9:05 a.m.: LB 492

(Signed) Ruth Bossard, Enrolling Clerk

RESOLUTIONS

LEGISLATIVE RESOLUTION 88. Re: Seating Arrangement in Chambers

Introduced by Terry Carpenter, 48th District.

WHEREAS, the seating arrangement in both the east and west senate chambers could be made more convenient, useful, and efficient by rearrangement; and

WHEREAS, the efficiency of the members of the Legislature would be increased if the physical arrangements of both chambers were changed, and the operation of the Legislature would be improved.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee of five members of the Legislature to study the seating arrangements of both the east and west senate chambers and to generally improve the arrangements to improve the efficiency of the Legislature.

2. That the committee shall make its report with recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 89. Re: Pesticides and Fertilizers

Introduced by Leslie Robinson, 36th District; and William F. Swanson, 27th District.

WHEREAS, the use of certain chlorinated hydrocarbon insecticides, other pesticides and economic poison, and overuse of certain fertilizers is creating wide-spread public concern on the long-term effects of these agents on humans, livestock and the total environment; and

WHEREAS, the economic poisons and pesticides that do not readily break down or decompose into harmless compounds have been shown by objective scientists to be polluting our environment and building up through food chains to levels far above those recognized as safe by the Food and Drug Administration; and

WHEREAS, the need to use certain economic pesticides and fertilizer for the efficient production of food and fiber crops and the protection for human and animal health through control of injurious and disease bearing insects and pests has long been recognized, and

WHEREAS, a broad public effort to insure the safe use of economic pesticides and fertilizers without long-term pollution of the environment, which pollution may hold unknown hazards to human and animal health and be detrimental to the general welfare of society, may well be needed; and

WHEREAS, additional research is needed to develop relatively safe, economical, effective pesticides which will not contaminate the environment, and

WHEREAS, certain legal controls may be necessary to involving prohibition of certain pesticides or strict controls on their usage, and education in the wise use of fertilizer; and

WHEREAS, the entire problem of the use of the "hard" chlorinated hydrocarbon pesticides, other economic poisons and fertilizers should be studied by an interim committee of the Nebraska legislature,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study the matters set forth in this resolution and report its findings and recommendations to the Legislative Council and the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 90. Re: Nebraska State Historical Society

Introduced by Fern Hubbard Orme, 29th District.

WHEREAS, The Nebraska State Historical Society is charged with the responsibility for the preservation, care, and exhibition of historic artifacts, records and documents relating to Nebraska and the West; and

WHEREAS, the original of these materials must be preserved for the benefit of the public and the researcher; and

WHEREAS, the present building constructed in 1953 is inadequate in size to house and preserve the growing collections for present and future generations.

NOW, THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study the present and future building needs of the Nebraska State Historical Society.

2. That the committee report its findings and recommendations to the Legislative Council and to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

STANDING COMMITTEE REPORTS

Miscellaneous Subjects

LEGISLATIVE BILL 1438. Placed on General File as amended.

Standing Committee amendment to LB 1438:

1. In section 1, line 8, strike "and", and show as stricken, and insert *"or"*; line 9, after "days" insert *"or be both so fined and imprisoned"*.

(Signed) Harold T. Moylan, Chairman

Enrollment and Review

LEGISLATIVE BILL 885. Replaced on Select File as amended.

E and R amendments to LB 885:

1. In new section 4, line 19, strike the second *"to"* and insert *"of"*.

2. In the title, as amended, line 4, strike "and"; in line 8, insert ", and section 68-1019, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 883, Eightieth Session, Nebraska State Legislature, 1969" after "1969"; and in line 10, insert "to change categories of medical assistance; to limit payment

for hospital care to the actual necessary period of stay;"
after the first semicolon.

LEGISLATIVE BILL 503. Replaced on Select File as amended.

E and R amendments to LB 503:

1. Renumber sections 4 and 5 as sections 3 and 4.

2. Amend renumbered section 4 to read:

"Sec. 4. That original sections 77-2717 and 77-2718, Revised Statutes Supplement, 1967, are repealed.".

3. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend sections 77-2717 and 77-2718, Revised Statutes Supplement, 1967, relating to taxation; to require fiduciary returns as prescribed; to redefine a term; to provide an operative date; and to repeal the original sections.".

LEGISLATIVE BILL 1415. Replaced on Select File as amended.

E and R amendments to LB 1415:

1. In line 1 of the Burbach amendments 1 and 2, adopted 8/14/69, strike "Section 5" and insert "renumbered section 4"; and in amendments 3 and 4, adopted 8/14/69, line 1, strike "Section 6" and insert "renumbered section 5".

2. In the first Burbach amendment, adopted 8/14/69, strike "(a)" and insert "(1)".

3. In the second Burbach amendment, adopted 8/14/69, line 1, strike the comma after "Nebraska" and strike "or, (b)" and insert ", or (2)"; and in line 3, strike the period and insert a period at the end of the line.

4. In the third Burbach amendment, adopted 8/14/69, strike "(a)" and insert "either (1)".

5. In the fourth Burbach amendment, adopted 8/14/69, line 1, strike ", (b)" and insert "(2)".

6. In the title, line 6, strike "a surety bond" and insert "surety bonds or other assurances".

LEGISLATIVE BILL 1263. Placed on Select File as amended.

E and R amendments to LB 1263:

1. In lieu of the Pedersen amendment thereto, in section 1, line 10, and section 3, line 7, strike "~~one year~~ *three years*" and insert "one year".

2. For correlation purposes, in line 2 of section 5, insert ", as amended by section 1, Legislative Bill 700, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and at the end of line 29 insert "If the accused is found guilty by a jury, they shall fix the punishment by their verdict; upon a plea of guilty, or after a finding of guilt by the court sitting without a jury, and after the defendant has been fully informed of his constitutional rights, the punishment shall be fixed by the court.".

3. In lieu of the Pedersen amendment thereto, in section 5, lines 34 and 35, strike "~~one~~ *three*" and insert "one".

4. In standing committee amendment 2, line 6, insert *"the"* after *"of"*.

5. In line 3 of the Pedersen amendment 1 to standing committee amendments, strike the period and insert a period at the end of the line.

6. In lieu of the Pedersen amendment 2 to standing committee amendments, as amended by the Syas and Carpenter amendments, in renumbered section 6, line 10, insert *"Before the person is released, the county attorney and sheriff of the county from which he was committed for the sex offense, the city attorney and chief of police of the city from which he was committed for the sex offense, and the superintendent of the Nebraska State Patrol shall be notified thereof by registered or certified mail by the superintendent of the state institution in which such person is confined."* after the period.

7. In section 7, line 13, insert *"the"* after *"of"*.

8. In line 3 of the Pedersen amendment 3, to standing committee amendments strike the period and insert a period at the end of the sentence; and in lieu of the rest of the amendment, as amended by the Carpenter amendment, in section 7, line 15, insert *"Before such evaluation is conducted, the county attorney of the county for which the person was committed for the sex offense shall be notified of the time and place thereof by registered or certified mail by the superintendent of the state institution*

in which the person is confined. The county attorney or his deputy shall be present at such evaluation and upon its subsequent presentment to the court." after the period.

9. In new section 8, line 1, insert "Sec. 8." before "That"; in line 3, strike "any" and insert "29-2903. Any"; in line 12, strike "*to prevent*" and insert "*of preventing*"; and in lieu of the Pedersen insertion therein, in line 13, insert "*The superintendent of the institution shall be personally responsible for the activities of the supervisory personnel of the institution.*" after the period.

10. Renumber original section 2 as section 9 to read:

"Sec. 9. That original sections 28-406, 28-408, 28-410, 28-413, 29-2605, 29-2606, and 29-2903, Reissue Revised Statutes of Nebraska, 1943, and section 28-417, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 700, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

11. Add a new section to read:

"Sec. 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

12. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to amend sections 28-406, 28-408, 28-410, 28-413, 29-2605, 29-2606, and 29-2903, Reissue Revised Statutes of Nebraska, 1943, and section 28-417, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 700, Eightieth Session, Nebraska State Legislature, 1969, relating to crimes and criminal procedure; to change penalties for certain offenses; to provide additional safeguards in connection with the custody, parole, commutation, or release of sexual psychopaths and sex offenders; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1165. Placed on Select File as amended.

E and R amendment to LB 1165:

1. In the title, strike lines 2 to 11 and insert:

"FOR AN ACT to amend section 23-1611, Revised Statutes Supplement, 1967, relating to counties; to provide that the ac-

counting system for county officers shall as nearly as
practicable be to that established for state
agencies; and to repeal the original section.".

LEGISLATIVE BILL 790. Placed on Select File as amended.

E and R amendments to LB 790:

1. In standing committee amendment 2, line 1, insert ", line 15, after "2".

2. In the title, lines 7 and 8, strike "to adjust certain savings annuities;".

LEGISLATIVE BILL 380. Placed on Select File as amended.

E and R amendments to LB 380:

1. In section 1, line 10, strike "authorized to be".

2. In section 3, line 7, strike "beyond" and insert "until"; in line 22 insert "or election commissioner" after "clerk"; and in lines 22 and 23 strike "forty days prior to the election".

3. In section 4, line 12, strike "they" and insert "it".

4. In section 6, line 8, strike "that" and insert "as".

5. In section 8, line 1, insert "each" after "of"; and insert "the" at the end of line 10.

6. In section 9, line 8, strike ". Such" and insert ", which"; in line 11, strike the first "and" and in line 12, insert "and" after the first comma.

7. In section 10, line 8, insert "public" after "certified".

8. In section 12, line 6, strike "of" and insert "on"; and in line 7, strike ". Such" and insert ", which".

9. In section 13, line 2, strike "director of health" and insert "health director".

10. In the title, strike lines 2 to 11 and insert:

"FOR AN ACT relating to public health; to divide the state
into health service districts and provide for
their organization, government, duties, and

powers, including the power of taxation; to
provide for supplanting of existing agencies;
to provide for county withdrawals; and to provide severability.".

LEGISLATIVE BILL 848. Placed on Select File as amended.

E and R amendments to LB 848:

1. In section 3, line 7, reinstate the stricken period.

2. Because of the reinstated matter in section 3, lines 5 and 6, in the Reynolds amendment 1, line 2, strike "insert '*The*" and insert "show all old matter stricken." and strike lines 3 and 4.

LEGISLATIVE BILL 65. Placed on Select File as amended.

E and R amendments to LB 65:

1. In section 1, line 7, strike "for" and insert "of"; and in line 11, insert a comma after "Nebraska".

2. In section 3, line 4, strike "more" and insert "being".

3. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT relating to the Nebraska Educational Television
Commission; to authorize a contract with the
city of Lincoln for a building and related
facilities for the commission; to provide
for conveyances and reverter; and to declare
an emergency.".

LEGISLATIVE BILL 1072. Placed on Select File as amended.

E and R amendments to LB 1072:

1. In section 1, line 157, insert *"personal"* after "tangible".

2. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 3, Legislative Bill 504, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in section 1, lines 72, 78, and 137, insert "or contract" after "common"; at the end of line 88, insert: "Any person purchasing, storing, using, or otherwise consuming tangible personal property in the performance of any construction, improvement, or repair by or for any such

institution organized not for profit, including a hospital which is licensed upon completion although not licensed at the time of construction or improvement, which tangible personal property is incorporated into a structure and becomes the property of the owner of the institution, shall pay any applicable sales or use tax thereon. The institution organized not for profit including a hospital which is licensed upon completion although not licensed at the time of construction or improvement shall be entitled to a refund of the amount of taxes so paid in the performance of such construction, improvement, or repair. Such refund shall be calculated by multiplying the sales or use tax percentage rate times a sum equal to sixty per cent of the total contract price of such construction, improvement or repair. For the purposes of this subdivision such institution organized not for profit including a hospital which is licensed upon completion although not licensed at the time of construction or improvement shall submit whatever evidence is required by the Tax Commissioner sufficient to establish such total contract price;"; strike lines 89 to 104; in line 106, strike "coin operated" and insert "coin-operated"; strike line 110 and insert "oline, coke, and butane for use in processing, manufactur-"; in line 116, strike "and"; strike lines 117 to 120 and insert:

"(m) Purchases by the state or by any county, township, city, village, or rural or suburban fire protection district, for use in a governmental capacity. Any rural or suburban fire protection district shall, upon the filing of a claim therefor in the manner provided in subdivision (1) (i) of section 77-2703, be entitled to a refund of any sales or use tax which it has paid prior to the effective date of this act from which it is made exempt by the provisions of this act, but no refund shall be made in any amount less than five dollar; and

(n) The purchase price of a motor vehicle purchased with funds substantially contributed by the Veterans' Administration of the United States for a disabled veteran under the provisions of section 1901, Chapter 39, Title 38, United States Code, *; and*"; in line 121, strike "*(n)*" and insert "*(o)*"; in line 147, strike "this section" and insert "section 77-2703"; in line 149, strike "herein fixed" and insert "imposed by section 77-2703"; in line 152, strike "herein" and insert "by section 77-2703"; in line 158, insert ", from a parent company to a subsidiary, from one subsidiary to another subsidiary of the same parent company, or between brother-sister companies"; in line 160, strike "subsidiary" and insert "lessor"; and strike "parent" each place it appears in lines 162 and 163 and insert "lessee".

LEGISLATIVE BILL 1184. Placed on Select File.

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1427. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 885. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 503. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1415. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1263. E and R amendments found in this Day's Journal were adopted.

Mr. Bloom asked unanimous consent to add his name to the bill. No objections. So ordered.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1165. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 790. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 380. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 848. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 65. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1072. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1184.

Advanced to E and R for engrossment.

Members Excused

Mr. Skarda asked unanimous consent to be excused Tuesday, Wednesday and Thursday, August 19, 20 and 21. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused Wednesday afternoon, August 20 and all day August 21 and 22. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 171. Reading waived. Explained.

Mr. Carpenter moved to suspend the rules and offer the following amendment:

1. Strike sections 1 to 3 and insert:

"Section 1. The provisions of Article VIII of the Multistate Tax Compact relating to interstate audits shall be in force with respect to this state.

Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 2 to 11 and insert:

"FOR AN ACT to provide that the provisions of Article VIII of the Multistate Tax Compact relating to interstate audits shall be in force with respect to this state; and to declare an emergency.".

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Carpenter asked unanimous consent to withdraw his name from the bill and place Mr. Whitney's name on the bill. No objections. So ordered.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1429. Reading waived. Explained.

Advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1431. Reading waived. Explained.

Mr. Mahoney moved to advance to E and R for review.

Mr. Skarda requested a record vote.
Voting in the affirmative, 23:

Bloom
Carpenter
Carstens
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Keyes
Knight
Kokes
Mahoney
Marvel
Moylan
Nore
Orme
Robinson
Skarda
Swanson
Syas
Waldron
Ziebarth

Voting in the negative, 2:

Wenzlaff
Wylie

Not voting, 24:

Batchelder
Budd
Burbach
Clark
Elrod
Holmquist
Johnson
Kennedy
Klaver
Kremer
Luedtke
Moulton
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Stull
Waldo
Wallwey
Warner
Whitney
Wiltse

Advanced to E and R for review.

LEGISLATIVE BILL 1432. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1018. Reading waived. Explained.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 438. Considered.

Standing Committee amendments found in the Legislative Journal for the Sixty-eighth Day were adopted.

Mrs. Orme asked unanimous consent to withdraw her proposed amendment found in the Legislative Journal for the One Hundred Thirty-fifth Day. No objections. So ordered.

Mr. Hanna asked unanimous consent to withdraw his proposed amendment found in the Legislative Journal for the One Hundred Thirty-fifth Day. No objections. So ordered.

Temporarily laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 1341. Considered.

Mr. Harsh offered the following amendment:

1. Strike all previous amendments.

2. In section 1, line 5, strike *"thirteen"* and insert *"sixteen"*.

3. In section 2, line 3, strike "The" and show as stricken, and insert *"Until July 1, 1970, the"*; strike the new matter and reinstate the stricken matter in lines 6 to 48; after line 48 insert the following:

"After July 1, 1970, the educational service units established by section 79-2201 shall be as follows:

(1) The counties of Cedar, Dixon, Dakota, Wayne, Knox, and Thurston;

(2) The counties of Cuming, Burt, Dodge, and Saunders;

(3) The counties of Washington, Douglas, Sarpy, and Cass;

(4) The counties of Otoe, Johnson, Nemaha, Pawnee, and Richardson;

(5) The counties of Thayer, Jefferson, and Gage;

(6) The counties of York, Seward, Lancaster, Fillmore, and Saline;

(7) The counties of Boone, Platte, Colfax, Nance, Merrick, Polk, and Butler;

(8) The counties of Boyd, Holt, Wheeler, Antelope, Pierce, Madison, Stanton, Keya Paha, Brown, and Rock;

(9) The counties of Adams, Clay, Webster, Nuckolls, Hamilton, and Hall;

(10) The counties of Howard, Greeley, Garfield, Loup, Blaine, Custer, Sherman, Dawson, Buffalo, and Valley;

(11) The counties of Gosper, Phelps, Kearney, Furnas, Harlan, and Franklin;

(12) The counties of Cherry, Sheridan, Dawes, Sioux, Box Butte, and Morrill;

(13) The counties of Scotts Bluff and Banner;

(14) The counties of Kimball, Garden, Cheyenne, and Deuel;

(15) The counties of Chase, Hayes, Frontier, Dundy, Hitchcock, and Red Willow; and

(16) The counties of Grant, Hooker, Thomas, Arthur, McPherson, Logan, Keith, Perkins, and Lincoln.

This section shall not be construed as including in an educational service unit a county which previously has been excluded under the provisions of section 79-2203 unless and until such time as such county is readmitted to the educational service unit to which it is assigned in the manner provided by subsection (2) of section 79-2203. No county which has once been excluded from an educational service unit and then readmitted shall be permitted to take any further action to be excluded from an educational service unit.".

4. Strike original section 3, and insert the following new sections:

"Sec. 3. *Members of boards of educational service units on the effective date of this act shall serve as board members of educational service units which are reorganized pursuant to this act until the expiration of their original terms. Such persons shall be members of the board of the reorganized educational service unit in which they reside. Within thirty days after the effective date of this act, the Commissioner of Education shall call a meeting of board members of each educational service unit being reorganized pursuant to this act. At such meeting, members of each such board shall appoint one member from each county not having representation on* *such board to serve until the next general election. The board shall take all necessary action to prepare for operation of the reorganized educational service unit commencing July 1, 1970. Expenses incurred by such board prior to July 1, 1970, shall be prorated between the counties comprising the educational service unit on the basis of the assessed valuation of such counties.*

Sec. 4. *After July 1, 1970, the board of any reorganized educational service unit is authorized to issue warrants in an amount necessary for the following purposes: (1) To pay its expenses from July 1, 1970, until July 1, 1971, and (2) to finance the programs and services of the reorganized educational service unit after July 1, 1970, until the distribution of the proceeds of its first tax levy less the amount of cash on hand and to be received during such period. Whenever any board of a reorganized educational service unit shall issue warrants, such board shall make a tax levy at the next tax levying period after January 1, 1970, sufficient to pay the same and the interest thereon. Such warrants shall bear interest at the rate of not more than six per cent per annum, and shall be recorded by the treasurer of the board and redeemed as provided in Chapter 77, article 22, and amendments thereto.".*

5. Renumber original section 4 as section 5.

6. Renumber original section 5 as section 6, and in line 7 before *"shall"* insert *", with the assistance and cooperation of the boards of the appropriate educational service units,".*

7. Strike original section 6.

8. In section 7, line 12, after "board" insert *"; Provided, if the State Board of Equalization and Assessment adjusts valuations in any county or counties within an educational service unit, the board for such unit shall adjust its levy proportionally to the valuation change.*

Mr. Hanna offered the following amendment to the Harsh amendment, which was adopted:

1. In the Harsh amendment 2, line 2, strike *"sixteen"* and insert *"seventeen".*

2. In the Harsh amendment 3, line 21, strike *"Keya Paha, Brown, and Rock"*; in line 28, strike *"Cherry,"*; and after line 36, insert the following:

"(17) The counties of Keya Paha, Brown, Rock and Cherry.".

The Harsh amendment was adopted as amended.

Mr. Simpson Presiding

Mr. Kokes offered the following amendment, which was adopted:

Strike Hall County from district 9 and reinstate all of Hall County North of the Platte River into district 10.

Advanced to E and R for review with 27 ayes, 0 nays and 22 not voting.

Visitors

Mrs. Orme introduced Mrs. Fred G. Daine of Lincoln, Heidi Sabel of West Germany and Ursula Schempershoefe of West Germany.

Mr. Swanson introduced his wife and daughter, Libby.

Mr. Wenzlaff introduced his daughter, Marianne and her husband, Bud Zinnecker and two of their three children, Ann and Karen, of David City.

Mr. Wylie introduced David Doeschot, a Voc Ag teacher.

Mr. Ziebarth introduced his wife, Renee and oldest daughter, Jennifer.

MOTION—Recess

At 12:01 p.m. Mr. Wylie moved to recess until 1:30 p.m.

Mr. Wylie asked unanimous consent to withdraw his motion. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1099. Reading waived. Explained.

Standing Committee amendments found in the Legislative Journal for the Eighty-first Day were adopted.

Advanced to E and R for review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1390. Reading waived. Explained.

Standing Committee amendment found in the Legislative Journal for the Ninety-sixth Day was adopted.

Mr. Carstens moved to indefinitely postpone.

The motion lost with 9 ayes, 15 nays and 25 not voting.

Advanced to E and R for review with 19 ayes, 5 nays and 25 not voting.

MOTION—Recess

At 12:10 p.m., Mr. Bloom moved to recess until 1:30 p.m.

Mr. Bloom asked unanimous consent to withdraw his motion. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 438. Considered.

Advanced to E and R for review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1439. Reading waived. Explained.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1438. Reading waived. Explained.

Standing Committee amendment found in this Day's Journal was adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Add the emergency clause.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

STANDING COMMITTEE REPORT

Banking, Commerce and Insurance

LEGISLATIVE BILL 1437. Placed on General File as amended.

Standing Committee amendments to LB 1437:

1. In section 4, lines 12 and 13, strike the new matter and reinstate the stricken matter.

2. Strike section 25 and renumber sections 26 to 126 as sections 25 to 125.

3. In renumbered section 124, line 17, strike "15-834,".

(Signed) Herbert J. Duis, Vice-Chairman

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period August 1, 1969 through August 14, 1969.

(Signed) Hugo F. Srb, Clerk of the Legislature

Jess C. Nielsen, North Platte; North Platte Chamber of Commerce

GENERAL FILE

LEGISLATIVE BILL 1437. Reading waived. Explained.

Standing Committee amendments found in this Day's Journal were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

1. In section 66, lines 14 and 15, strike ", which interest shall be payable semiannually" and show as stricken.

2. In section 121, lines 12 and 13, strike ", payable semiannually" and show as stricken.

Advanced to E and R for review with 28 ayes, 0 nays and 21 not voting.

Members Excused

Mr. Whitney asked unanimous consent to be excused Monday and Tuesday, August 18 and 19. No objections. So ordered.

Mr. Knight asked unanimous consent to be excused until August 29, 1969. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee after adjournment in the Legislative Council Hearing Room. No objections. So ordered.

MOTION—Return LB 1327 to Select File

Mr. Wylie moved to return LB 1327 to Select File for the following specific amendment:

1. In section 11, line 110, after the period, insert "*The maximum hourly charges to be billed for services performed by the central data processing service division for the 1969-71 biennium shall be as follows: (a) Clerical, four dollars; (b) data input, six dollars; (c) sorter, five dollars and fifty cents; (d) collator, five dollars and fifty cents; (e) computer, one hundred sixty dollars; (f) reproducer, five dollars and fifty cents; (g) accounting machine, fifteen dollars and fifty cents; (h) interpreter, five dollars; (i) detacher, six dollars; (j) decollator, four dollars; (k) folding machine, five dollars and fifty cents; (l) systems programming, twelve dollars; and (m) systems planning, development, and design, eighteen dollars. Miscellaneous supplies shall be billed to using agencies at actual cost. Equipment used primarily by one agency for special applications shall be billed to that agency at actual cost. In the event of saturation of the central data processing services division with the resulting need for contractual support to be furnished by another data processing installation, agencies shall be billed at actual cost.*"; and in line 113, strike "*Revolving*" and insert "*Cash*".

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 1327. The Wylie specific amendment found in this Day's Journal was adopted with 32 ayes, 0 nays and 17 not voting.

Re-advanced to E and R for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 91. Re: Multiple - handicapped Children

Introduced by William M. Wylie, 40th District; Rudolf C. Kokes, 41st District and Elmer Wallwey, 17th District.

WHEREAS, the State of Nebraska has various programs for the assistance of children who are mentally retarded or who are blind or deaf or have other physical handicaps; and

WHEREAS, there are in this state children who suffer from multiple handicaps; and

WHEREAS, it appears that existing programs may not adequately provide for the children with multiple handicaps.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study the problems of persons with multiple handicaps and the programs available to them for care, treatment, education, training, and welfare.

2. That the committee report its findings and recommendations to the Legislative Council and to the next regular session of the Legislature.

Adjournment

At 12:37 p.m., on a motion by Mr. Nore, the Legislature adjourned until 9:00 a.m., Monday, August 18, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FORTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, August 18, 1969

Pursuant to adjournment the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Forgive us, O God, that we are so often anxious, in what we say and do, to have the approval of others, forgetting that it is Thy approval that brings us peace of mind and a clear conscience. Make us aware of the records that Thou art writing—the record that one day will be read by the Judge of all the universe. We need to remember that there is no party in integrity, and no politics in goodness. We pray for Thy grace and Thy help to do better and to be better. Through Christ our Lord. Amen.

The roll was called and all members were present except Messrs. Bloom, Knight, Pedersen, Swanson and Whitney, who were excused.

Corrections for the Journal

Page 3548, line 17, correct spelling of "comfort" and "comforted".

Page 3578, line 15, correct spelling of "twelfth".

Page 3579, line 26, correct spelling of "twelfth".

Page 3595, line 17, correct spelling of "Bud Zinnecker".

The Journal for the One Hundred Forty-eighth Day was approved as corrected.

Communications

Letter from Bonnie G. Manley, Dawes County Superintendent, relating to LB 566.

UNANIMOUS CONSENT—Bracket LB 1349

Mr. Carpenter asked unanimous consent to bracket LB 1349 on Final Reading. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 739.

A BILL FOR AN ACT to amend sections 44-3,107, 44-3,111, 44-3,112, 44-3,113, and 44-3,114, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to require domestic stock insurers to file reports relating to ownership and insider trading as prescribed; to define terms; to provide a penalty; to provide an exemption; to provide an effective date; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Bloom
Knight
Pedersen
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 843.

A BILL FOR AN ACT to amend sections 2-2304 and 2-2305, Reissue Revised Statutes of Nebraska, 1943, and section 2-2315, Revised Statutes Supplement, 1967, relating to agriculture; to provide for appointment of members of the Nebraska Wheat Development, Utilization, and Marketing Committee by districts; to harmonize with previous legislation; to change reporting requirements; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Bloom
Knight
Kokes
Pedersen
Skarda
Swanson
Syas
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 850. With emergency.

A BILL FOR AN ACT to amend section 32-1129, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to permit political contributions by corporations; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 38:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel

Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 2:

Orme
Waldron

Not voting, 9:

Bloom
Carstens
Hanna
Keyes
Knight
Pedersen
Swanson
Whitney
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1028.

A BILL FOR AN ACT relating to soil and water conservation; to provide for a natural obstruction removal fund to be used for assisting in the removal of natural obstructions from floodways; to define terms; to provide for duties and powers of the Nebraska soil and water conservation commission; and to provide a severability clause.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Batchelder
Budd
Burbach
Carpenter
Carstens
Danner
Duis
Elrod
Hasebroock
Holmquist
Johnson
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 4:

Clark
Craft
Harsh
Keyes

Not voting, 12:

Bloom
Hanna
Kennedy
Knight
Marvel
Moulton
Pedersen
Robinson
Swanson
Wallwey
Wenzlaff
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1259. With emergency.

A BILL FOR AN ACT relating to insurance; to provide for the regulation and licensing of companies issuing variable annuities; to provide standards and procedures as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Bloom
Knight
Pedersen
Robinson
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 958.

A BILL FOR AN ACT to amend section 79-1234, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1277, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to provide for the revocation or suspension of the teacher's certificate of a teacher in certain districts who is involved in work stoppages disrupting classroom instruction; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative

to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 19:

Batchelder
Budd
Carpenter
Elrod
Johnson
Kokes
Kremer
Luedtke
Mahoney
Moulton
Orme
Schreurs
Simpson
Stull
Waldo
Waldron
Wallwey
Wiltse
Ziebarth

Voting in the negative, 24:

Burbach
Carstens
Clark
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Marvel
Moylan
Nore
Proud
Reynolds
Schmit
Skarda
Syas
Warner
Wenzlaff
Wylie

Not voting, 6:

Bloom
Knight
Pedersen
Robinson
Swanson
Whitney

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 6.

A BILL FOR AN ACT to amend sections 71-1325, 71-1327, 71-1329, 71-1330, and 71-1338, Reissue Revised Statutes of Nebraska, 1943, relating to funeral directors and establishments; to provide for licensing of rabbis of the Jewish faith as funeral directors without qualification or examination, other than payment of fees; and to repeal the original sections.

Whereupon the president stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Klaver requested a Call of the House. The Call showed 40 members present.

Speaker Warner Presiding

Mr. Wenzlaff moved the Call be raised. The motion prevailed with 29 ayes, 5 nays and 15 not voting.

Voting in the affirmative, 18:

Carpenter
Carstens
Clark
Danner
Hasebroock
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moylan
Nore
Reynolds
Schmit
Skarda
Syas
Waldron
Warner

Voting in the negative, 15:

Budd
Burbach
Duis
Hanna
Holmquist
Johnson
Kennedy
Moulton
Robinson
Schreurs
Stull
Waldo
Wenzlaff
Wiltse
Wylie

Not voting, 16:

Batchelder
Bloom
Craft
Elrod
Harsh
Knight
Kokes
Kremer
Orme
Pedersen
Proud
Simpson
Swanson
Wallwey
Whitney
Ziebarth

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

Mr. Duis moved to reconsider action. The motion prevailed with 25 ayes, 2 nays and 22 not voting.

Mr. Klaver moved to return to Select File for the following specific amendment:

Add the emergency clause.

The motion lost with 17 ayes, 8 nays and 24 not voting.

LEGISLATIVE BILL 180.

Introduced by Lester Harsh, 38th District; J. James Waldron, 42nd District; Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 10, and to repeal Article VII, section 13, of the Constitution of Nebraska, relating to education; to provide that the general government of the University of Nebraska, the state colleges, and publicly-supported junior colleges, vocational technical schools and other institutions of higher education shall be vested in a nine-member Board of Trustees of Higher Education; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska, Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following:

(1) Amendment to Article VII, section 10, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 10. The general government of the University of Nebraska, the state colleges as now existing and such other state colleges as may be established by law, and all publicly-supported junior colleges, vocational technical schools and other institutions of higher education shall, under the direction of the Legislature, be vested in a board of nine trustees to be designated the Board of Trustees for Higher Education, who shall be elected from and by districts as herein provided. Their terms of office shall be for six years each. Their duties and powers shall be prescribed by law; and they shall receive no compensation, but may be reimbursed their actual expenses incurred in the discharge of their duties.

The Legislature shall divide the state, into nine compact trustee districts, of approximately equal population, which shall be numbered consecutively.

The Legislature shall redistrict the state after each federal decennial census. Such districts shall not be changed except upon the concurrence of a majority of the members of the Legislature. In any such redistricting, county lines shall be followed whenever practicable, but other established lines may be followed at the discretion of the Legislature. Whenever the state is so redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term."

(2) Repeal of Article VII, section 13, of the Constitution of Nebraska.

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment to provide that the general government of the University of Nebraska, the state colleges, and publicly-supported junior colleges, vocational technical schools and other institutions of higher education shall be vested in a nine-member Board of Trustees of Higher Education.
>
> ☐ For

☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Syas
Waldron
Wallwey
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 7:

Batchelder
Danner
Holmquist
Kremer
Nore
Stull
Warner

Not voting, 9:

Bloom
Clark
Klaver
Knight
Pedersen
Schreurs
Swanson
Waldo
Whitney

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Recess

At 10:25 a.m., the Chair declared a five-minute recess.

After Recess

The Legislature reconvened at 10:37 a.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Bloom, Knight, Pedersen, Swanson and Whitney, who were excused; Mr. Keyes who was excused until 11:00 a.m.; and Mr. Waldo who was excused until 10:45 a.m.

LEGISLATIVE BILL 334.

A BILL FOR AN ACT relating to crimes and punishments; to provide that possession of radio equipment which interferes with transmission or reception of law enforcement messages shall be unlawful; to provide an exception; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Bloom
Keyes
Knight
Pedersen
Swanson
Waldo
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 538. With emergency.

A BILL FOR AN ACT relating to nursing education; to authorize certain institutions to offer courses in nursing as prescribed; to provide for state aid; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist

Johnson
Kennedy
Klaver
Kremer
Luedtke
Moulton
Moylan
Nore
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 1:

Batchelder

Not voting, 14:

Bloom
Hanna
Keyes
Knight
Kokes
Mahoney
Marvel
Orme
Pedersen
Reynolds
Swanson
Wallwey
Whitney
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 574. With emergency.

A BILL FOR AN ACT to amend sections 77-2703 and 77-2715, Revised Statutes Supplement, 1967, relating to revenue; to change the method for determining tax rates under the Nebraska Revenue Act of 1967; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Batchelder
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Syas
Waldo
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 8:

Carstens
Hanna
Keyes
Klaver
Schreurs
Waldron
Wallwey
Wylie

Not voting, 5:

Bloom
Knight
Pedersen
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 951.

A BILL FOR AN ACT to amend section 60-1703, Reissue Revised Statutes of Nebraska, 1943, as amended by section 34, Legislative Bill 154, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicles; to provide that the applicant prior to being issued an inspection permit may file a bond with the Department of Motor Vehicles instead of a certificate of insurance as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Bloom
Duis
Knight
Moylan
Pedersen
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1308.

A BILL FOR AN ACT relating to veterans; to define terms; to provide a preference for veterans in employment by the state or its governmental subdivisions; to provide exceptions; to provide procedures; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Budd
Burbach
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Bloom
Carpenter
Duis
Hanna
Knight
Marvel
Pedersen
Swanson
Waldron
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 928. Placed on General File as amended.

Standing Committee amendments to LB 928:

STANDING COMMITTEE AMENDMENT TO LEGISLATIVE BILL 928

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1. Amend the bill by striking sections 1 and 2 and inserting the following: "Section 1. That section 2, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows: Sec. 2. Legislative Council - Agency No. 3				
(1) Program No. 1 - Legislators' Salaries The unexpended balance existing on June 30, 1969, of funds as provided by Legislative Bill 320, Eightieth Session, Nebraska State Legislature, 1969, is hereby reappropriated.				
(2) Program No. 121 - Officers and Employees of Legislature - Salaries	$ *35,525*			$ *35,525*
The unexpended balance existing on June 30, 1969, of funds as provided by Legislative Bill 303, Eightieth Session, Nebraska State Legislature, 1969, is hereby reappropriated.				
(3) Program No. 122 - Legislative Services	441,876			441,876
Expenditures for Personal Services shall not exceed $145,324 during the period July 1, 1969 - June 30, 1970, nor $155,555 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 123 - Legislative Clerical Services	82,032			82,032
Expenditures for Personal Services shall not exceed $35,113 during the period July 1, 1969 - June 30, 1970, nor $37,516 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 125 - Bill Drafting Services	~~72,347~~ *72,783*			~~72,347~~ *72,783*
Expenditures for Personal Services shall not exceed ~~$25,946~~ *26,281* during the period July 1, 1969 - June 30, 1970, nor ~~$42,155~~ *42,256* during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 501 - Intergovernmental Cooperation	31,391			31,391
(7) Program No. 502 - Revisor of Statutes	~~160,922~~ *162,722*			~~160,922~~ *162,722*
Expenditures for Personal Services shall not exceed $25,929 during the period July 1, 1969 - June 30, 1970, nor $27,231 during the period July 1, 1970 - June 30, 1971.				
(8) Program No. 601 - Interstate Education Compact	~~13,500~~ *21,000*			~~13,500~~ *21,000*
(9) Program No. 625 - Conflicts of Interest				

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Committee	*33,942*			*33,942*
Expenditures for Personal Services shall not exceed $11,390 during the period July 1, 1969 - June 30, 1970, nor $11,352 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 3 and Fund Source	~~882,068~~ *881,271*			~~882,068~~ *881,271*

Sec. 2. That section 5, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 5. Governor - Agency No. 7

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 21 - Office of the Governor	176,766		$ 4,000	180,766
Expenditures for Personal Services shall not exceed $68,580 during the period July 1, 1969 - June 30, 1970, nor $72,086 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 151 - Governor's Mansion	48,018			48,018
Expenditures for Personal Services shall not exceed $13,490 during the period July 1, 1969 - June 30, 1970, nor $14,163 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 331 - Interstate Oil and Gas Compact	~~1,000~~ *2,000*			~~1,000~~ *2,000*

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 623 - Governor's Conference	16,000			16,000
(5) Program No. 566 - Higher Education Facilities Act 1963			174,766	174,766
Expenditures for Personal Services shall not exceed $29,026 during the period July 1, 1969 - June 30, 1970, nor $30,295 during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 626 - Code of Ethics Board	*2,800*			*2,800*
For Informational Purposes only: Total Appropriations to Agency No. 7 and Fund Source	~~241,784~~ *245,584*		178,766	~~420,550~~ *424,350*
Sec. 3. That section 7, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 7. Secretary of State - Agency No. 9				
(1) Program No. 22 - Departmental Administration	123,340			123,340
Expenditures for Personal Services shall not exceed $44,547 during the period July 1, 1969 - June 30, 1970, nor $46,758 during the period July 1, 1970 - June 30, 1971. The sum of $1,500 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(2) Program No. 51 - Enforcement of Standards - Corporations	98,746			98,746

Expenditures for Personal Services shall not exceed $34,790 during the period July 1, 1969 - June 30, 1970, nor $27,982 during the period July 1, 1970 - June 30, 1971. The sum of $3,910 is included for Central Data Processing charges and shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 52 - Enforcement of Standards - Stock Brands		$ 98,024		98,024

Expenditures of Cash Funds shall not be limited to the amount shown in Column (C). The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.

(4) Program No. 53 - Enforcement of Standards - Collection Agencies		10,612		10,612

Expenditures of Cash Funds shall not be limited to the amount shown in Column (C). The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.

(5) Program No. 86 - Enforcement of Standards - Records Management	~~120,974~~ *125,274*			~~120,974~~ *125,274*

Expenditures for Personal Services shall not exceed $27,916 during the period July 1, 1969 - June 30,

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $32,816 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 9 and Fund Source	~~343,060~~	108,636		~~451,696~~
	347,360			*455,996*

Sec. 4. That section 8, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 8. Auditor of Public Accounts - Agency No. 10

(1) Program No. 23 - Departmental Administration	~~67,430~~			~~67,430~~
	56,447			*56,447*
Expenditures for Personal Services shall not exceed $~~23,288~~ *23,939* during the period July 1, 1969 - June 30, 1970, nor $~~30,752~~ *25,119* during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 506 - State Agency and County Post Audits	~~685,113~~			~~685,113~~
	707,240			*707,240*
Expenditures for Personal Services shall not exceed $~~275,214~~ *285,141* during the period July 1, 1969 - June 30, 1970, nor $~~288,073~~ *301,167* during the period July 1, 1970 - June 30, 1971.				

For Informational Purposes only: Total Appro-

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
priations to Agency No. 10 and Fund Source	~~752,549~~ *763,687*			~~752,549~~ *763,687*
Sec. 5. That section 9, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 9. Attorney General - Agency No. 11				
(1) Program No. 507 - Interpretation and Application of Law	~~401,457~~ *448,716*			~~401,457~~ *448,716*
Expenditures for Personal Services shall not exceed $~~166,027~~ *179,762* during the period July 1, 1969 - June 30, 1970, nor $~~174,327~~ *188,651* during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 573 - Iowa-Missouri-South Dakota-Nebraska Boundary	100,000			100,000
(3) Program No. 574 - Legal Assistance to Equal Employment Opportunity Commission	1,000			1,000
For Informational Purposes only: Total Appropriations to Agency No. 11 and Fund Source	~~502,457~~ *549,716*			~~502,457~~ *549,716*

Sec. 6. That section 10, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 10. State Treasurer - Agency No. 12

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 503 - Treasury Management	~~101,787~~ *110,787*			~~101,787~~ *110,787*

Expenditures for Personal Services shall not exceed $41,875 during the period July 1, 1969 - June 30, 1970, nor $43,966 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 12 and Fund Source	~~101,787~~ *110,787*			~~101,787~~ *110,787*

Sec. 7. That section 11, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 11. State Department of Education - Agency No. 13

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 25 - Departmental Administration	~~51,744,444~~ *51,543,032*		496,789	~~52,241,233~~ *52,039,821*

Expenditures for Personal Services shall not exceed $258,897 during the period July 1, 1969 - June 30, 1970, nor $271,799 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Commissioner of Education in the amount of $19,000 during the period July 1, 1969 - June 30, 1970, and the salary of the Deputy Commissioner of Education in the amount of $16,100 during the period July 1, 1969 -

June 30, 1970, subject to the establishment of the compensation rates for the Commissioner and Deputy Commissioner by the State Board of Education.

The sum of $30,450 is included for Central Data Processing charges and shall not be expended for any other purpose. $50,000,000 is included for state aid to public schools and shall not be expended for any other purpose. ~~$1,204,725~~ *1,093,313* is included for state aid to junior colleges and shall not be expended for any other purpose.

The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $2,496,885 for the purpose of final payments due the public schools for state aid for fiscal year 1969 and shall not be expended for any other purpose.

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 55 - ~~Private and Vocational Schools and~~ Veterans' Education	~~20,334~~		~~21,062~~ *63,302*	~~41,396~~ *63,302*

Expenditures for Personal Services shall not exceed ~~$17,220~~ *26,636* during the period July 1, 1969 - June 30, 1970, nor ~~$18,188~~ *27,970* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 143 - Reserve Teacher Act Administration	303,753			303,753

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 291 - Driver Education - School Aid		1,444,200		1,444,200
Expenditures for Personal Services shall not exceed $15,369 during the period July 1, 1969 - June 30, 1970, nor $16,135 during the period July 1, 1970 - June 30, 1971.				
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(5) Program No. 292 - Special Education - School Aid	4,024,441		2,075,000	6,099,441
Expenditures for Personal Services shall not exceed $97,731 during the period July 1, 1969 - June 30, 1970, nor $102,614 during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 294 - Vocational School Aid	717,712		7,859,006	8,576.718
Expenditures for Personal Services shall not exceed $307,581 during the period July 1, 1969 - June 30, 1970, nor $322,533 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 295 - Vocational Education Aid - Manpower	100,000		1,805,469	1,905,469
Expenditures for Personal Services shall not exceed $33,655 during the period July 1, 1969 - June 30,				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $35,334 during the period July 1, 1970 - June 30, 1971.				
(8) Program No. 296 - Vocational Education Aid - Civil Defense			107,748	107,748
Expenditures for Personal Services shall not exceed $33,432 during the period July 1, 1969 - June 30, 1970, nor $35,101 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 297 - Miscellaneous School Aid	234,751		36,519,855	36,754,606
Expenditures for Personal Services shall not exceed $383,623 during the period July 1, 1969 - June 30, 1970, nor $402,780 during the period July 1, 1970 - June 30, 1971.				
The sum of $40,000 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(10) Program No. 351 - Vocational Rehabilitation	~~462,210~~		~~3,092,731~~	~~3,554,941~~
	562,210		*3,492,731*	*4,054,941*
Expenditures for Personal Services shall not exceed $315,387 during the period July 1, 1969 - June 30, 1970, nor $337,016 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Assistant Commissioner in the amount of $12,172 per annum during the 1969 - 71 biennium, subject to the				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
establishment of the compensation rate for the Assistant Commissioner by the State Board of Education. The limitation of expenditures for Personal Services shall not apply to those positions which are financed by funds inuring to Subprogram No. 44 - Third-Party Programs - of this program.				
(11) Program No. 352 - OASI Disability Determinations			667,189	667,189
Expenditures for Personal Services shall not exceed $140,877 during the period July 1, 1969 - June 30, 1970, nor $146,279 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Assistant Commissioner in the amount of $2,048 per annum during the 1969 -71 biennium, subject to the establishment of the compensation for the Assistant Commissioner by the State Board of Education.				
(12) Program No. 401 - School for the Deaf	1,233,279	15,000	65,000	1,313,279
Expenditures for Personal Services shall not exceed $501,862 during the period July 1, 1969 - June 30, 1970, nor $526,890 during the period July 1, 1970 - June 30, 1971.				
(13) Program No. 402 - School for the Visually Handicapped	750,089			750,089
Expenditures for Personal Services shall not ex-				

ceed $295,363 during the period July 1, 1969 - June 30, 1970, nor $310,119 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(14) Program No. 403 - Cozad School	66,594			66,594
(15) Program No. 433 - Nebraska Vocational Technical School - Milford	~~1,745,885~~ *1,814,455*	~~1,880,000~~ *1,867,056*		~~3,625,885~~ *3,681,511*

Expenditures for Personal Services shall not exceed $~~1,021,133~~ *1,040,620* during the period July 1, 1969 - June 30, 1970, nor $~~1,092,861~~ *1,113,925* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(16) Program No. 508 - School Services and Educational Standards	~~426,807~~ *447,141*		721,896	~~1,148,703~~ *1,169,037*

Expenditures for Personal Services shall not exceed $~~384,038~~ *392,525* during the period July 1, 1969 - June 30, 1970, nor $~~403,224~~ *412,136* during the period July 1, 1970 - June 30. 1971.

The sum of $12,273 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(17) Program No. 551 - Special Education Scholarships			140,000	140,000

Expenditures for Personal Services shall not ex-

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
ceed $8,931 during the period July 1, 1969 - June 30, 1970, nor $9,375 during the period July 1, 1970 - June 30, 1971.				
(18) Program No. 580 - Western Nebraska Vocational Technical School	~~686,773~~ *681,367*	~~762,445~~ *717,851*		1,399,218
Expenditures for Personal Services shall not exceed $390,534 during the period July 1, 1969 - June 30, 1970, nor $423,460 during the period July 1, 1970 - June 30, 1971.				
(19) Program No. 614 - Professional Practices Commission		66,466		66,466
Expenditures for Personal Services shall not exceed $15,324 during the period July 1, 1969 - June 30, 1970, nor $23,366 during the period July 1, 1970 - June 30, 1971.				
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (19) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 13 and Fund Source	~~62,467,072~~ *62,478,824*	~~4,168,111~~ *4,110,573*	~~53,571,745~~ *54,013,985*	~~120,206,928~~ *120,603,382*

Sec. 8. That section 16, Legislative Bill 1421,

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 16. Department of Agriculture - Agency No. 18				
(1) Program No. 27 - Departmental Administration	146,737			146,737
Expenditures for Personal Services shall not exceed $46,396 during the period July 1, 1969 - June 30, 1970, nor $48,715 during the period July 1, 1970 - June 30, 1971.				
The sum of $16,500 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(2) Program No. 57 - Enforcement of Standards - Dairy Food and Drugs	676,912	225,371		902,283
Expenditures for Personal Services shall not exceed $242,501 during the period July 1, 1969 - June 30, 1970, nor $254,622 during the period July 1, 1970 - June 30, 1971.				
~~The sum of $230,621 is included for Contractual Services and shall not be expended for any other purpose.~~				
The sum of $70,621 is included in Contractual Services for the Dairy Fair Trade Practices activity and shall not be expended for any other purpose.				

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 63 - Enforcement of Standards - Animal Industry	990,648	760,000		1,750,648
Expenditures for Personal Services shall not exceed $203,048 during the period July 1, 1969 - June 30, 1970, nor $212,533 during the period July 1, 1970 - June 30, 1971.				
The sum of $25,000 is included for Central Data Processing charges and shall not be expended for any other purpose. The sum of $1,140,830 is included for Contractual Services and shall not be expended for any other purpose.				
(4) Program No. 333 - Conservation - Plant Industry	~~709,672~~ 725,672			~~709,672~~ 725,672
Expenditures for Personal Services shall not exceed $251,154 during the period July 1, 1969 - June 30, 1970, nor $263,698 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 381 - Research - Wheat Development		396,877		396,877
Expenditures for Personal Services shall not exceed $29,047 during the period July 1, 1969 - June 30, 1970, nor $30,297 during the period July 1, 1970 - June 30, 1971.				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 382 - Research - Potato Development		45,795		45,795
Expenditures for Personal Services shall not exceed $4,451 during the period July 1, 1969 - June 30, 1970, nor $4,672 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 383 - Research - Egg Market News			11,850	11,850
Expenditures for Personal Services shall not exceed $2,584 during the period July 1, 1969 - June 30, 1970, nor $2,712 during the period July 1, 1970 - June 30, 1971.				
The sum of $480 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(8) Program No. 385 - Research - Agricultural Activities (statistics)	66,048		20,500	86,548
Expenditures for Personal Services shall not exceed $24,098 during the period July 1, 1969 - June 30, 1970, nor $25,238 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 564 - Training of Rural Youth			187,475	187,475
Expenditures for Personal Services shall not exceed $4,830 during the period July 1, 1969 - June 30,				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $5,065 during the period July 1, 1970 - June 30, 1971.				
(10) Program No. 587 - Comprehensive Emergencies	300,000			300,000
(11) Program No. 618 - Weather Modification	500			500
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (11) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 18 and Fund Source	~~2,890,517~~ *2,906,517*	1,428,043	219,825	~~4,538,385~~ *4,554,385*
Sec. 9. That section 20, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 20. Department of Insurance - Agency No. 22				
(1) Program No. 69 - Enforcement of Standards - Insurance		650,510		650,510
Expenditures for Personal Services shall not exceed $227,861 during the period July 1, 1969 - June 30, 1970, nor $246,229 during the period July 1, 1970 - June 30, 1971.				
The sum of $24,360 is included for Central Data Processing charges and shall not be expended for any other purpose.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 555 - Examination of Insurance Companies		435,433		435,433

Expenditures for Personal Services shall not exceed $189,329 during the period July 1, 1969 - June 30, 1970, nor $199,014 during the period July 1, 1970 - June 30, 1971; *Provided, that the limitations for Personal Services shall not include expenditures for Personal Services rendered because of an insurance company insolvency, impairment, deficiency, or liquidation in accordance with the provisions of sections 44-120 to 44-137, Reissue Revised Statutes of Nebraska, 1943.*

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 556 - Valuation of Securities		2,925		2,925
(4) Program No. 557 - Securities Deposit		30,450		30,450

The unexpended balance existing on June 30, 1969, in Fund No. 2221 - Insurance Cash Fund - is hereby reappropriated for allocation to the programs in subsections (1) and (2) of this section.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 22 and Fund Source		1,119,318		1,119,318

Sec. 10. That section 21, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 21. Department of Labor - Agency No. 23				
(1) Program No. 194 - Protection of People and Property	236,056			236,056
Expenditures for Personal Services shall not exceed $92,978 during the period July 1, 1969 - June 30, 1970, nor $97,619 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 31 - Division of Employment		172,000	7,856,479	8,028,479
~~Expenditures for Personal Services shall not exceed $3,080,941 during the period July 1, 1969 - June 30, 1970, nor $3,178,865 during the period July 1, 1970 - June 30, 1971.~~				
Subject to the approval of the Governor, salary increases shall not exceed an average of five per cent per annum during the 1969 - 71 biennium.				
The unexpended balance existing on June 30, 1969, in Fund No. 2232 - Employment Security Special Contingent Fund - is hereby reappropriated. Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
For Informational Purposes only: Total Appropriations to Agency No. 23 and Fund Source	236,056	172,000	7,856,479	8,264,535

Sec. 11. That section 23, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 23. Department of Public Institutions - Agency No. 25				
(1) Program No. 33 - Department Central Office	~~1,639,878~~ *1,710,684*			~~1,639,878~~ *1,710,684*
Expenditures for Personal Services shall not exceed $~~406,226~~ *528,448* during the period July 1, 1969 - June 30, 1970, nor $~~520,823~~ *554,607* during the period July 1, 1970 - June 30, 1971. The sum of $150,000 is included for research and special studies and $70,000 is included for Central Data Processing charges, which funds shall not be expended for any other purposes.				
(2) Program No. 355 - Blind Rehabilitation (Service for Visually Impaired)	178,434	1,080	713,197	892,711
Expenditures for Personal Services shall not exceed $~~231,030~~ *159,630* during the period July 1, 1969 - June 30, 1970, nor $~~242,904~~ *167,924* during the period July 1, 1970 - June 30, 1971, *exclusive of commissions paid to operators of blind enterprises.*				
(3) Program No. 361 - Mental Patient Care (Hastings State Hospital)	8,290,803	1,100,955	792,816	10,184,574

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Expenditures for Personal Services shall not exceed $4,088,790 during the period July 1, 1969 - June 30, 1970, nor $4,292,911 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 362 - Mental Patient Care (Norfolk State Hospital)	7,109,805	834,260	50,000	7,994,065
Expenditures for Personal Services shall not exceed $3,235,743 during the period July 1, 1969 - June 30, 1970, nor $3,387,546 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 363 - Mental Patient Care (Lincoln State Hospital)	9,146,631	1,013,700	281,208	10,441,539
Expenditures for Personal Services shall not exceed $4,266,080 during the period Juy 1, 1969 - June 30, 1970, nor $4,473,135 during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 364 - Panhandle Mental Health Clinic	178,764	4,000		182,764
Expenditures for Personal Services shall not exceed $80,950 during the period July 1, 1969 - June 30, 1970, nor $84,996 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(7) Program No. 371 - Custody and Rehabilitation (Girls' Training School)	~~835,173~~ *844,440*	18,000		~~853,173~~ *862,440*
Expenditures for Personal Services shall not exceed $~~310,400~~ *324,010* during the period July 1, 1969 - June 30, 1970, nor $~~326,120~~ *340,867* during the period July 1, 1970 - June 30, 1971.				
(8) Program No. 372 - Custody and Rehabilitation (Penal and Correctional Complex)	5,368,167	682,278		6,050,445
Expenditures for Personal Services shall not exceed $1,890,597 during the period July 1, 1969 - June 30, 1970, nor $1,996,566 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 373 - Custody and Rehabilitation (State Reformatory for Women)	226,848	111,842		338,690
Expenditures for Personal Services shall not exceed $118,295 during the period July 1, 1969 - June 30, 1970, nor $124,243 during the period July 1, 1970 - June 30, 1971.				
(10) Program No. 374 - Custody and Rehabilitation (Boys' Training School)	1,735,159	75,800		1,810,959
Expenditures for Personal Services shall not exceed $652,391 during the period July 1, 1969 - June 30,				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $688,133 during the period July 1, 1970 - June 30, 1971.				
(11) Program No. 421 - Care of Mentally Retarded (Beatrice State Home)	9,197,443	1,452,725	1,221,688	11,871,856
Expenditures for Personal Services shall not exceed $4,560,092 during the period July 1, 1969 - June 30, 1970, nor $5,027,831 during the period July 1, 1970 - June 30, 1971. Funds are included for the purpose of employing additional education and training personnel in order to extend the educational program to a larger number of residents and to conduct a third session daily if existing facilities are not adequate to accommodate the number of residents in the program in two sessions.				
(12) Program No. 422 - Care of Mentally Retarded (Norfolk State Hospital)	259,755			259,755
Expenditures for Personal Services shall not exceed $101,790 during the period July 1, 1969 - June 30, 1970, nor $107,082 during the period July 1, 1970 - June 30, 1971.				
(13) Program No. 423 - Care of Mentally Retarded (Tuberculosis Hospital)	324,023			324,023
Expenditures for Personal Services shall not exceed $127,396 during the period July 1, 1969 - June 30, 1970,				

nor $133,860 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(14) Program No. 519 - Care of Aged (Soldiers' and Sailors' Home)	1,386,061	1,362,719		2,748,780

~~Expenditures for Personal Services shall not exceed $955,154 during the period July 1, 1969 - June 30, 1970, nor $1,011,300 during the period July 1, 1970 - June 30, 1971.~~

Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(15) Program No. 520 - Care of Tubercular (Tuberculosis Hospital)	1,122,973	75,700		1,198,673

Expenditures for Personal Services shall not exceed $457,087 during the period July 1, 1969 - June 30, 1970, nor $479,813 during the period July 1, 1970 - June 30, 1971.

Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(16) Program No. 521 - Orthopedic Care (Orthopedic Hospital)	1,661,225	94,184		1,755,409

Expenditures for Personal Services shall not exceed $691,322 during the period July 1, 1969 - June 30, 1970, nor $742,282 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(17) Program No. 548 - Mental Health Institute (Nebraska Psychiatric Institute)	~~3,154,973~~ *3,084,167*	463,061	206,000	~~3,824,034~~ *3,753,228*

Expenditures for Personal Services shall not exceed $~~1,692,902~~ *1,660,684* during the period July 1, 1969 - June 30, 1970, nor $~~1,777,249~~ *1,743,465* during the period July 1, 1970 - June 30, 1971. The Personal Services limitations shall not apply to personnel in positions funded from federal and private research grants.

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (17) of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 25 and Fund Source	~~51,816,115~~ *51,825,382*	7,290,304	3,264,909	~~62,371,328~~ *62,380,595*

Sec. 12. That section 24, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 24. Department of Public Welfare - Agency No. 26

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 341 - Public Assistance	32,007,277		71,300,703	103,307,980

~~Expenditures for Personal Services shall not exceed $1,026,578 during the period July 1, 1969 - June 30,~~

~~1970, nor $1,074,036 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salaries of the agency Director and of the personnel in positions known as Division Chiefs in amounts no greater than the June, 1969, annual salary rates for these positions during fiscal year 1969-70, and a four per cent increase in salaries above the June, 1969, annual salary rate for these positions during fiscal year 1970-71, subject to the establishment of the compensation rate for such positions by the Governor.~~ *No pro rata payments shall be made from the appropriation contained in this subsection to recipients of public assistance or to medical vendors.*

The sum of $346,558 is included for Central Data Processing charges and shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 343 - Cuban Refugee Aid			47,500	47,500
(3) Program No. 523 - Crippled Children Services	308,448		772,308	1,080,756

Expenditures for Personal Services shall not exceed $80,564 during the period July 1, 1969 - June 30, 1970, nor $84,585 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 524 - Home for Children	1,480,771	18,000	40,000	1,538,771

Expenditures for Personal Services shall not ex-

ceed $587,287 during the period July 1, 1969 - June 30, 1970, nor $610,509 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Director in the amount of $13,200 per annum during the 1969 - 71 biennium, subject to the establishment of the compensation rate for the Director by the Governor.

The unexpended balance existing on June 30, 1969 in Fund No. 2261 - Children's Home Cash Fund - is hereby reappropriated to the program in subsection (4) of this section.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 26 and Fund Source	33,796,496	18,000	72,160,511	105,975,007

Sec. 13. That section 26, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 26. Department of Veterans' Affairs - Agency No. 28

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 036 - Departmental Administration	~~182,906~~ *183,361*		~~42,113~~ *82,166*	~~225,019~~ *265,527*

Expenditures for Personal Services shall not exceed $~~94,878~~ *105,246* during the period July 1, 1969 -

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
June 30, 1970, nor $~~99,406~~ *120,346* during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 28 and Fund Source	~~182,906~~ *183,361*		~~42,113~~ *82,166*	~~225,019~~ *265,527*
Sec. 14. That section 28, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 28. Military Department - Agency No. 31				
(1) Program No. 38 - Command and General Support	866,064	173,508		1,039,572
Expenditures for Personal Services shall not exceed $371,136 during the period July 1, 1969 - June 30, 1970, nor $389,487 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 192 - Governor's Emergency Program	417,000			417,000
The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $102,161.				
(3) Program No. 544 - National and State Guard	426,931	270,000		696,931
Expenditures for Personal Services shall not exceed $154,195 during the period July 1, 1969 - June 30, 1970, nor $161,899 during the period July 1, 1970 - June 30, 1971.				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 545 - Civil Defense	288,237	8,800	538,793	835,830
Expenditures for Personal Services shall not exceed $221,811 during the period July 1, 1969 - June 30, 1970, nor $232,886 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 565 - Emergencies and Incidentals	90,000		800,000	890,000
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (5) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 31 and Fund Source	2,088,232	452,308	1,338,793	3,879,333
Sec. 15. That section 29, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 29. Board of Educational Lands and Funds - Agency No. 32				
(1) Program No. 141 - Administration of Retirement Systems	412,943	88,393		501,336
Expenditures for Personal Services shall not exceed $64,508 during the period July 1, 1969 - June 30, 1970, nor $66,525 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 144 - School Employees' Service Annuity	5,161,456			5,161,456
(3) Program No. 528 - Administration of School Trusts	~~611,017~~ *653,258*			~~611,017~~ *653,258*
Expenditures for Personal Services shall not exceed $~~180,881~~ *191,524* during the period July 1, 1969 - June 30, 1970, nor $~~188,867~~ *200,892* during the period July 1, 1970 - June 30, 1971. The sum of $10,700 is included for rental of office space outside the State Capitol building and $~~12,000~~ *19,200* is included for Central Data Processing charges which funds shall not be expended for any other purposes.				
(4) Program No. 529 - Land Surveys	~~70,888~~ *114,105*			~~70,888~~ *114,105*
Expenditures for Personal Services shall not exceed $~~32,984~~ *49,258* during the period July 1, 1969 - June 30, 1970, nor $~~33,413~~ *51,718* during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 546 - Missouri River Boundaries	66,629			66,629
Expenditures for Personal Services shall not exceed $24,893 during the period July 1, 1969 - June 30, 1970, nor $25,899 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 554 - Disputed Survey Settlements		5,843		5,843
Expenditures of Cash Funds shall not be limited to the amount shown in column (C).				
(7) Program No. 559 - Acquisition of Lands and Buildings	2,880			2,880
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 32 and Fund Source	~~6,325,611~~ *6,411,271*	94,236		~~6,419,847~~ *6,505,507*

Sec. 16. That section 30, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 30. Game and Parks Commission - Agency No. 33

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 323 - Tourism	159,198	64,250		223,448

Expenditures for Personal Services shall not exceed $25,310 during the period July 1, 1969 - June 30, 1970, nor $26,762 during the period July 1, 1970 - June 30, 1971.

The unexpended balance existing on June 30, 1969, in Fund No. 2331 - Tourist Promotion - is hereby reappropriated.

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 325 - Boat Administration, Education and Enforcement		148,325		148,325

Expenditures for Personal Services shall not exceed $56,853 during the period July 1, 1969 - June 30, 1970, nor $59,689 during the period July 1, 1970 - June 30, 1971.

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 336 - Wildlife Conservation		7,357,336		7,357,336

The appropriation for this program includes $1,400,787 to Subprogram No. 1 - Enforcement of Game and Fish Laws; $1,737,820 to Subprogram No. 2 - Information and Education; $725,078 to Subprogram No. 3 - General Supervision, Administration, and Accounting; $495,038 to Subprogram No. 4 - Game; $1,606,648 to Subprogram No. 5 - Fish; $1,087,675 to Subprogram No. 6 - Land Management; $304,290 to Subprogram No. 7 - Research.

Expenditures for Personal Services shall not exceed $2,087,019 during the period July 1, 1969 - June 30, 1970, nor $2,188,295 during the period July 1, 1970 - June 30, 1971.

The sum of $4,000 is included for Central Data Processing charges and shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
The sum of $378,316 is included for Vehicle Replacement and shall not be expended for any other purpose.				
(4) Program No. 549 - Parks - Administration and Operation	~~1,276,010~~ *1,344,349*	460,000		~~1,736,010~~ *1,804,349*
Expenditures for Personal Services shall not exceed $~~556,707~~ *589,886* during the period July 1, 1969 - June 30, 1970, nor $~~581,120~~ *615,380* during the period July 1, 1970 - June 30, 1971. The sum of $14,099 is included for the employment of a superintendent at Fort Hartsuff.				
The sum of $36,980 is included for Vehicle Replacement and shall not be expended for any other purpose.				
The unexpended balance existing on June 30, 1969 in Fund No. 2333 - State Park Cash Revenue - is hereby reappropriated.				
(5) Program No. 550 - Special Federal Aid Programs	220,809	73,563		294,372
Expenditures for Personal Services shall not exceed $111,626 during the period July 1, 1969 - June 30, 1970, nor $116,725 during the period July 1, 1970 - June 30, 1971.				

The sum of $4,600 is included for Vehicle Replacement and shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 617 - Engineering and Area Maintenance	1,050,569	467,843		1,518,412

Expenditures for Personal Services shall not exceed $436,904 during the period July 1, 1969 - June 30, 1970, nor $456,826 during the period July 1, 1970 - June 30, 1971.

The sum of $71,153 is included for Vehicle Replacement and shall not be expended for any other purpose.

The unexpended balance existing on June 30, 1969, in Fund No. 2332 - State Game Fund - is hereby reappropriated to be allocated to the programs in subsections (2), (3), (5), and (6) of this section.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 33 and Fund Source	~~2,707,486~~ *2,774,925*	8,571,317		~~11,278,803~~ *11,346,242*

Sec. 17. That section 35, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 35. Nebraska Brand Committee - Agency No. 39

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 075 - Enforcement of Standards - Brand Inspection and Theft Prevention		1,345,031		1,345,031

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C), *and expenditures for construction of a building in an amount not to exceed $80,000 are hereby authorized.*				
The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 39 and Fund Source		1,345,031		1,345,031
Sec. 18. That section 39, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 39. State Athletic Commissioner - Agency No. 43				
Program No. 78 - Enforcement of Standards - Boxing and Wrestling Events	1,920	~~31,134~~ *31,865*		~~33,054~~ *33,785*
Expenditures for Personal Services shall not exceed ~~$9,267~~ *9,622* during the period July 1, 1969 - June 30, 1970, nor ~~$9,572~~ *9,948* during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Commissioner in the amount of $3,000 per annum during the 1969 - 71 biennium subject to the establishment of the compensation rate for the Commissioner by the Governor*; Provided, that the limitations for*				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Personal Services shall not apply to per diems paid inspectors of athletic events.				
The General Fund appropriation is included for the payment of rental of office space and shall not be expended for any other purpose; *Provided,* that expenditures from such appropriation shall not be made should space be available within the State Capitol building and be tendered the agency for occupancy.				
The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 43 and Fund Source	1,920	~~31,134~~ *31,865*		~~33,054~~ *33,785*

Sec. 19. That section 41, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 41. Board of Barber Examiners - Agency No. 45				
Program No. 80 - Enforcement of Standards - Barbering		~~63,923~~ *65,373*		~~63,923~~ *65,373*

Expenditures for Personal Services shall not exceed $19,591 during the period July 1, 1969 - June 30, 1970, nor $20,008 during the period July 1, 1970 - June 30, 1971.

The sum of $1,450 is included for Central Data Pro-

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
cessing charges and shall not be expended for any other purpose.				
The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 45 and Fund Source		~~68,923~~ *65,373*		~~68,923~~ *65,373*

Sec. 20. That section 42, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 42. Nebraska Educational Television Commission - Agency No. 47				
Program No. 533 - Educational Television	1,953,310	~~21,100~~ *150,606*		~~1,974,410~~ *2,103,916*

Expenditures for Personal Services shall not exceed $~~218,570~~ *232,969* during the period July 1, 1969 - June 30, 1970, nor $~~230,319~~ *245,426* during the period July 1, 1970 - June 30, 1971.

The unexpended Cash Fund balance existing on June 30, 1969, in Fund 2471 - State Educational Television Fund - is hereby reappropriated in an amount not to exceed $100,000.

The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
not to exceed $267,000, and is for the purpose of payment of charges incurred in completion of translator and transmitter activations and the purchase of equipment.				
For Informational Purposes only: Total Appropriations to Agency No. 47 and Fund Source	1,953,310	~~21,100~~ *150,606*		~~1,974,410~~ *2,103,916*

Sec. 21. That section 45, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 45. Chadron State College - Agency No. 50-1

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 153 - Plant Operation and Maintenance	711,795	9,680		721,475

Expenditures for Personal Services shall not exceed $156,618 during the period July 1, 1969 - June 30, 1970, nor $174,047 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 201 - Administration and General Expense	~~826,658~~ *834,717*	58,170		~~884,828~~ *892,887*

Expenditures for Personal Services shall not exceed $~~356,688~~ *360,658* during the period July 1, 1969 - June 30, 1970, nor $~~378,072~~ *382,166* during the period July 1, 1970 - June 30, 1971, which funds are intended

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
to include the salary of the college President in the amount of $50,000 during the 1969 - 71 biennium and housing allowance for the college President in the amount of $4,800 during the 1969 - 71 biennium subject to the establishment of the compensation rate for the college President by the State Normal Board.				
(3) Program No. 211 - Instruction and Departmental Research	~~834,914~~ *882,720*	~~1,809,697~~ *1,846,331*		~~2,644,611~~ *2,729,051*
Expenditures for Personal Services shall not exceed $~~1,166,522~~ *1,207,728* during the period July 1, 1969 - June 30, 1970, nor $~~1,272,294~~ *1,315,628* during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 221 - Organized Activities Related to Instruction	115,518	9,640		125,158
Expenditures for Personal Services shall not exceed $735 during the period July 1, 1969 - June 30, 1970, nor $771 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 231 - Federal Area Support			993,000	993,000
(6) Program No. 241 - Placement and Public Service	30,880	11,000		41,880
Expenditures for Personal Services shall not exceed $11,445 during the period July 1, 1969 - June 30,				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $12,016 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 253 - Libraries	227,284	900		228,184
Expenditures for Personal Services shall not exceed $58,485 during the period July 1, 1969 - June 30, 1970, nor $61,409 during the period July 1, 1970 - June 30, 1971.				
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 50-1 and Fund Source	~~2,747,044~~ *2,802,914*	~~1,890,087~~ *1,935,721*	993,000	~~5,630,131~~ *5,731,635*
Sec. 22. That section 46, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 46. Kearney State College - Agency No. 50-2				
(1) Program No. 154 - Plant Operation and Maintenance	1,076,708	~~54,700~~ *70,358*		~~1,131,408~~ *1,147,066*
Expenditures for Personal Services shall not exceed $302,085 during the period July 1, 1969 - June 30,				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $317,187 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 202 - Administration and General Expense	~~1,523,574~~ *1,545,746*	~~100,850~~ *106,105*		~~1,624,424~~ *1,651,851*
Expenditures for Personal Services shall not exceed $~~695,457~~ *696,373* during the period July 1, 1969 - June 30, 1970, nor $~~732,993~~ *744,249* during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the college President in the amount of $50,000 during the 1969 - 71 biennium and housing allowance for the college President in the amount of $4,800 during the 1969 - 71 biennium subject to the establishment of the compensation rate for the college President by the State Normal Board.				
(3) Program No. 212 - Instruction and Departmental Research	~~2,470,186~~ *2,485,623*	~~3,937,905~~ *4,160,345*		~~6,408,191~~ *6,645,968*
Expenditures for Personal Services shall not exceed $~~2,993,728~~ *3,007,028* during the period July 1, 1969 - June 30, 1970, nor $~~3,188,744~~ *3,307,709* during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 222 - Organized Activities Related to Instruction	165,114	171,820		336,934

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Expenditures for Personal Services shall not exceed $24,191 during the period July 1, 1969 - June 30, 1970, nor $25,397 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 232 - Federal Area Support			260,000	260,000
(6) Program No. 242 - Placement and Public Service	60,344	24,000		84,344
Expenditures for Personal Services shall not exceed $35,175 during the period July 1, 1969 - June 30, 1970, nor $36,933 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 254 - Libraries	607,456	~~10,000~~ *16,744*		~~617,456~~ *624,200*
Expenditures for Personal Services shall not exceed $142,065 during the period July 1, 1969 - June 30, 1970, nor $149,168 during the period July 1, 1970 - June 30, 1971.				
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 50-2 and Fund Source	~~5,903,382~~ *5,940,991*	~~4,299,365~~ *4,549,372*	260,000	~~10,462,747~~ *10,750,363*

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 23. That section 48, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 48. Wayne State College - Agency No. 50-4				
(1) Program No. 156 - Plant Operation and Maintenance	870,806	19,060		889,866
Expenditures for Personal Services shall not exceed $275,676 during the period July 1, 1969 - June 30, 1970, nor $250,229 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 204 - Administration and General Expense	878,675	119,170		997,845
Expenditures for Personal Services shall not exceed $430,891 during the period July 1, 1969 - June 30, 1970, nor $453,698 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the college President in the amount of $50,000 during the 1969 - 71 biennium and housing allowance for the college President in the amount of $4,800 during the 1969 - 71 biennium subject to the establishment of the compensation rate for the college President by the State Normal Board.				
(3) Program No. 214 - Instruction and Depart-				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
mental Research	746,619	~~2,623,783~~ *2,648,128*		~~3,370,402~~ *3,394,747*
Expenditures for Personal Services shall not exceed $1,552,807 during the period July 1, 1969 - June 30, 1970, nor $1,673,703 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 224 - Organized Activities Related to Instruction	132,519	20,405		152,924
Expenditures for Personal Services shall not exceed $3,401 during the period July 1, 1969 - June 30, 1970, nor $3,469 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 234 - Federal Area Support			153,000	153,000
(6) Program No. 244 - Placement and Public Service	33,660	16,600		50,260
Expenditures for Personal Services shall not exceed $20,811 during the period July 1, 1969 - June 30, 1970, nor $21,116 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 256 - Libraries	299,779	445		300,224
Expenditures for Personal Services shall not exceed $90,363 during the period July 1, 1969 - June 30, 1970, nor $94,881 during the period July 1, 1970 - June 30, 1971.				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 50-4 and Fund Source	2,962,058	~~2,799,463~~ *2,823,808*	153,000	~~5,914,521~~ *5,938,866*

Sec. 24. That section 53, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 53. Historical Land Mark Council - Agency No. 56				
Progran No. 543 - Historical Markers	10,000	6,362		16,362
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.				
Upon the effective date of Legislative Bill 1147, Eightieth Session, Nebraska State Legislature, 1969, the program ~~of this session~~ *in this section* shall be transferred to ~~Section~~ *section* 51 - Nebraka State Historical Society, Agency No. 54.				
For Informational Purposes only: Total Appropriations to Agency No. 56 and Fund Source	10,000	6,362		16.362

Sec. 25. That section 60, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 60. Department of Administrative Services-Agency No. 65

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 49 - Departmental Administration	60,800			60,800
Expenditures for Personal Services shall not exceed $26,950 during the period July 1, 1969 - June 30, 1970, nor $28,321 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 171 - Central Purchasing and Multilithing	211,915			211,915
Expenditures for Personal Services shall not exceed $114,617 during the period July 1, 1969 - June 30, 1970, nor $120,418 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 173 - Telecommunications System	69,641			69,641
Expenditures for Personal Services shall not exceed $31,706 during the period July 1, 1969 - June 30, 1970, nor $33,147 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 509 - Budget Administration	190,539			190,539
Expenditures for Personal Services shall not exceed $51,238 during the period July 1, 1969 - June 30,				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $54,276 during the period July 1, 1970 - June 30, 1971.				
The sum of $65,000 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(5) Program No. 510 - Social Security Administration	50,246			50,246
Expenditures for Personal Services shall not exceed $16,649 during the period July 1, 1969 - June 30, 1970, nor $17,520 during the period July 1, 1970 - June 30, 1971.				
The sum of $9,538 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(6) Program No. 567 - Fiscal Administration	~~1,022,192~~ *1,039,714*			~~1,022,192~~ *1,039,714*
Expenditures for Personal Services shall not exceed $~~117,657~~ *126,150* during the period July 1, 1969 - June 30, 1970, nor $~~124,274~~ *133,403* during the period July 1, 1970 - June 30, 1971.				
The sum of $600,000 is included for Central Data Processing charges and shall not be expended for any other purpose.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(7) Program No. 568 - Buildings and Grounds Administration	1,215,626			1,215,626
Expenditures for Personal Services shall not exceed $371,070 during the period July 1, 1969 - June 30, 1970, nor $390,387 during the period July 1, 1970 - June 30, 1971.				
(8) Program No. 605 - Personnel Administration	73,308			73,308
Expenditures for Personal Services shall not exceed $27,585 during the period July 1, 1969 - June 30, 1970, nor $29,670 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 65 and Fund Source	~~2,894,267~~ *2,911,789*			~~2,894,267~~ *2,911,789*

Sec. 26. That section 66, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 66. Department of Economic Development - Agency No. 72				
(1) Program No. 30 - Administration	96,230			96,230
Expenditures for Personal Services shall not exceed $37,682 during the period July 1, 1969 - June 30, 1970, nor $39,543 during the period July 1, 1970 - June 30, 1971.				

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 590 - Urban Planning			495,000	495,000
(3) Program No. 591 - State Planning	226,451		3,504,844	3,731,295
Expenditures for Personal Services shall not exceed $~~97,000~~ *158,975* during the period July 1, 1969 - June 30, 1970, nor $~~99,720~~ *163,029* during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 593 - Community Development and Local Planning	~~107,644~~ *197,764*	81,000	~~98,115~~ *111,468*	~~369,759~~ *390,232*
Expenditures for Personal Services shall not exceed $~~122,257~~ *148,223* during the period July 1, 1969 - June 30, 1970, nor $~~172,901~~ *157,835* during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 594 - Industrial Development and Promotion	~~461,684~~ *573,796*	9,000		~~470,684~~ *582,796*
Expenditures for Personal Services shall not exceed $109,518 during the period July 1, 1969 - June 30, 1970, nor $114,838 during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 595 - Industrial Research and Information Services	333,994	134,000	162,580	630,574
Expenditures for Personal Services shall not exceed $61,695 during the period July 1, 1969 - June 30,				

1970, nor $64,699 during the period July 1, 1970 - June 30, 1971.

Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(7) Program No. 602 - Keep Nebraska Beautiful	10,294			10,294

Expenditures for Personal Services shall not exceed $2,215 during the period July 1, 1969 - June 30, 1970, nor $2,329 during the period July 1, 1970 - June 30, 1971.

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 72 and Fund Source	~~1,326,297~~ *1,438,529*	224,000	~~4,250,529~~ *4,273,892*	~~5,800,826~~ *5,936,421*

Sec. 27. That original sections 2, 5, 7, 8, 9, 10, 11, 16, 20, 21, 23, 24, 26, 28, 29, 30, 35, 39, 41, 42, 45, 46, 48, 53, 60, and 66, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

(Signed) Richard D. Marvel, Chairman

Enrollment and Review

LEGISLATIVE BILL 1327. Replaced on Select File as amended.

E and R amendment to LB 1327:

1. In the title, line 9, insert "to provide maximum data processing charges and change the fund to a cash fund;" after the second semicolon.

LEGISLATIVE BILL 968. Placed on Select File as amended.

E and R amendments to LB 968:

1. Renumber original sections 1 to 3 as sections 3 to 5, and in line 1, of renumbered section 3, strike "Section" and insert "Sec.".

2. Insert the unnumbered section added by the Pedersen amendment as section 6.

3. Renumber sections 4 and 5 added by the Carpenter amendment 1 as sections 7 and 8.

4. In section 1, redesignate subdivisions (a) to (h) as subdivisions (1) to (8); remove indentation in such subdivisions except for the first line in each, and supply capitalization, where lacking, to the first word in each subdivision; strike all quotation marks; in subdivision (4), line 3, strike "—"; insert the matter beginning in line 4 immediately after "than" in line 3; in line 4 strike "(1)" and insert "(a)"; insert "or" at the end of line 12; and in line 13 strike "(2)" and insert "(b)" and remove paragraphing therefrom; in subdivision (5), line 4, strike "offenses enumerated in this chapter" and insert "criminal offenses"; and in subdivision (7), line 2, strike the period and insert "; and" at the end of the line.

5. In section 2, strike lines 1 and 2 and insert

"Sec. 2. (1) Except as otherwise specifically provided in this act,"; in line 3 strike "—"; remove paragraphing and indentation of subdivisions within subsection (1) and redesignate subdivisions (1) to (4) as subdivisions (a) to (d); in subdivision (b), line 4, strike "—"; in subdivision (d), line 5, strike the semicolon and insert a comma and insert the remainder of the subsection immediately thereunder; in the second line following subdivision (d), strike "$25 nor more than $500" and insert "twenty-five dollars nor more than five hundred dollars"; in the last line of subsection (1) strike "both" and insert "be both so fined and imprisoned"; redesignate subsection (b) as subsection (2) and subdivisions (1) to (3) thereof as subdivisions (a) to (c), removing indentation except from the first line of each; in subdivision (2) (a), lines 9 and 10, strike ": *Provided,* That said" and insert "; *Provided,* that such"; and in line 1 of subdivisions (2) (b) and (2) (c) strike "chapter" and insert "act".

6. In renumbered section 5, line 11, strike "applicants" and insert "applicant"; in line 38, strike "and" and insert "any"; in line 56 strike "1" and insert "3"; in line 155 strike "2" and insert "4"; and in line 208 strike the semicolon and insert a comma.

7. In section 6, line 1, strike "Section ...." and insert "Sec. 6."; in line 3, strike "—" and insert a colon; redesignate subdivisions (a) to (g) as subdivisions (1) to (7); within subdivision (1), redesignate subdivisions (1) to (7) as subdivisions (a) to (g), removing paragraphing therefrom; in subdivision (1) (a) strike "the" and insert "The"; in subdivision (1) (g), line 2, strike the period and insert a semicolon; capitalize the first word in subdivisions (2) to (7) and remove indentation therefrom except in the first line of each; and in subdivision (7), lines 1 and 2, strike "paragraphs (b) through (f) of this subsection" and insert "subdivisions (2) to (6) of this section".

8. In renumbered section 7, strike line 25 and insert "than three years, or be both so fined and imprisoned.".

9. In the title, line 2, insert "to define terms; to make certain acts unlawful; to provide penalties;" after the semicolon; and in line 4, insert "; to require reports as prescribed; and to repeal section 86-328, Reissue Revised Statutes of Nebraska, 1943" after "prescribed".

LEGISLATIVE BILL 1186. Placed on Select File as amended.

E and R amendments to LB 1186:

1. In section 1, line 4, strike "Such license" and insert "Licenses".

2. In section 2, line 27, strike the comma.

3. Insert the Wallwey amendment at the end of line 6, section 4; in line 4 thereof, strike ". Provided,"

and insert ", except"; in line 13, strike "$20" and insert "twenty dollars"; and in lines 14 and 15, strike ", however,".

4. In the title, strike lines 2 to 16, and insert:

"FOR AN ACT relating to nursing homes; to provide for the licensing of nursing home administrators; to provide duties; to provide for standards; to provide for waivers; and to provide a board, its composition, duties, and compensation.".

LEGISLATIVE BILL 1261. Placed on Select File as amended.

E and R amendments to LB 1261:

1. In lieu of the Carpenter amendment, reinstate original section 1 as section 1; in line 9 thereof, strike "four" and insert "~~four~~ *five*"; strike the new and reinstate the stricken matter in lines 12 to 20; and strike the new matter in lines 21 to 30 and reinsert the same as new section 4.

2. Renumber sections 1 and 2 in standing committee amendments as sections 2 and 3 and section 3 as section 5.

3. Reinstate original section 2 as renumbered section 6.

4. In renumbered section 3, line 2, strike "section 1" and insert "section 2".

5. In new section 4, insert "Sec. 4." before "*All*" in line 1; strike line 2 and insert "*subdivision (2) of section 2 of this act*"; and in line 3, strike the comma.

6. In renumbered section 5, lines 11 and 13, after "*inhabitants*" insert "*and not more than one hundred thousand inhabitants*".

7. In the title, strike lines 4 to 7 and insert "Commission; to increase the pari-mutuel tax; to provide for distribution of funds to the State Fire Marshall and each city, village, and county as prescribed and to provide the use thereof; to provide minimum salaries for full-time law enforcement officers and firemen; and to repeal the original section.".

LEGISLATIVE BILL 1426. Placed on Select File.

LEGISLATIVE BILL 177. Correctly engrossed.

LEGISLATIVE BILL 1286. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 39

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 452. Placed on Select File as amended.

E and R amendments to LB 452:

1. Renumber original section 1 as section 3 and sections 2 and 3 added by standing committee amendment 2 as sections 1 and 2.

2. For correlation purposes, in line 2 of renumbered section 1, insert ", as amended by section 1, Legislative Bill 170, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in line 8 insert ", and to provide for academic tenure for professors, associate professors, and assistant professors" before the first semicolon.

3. In renumbered section 2, insert an underscored comma at the end of line 18.

4. For correlation purposes, in line 2 of renumbered section 3, insert ", as amended by section 1, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; strike the stricken matter and remove underscoring from the new matter in lines 3 to 5 and in line 5, insert "Public" after the first "of".

5. In section 4, line 27, strike "*Board of Education*" and insert "*board*".

6. For correlation purposes, in line 2 of section 4, insert ", as amended by section 17, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969," after "1967"; and strike the stricken matter and remove underscoring from the new matter in lines 3 and 4.

7. In section 5, line 4, strike "*(a)*" and insert

"(1)"; in line 9 strike *"(b)"* and insert *"(2)*; in line 11, strike *"(1)"* and insert *"(a)"*; in line 14, strike *"(2)"* and insert *"(b)"*; in line 16, strike *"(c)"* and insert *"(3)"*; in line 28 *"(d)"* and insert *"(4)"*; and in line 13, strike the semicolon.

8. Amend section 6 to read:

"Sec. 6. That original section 85-191, Revised Statutes Supplement, 1967, section 85-106, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 170, Eightieth Session, Nebraska State Legislature, 1969, and sections 85-195 and 85-320, Revised Statutes Supplement, 1967, as amended by sections 1 and 17, respectively, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

9. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT relating to retirement annuities; to authorize the Board of Regents of the University of Nebraska, the Board of Trustees of the Nebraska State Colleges, junior college boards, and the Department of Public Institutions to purchase retirement annuities for employees as prescribed; to provide for wage agreements; to provide for contributions; to amend section 85-191, Revised Statutes Supplement, 1967, section 85-106, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 170, Eightieth Session, Nebraska State Legislature, 1969, and sections 85-195 and 85-320, Revised Statutes Supplement, 1967, as amended by sections 1 and 17, respectively, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969;" to repeal the original sections; and to declare an emergency.".

(Signed) Wayne W. Ziebarth, Chairman

MOTION—Suspend Rules

Mr. Marvel moved to suspend the rules to introduce a new bill to be known as LB 1440 and place on General File.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1440. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to provide for the payment of salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the biennium ending June 30, 1971; to amend section 1, Legislative Bill 1420, Eightieth Session, Nebraska State Legislature, 1969; to provide for the payment thereof; to repeal the original section; and to declare an emergency.

UNANIMOUS CONSENT—Unbracket LB 601

Mr. Carstens asked unanimous consent to unbracket LB 601 on E and R Final. No objections. So ordered.

MOTION—Return LB 1263 to Select File

Mr. Waldo moved to return LB 1263 to Select File for the following specific amendment:

1. Insert 2 new sections to be known as sections 9 and 10 and to read as follows:

"Sec. 9. *When any person committed to one of the four state hospitals for the mentally ill pursuant to section 29-2903 escapes from such hospital, the superintendent of such hospital shall immediately notify the clerk of the district court of the county from which such person was committed, and the clerk shall forthwith issue the warrant of the court, directed to the sheriff of the county, for the arrest and detention of such person. Such warrant may be executed by the sheriff or any other peace officer. The powers of arrest herein provided shall be in addition to powers heretofore provided.*

Sec. 10. *When any person committed to one of the four state hospitals for the mentally ill pursuant to section 83-328 or 83-328.03 escapes from such hospital, the superintendent of such hospital shall immediately notify the clerk of the county board of mental health of the county from which such person was committed, and the clerk shall forthwith issue the warrant of the board, directed to the sheriff of the county, for the arrest and detention of such person. Such warrant may be executed by the sheriff or any other peace officer. The powers of arrest herein provided shall be in addition to powers heretofore provided.*".

2. Renumber section 9, as renumbered by E & R amendment 10, as section 11.

3. Renumber section 10, added E &R amendment 11, as section 12.

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 1263. The Waldo specific amendment found in this Day's Journal was adopted.

Re-advanced to E and R for engrossment.

Member Excused

Mr. Schreurs asked unanimous consent to be excused August 20, 21 and 22. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following proposed amendment to LB 1349 printed in the Journal. No objections. So ordered.

1. In the bill add a new section 1 to read as follows:

"Section 1. That section 17-101, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-101. All cities, towns, and villages containing more than ~~one~~ *two* thousand and not more than five thousand inhabitants shall be cities of the second class and be governed by the provisions of sections 17-101 to 17-153, unless they adopt a village government as provided in sections 17-306 to 17-309.".

2. Renumber original section 1 as section 2.

3. In renumbered section 2, line 4, strike the second "~~one~~" and insert "one *two*".

4. Strike original section 2 and insert 3 new sections to read as follows:

"Sec. 3. That section 17-301, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-301. Whenever any city of the first class shall have decreased in population until it shall have a population of less than five thousand inhabitants and more than ~~one~~ *two* thousand inhabitants, as ascertained and officially promulgated by the census, enumeration and return taken by the United States, or by the State of Nebraska, or by the authority of the mayor and city council or any such city, the mayor of any such city may certify such fact to the Governor of the State of Nebraska, who, upon the filing of such a certificate, shall by proclamation so declare, and shall declare such city to have become a city of the second class. Thereafter such city shall be governed by the provisions of the statutes of the State of Nebraska applicable to cities of the second class. Upon such proclamation being made by the Governor, every officer of such city shall, within thirty days thereafter, qualify and give bond as provided by the statutes of the State of Nebraska in cases of cities of the second class; *Provided,* that in any city which may hereafter become a city of the second class, having been a city of the first class, any councilman, whose term shall extend by reason of his prior election under the provisions governing cities of the first class, through another year or years, shall continue to hold his office as councilman from the ward in which he is resident, as if elected for the same term under the statutes of the State of Nebraska governing cities of the second class.

Sec. 4. That section 17-307, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-307. Whenever any village shall attain a population exceeding ~~one~~ *two* thousand inhabitants and one-fourth of the legal voters therein shall petition the board of trustees of such village, the board of trustees shall cause to be published for at least thirty days a notice stating that the question of retaining a village form of government will be submitted at the next annual election. Thereupon there shall be submitted by the board of trustees at such next annual election the question of retaining a village form of government. The form of the ballot at such election shall be "For retention of village government," and "Against retention of village government. If the majority of the votes cast are for retention of village government, then such village shall remain a village and be governed under the provisions of the law relating to villages, unless it shall, at some future annual election, adopt a city government in the manner provided herein for the adoption of a village government.

Sec. 5. That original sections 17-101, 17-201, 17-301, and 17-307, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

GENERAL FILE

LEGISLATIVE BILL 928. Reading waived. Explained.

Standing Committee amendments found in this Day's Journal were offered.

Mr. Carpenter asked unanimous consent to have Mr. Marvel explain only those items which were increased. No objections. So ordered.

Recess

At 12:01 p.m., on a motion by Mr. Holmquist, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Bloom and Burbach who were excused until 1:45 p.m.; Mr. Budd who was excused until 2:00 p.m.; Mr. Waldo who was excused until 2:05 p.m.; and Messrs. Knight, Pedersen, Swanson and Whitney, who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 639. Correctly engrossed.

LEGISLATIVE BILL 205. Correctly engrossed.

LEGISLATIVE BILL 1212. Correctly engrossed.

LEGISLATIVE BILL 818. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

GENERAL FILE

LEGISLATIVE BILL 928. Considered.

Mr. Simpson Presiding

Mr. Marvel moved to suspend the rules to adopt the Standing Committee amendments.

Motion prevailed and amendments adopted with 40 ayes, 0 nays and 9 not voting.

Speaker Warner Presiding

Mr. Marvel offered the following amendments to the Standing Committee amendments:

AMENDMENT TO LEGISLATIVE BILL 928

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1. Amend the Standing Committee amendment by adding two new sections to be known as sections 2 and 3 and to read as follows:				
"Sec. 2. That section 3, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 3. Supreme Court - Agency No. 5				
(1) Program No. 251 - State Law Library	$124,450			$124,450
Expenditures for Personal Services shall not exceed $21,239 during the period July 1, 1969 - June 30, 1970, nor $22,469 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 391 - Office of Clerk	164,346			164,346
Expenditures for Personal Services shall not exceed $70,262 during the period July 1, 1969 - June 30, 1970, nor $73,915 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 394 - Judicial Nominating Commission	~~2,033~~ *3,073*			~~2,033~~ *3,073*
(4) Program No. 395 - Office of Reporter	42,014			42,014
Expenditures for Personal Services shall not				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
exceed $6,848 during the period July 1, 1969 - June 30, 1970, nor $7,209 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 531 - Court of Industrial Relations	~~6,032~~ *22,082*			~~6,032~~ *22,082*
(6) Program No. 505 - Commission on Judicial Qualifications	3,490			3,490
For Informational Purposes only: Total Appropriations to Agency No. 5 and Fund Source	~~342,365~~ *359,455*			~~342,365~~ *359,455*
Sec. 3. That section 4, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 4. District Courts - Agency No. 6				
(1) Program No. 007 - Salaries of Reporters	~~775,300~~ *879,223*			~~775,300~~ *879,223*
(2) Program No. 392 - Judges' and Reporters' Expenses	57,817			57,817
(3) Program No. 393 - Statewide Probation System	371,416			371,416
Expenditures for Personal Services shall not exceed $156,067 during the period July 1, 1969 - June				

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
30, 1970, nor $162,031 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 6 and Fund Source	~~1,204,533~~ *1,308,456*			~~1,204,533~~ *1,308,456*".

2. Renumber original sections 2 to 7 as sections 3 to 9 respectively.

3. In Standing Committee amendment 1, original section 8, line 56, insert "*$3,728*" under column (G), and in the last column strike "11,850" and insert "~~11,850~~ *15,578*"; in line 83, strike "*2,906,517*" and insert "*2,910,245*"; and strike "*4,554,385*" and insert "*4,458,113*".

4. Amend Standing Committee amendment 1, original section 11, after line 93 insert:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
"*(14) Program No. 424 - Care of Mentally Retarded*	*47,174*		$ *86,641*	*133,815*

Expenditures for Personal Services shall not exceed $43,102 during the period July 1, 1969 - June 30, 1970, nor $45,805 during the period July 1, 1970 - June 30, 1971.";

renumber subdivisions (14) to (17) as subdivisions (15) to (18) respectively; in line 126 strike "(17)" and insert "~~(17)~~ *(18)*"; in line 130, strike "3,264,909" and insert "~~3,264,909~~ *3,351,550*"; and in line 131, strike "*51,825,382*" and insert "*51,872,556*", and strike "*62,380,595*" and insert "*62,514,410*".

5. Add a new section 9 to read as follows:

"Sec. 9. That section 14, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 14. Tax Commissioner - Agency No. 16				
Program No. 102 - Revenue Administration	6,297,275	$ 203,000		6,500,275
Expenditures for Personal Services shall not exceed $3,520,597 during the period July 1, 1969 - June 30, 1971.				
The sum of $1,522,500 is included for Central Data Processing charges and shall not be expended for any other purpose.				
The unexpended Cash Fund balances existing on June 30, 1969, for Agency No. 16 are hereby reappropriated. *Expenditures of cash funds shall not be limited to the amount shown in column (C).*				
For Informational Purposes only: Total Appropriations to Agency No. 16 and Fund Source	6,297,275	203,000		6,500,275".

6. Renumber original section 8 as section 10.

7. Add two new sections to read as follows:

"Sec. 11. That section 18, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 18. Department of Health - Agency No. 20				
(1) Program No. 177 - Supporting Services	~~754,591~~ *778,591*		1,026,448	~~1,781,039~~ *1,805,039*

Expenditures for Personal Services shall not exceed $~~468,806~~ *480,806* during the period July 1, 1969 - June 30, 1970, nor $~~491,194~~ *503,194* during the period July 1, 1970 - June 30, 1971.

The sum of $14,627 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 514 - Environmental Health Services	472,713		321,136	793,849

Expenditures for Personal Services shall not exceed $261,428 during the period July 1, 1969 - June 30, 1970, nor $274,503 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 620 - Health Care Services	461,977	~~394,954~~ *396,664*	596,039	~~1,452,970~~ *1,454,680*

Expenditures for Personal Services shall not exceed $~~455,300~~ *465,800* during the period July 1, 1969 - June 30, 1970, nor $~~478,213~~ *488,713* during the period July 1, 1970 - June 30, 1971.

The unexpended balance existing on June 30, 1969, in Fund No. 2800 - Board of Examiners Fund - is hereby reappropriated.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 621 - Special Health Services	~~245,112~~ *197,938*	9,200	~~1,654,189~~ *1,567,548*	~~1,908,501~~ *1,774,686*

Expenditures for Personal Services shall not exceed $~~211,492~~ *268,390* during the period July 1, 1969 - June 30, 1970, nor $~~226,698~~ *280,884* during the period July 1, 1970 - June 30, 1971. The unexpended Cash Fund balances existing on June 30, 1969, in Fund No. 2203 - Heart Society Gift - and Fund No. 2205 - Tuberculosis Association Gift - are hereby reappropriated.

The sum of $418 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 20 and Fund Source	~~1,934,393~~ *1,911,219*	~~404,154~~ *405,864*	~~3,597,812~~ *3,511,171*	~~5,936,359~~ *5,828,254*

Sec. 12. That section 19, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 19. State Fire Marshal - Agency No. 21

(1) Program No. 193 - Protection of People and

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Property	~~317,800~~ *447,213*			~~317,800~~ *447,213*

Expenditures for Personal Services shall not exceed $~~102,075~~ *130,916* during the period July 1, 1969 - June 30, 1970, nor $~~108,126~~ *152,927* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 560 - Emergency Fire Fighting	10,000			10,000
For Informational Purposes only: Total Appropriations to Agency No. 21 and Fund Source	~~327,800~~ *457,213*			~~327,800~~ *457,213*".

8. Renumber original sections 9 to 12 as sections 13 to 16 respectively

9. Add a new section to read as follows:

"Sec. 17. That section 25, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 25. Department of Roads - Agency No. 27

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 569 - Administration, Maintenance, Preservation and Construction of Highways	500,000	~~174,247,512~~ *220,218,512*		~~174,747,512~~ *220,718,512*

Expenditures for Personal Services shall not exceed $~~17,534,640~~ *17,865,000* during the period July 1, 1969 - June 30, 1970, nor $~~18,411,637~~ *20,380,000* during the period July 1, 1970 - June 30, 1971; *Provided,* that

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
personnel in maintenance positions on hourly and monthly salary bases shall receive salary increases of not less than five per cent per annum during the 1969-71 biennium.				
Expenditures of Cash Funds shall not be limited to the amount shown in column (C).				
The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.				
(2) Program No. 630 - Board of Examiners for County Highway and City Street Superintendents		*7,500*		*7,500*
Expenditures of Cash Fund shall not be limited to the amount shown in column (C).				
For Informational Purposes only: Total Appropriations to Agency No. 27 and Fund Source	500,000	~~174,247,512~~ *220,226,012*		~~174,747,512~~ *220,726,012*".

10. Renumber original sections 13 to 16 as sections 18 to 21 respectively.

11. Add two new sections to read as follows:

"Sec. 22. That section 32, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 32. Nebraska Liquor Control Commission - Agency No. 35				
Program No. 073 - Enforcement of Standards - Administration of State Liquor Laws	~~536,071~~			~~536,071~~

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
	543,641			*543,641*
Expenditures for Personal Services shall not exceed $~~199,670~~ *202,459* during the period July 1, 1969 - June 30, 1970, nor $~~207,903~~ *212,684* during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 35 and Fund Source	~~536,071~~ *543,641*			~~536,071~~ *543,641*
Sec. 23. That section 34, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 34. Workmen's Compensation Court - Agency No. 37				
Program No. 530 - Workmen's Compensation Administration	~~256,531~~ *264,531*			~~256,531~~ *264,531*
Expenditures for Personal Services shall not exceed $104,284 during the period July 1, 1969 - June 30, 1970, nor $~~106,311~~ *114,311* during the period July 1, 1970 - June 30, 1971.				
The sum of $6,851 is included for Central Data Processing charges and shall not be expended for any other purpose.				
For Informational Purposes only: Total Appro-				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
priations to Agency No. 37 and Fund Source	~~256,531~~			~~256,531~~
	264,531			*264,531*".

12. Renumber original sections 17 to 25 as sections 24 to 32 respectively.

13. In Standing Committee amendment 1, section 25, line 17, under column (G) strike "69,641" and insert "~~69,641~~ *372,806*", under column (F) insert "*287,620*", and under the last column strike "69,641" and insert "~~69,641~~ *660,426*", line 19 strike "31,706" and insert "~~31,706~~ *70,502*", line 20 strike "33,147" and insert "~~33,147~~ *79,299*", line 21 insert "*$80,000 is provided for two months operation of Phase II and shall not be expended for any other purpose.*" after the period, strike lines 54 to 58 and show same as stricken matter, and line 61 strike "*2,911,789*" in both places and insert "*3,141,646*" under column (G), "*287,620*" under column (F) and "*3,429,266*" under the last column.

14. Add two new sections to read as follows:

"Sec. 33. That section 61, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 61. Board of Examiners - Abstracters -
Agency No. 66

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 58 - Enforcement of Standards - Abstracters	~~10,911~~ *5,372*	*5,539*		10,911

Expenditures for Personal Services shall not exceed $3,541 during the period July 1, 1969 - June 30, 1970, nor $3,673 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 66 and Fund Source	~~10,911~~ *5,372*	*5,539*		10,911

Sec. 34. That section 62, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 62. Equal ~~Employment~~ Opportunity Commission
Agency No. 67

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 59 - Enforcement of Standards - Equal ~~Employment~~ Opportunity	86,973		15,000	101,973

Expenditures for Personal Services shall not exceed $39,665 during the period July 1, 1969 - June 30, 1970, nor $42,422 during the period July 1, 1970 - June 30, 1971.

The sum of $150 is included for Central Data Processing charges and shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 67 and Fund Source	86,973		15,000	101,973".
15. Renumber original section 26 as section 35.				
16. Strike original section 27 and insert the following:				
"Sec. 36. *Nebraska Commission on Law Enforcement and Criminal Justice - Agency No. 78*				
Program No. 196 - Protection of People and Property - Law Enforcement and Criminal Justice	*165,160*		*3,392,000*	*3,557,160*
Expenditures for Personal Services shall not exceed $87,442 during the period July 1, 1969 - June 30, 1970, nor $90,471 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 78 and Fund Source	*165,160*		*3,392,000*	*3,557,160*
Sec. 37. *State Office of Planning and Programming - Agency No. 79*				
Program No. 629 - State Planning and Programming	*61,291*		*112,844*	*174,135*
Expenditures for Personal Services shall not exceed $71,533 during the period July 1, 1969 - June 30, 1970, nor $72,558 during the period July 1, 1970 - June 30, 1971.				

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
	Fund Distribution			
For Informational Purposes only: Total Appropriations to Agency No. 79 and Fund Source	*61,291*		*112,844*	*174,135*
Sec. 38. *State Personnel Office - Agency No. 80*				
Program No. 605 - Personnel Administration	*303,353*			*303,353*
Expenditures for Personal Services shall not exceed $72,290 during the period July 1, 1969 - June 30, 1970, nor $104,921 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 80 and Fund Source	*303,353*			*303,353*
Sec. 39. That section 70, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 70. University of Nebraska - Agency No. 51				
(1) Program No. 701 - Administration and General Expense	5,695,129	~~267,196~~ *296,641*		~~5,962,325~~ *5,991,770*
Expenditures for Personal Services shall not exceed $2,213,781 during the period July 1, 1969 - June 30, 1970, nor $2,393,500 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 702 - Instruction and Department Research	~~21,385,107~~	~~14,002,488~~	467,092	~~35,854,687~~

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
	21,110,735	*14,461,973*		*36,039,800*

Expenditures for Personal Services shall not exceed $15,824,834 during the period July 1, 1969 - June 30, 1970, nor $17,043,400 during the period July 1, 1970 - June 30, 1971.

The sum of $100,000 is included for expansion of the Computer Science Program, and $24,738 is included for the New Services request of the College of Agriculture and Home Economics.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 703 - Organized	176,568	~~471,105~~ *533,804*		~~647,673~~ *710,372*

Expenditures for Personal Services shall not exceed $~~167,335~~ *174,335* during the period July 1, 1969 - June 30, 1970, nor $~~199,534~~ *203,534* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 704 - Organized Research	2,662,420	~~196,000~~ *232,158*		~~2,858,420~~ *2,894,578*

Expenditures for Personal Services shall not exceed $~~704,102~~ *836,602* during the period July 1, 1969 - June 30, 1970, nor $~~743,211~~ *899,486* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(5) Program No. 705 - Libraries	3,507,941	~~50,000~~ *53,694*		~~3,557,941~~ *3,561,635*

Expenditures for Personal Services shall not exceed $931,460 during the period July 1, 1969 - June 30, 1970, nor $1,034,850 during the period July 1, 1970 - June 30, 1971.

The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $188,183 which sum is intended for payment of obligations incurred prior to June 30, 1969, and which funds are in addition to the appropriation shown in column (G) and the total column of the subsection.

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 706 - Plant Operations and Maintenance	7,355,998	~~313,000~~		~~7,668,998~~
		313,186		*7,669,184*

Expenditures for Personal Services shall not exceed $1,928,204 during the period July 1, 1969 - June 30, 1970, nor $2,157,103 during the period July 1, 1970 - June 30, 1971.

The sum of $30,900 is included for purchase of insurance protection against catastrophic loss.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(7) Program No. 720 - Extension and Public Service	1,428,090	*44,102*		~~1,428,090~~
				1,472,192

Expenditures for Personal Services shall not exceed ~~$1,880,275~~ *1,720,906* during the period July 1, 1969 - June 30, 1970, nor ~~$1,982,984~~ *1,815,647* during the period July 1, 1970 - June 30, 1971. *; Provided, that personal services paid from University account X 20 - 60 - 03 - 10 - Great Plains Television Library - are not included in the personal services limitations nor shall that account be subject to a personal services limitation.*

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(8) Program No. 722 - Agricultural Experiment Stations	7,262,566	*243,090*	1,318,182	~~9,580,748~~ *8,823,838*

Expenditures for Personal Services shall not exceed ~~$4,280,726~~ *3,998,580* during the period July 1, 1969 - June 30, 1970, nor ~~$4,737,933~~ *4,343,052* during the period July 1, 1970 - June 30, 1971. *; Provided, that personal services paid from University accounts G 22 - 53 - 46 - 00 and X 22 - 53 - 46 - 00 both entitled Meat Animal Research Center are not included in the personal services limitations, nor shall those accounts be subject to a personal services limitation.*

(9) Program No. 724 - Agricultural Extension Service	4,877,177	~~220,000~~ *358,314*	2,512,932	~~7,610,109~~ *7,748,423*

Expenditures for Personal Services shall not exceed $3,378,193 during the period July 1, 1969 - June 30, 1970, nor $3,560,535 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(10) Program No. 726 - Conservation and Survey	580,473	*6,411*		~~580,473~~ *586,884*

Expenditures for Personal Services shall not exceed $237,948 during the period July 1, 1969 - June 30, 1970, nor $251,726 during the period July 1, 1970 - June 30, 1971.

The sum of $25,000 is included to defray anticipated additional costs in the development of the "Lower Platte Study".

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(11) Program No. 728 - Curtis School	~~526,234~~ *549,334*	~~224,215~~ *240,115*		~~750,449~~ *789,449*

Expenditures for Personal Services shall not exceed ~~$250,833~~ *294,833* during the period July 1, 1969 - June 30, 1970, nor ~~$275,302~~ *318,302* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(12) Program No. 730 - Medical Center	~~16,543,003~~ *15,386,846*	~~6,674,050~~ *11,161,154*		~~23,217,053~~ *26,548,000*

Expenditures for Personal Services shall not exceed ~~$9,133,774~~ *9,420,127* during the period July 1, 1969 - June 30, 1970, nor ~~$9,510,687~~ *10,396,248* during the period July 1, 1970 - June 30, 1971.

Included for New Services is the sum of $68,352 for the Physical Therapy Training Program;

$206,996 for the Family Practice Specialty Program; $49,568 for the support of new laboratories in the University Hospital; and $417,754 for expansion of the Nurses' Training Programs.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(13) Program No. 732 - University of Nebraska at Omaha	9,765,568	~~7,962,918~~ *9,592,088*		~~17,728,486~~ *19,357,656*

Expenditures for Personal Services shall not exceed ~~6,798,258~~ *7,478,823* during the period July 1, 1969 - June 30, 1970, nor ~~$7,782,155~~ *8,418,207* during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(14) Program No. 741 - Federal Letter of Credit - Lincoln Campus and Outstate Activities			*3,000,000*	*3,000,000*
(15) Program No. 742 - Federal Grants - Lincoln Campus and Outstate Activities			*4,000,000*	*4,000,000*
(16) Program No. 744 - Federal Letter of Credit - Medical Center			*5,000,000*	*5,000,000*
(17) Program No. 745 - Federal Grants - Medical Center			*900,000*	*900,000*
(18) Program No. 747 - Federal Letter of Credit - University of Nebraska at Omaha			*1,200,000*	*1,200,000*
(19) Program No. 748 - Federal Grants - University of Nebraska at Omaha			*600,000*	*600,000*

The unexpended Cash Fund balances existing on June

30, 1969, for the programs in subsections (1) to ~~(13)~~ *(19)* of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Fund Distribution Cash (C) Fund	Fund Distribution Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 51 and Fund Source	~~81,466,274~~	~~30,471,872~~	~~4,298,206~~	~~116,236,352~~
	80,358,845	*37,541,275*	*18,998,206*	*136,898,326*

Sec. 40. That section 72, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 72. Cash Funds

Expenditure of cash funds appropriated in Column (C) of this act shall be limited to the amount in that column except when specific exceptions are made. *All reappropriated cash fund balances as specified are included in the amounts shown in column (C).*

Sec. 41. That section 75, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 75. Revolving Funds

The receipts for the period July 1, 1969, to June 30, 1971, inuring to the several revolving funds for which appropriations are not otherwise made in this act, together with any unexpended balances on hand in such revolving funds on July 1, 1969, are hereby specifically appropriated to each of the funds respectively and shall be used for the purposes for which the money was received; *Provided,* that expenditure limitations imposed in the appropriations to any program contained in Sections 2 to 70 of this Act shall include expenditures from revolving funds: (1) To the Department of Administrative Services, Purchasing Department Revolving Fund, Meter Postage Fund, Telephone Expense Revolving Fund, *Telecommunications Revolving Fund* and Data Processing Revolving Fund; (2) To the State Department of Education, Surplus Property Fund, as provided in section 81-912, Reissue Revised Statutes of Nebraska, 1943; (3) To the Joint Merit System Council, money accruing to the Joint Merit System Revolving Fund as provided by section 81-8,107, Reissue Revised Statutes of Nebraska, 1943; (4) To the Department of Public Institutions, the money accruing to the emergency revolving funds of each state institution under its jurisdiction as provided by section 83-130, Reissue Revised Statutes of Nebraska, 1943, the money accruing by the provisions of section 83-210.01, Reissue Revised Statutes of Nebraska, 1943, to the Aid to Blind for Purchase of Equipment Revolving Fund, and to the Nebraska State Use System of Prison Employment Fund as designated in section 83-150, Reissue Revised Statutes of Nebraska, 1943; (5) To the University of Nebraska, the money accruing to the University Cash Auxiliary Revolving Fund and the Cash Auxiliary Revolving Fund of the University of Nebraska at Omaha; (6) To the four State Colleges, only the money accruing to the Cash Auxiliary Funds, for dormitory rentals, dormitory operations and maintenance, cafeteria and student union operations; (7) To the Department of Aeronautics, the Department of Aeronautics Hangar Revolving Fund; ~~and~~ (8) To the Department of Administrative Services, the money accruing to the Contribution Fund established by section 68-612, Reissue Revised Statutes of Nebraska, 1943~~.~~ ; *and (9) To the Tax Commissioner, the Tax Commissioner Revolving Fund established by Legislative Bill 20, Eightieth Session, Nebraska State Legislature, 1969.*

Sec. 42. That section 77, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 77. Refund and Distributive Funds

The receipts for the biennium ending June 30, 1971, inuring to the several funds for which appropriations are not otherwise made in this act, together with any unexpended balances on hand on the effective date of this act are hereby specifically appropriated to each of said funds, respectively: (1) State Treasurer: Car Line Refund Fund, Special Mail Route Fund, Insurance Tax Fund, Gasoline Tax Fund, *Highway Allocation Fund, Highway Trust Fund,* County and City Road Improvement Fund, Aircraft Fuel Tax Fund, Severance Tax Fund, County Distribution Fund, Special Fuel Tax Fund, Governmental Subdivision Fund, and Suspense Fund; (2) Department of Education: Public Grazing Fund, Forest Reserve Fund, Flood Control Fund, Temporary School Fund, and Economic Opportunity Program; (3) Tax Commissioner: Estate Tax Fund, Tax Refund Fund, Agricultural Gasoline Tax Refunds, Gasoline Refunds, Aircraft Tax Refunds, and Aircraft Tax Refunds-Air School; and (4) Department of Administrative Services: Contribution Fund and Imprest Payroll Fund.

Sec. 43. That original sections 2, 3, 4, 5, 7, 8, 9, 10, 11, 14, 16, 18, 19, 20, 21, 23, 24, 25, 26, 28, 29, 30, 32, 34, 35, 39, 41, 42, 45, 46, 48, 53, 60, 61, 62, 66, 70, 75, and 77, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, and also section 43, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, are repealed.

Sec. 44. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Mr. Marvel moved to suspend the rules to adopt the Marvel amendments. The motion prevailed and amendments were adopted with 42 ayes, 0 nays and 7 not voting.

Mr. Marvel offered the following amendments, which were adopted with 35 ayes, 0 nays and 14 not voting:

AMENDMENT 1 TO LEGISLATIVE BILL 928

1. Amend the Marvel amendment to Legislative Bill 928 by adding a new section 23 to read as follows:

"Sec. 23. That section 47, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 47. Peru State College - Agency No. 50-3

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 155 - Plant Operation and Maintenance	454,058	7,100		461,158

Expenditures for Personal Services shall not exceed $117,075 during the period July 1, 1969 - June 30, 1970, nor $122,923 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 203 - Administration and General Expense	~~549,411~~ *555,412*	37,755		~~587,166~~ *593,167*

Expenditures for Personal Services shall not exceed ~~$242,152~~ *246,080* during the period July 1, 1969 - June 30, 1970, nor ~~$254,160~~ *257,234* during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the college President in the amount of $46,000 during the 1969 - 71 biennium subject to the es-

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
tablishment of the compensation rate for the college President by the State Normal Board.				
(3) Program No. 213 - Instruction and Departmental Research	537,212	1,005,186		1,542,398
Expenditures for Personal Services shall not exceed $681,876 during the period July 1, 1969 - June 30, 1970, nor $716,020 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 223 - Organized Activities Related to Instruction	63,397	14,750		78,147
Expenditures for Personal Services shall not exceed $3,828 during the period July 1, 1969 - June 30, 1970, nor $4,019 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 233 - Federal Area Support			153,000	153,000
(6) Program No. 243 - Placement and Public Service	59,180	7,500		66,680
Expenditures for Personal Services shall not exceed $24,077 during the period July 1, 1969 - June 30, 1970, nor $25,281 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 255 - Libraries	130,871	775		131,646
Expenditures for Personal Services shall not exceed $40,362 during the period July 1, 1969 - June 30,				

1970, nor $42,380 during the period July 1, 1970 - June 30, 1971.

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 50-3 and Fund Source	~~1,794,120~~ *1,800,130*	1,073,066	153,000	~~3,020,185~~ *3,026,196*".

2. Renumber sections 23 to 27 as sections 24 to 28, respectively.

3. In renumbered section 28, line 3 insert ", 47" after "46".

AMENDMENT 2 TO LEGISLATIVE BILL 928

1. Amend Standing Committee 1 by inserting a new section to read as follows:

"Sec. —. That section 55, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 55. State Board of Examiners for Professional Engineers and Architects - Agency No. 58

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 82 - Enforcement of Standards - Engineers and Architects	$ 4,560	$ ~~70,520~~ *75,080*		$ ~~75,080~~ *79,640*

Expenditures for Personal Services shall not exceed $13,328 during the period July 1, 1969 - June 30, 1970, nor $13,994 during the period July 1, 1970 - June 30, 1971.

The General Fund appropriation is included for the payment of rental of office space and shall not be expended for any other purpose; *Provided,* that expenditures from such appropriation shall not be made should space be available within the State Capitol building and be tendered the agency for occupancy.

The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 58 and Fund Source	$ 4,560	$ ~~70,520~~ *75,080*		$ ~~75,080~~ *79,640*".

AMENDMENTS 3 TO LB 928

Amend the Marvel amendment to Legislative Bill 928 as follows:

1. In section 14, line 14, strike the period and add "*, which funds are in addition to the appropriation shown in column (G) and the Total column of this subsection.*"

2. In section 7, line 30, strike the period at the end of the line and add "*, which funds are in addition to the appropriation shown in column (G) and the Total column of this subsection.*"

3. In section 20, line 21, add "*These funds are in addition to the appropriation shown in column (G) and the Total column of this section.*"

AMENDMENTS 4 TO LB 928

Amend the Marvel amendment as follows:

> In section 26 strike lines 12 through 16; in line 49 strike "*1,438,529*" and insert "*1,212,078*, strike "*4,273,892*" and insert "*769,048*", and strike "*5,936,421*" and insert "*2,205,126*". Show stricken material.

AMENDMENT 5 TO LB 928

Amend the Marvel amendment as follows:

> In section 5, line 15 strike the word "Employment" and show the same as stricken.

Mr. Carpenter offered the following amendments, which were adopted with 36 ayes, 0 nays and 13 not voting:

Amend section 1 of the standing committee amendments to LB 928 as follows:

In line 16, strike "441,876" in both column (G) and the Total column and insert in lieu thereof "868,916" in both places.

In line 18, strike "145,324" and insert "202,924".

In line 19, strike "155,555" and insert "214,995".

In line 20, after the period insert the following:

"The Personal Services limitations include $119,384 for the Legislative Fiscal Office during the period July 1, 1969 - June 30, 1970, and $126,576 during the period July 1, 1970 - June 30, 1971, from which expenditures for Personal Services shall not be made in any other subprogram of this subsection.

The sum of $300,000 is included for the support of Legislative Council interim study committees, the retention of consultants, and for research studies. At the discretion of the Executive Board of the Legislative Council, expenditures for Personal Services may be made from this appropriation which shall not be included within the limitations imposed for Personal Services in this subsection."

Mr. Carpenter offered the following amendments, which were adopted with 34 ayes, 0 nays and 15 not voting.

Amend the provisions relating to Agency 18 - Department of Agriculture, Program No. 63 - Animal Industry as follows:

Increase the General Fund appropriation by $380,129; increase the Federal Funds by $380,129; and increase the Total Program Appropriation by $760,258.

Increase the personal services expenditures limitation by $148,115 for the period July 1, 1969 - June 30, 1970, and by $409,345 for the period July 1, 1970 to June 30, 1971.

Insert the following additional stipulations:

The sum of $760,258 is included for meat and meat establishment inspection and shall not be expended for any other purpose.

The salaries of State personnel involved in carrying out the enforcement of sub-programs, under which the State accepts Federal assistance and/or which utilize both State and Federal personnel, shall be comparable to those of their Federal counterparts.

Mr. Mahoney offered the following amendment to the Standing Committee amendments, which was adopted with 34 ayes, 0 nays and 15 not voting.

Amend the provisions in the standing committee amendment relating to Agency 33 - Game and Parks Commission, Program 336 - Wildlife Conservation as follows:

In section 16, subsection (3), line 20 increase the Cash Fund appropriation and the total appropriation by $490,610. In line 22, strike "1,400,787" and insert in lieu thereof "1,891,397". In line 30, strike "2,087,019" and insert in lieu thereof "2,194,500". In line 31, strike "2,188,295" and insert in lieu thereof "2,294,896". In line 77, increase the Cash Fund appropriation and total appropriation by $490,610.

Mr. Mahoney offered the following amendment to the Standing Committee amendments:

Amend the standing committee amendment as follows:

In section 10, line 6, strike "236,056" in both column (G) and the

Total column and insert "250,019" in both places; in line 8, strike "92,978" and insert in lieu thereof "97,410"; in line 9 strike "97,619" and insert in lieu thereof "107,150"; and in line 25 strike "236,056" in column (G) and insert "250,019", and in the Total column strike "8,264,535" and insert "8,278,498".

Mr. Mahoney requested a Call of the House. The Call showed 30 members present.

Mr. Mahoney moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The Mahoney amendment was adopted with 33 ayes, 0 nays and 16 not voting.

Mr. Harsh offered the following amendment:

In Sec. 8, subsection 2, line 16, increase the General Fund appropriation and total appropriation by $74,212. In line 18, increase the personal services limitation by $25,200. In line 19, increase the personal services limitation by $26,452.

As Per Senator Harsh's Recommendation on Restaurant Inspections

	1969	1970
Pers. Serv.		
4 at $6,000	$24,000	$25,200
FICA	1,200	1,252
Total	$25,200	$26,452
Travel	$ 6,000	$ 6,300
Supplies	400	420
Total Op. Exp.	$ 6,400	$ 6,720
Equipment		
4 Cars at $2,300	$ 9,200	
4 Black Lamps at $60	240	
Total Equip.	$ 9,440	
TOTAL	$41,040	$33,172
		$74,212

Pers. Serv.
4 Inspectors at $6,000-6,300 ea.

Equip.
4 Autos at $2,300 ea.
4 Black Lamps at $60 ea.

Mr. Harsh requested a Call of the House. The Call showed 35 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 26 ayes, 3 nays and 20 not voting.

The Harsh amendment was adopted with 26 ayes, 5 nays and 18 not voting.

Mr. Moylan offered the following amendment, which was adopted with 28 ayes, 3 nays and 18 not voting:

1. In the Standing Committee amendment, section 12, after line 118, insert the following:

"(18) Program No. 589 - Citizens' Committee on Mental Retardation"

and opposite Program No. 589 in both the General Fund and Total Appropriation columns insert *"6,000"*.

Mr. Holmquist offered the following amendment:

1. In Standing Committee amendment 1, add a new section to read as follows:

"Sec. —. That section 59, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 59. Department of Roads - Nebraska State Patrol - Agency No. 64

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 195 - Protection of People and Property	~~$9,557,717~~ *9,810,832*			~~$9,557,717~~ *9,810,832*

Expenditures for Personal Services shall not exceed ~~$3,100,476~~ *3,189,600* during the period July 1, 1969 - June 30, 1970, nor ~~$3,190,400~~ *3,353,400* during the period July 1, 1970 - June 30, 1971.

The sum of $900,900 is included for Vehicle Replacement and $116,000 is included for Central Data Processing charges which funds shall not be expended for any other purposes.

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program *No.* 191 - Deputy Sheriffs - Indian Areas	65,929			65,929

Expenditures for Personal Services shall not exceed $16,176 during the period July 1, 1969 - June 30, 1970, nor $17,038 during the period July 1, 1970 - June 30, 1971.

Expenditures of funds are contingent upon fulfillment of the provisions of Legislative Resolution 37,

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Eightieth Session, Nebraska State Legislature, 1969; *Provided,* that upon assumption by the United States Department of Interior and its Bureau of Indian Affairs of law enforcement responsibilities in the areas of Indian country in Thurston County, pursuant to the provisions of the above-cited Resolution, no further disbursements of funds from the appropriations to this program shall be made to Thurston County.				
For Informational Purposes only, *:* Total Appropriations to Agency No. 64 and Fund Source	~~9,623,646~~ *9,876,761*			~~9,623,646~~ *9,876,761".*

Mr. Holmquist requested a Call of the House. The Call showed 26 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The Holmquist amendment was adopted with 24 ayes, 0 nays and 25 not voting.

Mr. Ziebarth offered the following amendment to the Standing Committee amendments, which was adopted with 24 ayes, 0 nays and 25 not voting:

Amend the Standing Committee amendment to Legislative Bill 928

Section eleven, page 21, line 16, strike $178,434.00 and insert $189,434.00, a total of eleven thousand dollars. Five thousand for the first year of the biennium, six thousand for the 2nd year of the biennium.

Mr. Mahoney offered the following amendment, which was adopted with 27 ayes, 0 nays and 22 not voting:

Amend Section 1, LB 928 as follows:

In line 33, strike $31,391 in both columns and insert in lieu thereof $36,391 in both columns.

Advanced to E and R for review with 34 ayes, 2 nays and 13 not voting.

MOTION—Expedite LB 1425 and LB 928

Mr. Carpenter moved to expedite LB 1425 and LB 928 and read them in this order on Final Reading.

The motion prevailed.

Members Excused

Mr. Keyes asked unanimous consent to be excused Thursday, August 21. No objections. Se ordered.

Miss Reynolds asked unanimous consent to be excused Tuesday, August 19. No objections. So ordered.

Visitors

Mr. Burbach introduced the twin daughters of Mr. and Mrs. Dworak, Debbie and Vicki of Verdigree.

Mr. Ziebarth introduced his mother and father, Mr. and Mrs.

H. J. Ziebarth; his aunt and uncle, Mr. and Mrs. Earl Anderson; his cousin, Steve Larson; and his son, James Ziebarth.

Mr. Wylie introduced Amanuel, attorney-general, of Addis-Ababa, Ethiopia.

Mr. Waldo introduced Larry Lamson of Lincoln.

Mr. Ziebarth introduced Sally Cunlifte, an A.F.S. student of Beitbridge, Rhodesia, and Karen Foote.

Mr. Simpson introduced Mr. Toru Isurugi, Mr. Kazuo Ichikawa, Mr. Minoru Oishi, Miss Kumi Kawada, Miss Tomoko Ogino, Miss Keiko Mizuki, Miss Sugako Yoshida, Miss Yoko Ishizuka, Miss Hiroko Manabe, Mr. Ichirao Kano, Mr. Yasuo Tamoto, Miss Masako Kondo, Japanese college students touring the United States under the program of "Mayor's Committee on International Friendship", and their leader, Mr. Takeo Ishiwata.

MOTION—Budget Committee Report

Mr. Carpenter moved that when the Budget Committee reports in the Final Supplemental Budget Bill, they also advise to the best of their ability and that of their staff, considering present laws, what the estimated Sales and Income Taxes will be for the next biennium.

The motion prevailed.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1357. Placed on Select File as amended.

E and R amendments to LB 1357:

1. In section 1, line 32, strike *"provided"* and insert *"if"*.

2. In section 3, lines 26 and 27, strike *"subsection"* and insert *"subdivision"*; in lines 27, 40, and 48, strike the period and insert an underscored semicolon; in line 50, strike the period and insert *"; and"*; in line 46, strike *"however"* and insert *"and"*; and in line 57, strike *"Nebraska"*.

3. In section 6, line 26, strike *"as"*.

4. In section 7, line 6, strike the semicolon and insert an underscored comma.

5. In section 8, line 6, strike the comma; and in lines 17 and 18, strike *"boundary"* and insert *"boundaries"*.

6. In section 12, line 2, strike *"10"* and insert *"11"*.

7. In section 13, line 11, strike *"such"* and insert *"the"*; in line 19, insert *"members of such"* after *"and"*; and in line 31, strike *"1973"* and insert *"1975"*.

8. In section 14, line 15, insert *"of the election year"* after *"10"*; in lines 31 and 32, strike *"a resident"* and insert *"residents"*.

9. In section 19, strike line 20 and insert *"sections 84-1402"*.

10. In section 20, line 5, strike *"Said"* and insert *"Such"*.

11. In section 23, line 10, strike *"year previous"* and insert *"previous year"*.

12. In section 25, lines 18 and 19, strike *"provided these funds are"* and insert *", the proceeds of which shall be"*.

13. In section 28, lines 19 and 23, strike *"city,"*.

14. In section 32, line 20, insert *"any"* after *"or"*; and in line 21, strike the period and insert *"; and"*.

15. In section 33, line 7, strike the comma.

16. In section 34, line 17, strike *"or municipality"* and insert an underscored comma; in line 20, strike *"municipality"*; and in line 21, strike the first comma;

17. In section 37, line 8, insert *"the"* after the comma; in line 23, strike *"Notices"* and insert *"Notice"*; strike the quotation marks in lines 29 to 32; in line 34, strike *"said"* and insert *"such"*; and in line 49, strike *"will"* and insert *"shall"*.

18. There being no section 39, renumber original sections 40 to 73 as sections 39 to 72.

19. In renumbered section 42, strike *"to"* in lines 8, 10, and 12.

20. In renumbered section 45, strike the quotation marks in lines 5 to 10; and in line 12, strike *"said"* and insert *"such"*.

21. In renumbered section 47, lines 5 and 8, strike *"45 to 47"* and insert *"44 to 46"*; and in line 11 strike *"Referenda"* and insert *"Referendums"*.

22. In renumbered section 48, line 2, strike *"45 to 47"* and insert *"44 to 46"*.

23. In renumbered section 49, line 2, strike *"45 to 49"* and insert *"44 to 48"*.

24. In renumbered section 50, line 2, strike *"45 to 50"* and insert *"44 to 49"*.

25. In renumbered section 52, line 8, strike *"54 to 56"* and insert *"53 to 55"*; and in line 14, strike *"results"* and insert *"result"*.

26. In renumbered section 54, line 21, strike *"such"* and insert *"the"*.

27. In renumbered section 57, strike line 4 and insert *"46-256 and 46-257"*; and in line 5, strike *"1943"*.

28. In renumbered section 64, strike beginning with the comma in line 3, through *"1943"* in line 4.

29. In renumbered section 65, line 70, insert a stricken comma after "~~stoop~~" as in the statutes; in line 86, strike "~~this~~" and insert "~~the~~" as in the statutes; in lines 98 to 155, redesignate subdivisions (a) to (m) as subdivisions (1) to (13) respectively, showing old designations as stricken and underscoring the new ones.

30. For correlation purposes, in line 2 of renumbered section 66, insert ", as amended by section 1, Legislative Bill 1356, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in lines 4 and 6, strike "2-1565" and insert "2-1567"; in lines 63, strike "state"; in line 70, strike "and"; in line 72, strike the period and insert "; and"; and after line 72, insert:

"(19) Watershed or watershed conservancy district shall mean a governmental subdivision of this state, and a public body corporate and politic, organized in accordance with the provisions of this act for the purposes specified in section 2-1550.".

31. In renumbered section 66, line 64, strike "hydrolic" and insert "hydrologic" as in the statutes; and in line 143, insert an underscored comma after *"section"*.

32. In renumbered section 67, line 7, strike *"2-1565"* and insert *"2-1567"*; in line 8, strike *"67"* and insert *"64"*; in lines 11 and 81, strike *"1972"* and insert *"1973"*; in line 53, reinstate "the"; and in line 63, reinstate "1".

33. In renumbered section 68, line 6, strike *"2-1565"* and insert *"2-1567"*; and in line 7, strike *"67"* and insert *"64"*.

34. In renumbered section 69, line 7, strike *"68"* and insert *"67"*; and in line 8, strike *"Chapter"* and insert *"Chapters"*.

35. In renumbered section 70, line 3, strike *"or"*; in line 4, insert *", or mosquito abatement district"* after "*board*"; after line 16, insert a new subdivision to read:

"(6) Sections 71-2901 to 71-2918;" and renumber original subdivisions *(6)* and *(7)* as *(7)* and *(8)*.

36. In renumbered section 72, line 1, strike "2-1503," and in line 2, insert ", and section 2-1503, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1356, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

37. In the title, line 15, strike "2-1503,"; in line 16, insert ", and section 2-1503, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1356, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in line 18, insert "to provide severability;" after the second semicolon.

(Signed) Wayne W. Ziebarth, Chairman

Adjournment

At 4:23 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Tuesday, August 19, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED-FIFTIETH DAY

Legislative Chamber, Lincoln, Nebraksa
Tuesday, August 19, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, we open our hearts to Thee, and pray that Thy spirit may indwell each one of us and give us poise and power for the day. We believe in Thee, O God. Give us the faith to believe what Thou hast said. We trust in Thee, O God. Give us the faith to trust Thee for guidance in the decisions we yet must make.

Help us to do our very best this day and be content with today's troubles, so that we shall not borrow the troubles of tomorrow, not carry a grudge concerning anything of yesterday. Save us, therefore, from the sin of worrying, and teach us how to trust in Thee. Amen.

The roll was called and all members were present except Messrs. Knight, Pedersen, Skarda, Swanson and Whitney, who were excused; Miss Reynolds who was excused; and Mr. Keyes who was excused until 9:25 a.m.

Corrections for the Journal

Page 3610, line 8, correct spelling of "the".
Page 3664, line 28, delete "Offenses" and insert "offenses".
Page 3669, line 12, delete "Initial" and insert "Final".
Page 3670, line 28, show the second "one" stricken.

The Journal for the One Hundred Forty-ninth Day was approved as corrected.

Explanation of Vote

Had I been present on August 12, 1969, I would have voted "aye" on LB 922 on Final Reading.

(Signed) Roland Luedtke

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 180. Correctly enrolled.

LEGISLATIVE BILL 334. Correctly enrolled.

LEGISLATIVE BILL 538. Correctly enrolled.

LEGISLATIVE BILL 574. Correctly enrolled.

LEGISLATIVE BILL 739. Correctly enrolled.

LEGISLATIVE BILL 843. Correctly enrolled.

LEGISLATIVE BILL 850. Correctly enrolled.

LEGISLATIVE BILL 951. Correctly enrolled.

LEGISLATIVE BILL 1028. Correctly enrolled.

LEGISLATIVE BILL 1259. Correctly enrolled.

LEGISLATIVE BILL 1308. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 180 LB 334 LB 538 LB 574 LB 739 LB 843 LB 850 LB 951 LB 1028 LB 1259 LB 1308

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 339. With emergency.

A BILL FOR AN ACT to amend sections 71-3803, 71-3810, 71-3811, and 71-3815, Revised Statutes Supplement, 1967, relating to psychologists; to provide for submission of names for members of the State Board of Examiners of Psychologists; to provide for examinations as prescribed; to provide for an accredited institution of higher education; to extend the time to grant a license without an examination and change eligibility therefor; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Budd
Keyes
Knight
Mahoney
Pedersen
Reynolds
Skarda
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 976.

A BILL FOR AN ACT to amend section 60-1701, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide that semitrailers or trailers weighing over five thousand pounds shall be subject to the inspection laws; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Batchelder
Budd
Keyes
Knight
Kokes
Mahoney
Nore
Pedersen
Reynolds
Skarda
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1037. With emergency.

A BILL FOR AN ACT to amend section 30-106, Reissue Revised Statutes of Nebraska, 1943, relating to decedents' estates; to provide for post nuptial agreements in certain cases; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Budd
Keyes
Knight
Mahoney
Pedersen
Reynolds
Skarda
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Speaker Warner Presiding

LEGISLATIVE BILL 1307. With emergency.

A BILL FOR AN ACT relating to the treatment and correction of committed offenders; to define terms; to create a Division of Corrections within the Department of Public Institutions; to provide for the operation, powers, and responsibilities of such division; to create a Board of Parole and to provide for its operation, powers, and responsibilities; to create an Office of Parole Administration and to provide for its operation, powers, and responsibilities; to provide for the disposition and parole of committed offenders; to create a Board of Pardons and to provide for its operation, powers, and responsibilities; to provide for violations and penalties; to amend sections 29-2224, 29-2401, 29-2402, 29-2516, 83-124, 83-125, 83-305.03, 83-415, 83-417, 83-420, 83-472, 83-473, 83-482, and 83-490, Reissue Revised Statutes of Nebraska, 1943, sections 83-465 and 83-487, Revised Statutes Supplement, 1967, section 60-419, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 652, Eightieth Session, Nebraska State Legislature, 1969, and sections 83-151 and 83-152, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 3 and 4, Legislative Bill 1336, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections, and also sections 29-2601, 29-2602, 29-2603, 29-2604, 29-2605, 29-2606, 29-2607, 29-2608, 29-2609, 29-2610, 29-2611, 29-2612, 29-2613, 29-2614, 29-2615, 29-2616, 29-2617, 29-2618, 29-2619, 29-2621, 29-2622, 29-2626, 29-2628, 29-2629, 29-2630, 29-2631, 29-2632, 29-2633, 29-2633.01, 29-2634, 29-2635, 29-2636, 43-213, 83-108.01, 83-126, 83-131, 83-358, 83-402, 83-403, 83-404, 83-405, 83-406, 83-407, 83-408, 83-410, 83-411, 83-412, 83-413, 83-414, 83-416, 83-418, 83-419, 83-421, 83-425, 83-426, 83-429, 83-430, 83-431, 83-434, 83-435, 83-436, 83-437, 83-438, 83-439, 83-440, 83-441, 83-442, 83-445, 83-448, 83-449, 83-450, 83-451, 83-452, 83-453, 83-455, 83-463, 83-464, 83-474, 83-480, 83-481, 83-483, 83-484, 83-485, 83-486, 83-488, 83-494, 83-495, 83-496, 83-497, 83-498, and 83-499, Reissue Revised Statutes of Nebraska, 1943, sections 29-2620, 83-432, 83-433, 83-440.01, 83-440.02, 83-440.03, 83-440.04, and 83-440.05, Revised Statutes Supplement, 1967, and sections 29-2623, 29-2624, and 29-2625, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 4, 5, and 6, Legislative Bill 685, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Hanna
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney
Moylan
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Syas

Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Carstens
Danner
Elrod
Hasebroock
Knight
Kremer
Marvel
Moulton
Pedersen
Reynolds
Skarda
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Member Excused

Mr. Elrod asked unanimous consent to be excused at 10:00 a.m. for 30 minutes. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 462. With emergency.

A BILL FOR AN ACT to amend sections 71-4103, 71-4104, and 71-4105, Revised Statutes Supplement, 1967, relating to public health; to fix the amount of bond for a person applying to dispose of solid wastes as prescribed; to eliminate an application fee; to eliminate the annual fees; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Batchelder
Bloom
Burbach
Carstens
Clark
Craft
Danner
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke

Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Budd
Carpenter
Duis
Elrod
Keyes
Knight
Kremer
Pedersen
Reynolds
Skarda
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 581.

A BILL FOR AN ACT to amend sections 70-301, 70-303, and 70-304, Reissue Revised Statutes of Nebraska, 1943, relating to electric energy; to require public notice of proposed locations of pole lines or underground lines; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Budd
Elrod
Keyes
Klaver
Knight
Mahoney
Pedersen
Reynolds
Skarda
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 728.

A BILL FOR AN ACT relating to mentally retarded persons; to define terms; to provide for the voluntary admission to and discharge from residential facilities of the Department of Public Institutions for the care, treatment, or training of mentally retarded persons; to harmonize the provisions thereof with previous legislation; to provide for violations and penalties; to amend sections 28-901, 43-210.02, and 83-315, Reissue Revised Statutes of Nebraska, 1943, and sections 83-217, 83-218, 83-220, 83-221, and 83-222, Revised Statutes Supplement, 1967; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 10:

Duis
Elrod
Knight
Orme
Pedersen
Reynolds
Skarda
Swanson
Whitney
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1075.

A BILL FOR AN ACT relating to real property; to provide for the application of mortgage loan proceeds for construction of improvements on real property; to provide duties; to provide for evidence; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Batchelder
Bloom
Burbach
Carstens
Craft
Danner
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Budd
Carpenter
Clark
Duis
Elrod
Klaver
Knight
Pedersen
Reynolds
Skarda
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1322. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 1334.

A BILL FOR AN ACT to amend sections 41-105 and 41-106, Reissue Revised Statutes of Nebraska, 1943, relating to hotels and inns; to increase the fees for registration by concessionaries; to provide for licensing and regulation of vending machine operators; to provide procedures; to provide for enforcement; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Robinson
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Elrod
Holmquist
Knight
Pedersen
Reynolds
Schmit
Skarda
Swanson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1395. With emergency.

A BILL FOR AN ACT to amend section 85-410, Reissue Revised Statutes of Nebraska, 1943, and section 85-302, Reissue Revised Statutes, 1943, as amended by section 3, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969, relating to dormitories for the university and state colleges; to make certain findings and determinations; to create the Board of Regents of the University of Nebraska and the Board of Trustees of the Nebraska State Colleges as public corporations organized for educational purposes when exercising the powers granted to them under sections 85-401 to 85-411, Reissue Revised Statutes of Nebraska, 1943; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Hasebroock
Knight
Pedersen
Reynolds
Skarda
Swanson
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 878. Correctly engrossed.

LEGISLATIVE BILL 1165. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 92. Re: Structure and Operation of County Government

Introduced by William Swanson, 27th District; Leslie A. Stull, 49th District; E. Thome Johnson, 15th District and Rick Budd, 2nd District.

WHEREAS, conditions are changing rapidly affecting the functions of all levels of Government; and

WHEREAS, we recognize that with changing conditions, there needs to be changes in operations of governments to provide the most efficient service and needs for the citizens of Nebraska; and

WHEREAS, the 1969 Legislature passed laws relative to equalization of valuations of property among counties; and

WHEREAS, there has been considerable differences of opinion between county officials and members of the State Board of Equalization regarding methods used and adjusted valuations,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislative Council appoint a committee to study present structure and operation of county government, including the areas of equalization and taxation.

2. Merits of home rule for counties.

3. That the committee report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

Message from the Governor

August 19, 1969

The Nebraska Legislature
State Capitol Building
Lincoln, Nebraska 68509

Re: Marvel Amendment to LB-885

Gentlemen:

This amendment proposed to discontinue 13 important health services on behalf of our state's recipients of public assistance. The present cost of these 13 services is approximately $10,140,000 for the biennium, now paid from the following sources:

(1) Federal funds - $5,805,000

(2) State funds - $2,307,000

(3) County funds - $2,028,000

I wish to bring two matters to your attention in connection with this amendment: first, the saving of state funds is exaggerated for reasons hereinafter stated; and, second, the abolition of necessary health services will result in misery to citizens of our state.
The following is a list and brief description of the 13 services sought to be abolished:

1. Dental services. At present there are no other funds available to purchase dentures for the aged or to alleviate tooth problems of dependent children.

2. Dental hygiene services. This limited service is far less expensive than would be comparable care by a physician licensed to practice medicine and surgery.

3. Podiatrist services.

4. Chiropractic services. Elimination of this service will force a patient to go to the already overcrowded office of a physician at a substantially higher cost to the medical assistance program.

5. Optometrist services. Examinations with regard to the need for glasses from other sources will cost substantially more, rather than less, money.

6. Osteopath services.

7. Masseur services.

8. Physical therapy services.

9. Health aids.

10. Home health services. The cost of having someone come to a patient's home during temporary periods of illness or disability is comparatively small. Elimination of this service will frequently result in taking the patient out of his home and placing him in a hospital at a per diem cost of $40.

11. Nursing services. Availability of a visiting nurse to come to the home during temporary periods of disability is actually a saving when compared to the substantially higher cost of placing the patient in a hospital. If nursing services are no longer available, there will be no alternative but to place the patient in a hospital even though a visiting nurse could provide care in the home.

12. Drugs. This is the largest single item sought to be abolished. It is shocking to suggest that the hundreds of diabetics are going to have their insulin discontinued.

13. Appliances. Abolition of this service will make it impossible for recipients of public assistance to purchase necessary glasses, hearing aids, wheel chairs or crutches. It is absolutely impossible for most Nebraska counties to provide these services from their limited general relief funds.

I urge you to reconsider the Marvel amendment in the interest of the welfare of thousands of our needy citizens.

Sincerely yours,

(Signed) Norbert T. Tiemann, Governor

MOTION—Return LB 885 to Select File

Mr. Simpson moved to return LB 885 to Select File for the following specific amendment:

Strike the August 15th Marvel amendment, new section 4.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The original motion prevailed with 32 ayes, 3 nays and 14 not voting.

MOTION—Amendment to LB 928

Mr. Carpenter moved to have Mr. Marvel bring in an amendment to LB 928 giving the Welfare Department and the Governor the full responsibility in the overall expenditures of money as authorized in LB 885.

The motion prevailed.

MOTION—Reconsider Action on LB 1308

Mr. Carpenter moved to reconsider action on LB 1308.

The motion prevailed with 34 ayes, 1 nay and 14 not voting.

MOTION—Return LB 1308 to Select File

Mr. Carpenter moved to return LB 1308 to Select File for the following specific amendment:

1. In the bill add two new sections to be known as sections 8 and 9 and to read as follows:

"Sec. 8. That section 59, Legislative Bill 186, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 59. All officers and employees, including elected officials, of the state, or of any of its political subdivisions, who, ~~having been involuntarily required~~ *leave a position other than temporary,* to undergo military training with the armed forces of the United States or ~~having been involuntarily required to~~ undertake military duty in the active service of the state, shall be entitled to a leave of absence from such civil employment for the period of such training or service, not to exceed four years, plus in each case any additional period in which he was unable to obtain orders relieving him from active duty, plus any period of time hospitalized incident to active duty, without loss of status or efficiency rating, and without loss of pay during the first fifteen work days of such leave of absence. Such pay for the first fifteen work days shall not be construed as being in addition to the pay provided for in section 58 of this act. The proper appointing authority may make a temporary appointment to fill any vacancy created by such leave of absence. When such person is separated from such training or service under honorable conditions, or upon his discharge from hospitalization incident to that duty, such employee shall be entitled to return to his former position with such seniority, status, pay, and vacation as he would have had if he had not been absent for such purpose, if he is still qualified to perform the duties of his former position, and if he makes application within thirty days after he is released from such training or service. If such person is not qualified to perform the duties of such position upon his return by reason of disability sustained during the training or service but is qualified to perform the duties of any other position in the employ of the employer, he shall be restored to such other position, the duties of which he is qualifed to perform, as will provide him with the same seniority, status, and pay, or the nearest proximation thereof consistent with the circumstances in his case. Such person shall not be discharged from his former or new position without justifiable cause within one year after reinstatement. It shall be the duty of the Commissioner of Labor to enforce the provisions of this section.

Sec. 9. That original section 59, Legislative Bill 186, Eightieth Session, Nebraska State Legislature, 1969, is repealed.".

2. Show the matter in sections 1 to 7 as new matter.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Duis asked unanimous consent to have the following Attorney General's opinion printed in the Journal. No objections. So ordered.

The Honorable Herbert J. Duis
Member of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senator:

You have written posing the following question:

> "My question is, that during Final Reading, should not those items exceeding the Governor's Budget and those items omitted from the Governor's Budget be voted upon separately to determine if they are to receive 33 votes on Final Reading to make them operative?"

You state that the point you are trying to make is that it might be possible for you to change your vote while the bill is proceeding from General File to Final Reading and that this might affect specific items on Final Reading.

Your attention is invited to Article III, Section 14, Constitution of Nebraska, which provides in part as follows:

> "Every bill and resolution shall be read by title when introduced, and a printed copy thereof provided for the use of each member, *and the bill and all amendments thereto shall be printed and read at large before the vote is taken upon its final passage.* * * *." (Emphasis supplied.)

Your attention is also invited to Article III, Section 13, Constitution of Nebraska, which states in part:

> "* * *. No bill shall be passed by the Legislature unless by the assent of a majority of all members elected to each House of the Legislature, and the question upon final passage shall be taken immediately upon its last reading and the yeas and nays shall be entered upon the journal. * * *."

The Constitution makes no provision for the voting upon bills by section on Final Reading. As a member of the Legislature your opposition to any particular section of the appropriation bill or any act of the Legislature can be made known at the time the bill is proceeding in accordance with the legislative process. The vote upon Final Reading is upon the bill as printed with all the amendments incorporated therein under the foregoing provisions of the Constitution.

Yours very truly,

CLARENCE A. H. MEYER
Attorney General

MOTION—Return LB 438 to General File

Mr. Proud moved to return LB 438 to General File for the following specific amendment:

In section 1 of the committee amendment at line 5 strike the words "good or just cause" and insert after the word "on" the words "other than frivolous reasons. Attempts to upgrade the teaching quality in a school system shall not constitute a frivolous reason."

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 1327. E and R amendment found in the Legislative Journal for the One Hundred Forty-ninth Day was adopted.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 968. E and R amendments found in the Legislative Journal for the One Hundred Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1186. Bracketed until August 21 at the request of Mr. Marvel.

LEGISLATIVE BILL 1261. E and R amendments found in the Legislative Journal for the One Hundred Forty-ninth Day were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

1. In Carpenter Amendment 1 to Standing Committee Amendment adopted August 11, 1969 strike "except that lines 21 to 30 of said section be added".

Mr. Ziebarth offered the following amendment, which was adopted by unanimous consent:

Strike the Carpenter General File amendment adopted August 11, 1969.

Mr. Ziebarth offered a unanimous consent amendment.

Mr. Holmquist objected.

Mr. Holmquist moved to indefinitely postpone.

Mr. Holmquist requested a Call of the House. The Call showed 33 members present.

Mr. Bloom moved the Call be raised. The motion lost with 24 ayes, 6 nays and 19 not voting.

Mr. Bloom moved the Call be raised. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 19:

Batchelder
Budd
Burbach
Clark
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kremer
Schreurs
Stull
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie

Voting in the negative, 17:

Bloom
Carpenter
Danner
Elrod
Keyes
Klaver
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Robinson
Schmit
Syas
Waldron
Ziebarth

Not voting, 13:

Carstens
Craft
Duis
Knight
Kokes
Luedtke
Pedersen
Proud
Reynolds
Simpson
Skarda
Swanson
Whitney

The motion lost.

Advanced to E and R for engrossment.

Recess

At 12:04 p.m., on a motion by Mr. Carstens, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:38 p.m., Speaker Warner presiding.

The roll was called and all members were present except Mr. Carstens who was excused until 2:00 p.m.; Mr. Luedtke who was excused until 2:15 p.m.; and Messrs. Clark, Knight, Pedersen, Skarda, Swanson, Whitney, and Miss Reynolds, who were excused.

SELECT FILE

LEGISLATIVE BILL 1426. Mr. Simpson offered the following amendment, which was adopted by unanimous consent:

1. Add a new section to read as follows:

"Sec. 6. The Executive Board of the Legislative Council shall appoint an advisory committee consisting of four members of the Legislature to advise and assist the State Board of Agriculture in carrying out its duties pursuant to this act. Each district from which members of the Legislature's Committee on Committees are chosen shall be represented on the advisory committee.".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 452. E and R amendments found in the Legislative Journal for the One Hundred

Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1357. E and R amendments found in the Legislative Journal for the One Hundred Forty-ninth Day were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 885. The Simpson specific amendment found in this Day's Journal was adopted with 27 ayes, 2 nays and 20 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1308. The Carpenter specific amendment found in this Day's Journal was adopted with 32 ayes, 0 nays and 17 not voting.

Re-advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1222

Mr. Budd asked unanimous consent to unbracket LB 1222 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1222. Mr. Budd offered the following amendment, which was adopted by unanimous consent:

1. Strike sections 3 to 25 in the Budd amendments adopted and insert the following:

"Sec. 3. That section 77-1241.03, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1241.03. The nonresident owner of a fleet operating the same in interstate commerce shall annually, on or before December 1 of each year, report to the ~~Tax Commissioner~~ *Department of Motor Vehicles*, on forms to be prescribed by ~~him~~ *department*, information sufficient to enable ~~him~~ *it* to determine value for tax purposes of each motor vehicle in such fleet which the nonresident owner anticipates being in such fleet on the following January 1 at 12:01 a.m. Any additions or deletions to such fleet shall be reported, on appropriate forms to be prescribed by the ~~Tax Commissioner~~ *department*, within thirty days of such addition or deletion; *Provided*, that if any vehicle which is a part of such fleet is exchanged or traded by the owner of such fleet for another vehicle during the tax year, and such vehicle shall be a part of such fleet, such newly-acquired vehicle shall be taxed as part of such fleet for the remainder of the tax year by the payment of any additional tax due as computed under sections 77-1241.04 to 77-1241.06. If the newly-acquired vehicle has a valuation lower than that of the vehicle it replaced, a refund shall be computed on the balance of the unexpired tax year. Vehicles acquired by the owner of such fleet after the commencement of the tax year and subsequently added to such fleet shall be taxed by applying the mileage percentage used in the original application for such fleet for such tax year to the tax due with respect to such vehicle for the remainder of the tax year.

Sec. 4. That section 77-1241.04, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1241.04. The ~~Tax Commissioner~~ *Department of Motor Vehicles* shall determine:

(1) The assessed valuation of each fleet which shall be determined by valuing each vehicle, ~~as defined in section 60-301.00~~, in the fleet *pursuant to the schedule of values fixed by the State Board of Equalization and Assessment* and totaling the separate values; and

(2) The average mill levy for the previous year throughout the State of Nebraska.

Sec. 5. That section 77-1241.06, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1241.06. The ~~Tax Commissioner~~ *Department of Motor Vehicles* shall determine the tax on the motor vehicles by the following formula: Multiply the assessed valuation of the fleet by the prorated mileage percentage ~~as supplied by the Department of Motor Vehicles pursuant to section 77-1241.05~~ and multiply this result by the average mill levy as determined by the Tax Commissioner; *Provided,* that on each tax statement showing a tax due, a minimum tax of one dollar shall be due; *and provided further,* that a tax refund shall not be made if the amount of such refund due is less than one dollar for any tax statement.

Sec. 6. That section 77-1241.07, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1241.07. The ~~Tax Commissioner~~ *Department of*

Motor Vehicles shall, no later than February 15 of each year, compute the amount of the tax due on the motor vehicles of the fleet and certify the amount thereof *together with the amount of registration fees determined by the department* to the owner of the fleet. The owner of the fleet shall pay such tax *and registration fees to the department at the time of registration.* ~~to the county treasurer of the county in which vehicles of such fleet are registered in this state; *Provided*, that in the event an operator of a fleet desires to license a portion of the fleet in two or more counties, the Tax Commissioner, upon the fleet owner's identifying each vehicle to be licensed in each county, shall provide a separate tax statement for the vehicles to be licensed in each county; *and provided further*, that such intent to license in two or more counties must be indicated at the time the fleet owner files his election. The proceeds from such motor vehicle tax in each county shall be allocated to the state, county, townships, cities, villages, and school districts of such county in the same proportion that the levy of each bears to the total levy of the county on personal tangible property.~~ *Upon receipt of the tax and fees, the department shall issue registration certificates and such other evidence of registration for display on the vehicle as the department determines appropriate. All taxes and registration fees received by the department shall be delivered to the Tax Commissioner.*

Sec. 7. That section 77-1241.08, Revised Statutes Supplement, 1967, be amended to read as follows:

77-1241.08. ~~A resident of this state owning~~ *Any owner of* a fleet of motor vehicles and operating the same in interstate commerce ~~may elect to have such vehicles taxed in the manner~~ *and which are registered pursuant to section 60-305.09 shall be taxed on such fleet as* provided in sections 77-1241.03 to 77-1241.07.

Sec. 8. *(1) As motor vehicle taxes and registration fees are received by the Tax Commissioner pursuant to section 77-1241.07, the Tax Commissioner shall transmit such taxes and fees to the State Treasurer. The State Treasurer shall deposit all such taxes in the Motor Vehicle Tax Fund and all such fees in the Highway Trust Fund.*

(2) On or before the first day of April, 1970, and quarterly thereafter, the State Treasurer shall distribute all funds in the Motor Vehicle Tax Fund to the

county treasurer of each county in the same proportion as the number of original motor vehicle registrations in each county bears to the total of all original registrations within the state in the registration year immediately preceding.

(3) Upon receipt of motor vehicle tax funds from the State Treasurer, the county treasurer shall distribute such funds to the county, townships, cities, villages and school districts of such county in the same proportion that levy of each bears to the total levy of the county on tangible personal property.

(4) In the event taxing districts have been annexed, merged, dissolved or in any way absorbed into another taxing district any apportionment of motor vehicle taxes to which such taxing district would have been entitled, shall be apportioned to the successor taxing district which has assumed the functions of the merged, dissolved or consolidated taxing district.

(5) On or before March 1 of each year, the Department of Motor Vehicles shall furnish to the State Treasurer a tabulation showing the total number of original motor vehicle registrations in each county for the immediately preceding calendar year, which shall be the basis for computing the distribution of motor vehicle tax funds as provided in subsection (2) of this section.

Sec. 9. *If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.*

Sec. 10. That original sections 60-305.04 and 60-305.09, Reissue Revised Statutes of Nebraska, 1943, and sections 77-1241.03, 77-1241.04, 77-1241.06, 77-1241.07, and 77-1241.08, Revised Statutes Supplement, 1967, and also section 77-1241.05, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

2. In section 2, strike beginning with "The" in line 21 through the period in line 26, and show the old matter as stricken; and in line 59 after "commerce" insert "*When the state of base registration for such fleet accords the same consideration for fleets with a base registration in Nebraska*".

Advanced to E and R for engrossment.

MOTION—Return LB 857 to Select File

Mr. Burbach moved to return LB 857 to Select File for the following specific amendment:

1. In section 1, add a new subsection (6) to read as follows:

"(6) All provisions of this act relating to unbaled livestock forage vehicles also shall apply to vehicles transporting baled livestock forage, subject to the following conditions:

(a) Any person seeking to avail himself of the privileges of transporting baled livestock forage pursuant to this act shall first obtain a permit from the county sheriff of the county in which he resides and such permit shall be valid in such county and in adjacent counties; such permit shall be valid for one calendar year; the fee for such permit shall be two dollars;

(b) The load of baled livestock forage shall be securely fastened to the vehicle at all times while it is on the roads or highways; and

(c) Enforcement of these provisions shall be the responsibility of the sheriffs and their deputies and the Nebraska State Patrol.".

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 857. The Burbach specific amendment found in this Day's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 1184 to Select File

Mr. Waldo moved to return LB 1184 to Select File for the following specific amendment:

1. In Section 3, page 3, at line 26 following the word and comma "purposes," insert the following new language:

including sales by the Future Farmers of America or 4-H groups,

2. In Section 3, page 3, at line 24 following the word and comma "operation," insert the following new language:

or pure bred sales held by the breed registry associations,

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1184. The Waldo specific amendment found in this Day's Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 449 to General File

Mr. Holmquist moved to return LB 449 to General File for the following specific amendment:

Strike everything after the enacting clause and insert the following amendment as the bill and renumber the sections:

"Sec. 5. That section 70-624.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

70-624.02. The members of the board of directors shall be paid their actual expenses, while engaged in the business of the district under the authority of the board of directors, and, for their services, such compensation, not exceeding one hundred dollars per month, as to all members except the president, and not exceeding one hundred fifty dollars per month as to the president, as shall be determined by the board of directors; *Provided,* that when a district serves one hundred thousand meters or more, the board of directors may receive such compensation not exceeding two hundred dollars per month as to all members except the president, and not exceeding two hundred fifty dollars per month as to the president, as shall be determined by the board of directors. All salaries and compensation shall be obligations against, and be paid solely from, the revenue of the district. No director shall receive any other compensation from the district during the term for which he was elected or appointed or in the year following the expiration of his term and resignation from such board of directors shall not be construed as the termination of the term of office for which he was elected or appointed. *A director of a public power district organized under the laws of this state, shall not be limited to service on the board of directors in the district in which he has been elected, but may service in similar positions of trust on a state, regional, or national level which are the result* *of his membership as a director on such board. For time expended in his duties in such position of trust, the director shall not be limited to any existing provisions of law relating to payment of per diem for services as a member of such board of directors, but shall be entitled to receive such additional compensation as may be provided for the same, irregardless of the fact that the per diem may be paid from funds to which his district has made contributions in the form of dues or otherwise.*".

2. Renumber original section 2 as section 6.

3. In renumbered section 3, line 1 insert "section 70-624.02, Reissue Revised Statutes of Nebraska, 1943, and" after "original", and line 2 strike "is" and insert "are".

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

GENERAL FILE

LEGISLATIVE BILL 449. The Holmquist specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for review with 19 ayes, 0 nays and 30 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1433. Replaced on Select File as amended.

E and R amendments to LB 1433:

1. In line 2 of the Mahoney amendment 3, strike the comma.

2. In section 11, line 11, strike the comma and insert "shall,"; and in line 13 strike "his" and insert "~~his~~ *the*".

3. In section 17, line 45, insert "*any person*" after "*and*".

4. In E & R amendment 19, line 4, insert "second" after "the".

5. In E & R amendment 27, line 2, insert "3" after the second "line".

6. In section 8, line 11, strike the first "*of*" and insert "*or*".

LEGISLATIVE BILL 1369. Placed on Select File as amended.

E and R amendments to LB 1369:

1. In section 7, lines 24 and 26, strike the comma and show the same as stricken.

2. For correlation purposes, in line 2 of section 7, insert ", as amended by section 3, Legislative Bill 774, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike the stricken matter, except the comma, in lines 4 and 5; in line 6, strike "his" and insert "the"; and in line 17, strike "patrolman" and insert "patrolman's".

3. For correlation purposes, in line 2 of section 8, insert ", as amended by section 4, Legislative Bill 774, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 7, strike "~~twelve~~" and insert "~~sixty-two~~"; after line 8, insert:

"~~Lieutenant Colonel, three hundred twelve dollars and fifty cents per month;~~"; and in line 49, strike "~~in line of duty~~"; and in line 86, strike "that".

4. In section 9, line 6, strike the comma and show the same as stricken.

5. In section 13, line 2, strike "60-452, 60-452.01,"; and in line 4 insert ", and sections 60-452 and 60-452.01, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 3 and 4, respectively, Legislative Bill 774, Eightieth Session, Nebraska State Legislature, 1969" after "1943".

6. In the title, line 2, strike "section 60-444" and insert "sections 60-441, 60-442, 60-444, 60-445, 60-446, 60-448, 60-456, 60-458, 60-459, and 60-460"; in line 3, insert ", and sections 60-452 and 60-452.01, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 3 and 4, respectively, Legislative Bill 774, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 6, insert "to change benefits; to provide options; to provide for funding; to correct internal references;" after the semicolon; and in lines 6 and 7, strike "section" and insert "sections".

LEGISLATIVE BILL 1070. Placed on Select File as amended.

E and R amendments to LB 1070:

1. In section 1, line 9, strike "districts" and insert "~~districts~~ *district*".

2. In the last line of standing committee amendment 1, strike "*(2)*" and insert "2".

3. In section 2, line 40, strike the comma; in lines 42 and 54, strike "*supplementary*" and insert "*supplemental*"; strike the sentence beginning in line 92 and show the same as stricken; in line 110, strike "~~sued~~" and insert "~~used~~" as in the statutes; in line 114, strike "*(1)*" and insert "*(a)*"; and in lines 115, strike "*(2)*" and insert "*(b)*".

4. In standing committee amendment 2, line 10, insert "after '*year*' " before the semicolon; in line 10, strike "~~All~~"; in line 11, insert an underscored comma after "*section*"; and in line 14, strike the first comma.

5. In section 4, line 5, insert an underscored comma after "24-709".

6. In standing committee amendment 4, line 10, strike "*supplementary*" and insert "*supplemental*"; and in line 12, strike "40" and insert "48".

7. In section 6, line 18, strike "their" and insert "*his retention by*"; and in line 19, strike "*their*" and insert "*his*".

8. For correlation purposes, in line 2 of section 6, insert ", as amended by section 4, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and after the period in line 13, insert "In each city of the first class having more than thirteen thousand population located in a county having a population of more than thirty-three thousand inhabitants according to the 1960 federal census there shall be one judge of the municipal court, and when authorized by the governing body there shall be two judges of the municipal court, who shall be selected and retained in office in accordance with the provisions of Article V, section 21, of the Constitution of Nebraska.".

9. In section 7, line 5, strike "*and*"; and in line 5, insert "*Nebraska*" after "*the*".

10. In lieu of standing committee amendment 10, in renumbered section 8, line 2, strike "and"; and in line 4, insert ", and section 26-102, Revised Statutes Supplement, 1967, as amended by section 4, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

11. In the title, line 3, strike "and"; in line 5, insert ", and section 26-102, Revised Statutes Supplement, 1967, as amended by section 4, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and at the end of line 9, insert "to provide when the full term of a municipal judge shall commence; to provide for remittances;".

LEGISLATIVE BILL 932. Placed on Select File as amended.

E and R amendments to LB 932:

1. In section 2, line 17, strike "to" and insert "and".

2. In section 4, line 19, strike "said" and insert "such"; in line 22, strike "thereto" and insert "exemption"; and strike lines 51 to 56.

3. In section 6, line 11, strike "days" and insert "days' ".

4. In section 7, strike the comma at the end of line 8; and in line 15, strike the comma.

5. In section 9, strike lines 17 to 19 and insert "application for homestead exemption, knowing the same to be false or fraudulent, shall be guilty of perjury and shall, upon conviction thereof, be punished as provided in section 28-701, Reissue Revised Statutes of Nebraska, 1943.".

6. Add two new sections to read:

"Sec. 12. If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining portions thereof.

Sec. 13. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

7. In the title, line 3, strike "and" and insert "to provide penalties;"; and in line 4, insert "; to provide severability; and to declare an emergency" after "agencies".

LEGISLATIVE BILL 636. Placed on Select File as amended.

E and R amendments to LB 636:

1. In standing committee amendment 1, line 3, strike "and" and insert "to"; and in line 5, insert "of the Executive Director" after "salary".

2. In section 2, line 4, strike "office" and insert "offices"; in line 5, strike "Drafting" and insert "Drafter"; and in line 6, strike "office of".

3. In line 1 of section 3, strike "Section" and insert "Sec." and supply paragraphing.

4. Renumber original section 3 as section 4.

5. In the title, line 3, strike "Budget" and insert "Council Executive"; and in line 5, insert "to provide duties for the Legislative Fiscal Analyst;" after the semicolon.

LEGISLATIVE BILL 1392. Placed on Select File as amended.

E and R amendments to LB 1392:

1. In section 1, line 3, strike the comma.

2. Renumber original sections 3 to 5 as sections 2 to 4.

3. In renumbered section 3, lines 2, 5, and 14 strike "programs" and insert "program"; in line 3 as amended strike "sections 2 and 3" and insert "section 2"; and in line 14 strike "one of".

4. In the title, strike beginning with the second "to" in line 2 through line 5; in line 6, insert "of penal institutions" before "as"; and in line 6, insert "; and to declare an emergency" after "prescribed".

LEGISLATIVE BILL 713. Placed on Select File as amended.

E and R amendments to LB 713:

1. In the last line of standing committee amendment, insert "(5)" before "*(4)*".

2. For correlation purposes, in line 2 of sections 1 and 2 and line 3 of the title, insert ", as amended by section 61, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and at the end of line 38, of section 1, insert "Any money in the Vehicle Safety Inspection Cash Fund available for investment shall be invested by the state investment officer

pursuant to the provisions of sections 1 to 23 ~~of this act~~
, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969.".

3. In the title, strike line 4 and insert
"to provide for payment in advance for inspection stickers;".

LEGISLATIVE BILL 979. Replaced on Select File as amended.

E and R amendments to LB 979:

1. Renumber sections 37 and 38, added by the Craft amendment as sections 39 and 40.

2. Strike the Craft amendment 2 and renumber present sections 39 to 41 as sections 41 to 43.

3. In line 1 of the Stull amendment adopted 8/13/69, strike "new section 36" and insert "renumbered section 37".

4. In section 3, line 19, strike "and"; and in line 23, strike the period and insert "; and".

5. In new subdivision (7) of section 3, strike "(7.)" and insert "*(7)*".

6. In section 4, line 2 as amended, strike "*nine*" and insert "*ten*".

7. In E & R amendment 6, adopted 8/13, strike beginning with the second "in" in line 3, through the semicolon in line 4.

8. In E & R amendment 8 adopted 8/13, strike beginning with the semicolon in line 4 through "13" in line 5.

9. In section 18, line 10, as amended, strike "*six*" and insert "*seven*".

10. Because of the Craft amendment adopted 8/13/69, in renumbered section 43, strike beginning with "and" in line 4, through the third comma in line 12 and amendments thereto.

11. In the title, strike beginning with "and" in line 8, through "amended" in line 18 and amendments thereto.

12. In line 2 of renumbered section 41 as amended strike "*41*" and insert "*43*".

LEGISLATIVE BILL 1345. Placed on Select File as amended.

E and R amendments to LB 1345:

1. In section 2, line 2, strike the comma.

2. For correlation purposes, in line 2 of section 24, insert ", as amended by section 1, Legislative Bill 103, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 12, strike "Auditor of Public Accounts" and insert "Director of Administrative Services"; in line 14 insert "other" after "any"; and strike beginning with "arising" in line 14 through "property" in line 15 and insert "of the state".

3. In section 25, line 14, insert *"made"* after *"be"*.

4. In section 28, line 18, strike *"State"* and insert *"Nebraska"*; and in line 33, strike "Auditor of Public Accounts" and insert "~~Auditor of Public Accounts~~ *Director of Administrative Services*".

5. In section 29, line 10, strike "Auditor of Public Accounts" and insert "~~Auditor of Public Accounts~~ *Director of Administrative Services*".

6. In section 30, lines 10 and 11, strike "Auditor of Public Accounts" and insert "~~Auditor of Public Accounts~~ *Director of Administrative Services*"; and in line 15, insert an underscored comma after *"Utilization"*.

7. Renumber section 37 as section 42 and renumber sections 38 to 42 as sections 37 to 41.

8. In renumbered section 42, lines 1 and 3, strike "29-1390" and insert "39-1390"; and in lines 6, 7, and 17, strike "State" and insert "~~State~~ *Director-State*".

9. For correlation purposes, in line 2 of renumbered section 37, insert ", as amended by section 1, Legislative Bill 470, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 5, strike "Governor" and insert "State Fire Marshal".

10. For correlation purposes, in line 2 of renumbered section 41, insert ", as amended by section 1, Legislative Bill 1178, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in lines 5 and 20, strike "Commerce" and insert "Transportation"; in lines 7 and 8, strike "strip of"; strike beginning with the comma in line

9 through "cease" in line 11; and after the period in line 11 insert "The ~~State~~ *Director-State* Engineer, for the department, and in the name of the State of Nebraska, may execute all leases, permits and other instruments necessary to accomplish the foregoing. Such instruments may contain any conditions, covenants, exceptions and reservations which the department deems to be in the public interest, including but not limited to the provision that upon notice that such property is needed for highway purposes the use and occupancy thereof shall cease.".

11. In section 49, line 18, insert a stricken comma after "Fund" as in the statutes.

12. In section 50, line 46, strike *"Securities"* and insert *"Security"*; and in line 65, strike ". But" and insert ". ~~But~~ *, but*".

13. For correlation purposes, in line 2 of section 55, insert ", as amended by section 29, Legislative Bill 186, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 3, strike "55-150." and in lines 12 and 13, strike "commander-in-chief" and insert "Governor".

14. In section 57, line 12, strike *"and 124"*.

15. For correlation purposes, in line 2 of new section 58, insert ", as amended by section 5, Legislative Bill 1369, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in lines 10 and 13, strike "60-460" and insert "60-461".

16. In new section 58, line 6, strike *"and 135"*.

17. In new section 59, line 6, strike *"and 135"*.

18. In renumbered section 60, strike the sentence beginning in line 19 and show the same as stricken.

19. For correlation purposes, in line 2 of renumbered section 62, insert ", as amended by section 1, Legislative Bill 1301, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and in line 5, strike "Gasoline Tax" and insert "Highway Trust".

20. The section being amended therein having been repealed by Legislative Bill 1301 of the current session, strike renumbered section 63.

21. Renumber original sections 62 to 77 as sections 63 to 78.

22. In renumbered section 71, strike the sentence beginning in line 15 and show the same as stricken.

23. In renumbered section 75, line 18, insert "*made*" after "*be*".

24. In renumbered section 76, line 25, strike "~~as~~" and insert "~~so~~" as in the statutes.

25. In standing committee amendment 11, line 8, strike "*and 135*".

26. In renumbered section 77, line 13, strike "*and 124*".

27. For correlation purposes, in line 2 of renumbered section 78, insert ", as amended by section 2, Legislative Bill 1404, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike beginning with "the" in line 31 through "made" in line 34 and insert "appropriated from the State Building Fund by the Legislature"; and strike lines 35 and 36 and through "operative" in line 37 and insert "made periodically during the course of the biennium as required to maintain adequate balances in the State Building Fund".

28. Restore original numbers to original sections 79 to 83.

29. For correlation purposes, in line 2 of section 79, insert ", as amended by section 1, Legislative Bill 1098, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 7, insert ", except as provided in subsection (4) of this section," after "dollars"; in line 8, strike "which fee" and insert "of which fee two dollars"; in line 17, insert "except as provided in subsection (4) of this section," after the comma; after the period in line 21, insert "If the application for a certificate is denied, the six dollars shall be refunded to the applicant."; and after line 25 insert a new subdivision to read:

"(4) Since nonpublic schools and their teachers do not receive the benefits of sections 79-1280 to 79-1286, a special certificate or permit restricted to use in nonpublic schools only shall be issued upon payment of a fee of two dollars. Such certificate or permit shall have plainly stamped or otherwise written on is face the words nonpublic school only. Upon surrender of such a certificate or permit and the payment of eight dollars by the holder thereof, a regular certificate or permit shall be issued and six dollars shall be deposited as directed in subsection (3) of this section.".

30. In section 81, strike the new matter in lines 29 and 30; in line 36 insert "*, acting*" after "*officer*"; and in line 36, insert an underscored comma after "Education".

31. In section 82, line 19, strike "revenues" and insert "~~revenues~~ *revenue*".

32. Renumber new section 85, added by standing committee amendment 14, as section 84; strike line 58 thereof and insert "the *state colleges* ~~State Normal Schools, the board of regents of the~~"; in line 59, strike "municipal university of Omaha" and show the same as stricken; and in line 78, strike "members's" and insert "member's" as in the statutes.

33. Renumber original sections 84 and 85 as sections 85 and 86.

34. Renumber new section 88, added by standing committee amendment 17, as section 87.

35. Renumber original section 86 as section 88.

36. Renumber new sections 90 and 91, added by standing committee amendment 19, as sections 89 and 90.

37. Renumber original sections 87 to 93 as sections 91 to 97.

38. In renumbered section 92, strike the sentence beginning in line 4 and show the same as stricken.

39. For correlation purposes, in line 2 of renumbered section 93, insert ", as amended by section 1, Legislative Bill 176, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in lines 5, 41, 48, 56, and 57 and 58, strike "Soldiers' and Sailors' " and insert "Veterans' "; in line 46, strike "*and*"; in line 60, insert "until July 1, 1970, when such money will be deposited in the Institutional Cash Fund for the Nebraska Veterans' Home" after "home"; in lines 60 and 61, strike "*Soldiers' and Sailors' Home*" and insert "*Veterans'* "; and in line 61, insert "*or the Institutional Cash Fund for the Nebraska Veterans' Home*" after "*Fund*".

40. In renumbered section 94, strike the sentence beginning in line 23 and show the same as stricken;

and in lines 36 and 37, strike "July 19, 1967," and insert "~~July 19, 1967~~, *the effective date of this act*".

41. For correlation purposes, in line 2 of renumbered section 96, insert ", as amended by section 3, Legislative Bill 777, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 4, strike "one dollar" and insert "two dollars and fifty cents"; in line 5, strike "as follows" and insert "that performs one or more of the following services"; strike lines 6 to 9 and insert

"(1) Retails graded eggs to the consumer:

(a) Not more than ten thirty-dozen cases annual average per week, the sum of five dollars;

(b) More than ten thirty-dozen cases, but not more than twenty-five *cases* annual average per week, the sum of seven dollars and fifty cents; and

(c) More than twenty-five cases annual average per week, the sum of ten dollars; and "; strike lines 10 and 11 and insert

"(2) Assembles, collects, breaks, processes, grades packages, wholesales, receives or handles:"; and after line 31, insert:

"Producers whose average weekly volume is less than fifteen thirty-dozen cases shall be exempt from the provisions of subdivision (2) of this section, and ungraded or classified eggs sold by producers from their own flocks shall be exempt from the provisions of this section.".

42. The section being amended therein having been repealed by Legislative Bill 102 of the current session, strike original section 94.

43. Renumber original sections 95 to 104 as sections 98 to 107.

44. In renumbered section 99, line 15, strike "revenues" and insert "~~revenues~~ *revenue*".

45. In renumbered section 103, line 16, strike the comma and show the same as stricken; and strike the sentence beginning in line 17 and show the same as stricken.

46. For correlation purposes, in line 2 of renumbered section 104, insert ", as amended by section 2, Legislative Bill 1158, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 9, insert "and to permit the Division of Safety of the Department of Labor to

maintain a merit system" after "funds"; at the end of line 25, insert "and the Division of Safety of the Department of Labor"; and in lines 29 and 30, strike "participating agencies or divisions of the state" and insert "Joint Merit System Council until such time as the powers, authority and jurisdiction of the Joint Merit System Council are transferred to the State Personnel Board in accordance with section 81-8,106".

47. In renumbered section 106, line 1, strike "81,8,162" and insert "81-8,162".

48. In renumbered section 107, strike beginning with "The" in line 4 through the period in line 10 and show the same as stricken.

49. Because of the provisions of Legislative Bill 1327 of the current session, strike original section 105 and insert a new section to read:

"Sec. 108. That section 81-1117, Reissue Revised Statutes of Nebraska, 1943, as amended by section 11, Legislative Bill 1327, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

81-1117. Subject to review and approval by the Director of Administrative Services, the data processing administrator shall have the following powers, duties, and responsibilities:

(1) He shall be empowered to review the accounting and other records and reporting systems of all divisions within the Department of Administrative Services and within every other department and agency of the state;

(2) He shall review the potential application of machine data processing to any work performed outside the central data processing service division, or by any department or agency of the state, or any subdivision of any department or agency of the state, and if he shall find that the costs of mechanizing such work will not exceed present costs or that efficiencies may be achieved, he may accept responsibility for the performance of such work;

(3) He shall, with the approval of the director, be empowered to make such revisions to internal systems for production of accounting and other reports as may be necessary to permit economical undertaking of work to be performed by the central data processing service division for any agency or department of the state;

(4) He shall provide for a separate bureau within

the data processing division which shall be organized to provide services such as system review, system design, feasibility studies, machine reviews, and for long-range planning and management services within the division;

(5) He shall be authorized to review the operations of machine date processing installations as may exist in any department or agency of the state and shall be empowered to cause such operations to be merged with those of the central data processing service division in the event that a cost analysis shows that economic advantage may be achieved. He shall have authority to permit the establishment of departmental or agency data processing machine operations in any department or agency of the state if his analysis of feasibility shall show a potential economy or a substantial convenience for the state incident to such separate establishment;

(6) He shall prepare a biennial budget in sufficient time in advance of the statutory date for submittal of budget requests by departments and agencies of the state as to permit each department and agency for which services are performed, or are to be performed during the request budget biennium, to be informed of its proportional share of service division costs for inclusion within their respective budget requests;

(7) He shall provide for a system of charges for services rendered by the central data processing service division of the Department of Administrative Services or to any other department or agency of the state when these charges are allocable to a particular project carried on by such department or division. Such charges shall, as nearly as may be practical, reflect the actual costs of hours or fractions thereof, of machine time utilized in performance of services for such department or agency. The maximum hourly charges to be billed for services performed by the central data processing service division for the 1969-71 biennium shall be as follows: (a) Clerical, four dollars; (b) data input, six dollars; (c) sorter, five dollars and fifty cents; (d) collator, five dollars and fifty cents; (e) computer, one hundred sixty dollars; (f) reproducer, five dollars and fifty cents; (g) accounting machine, fifteen dollars and fifty cents; (h) interpreter, five dollars; (i) detacher, six dollars; (j) decollator, four dollars; (k) folding machine, five dollars and fifty cents; (l) systems programming, twelve dollars; and (m) systems planning, development, and design, eighteen dollars. Miscellaneous supplies shall be billed to using agencies at actual

cost. Equipment used primarily by one agency for special applications shall be billed to that agency at actual cost. In the event of saturation of the central data processing services division with the resulting need for contractual support to be furnished by another data processing installation, agencies shall be billed at actual cost. The charges received by the department for data processing services shall be credited to a fund hereby created which shall be known as the Data Processing Cash Fund. Expenditures shall be made from such fund to finance the operations of the data processing service division in accordance with appropriations made by the Legislature. *Any money in the Data Processing Cash Fund available for investment shall be invested by the state investment office pursuant to the provisions of sections 1 to 23 of this act*;

(8) He shall provide for the centralization of all state licensing activities and adopt an electronic data processing technique for issuance, renewal and maintenance of all permanent functions for all agencies;

(9) He shall undertake to work with the data processing division within the Department of Roads to facilitate the handling of certain administrative programs by the department staff and the full utilization of the computer equipment at the Department of Roads by its handling of certain items currently being done in the department systems; and

(10) He shall provide for the centralization of all administrative work currently being done by state agencies to insure the full utilization of the department equipment.".

50. The section being amended therein having been repealed by Legislative Bill 1073 of the current session, strike original section 106.

51. Renumber original sections 107 to 113 as sections 109 to 115.

52. For correlation purposes, in line 2 of renumbered section 111, insert ", as amended by section 2, Legislative Bill 1336, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 6, strike "Prison" and insert "Division of Corrections"; and in line 10, strike *"Prison"* and insert *"Division of Corrections"*.

53. In renumbered section 112, line 9, strike the comma and insert "*, and*".

54. In renumbered section 115, strike the sentence beginning in line 4 and show the same as stricken; and in line 7 insert an underscored comma after "Governor".

55. Renumber sections 119 and 120, added by standing committee amendment 21, as sections 116 and 117.

56. Renumber original sections 114 and 115 as sections 118 and 119.

57. Renumber section 123, added by standing committee amendment 23, as section 120.

58. For correlation purposes, in line 2 of renumbered section 120, insert ", as amended by section 1, Legislative Bill 452, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 8, insert ", and to provide for academic tenure for professors, associate professors, and assistant professors" after "university"; in line 18 insert "the sum of (i)" after "exceed"; in line 19 insert "before any agreement for reduction of salary or wage earnings, and (ii) pursuant to an agreement for reduction of salary or wage earnings, the amount of the reduction of salary or wage earnings" after "year"; in line 21 insert "but shall not exceed six per cent of each university employee's salary or wage earnings for any calendar year and shall be calculated before any agreement for any reduction of salary or wage earnings; *Provided,* that in lieu of making such contribution, each such employee may enter into an agreement for reduction of salary or wages in an amount equal to such employee's contribution for the purchase by the Board of Regents of an annuity contract for such employee, under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended" after "fund"; in line 22 strike "~~and~~"; in line 26 insert ", ~~and~~ (e) any new employee hired by the University of Nebraska at Omaha after the effective date of this act shall be limited to not in excess of six per cent of such employee's salary or wage earnings for any calendar year in his contribution pursuant to an agreement for reduction of salary or wages for the purchase by the Board of Regents of an annuity contract for such employee under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended" after "abridged"; in line 26, strike *"(e)"* and insert *"(f)"*.

59. In renumbered section 120, line 28, strike *"and 135"*.

60. Renumber original sections 116 to 121 as sections 121 to 126.

61. In renumbered section 123, strike the new matter in lines 19 and 20.

62. Renumber sections 130 to 132, added by standing committee amendment 25, as sections 127 to 129.

63. For correlation purposes, in line 2 of renumbered section 127, insert ", as amended by section 2, Legislative Bill 452, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in line 18, insert a comma after "1967"; and in line 21, insert "; *Provided,* any new officer, employee, faculty or other person hired by the University of Nebraska at Omaha after the effective date of this act shall be limited to not in excess of six per cent of such employee's salary or wage earnings for any calendar year in his contribution pursuant to an agreement for reduction of salary or wages for the purchase by the Board of Regents of an annuity contract for such employee under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended" after "Omaha".

64. In renumbered section 127, line 22, strike *"and 135"*.

65. In renumbered section 128, line 29, insert an underscored comma after "1969"; in line 34 strike *"and 135"*; strike the sentence beginning in line 44 and show the same as stricken; and in line 57, strike *"and 135"*.

66. For correlation purposes, in line 2 of renumbered section 129, insert ", as amended by section 3, Legislative Bill 452, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; amend lines 3 and 4 to read:

"85-195. The Board of Trustees of the Nebraska State Colleges, a junior college board, the Department of Public Institutions and the"; in line 10 strike "by them"; in line 11 insert "under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended." after "contracts"; and strike beginning with the comma in line 11 through line 23 and insert "Such employment contracts may provide that the amounts contributed by the employer for such annuity contracts shall be the result of an agreement of the employee to take a reduction in salary or to forego an increase in salary, but only to the extent such amounts are earned by the employee after the agreement becomes effective. Such an agreement must be legally binding and irrevocable with respect to amounts earned while the agreement is in effect. The right of an employee to such an annuity contract is non forfeitable, except for failure to pay future premiums. Such an annuity contract is nontransferable.".

67. Renumber original sections 122 to 124 as sections 130 to 132.

68. For correlation purposes, in line 2 of renumbered section 130, insert ", as amended by section 4, Legislative Bill 452, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in lines 3 and 4 strike "Education of State Normal Schools" and insert "Trustees of the Nebraska State Colleges"; in line 12 insert "the sum of (a)" after "exceed"; in line 14 insert "before any agreement for reduction of salary or wage earnings, and (b) pursuant to an agreement for reduction of salary or wage earnings, the amount of the reduction of salary or wage earnings" after "year"; and in line 15 insert "but shall not exceed six per cent of each state college employee's salary or wage earnings for any calendar year and shall be calculated before any agreement for any reduction of salary or wage earnings; *Provided,* that in lieu of making such contribution, each such employee may enter into an agreement for reduction of salary or wages in an amount equal to such employee's contribution for the purchase by the board of an annuity contract for such employee, under the provisions of the Technical Amendments Act of 1958 to the Internal Revenue Code, as amended" after "fund".

69. For correlation purposes, in line 2 of renumbered section 131, insert ", as amended by section 20, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike the stricken matter and remove underscoring from the new matter in line 4; in line 5, strike "Education of State Normal Schools" and insert "Trustees of the Nebraska State Colleges"; in line 17, strike "board" and insert "boards"; and in lines 20 and 30, strike "revenues" and insert "revenue".

70. Renumber section 136, added by standing committee amendment 27, as section 133.

71. Renumber original sections 125 and 126 as sections 134 and 135.

72. Amend line 1 of standing committee amendment 30 to read "30. Strike *'and 124'* in section 24,"; and in line 2 strike the first "19" and insert "18".

73. Strike standing committee amendment 29.

74. In renumbered section 134, line 1, strike "1-111,"; in line 2, strike "29-1390, 35-601,"; in line 3, strike "39-1323.01," and insert "39-1390," in line 5, strike "55-150,"; in line 5, insert "60-449," after the fifth comma; in line 6, strike "66-421, 66-424.02,"; in line 8, strike "72-1005, 77-2204,"; in line 9, strike "80-301," in line 10, strike "81-8,107," in line 11, strike "81-1119,"; in line 11, strike "83-150,"; in line 12, insert "84-1301, 84-1305," after the second comma; in lines 12 and 13, strike "85-170, and 85-403" and insert "and 85-170"; in line 14, strike "and"; in line 16, strike "79-1247.07,"; in line 16, insert "79-1501," after the third comma; in line 16, insert "79-1503.01," after the fifth comma; at the end of line 16 insert "79-1556, 79-1557,"; in line 17, strike "81-275.28,"; in line 17, strike "81-805.06, 81-1114,"; in line 19, strike "85-320" and insert "85-192"; after "1967" in line 19, insert ", section 1-111, Riessue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 103, Eightieth Session, Nebraska State Legislature, 1969, section 35-601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 470, Eightieth Session, Nebraska State Legislature, 1969, section 39-1323.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1178, Eightieth Session, Nebraska State Legislature, 1969, section 55-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 29, Legislative Bill 186, Eightieth Session, Nebraska State Legislature, 1969, section 60-446, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 1369, Eightieth Session, Nebraska State Legislature, 1969, section 66-421, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1301, Eightieth Session, Nebraska State Legislature, 1969, section 72-1005, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1404, Eightieth Session, Nebraska State Legislature, 1969, section 80-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 176, Eightieth Session, Nebraska State Legislature, 1969, section 81-8,107, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1158, Eightieth Session, Nebraska State Legislature, 1969, section 81-1117, Reissue Revised Statutes of Nebraska, 1943, as amended by section 11, Legislative Bill 1327, Eightieth Session, Nebraska State Legislature, 1969, section 83-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1336, Eightieth Session, Nebraska State Legislature, 1969, section 85-403,

Reissue Revised Statutes of Nebraska, 1943, as amended by section 20, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969, section 79-1247.07, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1098, Eightieth Session, Nebraska State Legislature, 1969, section 81-275.28, Revised Statutes Supplement, 1967, as amended by section 3, Legislative Bill 777, Eightieth Session, Nebraska State Legislature, 1969, and sections 85-106, 85-191, 85-195, and 85-320, Revised Statutes Supplement, 1967, as amended by sections 1, 2, 3, and 4, respectively, Legislative Bill 452, Eightieth Session, Nebraska State Legislature, 1969"; in line 20, strike "72-525" and insert "72-252"; and in line 23, insert "as amended," after the second comma.

75. In the title, line 12, insert "to delete obsolete matter; to harmonize with previous legislation;" after the semicolon; in line 13, strike "1-111,"; in line 14, strike "29-1390, 35-601,"; in line 15, strike "39-1323.01," and insert "39-1390,"; in line 17, strike "55-150,"; in line 18, insert "60-449," after the second comma; in lines 18 and 19, strike "66-421, 66-424.02,"; in line 21, strike "72-1005, 77-2204,"; in line 22, strike "80-301,"; in line 24, strike "81-8,107,"; in line 25, strike "83-150,"; in line 26, insert "84-1301, 84-1305," after the first comma; in lines 26 and 27, strike "85-170, and 85-403" and insert "and 85-170"; in line 28, strike "and"; in line 30, strike "79-1247.07,"; insert "79-1501," at the end of line 30; in line 31, insert "79-1503.01," after the second comma; in line 31, insert "79-1556, 79-1557," after the third comma; in line 32, strike "81-275.28, 81-805.06, 81-1114,"; in line 34 strike "85-320" and insert "85-192"; after "1967" in line 35 insert ", section 1-111, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 103, Eightieth Session, Nebraska State Legislature, 1969, section 35-601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 470, Eightieth Session, Nebraska State Legislature, 1969, section 39-1323.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1178, Eightieth Session, Nebraska State Legislature, 1969, section 55-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 29, Legislative Bill 186, Eightieth Session, Nebraska State Legislature, 1969, section 60-446, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 1369, Eightieth Session, Nebraska State Legislature, 1969, section 66-421, Reissue Revised Statutes of Nebraska,

1943, as amended by section 1, Legislative Bill 1301, Eightieth Session, Nebraska State Legislature, 1969, section 72-1005, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1404, Eightieth Session, Nebraska State Legislature, 1969, section 80-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 176, Eightieth Session, Nebraska State Legislature, 1969, section 81-8,107, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1158, Eightieth Session, Nebraska State Legislature, 1969, section 81-1117, Reissue Revised Statutes of Nebraska, 1943, as amended by section 11, Legislative Bill 1327, Eightieth Session, Nebraska State Legislature, 1969, section 83-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1336, Eightieth Session, Nebraska State Legislature, 1969, section 85-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 20, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969, section 79-1247.07, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1098, Eightieth Session, Nebraska State Legislature, 1969, section 81-275.28, Revised Statutes Supplement, 1967, as amended by section 3, Legislative Bill 777, Eightieth Session, Nebraska State Legislature, 1969, and sections 85-106, 85-191, 85-195, and 85-320, Revised Statutes Supplement, 1967, as amended by sections 1, 2, 3, and 4, respectively, Legislative Bill 452, Eightieth Session, Nebraska State Legislature, 1969"; in line 36, strike "72-525" and insert "72-252"; and in line 39, insert ", as amended" after "1967".

LEGISLATIVE BILL 1425. Placed on Select File as amended.

E and R amendments to LB 1425:

1. In lieu of new subdivision (1) (o), added to section 4, by the Orme amendment, adopted 8/13, in section 2, line 7, insert "(1)" before "DEPARTMENT"; redesignate subdivisions (1) to (5) as (a) to (e); and after line 22, insert:

"UNIVERSITY OF NEBRASKA

Home Economics facility (East Campus) total cost shall not exceed $2,240,000 from state funds.".	$1,015,000

2. In subdivision (1) (n) of section 4, added by the Orme amendment adopted 8/13, insert "Total cost shall not exceed $2,240,000 from state funds." at the end of the second line.

3. In line 2 of the Carpenter amendment to section 4, subdivision (1) (m), strike "39" and insert "40".

4. In lieu of the Carstens amendment to section 4, line 50, in section 4, strike lines 50 and 41 and insert:

"(e) Recreation and Activities Building at the Beatrice State Home	$638,400".

5. In lieu of the Carstens amendment to line 55, page 3, in section 4, strike lines 55 and 56 and insert:

"(g) For air conditioning wards for the severely and profoundly retarded at the Beatrice State Home	$ 85,000".

6. In section 4, lines 107 and 112, strike "(a)".

7. In section 5, line 7, strike "that"; and in line 16 insert "State" after "Ponca".

8. In lieu of the Craft amendment, after line 158 of section 5 insert:

"(86) Buffalo Bill Ranch Arena Development	280,000	280,000";

in line 164 strike "$2,119,600" and insert "$2,399,600"; and in line 164 strike "$5,857,903" and insert "$6,137,903".

9. In section 11, line 3, strike "$17,790,855" and insert "$19,926,255".

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Revert to Select File

Mr. Ziebarth asked unanimous consent to revert to Select File for the previous bills. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1433. E and R amendments found in this Day's Journal were adopted.

Laid over until tomorrow at the request of Mr. Carpenter.

LEGISLATIVE BILL 1369. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1070. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 932. E and R amendments found in this Day's Journal were adopted.

Mr. Carpenter offered the following amendment, which was adopted:

Strike the emergency clause.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 636. E and R amendments found in this Day's Journal were adopted.

Advanced to to E and R for engrossment.

LEGISLATIVE BILL 1392. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 713. E and R amendments found in this Day's Journal were adopted.

Mr. Budd offered the following amendments:

1. Insert a new section to be known as section 1 and to read as follows:

"Section 1. That section 60-1701, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-1701. Every motor vehicle and semitrailer as defined in section 60-301, except school buses subject to the provisions of section 79-488, shall be inspected once each year beginning in 1969 at official inspection stations at times established by the Department of Motor Vehicles and an official certificate of inspection and approval shall be obtained for each such vehicle. The inspections shall be made with respect to the brakes, steering, lights, glass, and any other operating mechanism and equipment that shall be designated by the department and an official certificate of inspection and approval shall be issued only when the mechanism and the equipment meet standards prescribed by the department. No person shall operate any motor vehicle or semitrailer, *except motor vehicles or semitrailers operated under the provisions of section 60-320,* without the required certificate of inspection and approval. No motor vehicle dealer licensed under the provisions of Chapter 60, article 14, shall sell at retail any motor vehicle or semitrailer until such motor vehicle or semitrailer has been inspected and an official certificate of inspection and approval attached; *Provided, that if approval is denied and the purchaser agrees to make the necessary repairs and adjustments to meet the standards prescribed by the department, then the motor vehicle dealer shall issue to such purchaser a permit setting forth the time of purchase and delivery to the purchaser, the needed repairs and adjustments, and the signature of the purchaser agreeing to make such repairs and adjustments. The permit shall be in a form prepared by the department and attached to a conspicuous place on the motor vehicle or semitrailer. The motor vehicle dealer shall retain in his files a copy of such permit for a period of one year from the date of sale and the permit shall not be removed from such motor vehicle or semitrailer until it has been reinspected and meets the requirements prescribed by the department. Such motor vehicle or semitrailer shall not be operated on any public street or highway except to the place of repair or to the place of an official inspection station.*".

2. Renumber original section 1 as section 2, and in line 1 strike "Section" and insert "Sec.".

3. Renumber original section 2 as section 3, and in line 1 strike "section" and insert "sections 60-1701 and"; in line 2 strike "is" and insert "are".

Mr. Carpenter requested a division of the question.

The Chair ruled the division of question was in order.

The first part of the Budd amendment, through the new material in line 18, was adopted by unanimous consent.

Mr. Carpenter objected to the second part of the Budd amendment.

Advanced to E and R for engrossment.

Mr. Budd moved to return to Select File for the second part of the Budd amendment found in this Day's Journal.

The motion prevailed with 26 ayes, 3 nays and 20 not voting.

The second part of the Budd amendment found in this Day's Journal was adopted with 26 ayes, 2 nays and 21 not voting.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 979. E and R amendments found in this Day's Journal were adopted.

Mr. Waldo offered the following amendment, which was adopted by unanimous consent:

1. In section 3 as amended, line 14, after the first comma insert "*and*", and strike ", and Thayer"; and in line 17 after "Saline" and insert "*, Thayer,*".

Mr. Hanna offered the following amendment, which was adopted by unanimous consent:

1. Amend the bill, section 16, by striking lines 1 through 12, and substituting in lieu thereof the following:

"Sec. 16. Each area board shall annually prepare a yearly budget of the amount of money necessary to be raised by taxation to meet the expenses of such area board in the following year and certify the same to the county board of equalization of each county within the area by July 1 of each year; and each year by September 1, the area board shall certify to the county board of equalization of each county within the area a mill levy, uniform throughout the area, which shall be sufficient to raise that county's proportionate share of the tax revenue for the area, as determined by the budget previously submitted, but in no event shall such mill levy exceed two mills until January 1, 1971, and after such date the levy shall not exceed 1 mill. Such tax shall be levied and assessed in the same manner as other property taxes and entered on the books of the county treasurer; and the proceeds of such tax, as collected, shall be remitted to the treasurer of the community college area."

Mr. Schmit offered the following amendment, which was adopted by unanimous consent:

Move Saunders County from District 4 to District 3.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1345. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1425. E and R amendments found in this Day's Journal were adopted.

Laid over until tomorrow at the request of Mr. Mahoney.

Members Excused

Mr. Holmquist asked unanimous consent to be excused at 3:00 p.m. for the balance of the day. No objections. So ordered.

Mr. Duis asked unanimous consent to be excused at 2:30 p.m. for the balance of the day. No objections. So ordered.

Mr. Waldo asked unanimous consent to be excused for the balance of the week. No objections. So ordered.

Mr. Kremer asked unanimous consent to be excused at 3:30 p.m. for the balance of the day. No objections. So ordered.

MOTION—Return LB 380 to Select File

Mr. Luedtke moved to return LB 380 to Select File for the following specific amendment:

Amend Section 16 of the Standing Committee amendments by inserting the words *"or any municipality"* in line 1 after the word "county"; and by inserting the words *"or of the municipal governing body"* in line 5 after the word "Board".

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 380. The Luedtke specific amendment found in this Day's Journal was adopted with 25 ayes, 0 nays and 24 not voting.

Re-advanced to E and R for engrossment.

Recess

At 3:15 p.m., on a motion by Mr. Carpenter, the Legislature recessed for 15 minutes.

After Recess

The Legislature reconvened at 3:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Miss Reynolds and Messrs. Duis, Holmquist, Knight, Kremer, Pedersen, Skarda, Swanson and Whitney, who were excused.

GENERAL FILE

LEGISLATIVE BILL 1440. Reading waived. Explained.

Advanced to E and R for review with 29 ayes, 1 nay and 19 not voting.

LEGISLATIVE BILL 438. Considered.

The Proud specific amendment found in this Day's Journal was adopted.

Mr. Waldron moved to indefinitely postpone.

The motion prevailed with 22 ayes, 4 nays and 23 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 93. Re: Advisory Boards and Commissions

Introduced by Fern Hubbard Orme, 29th District.

WHEREAS, many advisory boards and commissions have been created by the Legislature over the years; and

WHEREAS, these boards and commissions vary a great deal in their composition, functions, compensation of members; and

WHEREAS, some of these boards and commissions are almost completely inactive, and there is doubt concerning the efficacy of others in the better administration of state activities; and

WHEREAS, nearly every session of the Legislature sees the creation of additional boards and commissions, raising the question of whether their effectiveness is commensurate with the increased costs to the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to make a study of the use of advisory boards and commissions in the administration of state governmental functions.

2. That this study include consideration of the number and types of these boards and commissions, the functions assigned to them, the level of activity or inactivity of these agencies, the effectiveness or ineffectiveness of their roles, and whether there is actual need for them in the administration of state government.

3. That the committee report its findings, together with its recommendations, to the Legislative Council and the 1971 Nebraska Legislature.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 94: Re: Uniform Motor Vehicle Tax

Introduced by Leslie Robinson, 36th District; Rick Budd, 2nd District and W. H. Hasebroock, 18th District.

WHEREAS, this Legislature has given careful consideration to a uniform method of taxing motor vehicles as provided in Legislative Bill 1222; and

WHEREAS, a number of questions have been raised about the administration of a uniform motor vehicle tax and the rates for various categories of vehicles.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study all aspects of a uniform system of taxing motor vehicles and report its findings and recommendations to the Legislative Council and the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 95. Re: Vocational Technical Schools

Introduced by W. L. Schreurs, 24th District; Wayne W. Ziebarth, 37th District and Lester Harsh, 38th District.

WHEREAS, the State of Nebraska operates vocational technical schools at both Milford and Sidney; and

WHEREAS, the Legislature has provided for the creation and operation of area vocational technical schools supported by local tax levies; and

WHEREAS, this session of the Legislature has considered a number of proposals for changes in the system of vocational technical education in this state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a committee to study the system of vocational technical education in this state with particular emphasis on the question of whether all vocational technical schools should be state operated and supported or whether they should all be area schools supported by local levies.

2. That such committee shall have the authority to establish an advisory committee to include representatives of industry.

3. That the committee report its findings and recommendations to the Legislative Council and to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

LEGISLATIVE RESOLUTION 96. Re: Joint Meeting of Committees on Education

Introduced by Lester Harsh, 38th District.

WHEREAS, many of the problems which Nebraska faces in the field of education are not unique to this state, but are shared with our neighboring states; and

WHEREAS, it is beneficial to examine the approaches taken by legislatures of other states in solving these problems.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Committee on Education of the Nebraska Legislature is authorized to call a joint meeting with the corresponding committees of the legislatures of Kansas, Iowa and possibly South Dakota to discuss problems and solutions in education.

2. That among the topics to be considered at such meeting shall be financing of schools, coordination of higher education, re-

districting including size of districts, teacher certification and contract negotiation, aid to private schools, tuition and fees, and improvements in the Education Commission of the states.

Visitors

Mr. Simpson introduced Susan Bernt of Stuart and Barbara Greder of Ainsworth.

MOTION—Return LB 1367 to General File

Mr. Wylie moved to return LB 1367 to General File for the following specific amendment:

1. Strike original Wylie Amendment to Section 5 which amendment is dated August 14, 1969, and substitute in place thereof the following amendment:

On page 8 at Section 5, line 2, strike all language following "tor" and insert comma thereafter; strike lines 3 and the first five words and comma on line 4; strike lines 7 and 8.

In Section 5 at line 9, strike the words "hearing officer" and insert in lieu thereof the word *"director"*; at line 18 on page 9, strike the words "of Lancaster County" and insert in lieu thereof the words *"of the county having jurisdiction"*

2. On page 7, Section 2, line 179, strike "by the director" and insert therefor: "under the terms of this act or pursuant to the terms of any other act administered by the director."

3. On page 10, Section 6, following subsection (7), insert a new Section (8) to read as follows: "Section 8. Inspection of all operations traditionally and usually conducted at retail stores where meat, meat food products, poultry and poultry food products are sold, consumed, held for sale or offered for sale, and in connection therewith, to cause said operations to be inspected to protect the consuming public from meat, poultry, meat food products and poultry food products which may be adulterated or misbranded by seizure or embargo of said products pursuant to the terms of section 12 of this act.

The motion prevailed with 21 ayes, 0 nays and 28 not voting.

GENERAL FILE

LEGISLATIVE BILL 1367. Considered.

The Wylie specific amendment found in this Day's Journal was adopted.

Re-advanced to E and R for review with 22 ayes, 1 nay and 26 not voting.

Adjournment

At 4:01 p.m., on a motion by Mr. Syas, the Legislature adjourned until 9:00 a.m., Wednesday, August 20, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FIFTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, August 20, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Mr. Wylie presiding.

Prayer was offered by the Chaplain.

Prayer

O God, we remember Thy promise that wherever two or three are gathered together in Thy name, there Thou art in the midst of them. We claim that promise this morning, and pray that each of us may be aware of Thy presence, for Thou knowest our needs, and how inadequate we feel ourselves to be in the presence of problems and challenges. If Thou wilt help us, O Lord, then shall we be better than we are, wiser than we know, and stronger than we dream. In this prayer we bring to Thee the members of this body, its officers and its servants, for Thy blessing; men and women who feel the weight of responsibility and the need of divine guidance; men and women who are often tempted and who need the support of Thy grace. Give them the courage to do the right as Thou hast given them the wisdom to see the right, and may we do the right in the spirit of harmony and love. For Jesus' sake. Amen.

The roll was called and all members were present except Messrs. Bloom, Budd and Keyes who were excused until 9:30 a.m.; Mr. Batchelder who was excused until 10:15 a.m.; Mr. Warner who was excused until 9:45 a.m.; Mr. Ziebarth who was excused until 9:15 a.m.; and Messrs. Knight, Kremer, Pedersen, Schreurs, Skarda, Swanson and Waldo who were excused.

Message from the Governor

August 19, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 19, 1969 I approved LB 492.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 339. Correctly enrolled.

LEGISLATIVE BILL 976. Correctly enrolled.

LEGISLATIVE BILL 1037. Correctly enrolled.

LEGISLATIVE BILL 1307. Correctly enrolled.

LEGISLATIVE BILL 462. Correctly enrolled.

LEGISLATIVE BILL 581. Correctly enrolled.

LEGISLATIVE BILL 728. Correctly enrolled.

LEGISLATIVE BILL 1075. Correctly enrolled.

LEGISLATIVE BILL 1334. Correctly enrolled.

LEGISLATIVE BILL 1395. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and take up tomorrow's Final Readings today.

Mr. Carpenter requested a Call of the House. The Call showed 28 members present.

Mr. Clark moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The original motion prevailed with 33 ayes, 0 nays and 16 not voting.

MOTION—Return LB 1286 to Select File

Mr. Carpenter moved to return LB 1286 to Select File for the following specific amendment:

Strike the enacting clause.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 639. With emergency.

A BILL FOR AN ACT relating to acknowledgments; to adopt the Uniform Recognition of Acknowledgments Act; to provide for a notarial seal and the use thereof as prescribed; to repeal section 64-106, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 204, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Batchelder
Budd
Keyes
Knight
Kremer
Mahoney
Pedersen
Schreurs
Skarda
Swanson
Waldo
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 205.

A BILL FOR AN ACT relating to education; to create the Nebraska Advisory Commission on Higher Education and provide its membership, organization, compensation, and duties; to amend sections 79-1604 and 79-1605.03, Revised Statutes Supplement, 1967; to change provisions for formation of junior college districts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 3:

Duis
Stull
Syas

Not voting, 12:

Batchelder
Budd
Knight
Kremer
Luedtke
Pedersen
Schreurs
Simpson
Skarda
Swanson
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1212.

A BILL FOR AN ACT to amend section 72-728, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Hall of Fame Commission; to provide that the names of Nebraskans awarded the Medal of Honor shall be placed on a plaque in the Hall of Fame; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney

Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Batchelder
Hasebroock
Knight
Kremer
Pedersen
Schreurs
Skarda
Swanson
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 818.

A BILL FOR AN ACT to amend section 35-302, Reissue Revised Statutes of Nebraska, 1943, relating to firemen; to regulate the hours of duty of firemen in paid fire departments as prescribed; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 20:

Bloom
Carstens
Danner
Duis
Elrod
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Simpson
Syas
Waldron

Voting in the negative, 17:

Budd
Burbach
Carpenter
Clark
Craft
Hanna
Harsh
Holmquist
Kennedy
Kokes
Schmit
Stull
Wallwey
Warner
Wenzlaff
Wiltse
Wylie

Not voting, 12:

Batchelder
Hasebroock
Johnson
Knight
Kremer
Pedersen
Schreurs
Skarda
Swanson
Waldo
Whitney
Ziebarth

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

UNANIMOUS CONSENT—Unbracket LB 1322

Mr. Carpenter asked unanimous consent to unbracket LB 1322 on Final Reading for consideration at this time. No objections. So ordered.

LEGISLATIVE BILL 1322.

A BILL FOR AN ACT relating to state administrative departments; to provide for an administrator for the general services division of the Department of Administrative Services; to provide qualifications for such administrator; to provide for appointment of such administrator; and to provide for compensation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Bloom
Budd
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Syas
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 14:

Batchelder
Burbach
Duis
Hanna
Knight
Kokes
Kremer
Marvel
Pedersen
Schreurs
Skarda
Swanson
Waldo
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Return LB 672 to Select File

Mr. Wenzlaff moved to return LB 672 to Select File for the following specific amendment:

1. Strike original sections 1 and 2 and insert the following:

"Section 1. The Department of Aeronautics is hereby authorized and directed to dispose of all real property held by the department and formerly used by the United States as army airfields, and which is not required for airport operational use purposes. The department shall seek approval from the Federal Aviation Administration to dispose of such property. When approval is received, the department shall have such property appraised in accordance with Federal Aviation Administration requirements. Such property shall be sold in units not larger than three hundred twenty acres, and shall be sold to the highest bidder, but in no case shall such property be sold at less than the appraised value. When the highest bid is less than the appraised value, the sale shall be canceled and the property offered for sale again within one year after the date of the previous offering, and a new appraisal of the property shall be made. Such property may be leased until such time as a sale may be completed, and when property is sold subject to a lease, the value of the lease shall be included in determining the appraised value of the property.

Sec. 2. The necessary expenses incurred in the sale of such property shall be paid from the Department of Aeronautics Cash Fund, and the proceeds from the sale of such property shall be deposited in the Department of Aeronautics Cash Fund. The net proceeds from the disposal of such property shall be used by the Department of Aeronautics either for the development, improvement, operation, and maintenance of state-owned airports, or invested pursuant to Chapter 72, article 12, Revised Statutes Supplement, 1967, with the interest accruing therefrom to be used by the department for the development, improvement, operation, and maintenance of any state, municipal or county airport and related facilities, or both.".

The motion prevailed with 28 ayes, 2 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 1327. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1433. Mr. Waldron offered the following amendment, which was adopted by unanimous consent:

1. In new section 48, line 1, insert "*of a Class V school district,*" after "*levy*"; and in line 2 insert an underscored comma after "*thereof*"; and in line 2 strike "un" from "unsuccessful".

Advanced to E and R for engrossment.

Mr. Hasebroock Presiding

Visitors

Mr. Harsh introduced Mrs. Belinda Hodges from New Zealand.

LEGISLATIVE BILL 1425. Advanced to E and R for engrossment.

Mr. Warner moved to return LB 1425 to Select File for specific amendments and that they be adopted by 25 votes.

Mr. Bloom requested a Call of the House. The Call showed 36 members present.

Mr. Robinson moved the Call be raised. The motion prevailed with 25 ayes, 4 nays and 20 not voting.

Mr. Wylie Presiding

Mr. Bloom requested a Call of the House. The Call showed 36 members present.

Mr. Warner moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Mr. Warner asked unanimous consent to withdraw his original motion. No objections. So ordered.

LEGISLATIVE BILL 1286. The Carpenter specific amendment found in this Day's Journal was adopted with 33 ayes, 0 nays and 16 not voting.

Mr. Luedtke Presiding

LEGISLATIVE BILL 672. The Wenzlaff specific amendment found in this Day's Journal was offered.

Mr. Duis offered a unanimous consent amendment.

Mr. Harsh objected.

Mr. Wenzlaff offered a unanimous consent amendment.

Mr. Harsh objected.

Mr. Bloom moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The Wenzlaff amendment was adopted with 26 ayes, 5 nays and 18 not voting.

Advanced to E and R for engrossment.

Bracketed at the request of Mr. Carpenter.

Recess

At 11:56 a.m., on a motion by Mr. Syas, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Messrs. Knight, Pedersen, Schreurs, Skarda, Swanson and Waldo, who were excused; Mr. Warner was excused until 2:10 p.m.

Members Excused

Mr. Moylan asked unanimous consent to be excused Thursday, Friday and Monday. No objections. So ordered.

Mr. Kennedy asked unanimous consent to be excused Thursday afternoon. No objections. So ordered.

Mr. Schmit asked unanimous consent to be excused Friday. No objections. So ordered.

Mr. Proud asked unanimous consent to be excused tomorrow afternoon. No objections. So ordered.

UNANIMOUS CONSENT—Expedite LB 1431

Mr. Mahoney asked unanimous consent to expedite LB 1431. No objections. So ordered.

COMMUNICATIONS

August 20, 1969

Mr. Hugo Srb
Clerk of the Legislature
Room 2020, State Capitol
Lincoln, Nebraska

Dear Mr. Srb:

In compliance with the laws of the State of Nebraska, Section 84-1315, an annual audit has been made of the State Employees Retirement System by the Director of Insurance for the period January 1, 1968 to December 31, 1968.

The report made to the Director of Insurance by the Department Actuary reveals the following:

Gross Contributions	$2,302,261.36
Balances in funds and activity during the year:	
Past Service Balance	$1,460,740.02
Future Service Balance	8,145,394.90
Total	$9,606,134.92
Interest Accumulations for the Calendar Year:	
Past Service	$ 75,193.05
Future Service	$ 393,832.69

The carrier paid interest for the year 1968 above the guaranteed rate of 5% on the average monthly balance. This amounted to 6.01% on Future Service accounts.

The Actuary report "indicates that the Past Service Liability will be completely funded at least by 1978 and probably sooner."

Enclosed is a copy of the 1968 Audit.

Yours very truly,

(Signed) P. Merle Humphries, Chairman
State Employees Retirement Board

cc: Governor Tiemann
Legislative Retirement Committee

UNANIMOUS CONSENT—Introduce New Bill

Mr. Keyes asked unanimous consent to introduce a new bill.

Mr. Clark objected.

Mr. Keyes moved to introduce a new bill.

Mr. Keyes requested a Call of the House. The Call showed 36 members present.

Mr. Hanna moved the Call be raised. The motion prevailed with 30 ayes, 1 nay and 18 not voting.

The original motion lost with 27 ayes, 5 nays and 17 not voting.

MOTION—Return Bills to Select File

Mr. Mahoney moved to return LB 1433 to Select File for the following specific amendment:

Strike the Waldron amendment adopted August 20, and the Mahoney amendment also.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Holmquist moved to return LB 1345 to Select File for the following specific amendment:

In Section 9 of Standing Committee Amendments, in Lines 12 and 13, change the words "insurance companies" to read: "insurance companies, annuity companies, variable annuity companies".

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

Mr. Syas moved to return LB 1357 to Select File for the following specific amendments:

Amend LB 1357, Section 29, line 51, by adding the following material to be inserted after the word "Commission."

"Plans for development and management of fish and wildlife habitat and recreational and park facilities shall be approved in writing by the Game and Parks Commission prior to their adoption or development."

Amend Subsection (3) of Section 68 of LB 1357 to read as follows:

(3) Effective January 1, 1972, the commission shall consist of *fifteen* members, as follows: The dean or director of the Conservation and Survey Division of the University of Nebraska; the dean of the University of the Nebraska College of Agriculture and Home Economics; the director of the state agricultural extension service; the Director of Water Resources; *the Director of the Game and Parks Commission or his designated appointee*; three members to be appointed by the Governor, one of whom shall represent the irrigation interests of the state, one of whom shall represent the chambers of commerce, and one of whom shall represent municipal and industrial users; one member of the state irrigation association to represent irrigation and one natural resources district director or former district director from each of the following river basins, with basin delineations being those on the Nebraska river basin map officially adopted by the commission and on file in the commission office: (a) The Niobrara, White River, and Hat Creek basin, (b) the North Platte, South Platte, and middle Platte River basins, (c) the Loup and lower Platte River basins, (d) the Elkhorn and upper Missouri tributaries basins, and (e) the Republican, Little Blue, Big Blue, and Nemaha River basins. Notwithstanding the terms for which they were elected, the terms of members elected pursuant to subsection (2) of this section shall expire on January 1, 1973. Commission members representing natural resources districts shall be elected at the annual state conference of district directors in 1972 and shall take office on January 1, 1973. District directors from each river basin in

attendance at the conference in 1972 shall caucus and nominate no less than two candidates for membership on the commission. All directors in attendance shall then elect the members of the commission. The nominee from each river basin receiving the most votes shall be elected. Of those members elected, the three receiving the most votes shall serve for four years, and the remaining two members for two years. Following election of the five members from each basin, the at-large members shall be elected for a term of four years. As terms of members elected in 1972 expire, their successors shall be elected in the same manner, for terms of four years.

Motion pending.

Speaker Warner Presiding

Mr. Harsh moved to unbracket LB 1280 and return to Select File for the following specific amendment:

1. In section 1, line 9, strike "*ten*" and insert "*eight*".

2. Insert 2 new sections to be known as sections 2 and 3 and to read as follows:

"Sec. 2. *When a nonresident of a county-wide junior college district or of an area vocational technical school area is enrolled in any such junior college or vocational technical school, the county in which such student resides shall pay to the junior college or vocational technical school a nonresident tuition equal to the actual per pupil cost, less the amount of state aid per student and the tuition paid by such student.*

Sec. 3. *In any county having a junior college where the junior college district is not county-wide, for each student who is not a resident of the junior college district, the school district of which the student is a resident shall pay to the junior college district the average semester cost of instruction received by such student.*".

3. Renumber original section 2 as section 4.

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 1433. The Mahoney specific amendment found in this Day's Journal was adopted with 37 ayes, 0 nays and 12 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1345. The Holmquist specific amendment found in this Day's Journal was adopted with 32 ayes, 0 nays and 17 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1280. The Harsh specific amendment found in this Day's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to E and R for engrossment.

Bracketed at the request of Mr. Ziebarth.

Presented to the Governor

Presented to the Governor for approval on August 20, 1969 at 8:35 a.m.: LB 180 LB 334 LB 538 LB 574 LB 739 LB 843 LB 850 LB 951 LB 1028 LB 1259

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

Visitors

Mr. Mahoney introduced former Senator Clifton Foster, now of Illinois.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1261. Replaced on Select File as amended.

E and R amendments to LB 1261:

1. Strike the E & R amendments adopted 8/19.

2. In section 3, line 13, insert "and not more than one hundred thousand inhabitants" before the comma.

3. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT relating to public safety; to provide for distribution from the General Fund to the State Fire Marshal and to municipalities and counties; and to provide the basis therefor; to provide minimum monthly salaries for full-time law enforcement officers and firemen.".

LEGISLATIVE BILL 1426. Replaced on Select File as amended.

E and R amendment to LB 1426:

1. In the title, line 4, insert "; to provide for an advisory committee" after "fairgrounds".

LEGISLATIVE BILL 885. Replaced on Select File as amended.

E and R amendment to LB 885:

1. Strike the E & R amendments adopted 8/15.

LEGISLATIVE BILL 857. Replaced on Select File as amended.

E and R amendments to LB 857:

1. In the Burbach amendment 1, adopted 8/19/69, line 3, strike *"(6)"* and insert *"(7)"*.

2. In the E & R amendment 6, adopted 8/14, line 3, insert "and baled" after "unbaled"; and in line 4 insert "to provide for permits, fees, and enforcement;" after the semicolon.

LEGISLATIVE BILL 979. Replaced on Select File as amended.

E and R amendments to LB 979:

1. In lieu of the Schmit amendment adopted 8/19/69, in section 3, insert *"Saunders,"* at the end of line 12; and in line 16 strike *"Saunders,"*.

2. In section 16, as found in the Hanna amendment adopted 8/19, line 5, strike *"; and each year"* and insert *". Each year,"*.

LEGISLATIVE BILL 723. Placed on Select File as amended.

E and R amendments to LB 723:

1. Renumber original section 2 as section 1.

2. In renumbered section 1, line 6, strike the comma and show the same as stricken.

3. In the Reynolds amendment, line 5, insert *"in this section"* after *"for"*.

4. In renumbered section 2, line 1, strike *"and"*.

5. In the title, line 2, strike "sections 31-427 and" and insert "section"; strike beginning with "to"

in line 4 through the semicolon in line 5; in line 5 insert "the sale and" after "for"; and in line 7 strike "sections" and insert "section".

LEGISLATIVE BILL 964. Placed on Select File as amended.

E and R amendments to LB 964:

1. In section 2, line 4, insert *"and sections 8 to 13 of this act"* after "81-263.49"; in line 15 insert an underscored comma after "ices"; in line 35 insert *"and sections 8 to 13 of this act"* after "81-263.49"; and in line 39 strike *"provision"* and insert *"provisions"*.

2. In the last line of subsection (2) and line 6 of subsection (3) of section 3, strike *"9"* and insert *"8"*.

3. In section 4, lines 143 to 145, strike
"any of the following:
(e) The" and show the same as stricken and insert *"the"*.

4. In section 6, line 5, strike "this act" and insert "sections 81-263.37 to 81-263.49" as in the statutes and immediately thereafter insert *", sections 8 to 13 of this act,"*; in line 7 strike *"this act"* and insert *"such sections"*; in lines 11 and 12 strike *"cease and desist"*; before the period in line 19, insert "so found to be in violation and from related acts, practices or omissions" as in the statutes; and in subsection (3), line 11, insert "the" after "is" as in the statutes.

5. In renumbered section 13, line 4, strike *"6 to 11"* and insert *"8 to 13"*.

6. In the title, line 2, insert "81-263.44," after the second comma; in line 4 insert ", 81-263.40," after "81-263.39"; in line 8, insert "to provide a special fund and its use; to increase the maximum fee; to provide for cease and desist orders;" after the semicolon.

LEGISLATIVE BILL 1367. Placed on Select File as amended.

E and R amendments to LB 1367:

1. In section 2, line 72, strike "consisting" and insert "consists"; strike beginning with the comma in line 79 through "1943" in line 81; and strike beginning with the first comma in line 124 through "1943" in line 125.

2. Because of the Wylie amendments adopted 8/19, strike all Wylie amendments adopted 8/14.

3. In section 5, strike the semicolon at the end of line 6 and insert a period.

4. In section 6, line 46, strike "and"; and in line 50 strike the period and insert "; and".

5. In the Wylie amendment 3, adopted 8/19, strike line 2 and insert "subdivision to read:

'(8) Inspection of all operations"; and in lines 5 and 8 strike "said" and insert "such".

6. In new subdivision (4) of section 9, line 11, strike "non-paying" and insert "nonpaying"; and in the last line, strike the period and insert a semicolon.

7. In section 9, lines 4 and 16, strike "for" and insert "of"; in line 6 strike the comma; in line 6 strike "said"; in line 11, strike the comma; in lines 39 and 41, strike "sections" and insert "section"; strike the fourth and fifth commas in line 64; in line 87, strike "said" and insert "such"; in line 91, strike "or its"; in lines 96 and 98, strike "that shall"; and in line 113 strike "said" and insert "such".

8. In section 11, strike line 7 and insert "for purposes of distribution, or during or after distribution, in intra-"; and in line 15 strike the comma.

9. In section 12, insert a comma after "enforce" in line 57 and after "of" in line 58; and in line 60, strike "the" and insert "this".

10. In section 13, insert "subject to this act" at the end of line 6; in line 8, strike the first "of" and insert "or"; in line 26 insert a comma after "thereunder"; and in line 29, insert "shall" after "thereof".

11. In section 14, line 31, strike "a" and insert "for"; in line 45 and both places in line 46, strike "or it"; and in line 53 strike "testify" and insert "testifying".

12. In section 16, line 2, strike "circumstances" and insert "circumstance"; and in line 4 strike the first "the" and insert "this".

13. In section 18, insert a comma after "effect" in line 2 and after "approval" in line 2.

14. In the title, line 9, strike "and"; and in line 11 insert "; and to declare an emergency" after "1943".

(Signed) Wayne W. Ziebarth, Chairman

Members Excused

Mr. Batchelder asked unanimous consent to be excused at 2:15 p.m. for the remainder of the day. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused at 2:45 p.m. for the remainder of the day. No objections. So ordered.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 339 LB 976 LB 1037 LB 1307 LB 462 LB 581 LB 728 LB 1075 LB 1334 LB 1395

MOTION—Reconsider Action on LB 818

Mr. Carpenter moved to reconsider action on LB 818.

Mr. Carpenter requested a Call of the House. The Call showed 35 members present.

Mr. Harsh moved the Call be raised. The motion lost with 22 ayes, 0 nays and 27 not voting.

Mr. Wylie moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The original motion prevailed with 25 ayes, 3 nays and 21 not voting.

MOTION—Return LB 1357 to Select File

Mr. Wylie moved to return LB 1357 to Select File for the following specific amendment:

1. In section 1, line 24 after "*districts*" insert "*, subject to the approval of sixty per cent of the resident taxpayers involved at an election called for this purpose or a general election*".

The motion lost with 11 ayes, 17 nays and 21 not voting.

Mr. Robinson moved to return LB 1357 to Select File for the following specific amendment:

1. In Standing Committee amendment 1, section 26, lines 7 and 8 strike "majority" and insert "*sixty per cent*".

The motion prevailed with 26 ayes, 8 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 1357. The Robinson specific amendment found in this Day's Journal was adopted with 25 ayes, 7 nays and 17 not voting.

Re-advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 667. Placed on Select File as amended.

E and R amendments to LB 667:

1. Pursuant to the Carpenter and Carstens amendments, insert three new sections to read:

"Sec. 3. That section 79-1336, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1336. Subject to the conditions imposed by sections 79-1330 and 79-1344, the School Foundation and Equalization Fund shall be used to insure each district the following total financial support:

(1) ~~The smaller of the following calculations:~~ ~~(a)~~ Two hundred twenty-five dollars per kindergarten pupil, four hundred fifty dollars per pupil in grades one through six, five hundred dollars per pupil in grades seven and eight, and five hundred fifty dollars per pupil in grades nine through twelve, the applicable sum for each category to be multiplied by the average daily membership for the preceding year of resident and nonresident pupils in each category, ~~or (b) one hundred eight per cent of the district's per pupil cost for the preceding year multiplied by the district's average daily membership for the preceding year~~; and

(2) When the population density in any county is less than four persons per square mile, as determined from the most recent federal decennial census, the total financial support under subdivision (1) of this section insured for each district in the county shall be increased by the following percentages: (a) If the population density is three or more but less than four persons per square mile, ten per cent; (b) if the density is two or more but less than three persons per square mile, twenty

per cent; (c) if the density is one or more but less than two persons per square mile, thirty per cent; and (d) if the density is less than one person per square mile, forty per cent; *Provided*. any school district within a qualifying county showing a density greater than provided in this subdivision shall not qualify for such percentage increases.

Sec. 4. *Each school district shall, out of appropriations for the purposes of sections 79-1330 to 79-1344, be guaranteed the total amount of foundation aid as computed under the provisions of section 79-1334.*

Sec. 5. That original section 79-1336, Revised Statutes Supplement, 1967, and also section 79-1341, Revised Statutes Supplement, 1967, are repealed.".

2. Renumber original section 3 as section 6.

3. In the title, line 3, strike "one hundred thirty-four" and insert "twenty"; and in line 7, insert "to eliminate the one hundred eight per cent formula; to guarantee each school district the full amount of foundation aid; to amend section 79-1336, Revised Statutes Supplement, 1967; to repeal the original section and also section 79-1341, Revised Statutes Supplement, 1967;" after the semicolon.

LEGISLATIVE BILL 1036. Placed on Select File as amended.

E and R amendment to LB 1036:

1. In section 1, line 10, strike the comma and show the same as stricken; in lines 21 and 22 strike *"and provided further,"* and insert *"Provided,"*; and strike the comma in line 26 and the last comma in line 27.

LEGISLATIVE BILL 508. Placed on Select File as amended.

E and R amendments to LB 508:

1. In section 1, line 5, strike the comma.

2. In the title, line 8, insert "except as prescribed" after "material".

LEGISLATIVE BILL 1295. Placed on Select File as amended.

E and R amendments to LB 1295:

1. In renumbered section 1, line 5, strike "full-paid" and insert "~~full-paid~~ *full-time*".

2. In renumbered section 2, line 7, insert *"the"* after *"on"*.

3. In renumbered section 4, line 27, strike "or demotion" and insert "~~or~~ demotion, *or discharge,*"; and in line 42 strike "; the" and insert "~~; the~~. *The*".

4. In the title, lines 3 and 4, strike "sections 19-1801, 19-1806, and 19-1810" and insert "section 19-1806"; and strike beginning with the second "to" in line 5 through the semicolon in line 7.

LEGISLATIVE BILL 1396. Placed on Select File as amended.

E and R amendments to LB 1396:

1. In section 3, strike lines 1 to 5 and insert:

"Sec. 3. Any city of the metropolitan class, any county in which such city is located, or such city and county jointly may construct parking facilities in conjunction with a civic center. When constructed, such parking facilities shall be leased for operation, in"; and in line 9 strike "and county" and insert "or county, or city and county".

2. In section 5, line 11, strike "provided that" and insert "but only if"; and in lines 25 and 26, strike ", provided" and insert "; and".

3. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT relating to cities of the metropolitan class; to make findings; to define terms; to provide for the construction and leasing of parking facilities as prescribed; to provide for leasing of air space as prescribed; and to declare an emergency.".

LEGISLATIVE BILL 1188. Placed on Select File as amended.

E and R amendments to LB 1188:

1. In section 1, line 3, strike "sections" and insert "section"; and in line 3, strike "and" and insert "or".

2. In standing committee amendment 1, after the second comma in lines 3 and 7 insert "or special deputy sheriff"; in line 4 strike "sections" and insert "section"; and in line 5 strike "and" and insert "or".

3. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT relating to sheriffs; to provide indemnification for sheriffs and deputies becoming liable to the surety on their bond; to provide for legal counsel and the cost thereof; and to declare an emergency.".

LEGISLATIVE BILL 1405. Placed on Select File as amended.

E and R amendments to LB 1405:

1. In section 2, strike beginning with *"Chapter"* in line 32 through *"66-423"* in line 34 and insert *"Legislative Bill 1314, Eightieth Session, Nebraska State Legislature, 1969"*.

2. In the title, strike beginning with "to" in line 4 through the semicolon in line 6 and insert "to provide for retention of records of annual audits subject to public inspection as prescribed;".

LEGISLATIVE BILL 1431. Placed on Select File.

(Signed) Wayne W. Ziebarth, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 97. Re: Livestock Industry

Introduced by Eugene T. Mahoney, 5th District; Harold D. Simpson, 46th District; George Syas, 13th District and Irving Wiltse, 1st District.

WHEREAS, the livestock industry of Nebraska is of major economic importance to this state; and

WHEREAS, over 95 percent of all of the livestock produced in Nebraska is transported to market by trucks; and

WHEREAS, it is essential that livestock be transported to market safely, the shipment is prompt and adequate equipment is constantly available to the shipper; and

WHEREAS, any serious deterioration of the livestock carrier in Nebraska would have an adverse affect on the small livestock feeder and shipper of this state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN 80TH SESSION ASSEMBLED:

1. That the Legislative Council appoint a Committee to study the transportation of livestock in this state, its effect on the shipper and the processer as well as the consumer.

2. That the Committee report its findings and any recommendations that it may make to the next regular session of the Legislature.

Referred to the Executive Board of the Legislative Council.

SELECT FILE

LEGISLATIVE BILL 1261. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1426. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 885. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 857. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 979. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 723. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 964. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1367. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 667. E and R amendments found in this Day's Journal were adopted.

Laid over at the request of Mr. Ziebarth.

LEGISLATIVE BILL 1036. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

Mr. Wylie Presiding

LEGISLATIVE BILL 508. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1295. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1396. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1188. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1405. E and R amendments found in this Day's Journal were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

1. Insert a new section to be known as section 3 and to read as follows:

"Sec. 3. That section 17-540, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-540. All income received by such cities or villages from ~~such waterworks~~ *public utilities* and from the payment and collection of water taxes, rents, rates or assessments shall be ~~kept in a separate fund and be~~ applied to the payment of running expenses, interest on bonds or money borrowed and the erection and construction of ~~such waterworks~~ *public utilities*; should there be any surplus, it shall be annually created into a sinking fund for the payment of ~~water~~ *public utility* bonds or for the improvements of the works, or into the general fund as the council or board of trustees may direct. The surplus remaining, if any, may, if the council or board of trustees so directs, be invested in interest bearing bonds or obligations of the United States.".

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1431. Advanced to E and R for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 96.

Mr. Harsh requested a Call of the House. The Call showed 29 members present.

Mr. Harsh moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

LR 96 was adopted with 26 ayes, 3 nays and 20 not voting.

LEGISLATIVE RESOLUTION 98. Re: Highway Bonds.

Introduced by Jerome Warner, 25th District.

WHEREAS, the State of Nebraska has authorized the issuance of bonds for the construction of vitally needed highways in Nebraska; and

WHEREAS, all electric distribution service in the State of Nebraska is furnished by public power districts or municipalities which are dependent upon bond financing to a large extent for extension and improvements and additional generating capacity, and the financing of streets, water and sewer systems, municipal buildings and school houses are to a large extent financed by the issuance of municipal bonds; and

WHEREAS, the Congress of the United States and committees thereof have been considering curtailing the tax-exempt privileges of all state and municipal bond issues; and

WHEREAS, any curtailing of the tax-exempt privileges on such issues would seriously impede or impair the essential public improvements in the State of Nebraska described above.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That this legislative body opposes any federal legislation which would in any way curtail, limit or reduce the tax-exempt privileges of all state and municipal bond issues by the Congress of the United States and urges the Senators and Congressmen from the State of Nebraska to actively and continuously oppose any such curtailment, limitation or reduction.

2. That a copy of this resolution shall be sent by the Clerk of the Legislature to the Senators and Congressmen from the State of Nebraska and the chairman of the appropriate committee and its members.

UNANIMOUS CONSENT—Executive Session

Mr. Marvel asked unanimous consent to hold an executive session of the Budget Committee in the Legislative Council Hearing Room at 3:15 p.m. No objections. So ordered.

MOTION—Return LB 928 to General File

Mr. Carpenter moved to return LB 928 to General File for any amendments.

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

GENERAL FILE

LEGISLATIVE BILL 928. Considered.

Mr. Ziebarth offered the following amendment, which was adopted with 28 ayes, 0 nays and 21 not voting:

Amend Section 16 of LB 928, Subparagraph (4), lines 39 to 53, to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 549 - Parks - Administration and Operation		~~460,000~~		
	~~1,344,349~~	630,000		~~1,804,349~~
	1,276,910			1,906,910

Expenditures for Personal Services shall not exceed $~~590,888~~ 602,707 during the period July 1, 1969-June 30, 1970, nor $~~615,280~~ 628,908 during the period July 1, 1970-June 30, 1971. The sum of $14,099 is included for the employment of a superintendent at Fort Hartsuff.

The sum of $36,980 is included for Vehicle Replacement and shall not be expended for any other purpose.

The unexpended balance existing on June 30, 1969, in Fund No. 2333 - State Park Cash Revenue - is hereby reappropriated.

Amend total appropriation columns to conform.

Mr. Elrod offered the following amendment, which was adopted with 18 ayes, 1 nay and 30 not voting:

1. In Standing Committee amendment 1, section 62, lines 7 and 16, strike "86,973" and insert "~~86,973~~ *152,236*" and strike "101,973" and insert "~~101,973~~ *167,236*".

Mr. Keyes offered the following amendment, which was adopted with 20 ayes, 1 nay and 28 not voting:

1. In section 5, following the Craft amendment adopted August 13, insert the following:

"(87) Aerospace Museum,
Sarpy County 260,050 260,050".

The following amendment was offered by Messrs. Mahoney, Syas, Skarda, Proud, Moulton, Moylan, Klaver, Danner, Bloom and Miss Reynolds:

1. In section 4, following the Orme amendment adopted Aug. 13, insert the following:

"(p) Fine Arts Facility
(University of Nebraska at Omaha) 1,925,000".

Mr. Simpson offered the following amendment to the Mahoney amendment, which was adopted with 17 ayes, 12 nays and 20 not voting:

Add Section 4, new subsection (p) Phase II Addition to and renovation of Love Memorial Library $2,500,000.

The Mahoney amendment, as amended, was adopted with 19 ayes, 16 nays and 14 not voting.

Mr. Carpenter offered the following amendment, which was adopted with 26 ayes, 1 nay and 22 not voting:

Amend Standing Committee Amendment to section 8, subsection 2, line 16, as amended by the Harsh amendment of Aug. 18 by striking 225,371 in Column (c) and inserting 250,371, and by striking 902,283 and inserting 933,283. Amend line 83 by striking 1,428,043 and inserting 1,459,043 in Column (c) and striking 4,554,385 in Total Column and inserting 4,585,385, which funds are to be expended for weighing and testing in accordance with the provisions of Legislative Bill 1067, Eightieth Session Nebraska State Legislature, 1969.

In line 18 increase the Personal Services limitation by $12,500; in line 19 increase the Personal Services limitation by $12,500.

Mr. Marvel offered the following amendment, which was adopted with 30 ayes, 0 nays and 19 not voting:

Amend the provisions relating to Agency 18 - Department of Agriculture, Program No. 57 Bureau of Dairy and Foods.

Increase the General Fund appropriation by $85,000; increase the Federal Funds by $85,000; and increase the Total Program Appropriation by $170,000.

Increase the personal services expenditures limitation by $71,531 for the period of July 1, 1969 - June 30, 1970, and by $74,066 for the period of July 1, 1970 to June 30, 1971.

Insert the following additional stipulations:

The sum of $170,000 is included for "retail" meat establishment inspection and shall not be expended for any other purpose.

The salaries of State personnel involved in carrying out the enforcement of sub-programs, under which the State accepts Federal assistance and/or which utilize both State and Federal personnel, shall be comparable to those of their Federal counterparts.

Mr. Marvel offered the following amendments, which were adopted with 30 ayes, 0 nays and 19 not voting:

Amend the Standing Committee amendments as follows:

1. In section 25, after line 16 insert a new subsection as follows:

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
"(3) Program No. 172 - Central Data Processing		*$2,734,566*		*$2,734,566*

The unexpended balance existing on June 30, 1969, in the Data Processing Revolving Fund is hereby reappropriated to the program in this subsection.

Expenditures from Cash Funds shall not be limited to the amount shown in column (C).

The provisions of this subsection are contingent upon the passage of Legislative Bill 1327, Eightieth Session, Nebraska State Legislature, 1969.".

1. In Standing Committee amendment 1, add a new section as follows:

"Sec. —. That section 64, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 64. Economic Opportunity Commission - Agency No. 70				
Program No. 547 - Economic Opportunity Act	$ 8,500		$ ~~95,692~~ *122,546*	~~$104,192~~ *131,046*

Expenditures for Personal Services shall not exceed ~~$40,224~~ *50,630* during the period July 1, 1969 - June 30, 1970, nor ~~$42,442~~ *59,000* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 70 and Fund Source	8,500		~~95,692~~ *122,546*	~~104,192~~ *131,046*".

2. Amend Standing Committee amendment 1, section 27 line 3 by inserting ", 64" after "60".

Amend the Standing Committee amendments as follows:

1. In section 9, line 10, strike the period, and insert the following: "*; Provided, that the limitations for Personal Services shall not include expenditures for Personal Services rendered because of an insurance company insolvency, impairment, deficiency, or liquidation in accordance with the provisions of sections 44-120 to 44-137, Reissue Revised Statutes of Nebraska, 1943.*"; line 25, strike "2,925" each place it appears and show stricken, and insert in lieu thereof "*3,600*"; line 26, strike "30,450" each place it appears and show stricken, and insert in lieu thereof "*86,275*"; line 32, strike "1,119,318" each place it appears and show stricken, and insert in lieu thereof "*1,175,818*".

2. In section 27, line 4, after the third comma insert "and also section 43, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969,".

Mr. Marvel offered the following amendment, which was adopted with 28 ayes, 0 nays and 21 not voting:

1. In section 7, line 103, strike 1,233,279 and show as stricken and insert *1,334,008*; strike 65,000 and show as stricken and insert *92,710* and strike 1,313,279 and show as stricken and insert *1,441,718*; line 105 strike 501,862 and show as stricken and insert *561,551*; line 106 strike 526,890 and show as stricken and insert *595,640*; line 157 strike 62,478,824 and show as stricken and insert *62,579,553*; strike 54,013,985 and show as stricken and insert *54,041,695* and strike 120,603,382 and show as stricken and insert *120,731,821*.

Mr. Marvel offered the following amendments, which were adopted with 32 ayes, 0 nays and 17 not voting:

2. In section 37, line 3, strike 61,291 and insert *201,695*, and strike 174,135 and insert *314,539*; line 5, strike 71,533 and insert *120,027*; line 6 strike 72,558 and insert *137,693*; line 9 strike 61,291 and insert *201,695*, and strike 174,135 and insert *314,539*.

3. In section 39, line 14, strike 14,461,973 and insert *15,354,773*, and strike 36,039,800 and insert *36,932,600*; line 16 strike 15,824,834 and show as stricken and insert *16,141,634*; line 17 strike 17,043,400 and show as stricken and insert *17,619,400*; line 98 strike 240,115 and insert *244,660*, and strike 789,449 and insert *793,994;* line 100 strike 294,833 and insert *277,333*; line 101 strike 318,302 and insert *296,802*; line 140 strike 37,541,275 and insert *38,434,075*, and strike 136,898,326 and insert *137,791,126*.

Mr. Marvel offered the following amendments, which were adopted with 36 ayes, 0 nays and 13 not voting:

Amend the Standing Committee amendment to LB 928, section 12, by striking all of the material starting with line 6 through line 39.

Insert a paragraph as follows:

"The appropriations specified in this section are for Program No. 341 - Public Assistance; Program No. 343 - Cuban Refugee Aid; Program No. 523 - Crippled Children Services; and Program No. 524 - Home for Children."

In line 42 insert a period after the word "reappropriated". Strike the balance of line 42, and all of line 43.

Opposite the agency title in column (G) insert "$33,796,496", in column (C) insert "$18,000", in column (F) insert $72,160,511", and in the Total column insert "$105,975,007".

Mr. Duis offered the following amendment, which was adopted with 20 ayes, 4 nays and 25 not voting:

In Program 403 add $66,594 all from General Fund for Cozad School for trainable mentally retarded children.

Mr. Marvel moved to advance to E and R for review.

Mr. Bloom requested a Call of the House. The Call showed 32 members present.

Mr. Marvel moved the Call be raised. The motion prevailed with 33 ayes, 1 nay and 15 not voting.

Advanced to E and R for review with 29 ayes, 4 nays and 16 not voting.

Mr. Marvel asked unanimous consent to expedite LB 928 along with the other appropriations bills. No objections. So ordered.

UNANIMOUS CONSENT—Expedite LB 1438

Mr. Carpenter asked unanimous consent to expedite LB 1438. No objections. So ordered.

Member Excused

Mr. Waldron asked unanimous consent to be excused at 4:30 p.m. for the remainder of the day. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 99. Re: Constitutional Amendment

Introduced by Terry Carpenter, 48th District.

A RESOLUTION for submission to the electors of an amendment to Article VII, of the Constitution of Nebraska, by adding a new section to be known as section 18, relating to education.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII of the Constitution of Nebraska, a new section to be known as section 18, which is hereby proposed by the Legislature:

"Sec. 18. The Legislature shall provide in 1971 that all real property of the state shall be included in unified elementary-secondary school districts administered by a single school board or board of education. Factors of population density, area, geographical barriers, shall be considered in the establishment of such unified district.".

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional Amendment to requiring the Legislature in 1971 to provide that all land in Nebraska shall be a part of a unified district providing elementary and secondary education.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Adjournment

At 4:36 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Thursday, August 21, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FIFTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, August 21, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Guide us, O God, in the difficult matters confronting us; help us to keep a sane balance between the right ways of doing things in this body and the rights of the individual to express his own opinions; grant that we may also so inform our own opinions that when we express them they may help and not hinder the truth; so lead us more and more into a fuller understanding of what Thy will is for our lives and for our state. Amen.

The roll was called and all members were present except Mr. Danner who was excused until 9:40 a.m.; Mr. Schmit who was excused until 9:15 a.m.; and Messrs. Carstens, Knight, Moylan, Pedersen, Schreurs, Swanson and Waldo, who were excused.

Corrections for the Journal

Page 3775, show line 17 as a separate paragraph; insert lines 18 and 19 after line 22.

Page 3777, last line, delete "Advanced" and insert "Re-advanced".

Page 3778, line 5, delete "Advanced" and insert "Re-advanced".

Page 3788, line 21, delete "amendments" and insert "amendment".

Page 3789, line 5, after "14" insert the word "if".

Page 3792, delete lines 14 through 18.

Page 3795, line 13 of the amendment, under column (F), delete "96,692" and insert "95,692".

The Journal for the One Hundred Fifty-first Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 205. Correctly enrolled.

LEGISLATIVE BILL 639. Correctly enrolled.

LEGISLATIVE BILL 1212. Correctly enrolled.

LEGISLATIVE BILL 1322. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 205 LB 639 LB 1212 LB 1322

MOTION—Suspend Rules

Mr. Klaver moved to suspend the rules and take up tomorrow's Final Readings today and that LB 6 be included.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 6.

A BILL FOR AN ACT to amend sections 71-1325, 71-1327, 71-1329, 71-1330, and 71-1338, Reissue Revised Statutes of Nebraska, 1943, relating to funeral directors and establishments; to provide for licensing of rabbis of the Jewish faith as funeral directors without qualification or examination, other than payment of fees; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Klaver requested a Call of the House. The Call showed 37 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 30 ayes, 5 nays and 14 not voting.

Voting in the affirmative, 25:

Batchelder
Bloom
Carpenter
Duis
Hasebroock
Keyes
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Reynolds
Schmit
Simpson
Skarda
Stull
Syas
Waldron
Warner
Whitney
Ziebarth

Voting in the negative, 7:

Holmquist
Johnson
Kennedy
Robinson
Wenzlaff
Wiltse
Wylie

Not voting, 17:

Budd
Burbach
Carstens
Clark
Craft
Danner
Elrod
Hanna
Harsh
Knight
Kremer
Moylan
Pedersen
Schreurs
Swanson
Waldo
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Take up LB 818

Mr. Bloom asked unanimous consent to take up LB 818 on Tuesday, August 26. No objections. So ordered.

LEGISLATIVE BILL 878. With emergency.

A BILL FOR AN ACT to amend sections 84-1307 and 84-1310, Reissue Revised Statutes of Nebraska, 1943, relating to the State Employees Retirement Act; to lower the age of eligibility; to shorten the waiting period; to increase the interest rate on the employee account; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke

Mahoney
Marvel
Moulton
Nore
Orme
Proud
Robinson
Schmit
Simpson
Skarda
Stull
Syas
Waldron
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Carstens
Danner
Knight
Moylan
Pedersen
Reynolds
Schreurs
Swanson
Waldo
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1165.

A BILL FOR AN ACT to amend section 23-1611, Revised Statutes Supplement, 1967, relating to counties; to provide that the accounting system for county officers shall as nearly as practicable be to that established for state agencies; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Syas
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 2:

Hanna
Wylie

Not voting, 12:

Batchelder
Carstens
Danner
Knight
Kokes
Moylan
Nore
Pedersen
Schreurs
Swanson
Waldo
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Wylie Presiding

RESOLUTIONS

LEGISLATIVE RESOLUTION 98.

Mr. Proud requested a Call of the House. The Call showed 32 members present.

Mr. Hanna moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

LR 98 was adopted with 27 ayes, 5 nays and 17 not voting.

Speaker Warner Presiding

LEGISLATIVE RESOLUTION 99.

Mr. Whitney offered the following amendment:

I move to amend Senator Carpenter's Resolution Number 99 by striking in Section 1, lines 7 through 13, and inserting in lieu thereof the following language:

(1) "Sec. 18. The Legislature shall provide in 1971 that all real property located in the State of Nebraska shall be included in a single elementary-secondary school district to be governed by the Legislature and supported out of general funds of the State of Nebraska."

In Section 2 strike lines 6 through 9 and insert thereof the following:

(2) "Constitutional Amendment requiring the Legislature in 1971 to provide that all land in Nebraska shall be in a single school district providing elementary and secondary education and supported by general funds of the State of Nebraska."

More than five members objected.

Mr. Carpenter moved to suspend the rules and take up LR 99 without a committee hearing.

Mr. Carpenter requested a Call of the House. The Call showed 36 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 25:

Bloom
Budd
Burbach
Carpenter
Danner
Duis
Elrod
Hasebroock
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Reynolds
Schmit
Simpson
Skarda
Syas
Warner
Wiltse
Ziebarth

Voting in the negative, 9:

Batchelder
Craft
Hanna
Holmquist
Robinson
Stull
Wallwey
Wenzlaff
Wylie

Not voting, 15:

Carstens
Clark
Harsh
Johnson
Kennedy
Knight
Kokes
Kremer
Moylan
Pedersen
Schreurs
Swanson
Waldo
Waldron
Whitney

The original motion lost.

Mr. Carpenter moved to suspend the rules and have the proper committee hold a hearing on Monday.

The motion prevailed with 35 ayes, 1 nay and 13 not voting.

Presented to the Governor

Presented to the Governor for approval on August 21, 1969 at 8:40 a.m.: LB 1395 LB 1334 LB 1075 LB 728 LB 581 LB 462 LB 1307 LB 1037 LB 976 LB 339

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

RESOLUTIONS

LEGISLATIVE RESOLUTION 100. Re: Legislative Resolution 99

Introduced by Wayne Ziebarth, 37th District; Don Elrod, 35th District and Richard F. Proud, 12th District.

WHEREAS, Legislative Resolution No. 99 is an amendment to Article VII of the Constitution of Nebraska relating to education; and

WHEREAS, said amendment is to require the Legislature to redistrict elementary and secondary schools; and

WHEREAS, the proposed amendment must be approved by a majority of the electors to make it effective.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

It is the intent of this Legislature that passage of Legislative Resolution No. 99 shall not constitute approval or disapproval of the principle of mandatory unification of school districts.

UNANIMOUS CONSENT—Unbracket LB 1066

Mr. Nore asked unanimous consent to unbracket LB 1066 on Select File. No objections. So ordered.

Mr. Wylie Presiding

SELECT FILE

LEGISLATIVE BILL 1186. E and R amendments found in the Legislative Journal for the One Hundred Forty-ninth Day were adopted.

Laid over at the request of Mr. Marvel.

LEGISLATIVE BILL 1066. The pending Kennedy amendment found in the Legislative Journal for the One Hundred Forty-fourth Day was offered.

Mr. Nore objected.

Advanced to E and R for engrossment.

Mr. Kennedy moved to return LB 1066 to Select File for the pending amendment found in the Legislative Journal for the One Hundred Forty-fourth Day.

Mr. Kennedy requested a Call of the House. The Call showed 23 members present.

Mr. Bloom moved the Call be raised. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

The original motion lost with 11 ayes, 15 nays and 24 not voting.

MOTION—Return LB 1222 to Select File

Mr. Budd moved to return LB 1222 to Select File for the following specific amendment:

1. In section 3, line 16 of amended LB 1222 insert after "traded",

   "or leased."

2. In section 4, lines 8 and 9 of amended LB 1222 amend as follows to conform with LB 983 of the 80th Session of the Nebraska Legislature:

   Strike *"State Board of Equalization and Assessment"* and insert "~~*State Board of Equalization and Assessment*~~ Tax Commissioner."

3. In section 4, line 12 of amended LB 1222 insert after the period,

   "as computed by the Tax Commissioner".

4. In section 5, line 9 of amended LB 1222 insert after "levy,"

   "throughout the state."

5. In section 6, line 3 of amended LB 1222 insert after "77-1241.07.",

   "When original applications are received on or before the time provided by section 3 of this act, ~~The~~ the."

6. In section 8 of amended LB 1222, strike lines 17 to 22 and insert as follows:

   "Upon receipt of motor vehicle tax funds from the State Treasurer, the county treasurer shall allocate such funds to each taxing district of the county based on the percentage which motor vehicle registrations in each taxing district of the county bears to the total of all registrations within the county in the preceding calendar year, and distribute such funds to those political subdivisions which levy taxes in the same proportion that the levy of each such taxing subdivision bears to the total of such levies within each taxing district."

7. Add a new section 11 providing an emergency clause.

   "Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law."

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1222. The Budd specific amendment found in this Day's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 667. Mr. Ziebarth offered the following amendment, which was adopted by unanimous consent:

1. Insert 2 new sections to be known as sections 3 and 4 and to read as follows:

"Sec. 3. That section 79-1334, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1334. Each district shall receive financial support from the School Foundation and Equalization Fund as follows: ~~Twelve~~ *Seventeen* dollars and fifty cents per kindergarten pupil, ~~twenty-five~~ *thirty-five* dollars per pupil in grades one through six, ~~thirty~~ *forty-two* dollars per pupil in grades seven and eight, and ~~thirty-five~~ *forty-nine* dollars per pupil in grades nine through twelve, the applicable sum for each category to be multiplied by the preceding year's average daily membership of resident and nonresident pupils in each category.

Sec. 4. That section 79-1335, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1335. To be eligible for aid, except for foundation aid under the provisions of section 79-1334, from the School Foundation and Equalization Fund each district shall have levied, in the manner prescribed by law, a tax on the valuation of all taxable property within the district for the preceding year, except intangible property, as follows: (1) For Class I districts, not less than 8 mills; (2) for Class II, III, IV, and V districts, not less than ~~sixteen~~ *twelve* mills; and (3) for Class VI districts, not less than ~~seven~~ *five* mills.".

2. Renumber section 3 inserted by E & R amendment 1 as section 5.

3. Insert a new section to be known as section 6 and to read as follows:

"Sec. 6. That section 79-1343, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1343. ~~For the 1967-69 biennium only, the~~ *The* funding requirements of section 79-1334 shall have first priority and the funding requirements of section 79-1340 shall have second priority on money available from the School Foundation and Equalization Fund.".

4. Renumber section 4 added by E & R amendment 1 as section 7.

5. Renumber section 5 added by E & R amendment 1 as section 8 and in line 1 thereof strike "section 79-1336" and insert "sections 79-1334, 79-1335, 79-1336, and 79-1343".

Re-advanced to E and R for engrossment.

Message from the Governor

August 20, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 20, 1969 I approved LB 180, LB 334, LB 538, LB 739, LB 843, LB 850, LB 951, LB 1028 and LB 1259.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

REFERENCE COMMITTEE REPORT

LR	Committee
99	Education

(Signed) Jerome Warner, Speaker

Members Excused

Mr. Waldron asked unanimous consent to be excused Friday, August 22, and Monday, August 25. No objections. So ordered.

Mr. Keyes asked unanimous consent to be excused Friday, August 22. No objections. So ordered.

Messrs. Klaver and Mahoney asked unanimous consent to be excused Friday, August 22. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1434. Replaced on Select File as amended.

E and R amendment to LB 1434:

1. In line 5 of E & R amendment 7, adopted 8/14/69, insert ", and section 32-313.01, Reissue Revised Statutes of Nebraska, 1943" after "1969".

LEGISLATIVE BILL 504. Replaced on Select File as amended.

E and R amendments to LB 504:

1. Strike Enrollment and Review amendment 2 adopted 8/14/69.

2. In renumbered section 11, as amended, line 1, insert "77-2702," after "sections"; and strike lines 3 and 4.

3. In line 2 of Enrollment and Review amendment 7, adopted 8/14/69, insert a comma before "as".

4. In the title, as amended, line 2, insert "77-2702," after "sections"; and strike lines 4 and 5 and through the second comma in line 6.

LEGISLATIVE BILL 65. Correctly engrossed.

LEGISLATIVE BILL 380. Correctly engrossed.

LEGISLATIVE BILL 790. Correctly engrossed.

LEGISLATIVE BILL 848. Correctly engrossed.

LEGISLATIVE BILL 1427. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1434. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 504. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

MOTION—Suspend Rules

Speaker Warner moved to suspend the rules to return LB 934, LB 1409, LB 171, LB 1099 and LB 1437 to General File from E and R so the pending amendments can be adopted by 25 votes or unanimous consent.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Bracket LB 1357

Mr. Kremer asked unanimous consent to bracket LB 1357 on E and R Final. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1409. Considered.

Mr. Syas offered the following amendment, which was adopted by unanimous consent:

1. In section 2, strike line 15 and insert:

"(2) Acquire".

Re-advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 171. Considered.

Mr. Whitney asked unanimous consent to withdraw his name from the bill and in its place insert Senator Burbach's name. No objections. So ordered.

Re-advanced to E and R for review with 22 ayes, 0 nays and 27 not voting.

LEGISLATIVE BILL 1099. Considered.

Mrs. Orme offered the following amendment, which was adopted:

Add the emergency clause.

Re-advanced to E and R for review with 28 ayes, 0 nays an 21 not voting.

LEGISLATIVE BILL 1437. Considered.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

1. Strike Carpenter amendment 1 to Standing Committee amendment 1 adopted August 15, 1969.

2. In Standing Committee amendment 1, section 66, line 15 insert *"annually or"* after "payable".

3. In Standing Committee amendment 1, section 121, line 12 insert *"annually or"* after "payable".

Re-advanced to E and R for review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 934. Considered.

Mr. Kremer offered the following Waldo amendment, which was adopted:

In new section 2, line 25, after the period insert *"No Federal indemnity program shall be affected by any restrictions contained in this article."*.

Laid over until Mr. Waldo returns at the request of Mr. Kremer.

MOTION—Report from Governor

Mr. Carpenter moved that the Governor be requested to furnish the Legislature with a full report as to who authorizes the expenditures in the Highway Patrol for food subsistance and if in his judgment this meets with his approval, and if proper safeguards have been taken to protect the interest of the State in vouchers submitted by the members of he Patrol and under what conditions a specific Highway Personnel subsistance is authorized.

The motion prevailed.

Speaker Warner Presiding

UNANIMOUS CONSENT—Revert to General File

Mr. Duis asked unanimous consent to revert to General File at this time for the purpose of taking up LB 1437. No objections. So ordered.

The Chair ruled the bill would be considered as still being on General File.

GENERAL FILE

LEGISLATIVE BILL 1437. Considered.

Mr. Duis offered the following Carstens amendment, which was adopted by unanimous consent:

1. In section 26, line 5, strike "ten" and show as stricken, and insert *"twenty"*.

2. In section 27, line 5, strike "ten" and show as stricken, and insert *"twenty"*.

3. In section 28, line 3, after "No" insert *"general obligation"*; line 5 after "no" insert *"such"*; line 6 after "All" insert *"such"*.

4. Insert a new section to be known as section 67 and to read as follows:

"Sec. 67. That section 18-511, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

18-511. The provisions of Chapter 18, article 5, Revised Statutes of Nebraska, 1943, and any amendments thereof and as amended herein, shall be independent of and in addition to any other provisions of the laws of the State of Nebraska with reference to sewage disposal plants and sewerage systems in cities and villages. The ~~provision~~ *provisions* of this article, as amended, shall not be considered amendatory of or limited by any other provision of the laws of the State of Nebraska ~~except that all bonds issued hereunder shall be subject to the general provisions of section 16-724.~~".

5. Renumber original sections 67 to 126 as sections 68 to 127.

6. In renumbered section 113, line 11, strike "proper authorities of this" and show as stricken.

7. In renumbered section 126, line 8, after the sixth comma, insert "18-511,".

Mr. Simpson Presiding

Mr. Duis offered the following amendment, which was adopted by unanimous consent:

1. In section 1, strike beginning with the comma in line 17 through "paid" in line 19, and show the old matter as stricken.

2. In section 2, strike lines 12 and 13 and through the comma in line 14, and show the old matter as stricken.

3. In section 3, strike beginning with "which" in line 22 through the comma in line 23, and show the old matter as stricken.

4. In section 4, strike line 19 and through the first comma in line 20, and show the old matter as stricken.

5. In section 5, strike beginning with "which" in line 26 through the comma in line 27, and show the old matter as stricken.

6. In section 6, strike beginning with "at" in line 8 through the comma in line 9, and show the old matter as stricken.

7. In section 7, strike beginning with "which" in line 14 through "annum" in line 15, and show the old matter as stricken.

8. In section 8, strike beginning with "not" in line 11 through "annum" in line 12, and show the old matter as stricken; strike beginning with "not" in line 32 through "annum" in line 33, and show the old matter as stricken.

9. In section 9, line 26, strike beginning with "not" through "annum", and show the old matter as stricken, and insert *"set by the governing body"*.

10. In section 10, strike beginning with "not" in line 9 through "annum" in line 10, and show the old matter as stricken, and insert *"set by the governing body"*.

11. In section 11, strike beginning with "not" in line 11 through "annum" in line 12, and show the old matter as stricken, and insert *"set by the governing body"*.

12. In section 12, strike beginning with "and" in line 9 through the comma in line 10, and show the old matter stricken.

13. In section 13, strike beginning with "at" in line 18 through the comma in line 19, and show the old matter stricken.

14. In section 14, line 5, strike beginning with the comma through "annum", and show the old matter stricken.

15. In section 15, strike line 10 and "per annum," in line 11, and show the old matter stricken.

16. In section 16, strike beginning with "at" in line 16 through the comma in line 17, and show the old matter stricken.

17. In section 17, line 16, strike "and bear" and strike line 17 and "annum" in line 18, and show the old matter stricken.

18. In section 18, strike beginning with "not" in line 12 through "be" in line 14, and show the old matter stricken, and insert *"bear interest"*.

19. In section 19, strike line 21 and through "made" in line 22, and show the old matter stricken, and insert *"bear interest"*.

20. In section 20, strike beginning with "which" in line 12 through the comma in line 13, and show the old matter stricken.

21. In section 21, strike beginning with "and" in line 20 through "cent" in line 21, and show the old matter stricken.

22. In section 22, line 4, strike beginning with "at" through the comma, and show the old matter stricken.

23. In section 23, strike beginning with "If" in line 10 through line 17, and show the old matter stricken.

24. In section 24, strike beginning with "not" in line 6 through the comma in line 7, and show the old matter stricken.

25. In section 25, line 17, strike "*seven* per cent" and insert "~~per cent~~"; strike beginning with "of" in line 22 through "cent" in line 23, and show the old matter stricken.

26. In section 26, strike beginning with "with" in line 6 through the comma in line 7, and show the old matter stricken.

27. In section 27, line 7, strike beginning with "with" through "cent", and show the old matter stricken.

28. In section 28, strike beginning with "shall" in line 4 through "bonds" in line 5, and show the old matter stricken.

29. In section 29, strike beginning with the comma in line 9 through "annum" in line 10, and show the old matter stricken.

30. In section 30, strike beginning with "not" in line 11 through the comma in line 12, and show the old matter stricken.

31. In section 31, line 14, strike beginning with "at" through the comma, and show the old matter stricken.

32. In section 32, strike beginning with "not" in line 14 through the comma in line 15, and show the old matter stricken.

33. In section 33, strike beginning with "not" in line 10 through the comma in line 11, and show the old matter stricken.

34. In section 34, strike beginning with "at" in line 11 through "annum" in line 12, and show the old matter stricken.

35. In section 35, strike beginning with "not" in line 11 through "annum" in line 12, and show the old matter stricken.

36. In section 36, line 11, strike beginning with the comma through "annum", and show the old matter stricken.

37. In section 37, strike beginning with "but" in line 18 through "annum" in line 19, and show the old matter stricken.

38. In section 38, line 15, strike beginning with "at" through the comma, and show the old matter stricken.

39. In section 39, line 7, strike beginning with "of" through "annum", and show the old matter stricken, and insert *"set by the city council"*.

40. In section 40, line 10, strike beginning with "not" through "annum", and show the old matter stricken.

41. In section 41, strike beginning with "not" in line 23 through the comma in line 24, and show the old matter stricken.

42. In section 42, strike beginning with "draw" in line 4 through "nor" in line 5, and show the old matter stricken.

43. In section 43, line 16, strike beginning with "not" through "cent", and show the old matter stricken, and insert *"set by the city council"*.

44. In section 44, strike beginning with "draw" in line 4 through "nor" in line 5, and show the old matter stricken.

45. In section 45, strike beginning with "may" through "and" in line 12, and show the old matter stricken.

46. In section 46, line 6, strike beginning with "not" through "annum", and show the old matter stricken, and insert *"set by the city council"*; strike beginning with "not" in line 25 through "annually" in line 26, and show the old matter stricken, and insert *"set by the city council"*.

47. In section 47, line 12, strike beginning with "at" through the comma, and show the old matter stricken; strike beginning with "at" in line 18 through "annum" in line 19, and show the old matter stricken.

48. In section 48, line 15, strike beginning with "at" through the comma, and show the old matter stricken.

49. In section 49, line 31, strike beginning with "at" through the comma, and show the old matter stricken.

50. In section 50, line 38, strike beginning with "at" through the comma, and show the old matter stricken.

51. In section 51, line 17, strike beginning with "at" through "annum" and show the old matter stricken.

52. In section 52, strike beginning with "at" in line 27 through the comma in line 8, and show the old matter stricken.

53. In section 53, strike beginning with "at" in line 21 through the comma in line 22, and show the old matter stricken.

54. In section 54, strike beginning with "at" through "annum" in line 24, and show the old matter stricken.

55. In section 55, line 15, strike beginning with "at" through the comma, and show the old matter stricken.

56. In section 56, line 56, strike beginning with "of" through "annum" and show the old matter stricken.

57. In section 57, strike beginning with "at" in line 7 through "annum" in line 8, and show the old matter stricken.

58. In section 58, strike beginning with "at" in line 9 through the comma in line 10, and show the old matter stricken.

59. In section 59, line 19, strike beginning with "not" through the comma, and show the old matter stricken.

60. In section 60, strike beginning with the comma in line 24 through the comma in line 25, and show the old matter stricken.

61. In section 61, strike beginning with the comma in line 14 through "annum" in line 15, and show the old matter stricken.

62. In section 62, strike beginning with "not" in line 19 through "annum" in line 20, and show the old matter stricken.

63. In section 63, strike line 18 and "annum," in line 19, and show old matter stricken.

64. In section 64, line 10, strike beginning with "at" through "annum", and show old matter stricken.

65. In section 65, line 12, strike beginning with "not" through "annum", and show old matter stricken, and insert *"set by the city council"*.

66. In section 66, strike lines 13 and 14, and show old matter as stricken, and insert *"and shall bear interest which shall"*.

67. In section 67, strike beginning with "at" in line 9 through the first comma in line 10, and show the old matter as stricken.

68. In section 68, strike beginning with "at" in line 9 through "annum" in line 10, and show old matter as stricken.

69. In section 69, strike beginning with "at" in line 12 through the comma in line 13, and show old matter stricken.

70. In section 70, strike beginning with the comma in line 19 through "years" in line 20, and show old matter stricken.

71. In section 71, line 23, strike beginning with "at" through the comma, and show old matter stricken; strike beginning with *"at"* in line 27 through the comma in line 28.

72. In section 72, strike beginning with "not" in line 58 through "annum" in line 59, and show old matter stricken, and insert *"set by the authority"*; strike line 61, and show old matter stricken, and insert *"to exceed such rate."*.

73. In section 73, strike beginning with "not" in line 7 through the first comma in line 8, and show old matter stricken.

74. In section 74, strike beginning with "not" in line 7 through the comma in line 8, and show old matter stricken.

75. In section 75, strike beginning with the comma in line 24 through "annum" in line 25.

76. In section 76, strike beginning with "at" in line 13 through the comma in line 14, and show old matter stricken.

77. In section 77, strike beginning with the comma in line 13 through "annum" in line 14, and show old matter stricken.

78. In section 79, strike beginning with "of" in line 11 through "annum" in line 12, and show old matter stricken, and insert *"set by the city council"*.

79. In section 80, strike beginning with "not" in line 13 through "anum" in line 14, and show old matter stricken.

80. In section 81, strike beginning with the comma in line 15 through "annum" in line 16, and show old matter stricken.

81. In section 82, strike beginning with "at" in line 9 through the comma in line 10, and show old matter stricken.

82. In section 83, strike the new matter in line 18.

83. In section 84, strike beginning with "at" in line 35 through "annum" in line 36, and show old matter stricken.

84. In section 85, line 16, strike beginning with "not" through "annum", and show old matter stricken, and insert *"set by the county board"*.

85. In section 86, strike beginning with "at" in line 33 through "be" in line 34, and show old matter stricken.

86. In section 87, strike beginning with "not" in line 24 through "annum" in line 25, and show old matter stricken.

87. In section 88, strike beginning with the comma in line 5 through "annum" in line 6, and show old matter stricken.

88. In section 89, strike beginning with "at" in line 9 through the first comma in line 10, and show old matter stricken.

89. In section 90, strike beginning with "of" in line 10 through the comma in line 11, and show old matter stricken.

90. In section 91, strike beginning with "bearing" in line 6 through "annum" in line 7, and show old matter stricken.

91. In section 92, strike beginning with "from" in line 8 through "cent" in line 9, and show old matter stricken.

92. In section 93, line 13, strike beginning with "at" through "annum", and show old matter stricken.

93. In section 94, strike beginning with "and" in line 18 through "interest" in line 19, and show old matter stricken.

94. In section 95, strike beginning with "at" in line 7 through "annum" in line 8, and show old matter stricken.

95. In section 96, strike beginning with "at" in line 4 through the comma in line 5, and show old matter stricken.

96. In section 97, strike beginning with "at" in line 7 through the comma in line 8, and show old matter stricken.

97. In section 98, strike beginning with "and" in line 6 through "annum" in line 7, and show old matter stricken.

98. In section 99, strike beginning with "bearing" in line 5 through the comma in line 6, and show old matter stricken.

99. In section 100, strike beginning with the comma in line 23 through "annum" in line 24, and show old matter stricken.

100. In section 101, strike beginning with "bearing" in line 5 through the comma in line 6, and show old matter stricken.

101. In section 102, strike beginning with "at" in line 12 through "annum" in line 13, and show old matter stricken.

102. In section 103, strike beginning with "at" in line 9 through "annum" in line 10, and show old matter stricken.

103. In section 104, strike beginning with "at" in line 8 through "annum" in line 9, and show old matter stricken.

104. In section 105, strike "which" in line 6 and strike line 7, and show old matter stricken.

105. In section 106, strike line 6 and show old matter stricken.

106. In section 107, strike beginning with "at" in line 15 through "annum" in line 16, and show old matter stricken.

107. In section 108, strike beginning with "at" in line 13 through "annum" in line 14, and show old matter stricken.

108. In section 109, line 18, strike beginning with "at" through "annum", and show old matter stricken.

109. In section 110, strike beginning with "of" in line 14 through "annum" in line 15, and show old matter stricken, and insert *"set by the county board"*.

110. In section 111, strike beginning with "at" in line 10 through the comma in line 11, and show old matter stricken.

111. In section 113, strike line 12 and through the first comma in line 13, and show old matter stricken.

112. In section 114, strike beginning with "at" in line 3 through "annum" in line 4, and show old matter stricken.

113. In section 115, strike beginning with "at" in line 7 through "annum" in line 8, and show old matter stricken.

114. In section 116, strike beginning with "not" in line 9 through the comma in line 10, and show old matter stricken.

115. In section 117, strike beginning with "at" in line 5 through the comma in line 6, and show old matter stricken.

116. In section 118, strike beginning with "at" in line 9 through the comma in line 10, and show old matter stricken.

117. In section 119, strike beginning with "but" in line 21 through the comma in line 25, and show old matter stricken.

118. In section 120, line 12, strike beginning with "at" through "annum", and show old matter stricken.

119. In section 121, strike beginning with "at" in line 11 through the comma in line 12, and show old matter stricken.

120. In section 122, strike beginning with "at" in line 14 through "annum" in line 15, and show old matter stricken.

121. In section 123, line 14, strike beginning with "not" through "annum", and show old matter stricken, and insert *"set by the board of education"*.

122. In section 124, strike beginning with "not" in line 8 through "annum" in line 9, and show old matter stricken, and insert *"set by the board of education"*.

Re-advanced to E and R for review with 23 ayes, 0 nays and 26 not voting.

NOTICE OF COMMITTEE HEARING

Education Committee

LR 99 Monday, August 25, 1969 1:00 p.m.

(Signed) Lester Harsh, Chairman

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1415. Correctly engrossed.

LEGISLATIVE BILL 503. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Return LB 831

Mr. Wylie asked unanimous consent that LB 831 be returned to Enrollment and Review for correlation with LB 1327. No objections. So ordered.

Adjournment

At 11:57 a.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Friday, August 22, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED FIFTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, August 22, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Eternal Father, grant to the members and officers of this body a moment of quiet before they pick up the duties of the day. Turn their thoughts to Thee, and open their minds to Thy spirit, that they may have wisdom in their decisions, understanding in their thinking, love in their attitudes, and mercy in their judgments. Let them not think, when the prayer is said, that their dependence on Thee is over, and forget Thy counsels for the rest of the day. Rather from these moments of heart searching may there come such a sweetness of disposition that all may know Thou art in this place. From this holy interlude may there flow light and joy and power that will remain with them until night shall bring Thy whispered benediction, "Well done, thou good and faithful servant." So help us this day through Christ our Lord. Amen.

The roll was called and all members were present except Messrs. Burbach, Carstens, Klaver, Knight, Moylan, Pedersen, Proud, Schmit, Schreurs, Swanson, Waldo, Waldron and Wylie, who were excused.

Corrections for the Journal

Page 3805, line 19, correct spelling of "Forty-ninth".
Page 3811, after line 29 insert the following:
"The Chair ruled the bill would be considered as still being on General File.".

The Journal for the One Hundred Fifty-second Day was approved as corrected.

Corrections for the Journal for the One Hundred-fiftieth Day:

Page 3722, line 13 after second "District" delete semicolon.

Page 3732, line 32, delete "and" and insert "and".
Page 3746, after line 15, insert the following:
"of seven dollars and fifty cents; and".
Page 3748, line 51 of the amendment, correct spelling of "during".
Page 3750, line 19, delete "(i)" and insert "(ii)".

UNANIMOUS CONSENT—Set Place of Hearing

Mr. Harsh asked unanimous consent to use the Legislative Council Hearing Room for the hearing set Monday at 1:00 p.m. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 6. Correctly enrolled.

LEGISLATIVE BILL 878. Correctly enrolled.

LEGISLATIVE BILL 1165. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 6 LB 878 LB 1165

UNANIMOUS CONSENT—Reconsider Action on LB 6

Mr. Duis moved to reconsider action on LB 6 and hold the bill for that purpose.

Motion pending.

Presented to the Governor

Presented to the Governor for approval on August 22, 1969 at 8:45 a.m.: LB 205 LB 639 LB 1212 LB 1322

(Signed) Jeanne Ann Keel
Assistant Enrolling Clerk

MOTION—Return LB 672 to Select File

Mr. Carpenter moved to return LB 672 to Select File for the following specific amendment:

1. Strike original sections 1 and 2 and insert the following:

"Section 1. The Department of Aeronautics is hereby authorized and directed to dispose of all real property held by the department and formerly used by the United States as army airfields, and which is not required for airport operational use purposes. The department shall seek approval from the Federal Aviation Administration to dispose of such property. When approval is received, the department shall have such property appraised by two noninterested appraisers qualified to make appraisals based on experience and who have professional status as appraisers of real property. Each appraiser's report shall contain (1) an opinion as to the fair market value of the lands appraised, showing a segregation of actual land value, elements and basis of damage, and depreciated in place value of buildings and improvements, if any, (2) a report of income derived from the land in recent years, (3) the adaptability, including the most profitable or highest and best use, (4) a report of a personal inspection of the lands appraised, including a detailed description of its physical characteristics and conditions, (5) the general history of the property and its environs, and a statement of the character of the area surrounding the land being appraised, indicating any of the favorable and unfavorable influences, (6) a listing of recent sales of similar property in the area, showing seller, purchaser, date of sale, selling price, acreage involved, buildings and improvements involved, if any, and an estimate of the value of such improvements, and if there is a difference in value between comparable sales and the property appraised, a discussion in value to be included, (7) a listing of recent offering for sale of property in the same general area, including the property being appraised, if recently offered, and the prices quoted, if any, (8) a trend of land values in the area and current land or real estate market conditions, (9) the assessed valuation of real property in the community and the percentage of assessed value to real value, (10) the effective date of valuation, (11) a statement of the qualifications of the appraiser including a statement of disinterest by the appraiser that he has no personal interest, present or prospective in the land being appraised, and (12) the signature of the appraiser and date of report. Such property shall be sold in units to the highest bidder, but in no case shall such property be sold at less than the appraised value. Notice of such sale and time and place where the same will be held shall be given as provided in section 72-258, Revised Statutes Supplement, 1967. When the highest bid is less than the appraised value, the sale shall be canceled and the property offered for sale again within one year after the date of the previous offering, and a new appraisal of the property shall be made. Such property may be leased until such time as a sale may be completed, and when property is sold subject to a lease, the value of the lease shall be included in determining the appraised value of the property.

Sec. 2. The necessary expenses incurred in the sale of such property shall be paid from the Department of Aeornautics Cash Fund, and the proceeds from the sale of such property shall be deposited in a special fund after reimbursement of costs of sale have been made to the Department of Aeronautics Cash Fund. The net proceeds from the disposal of such property shall be used by the Department of Aeronautics for future appropriation by the Legislature in conformance with the quit claim deeds (1) filed in the office of the register of deeds of Dodge County on November 17, 1947 and recorded in Deeds Record 89 on page 342 and September 16, 1948 and recorded in Deeds Record 89 on page 578, (2) filed in the office of the register of deeds of Red Willow County on September 16, 1948 in Deeds Record 71 on page 17, September 14, 1966 in Deeds Record 91 on page 281, and December 17, 1968 in Deeds Record 93 on page 549, (3) filed in the office of the register of deeds of Clay County on November 17, 1947 in Deeds Record 86 on page 561, September 16, 1948 in Deeds Record 87 on page 148, and March 14, 1968 in Deeds Record 95 on page 321, (4) filed in the office of the register of deeds of Fillmore County on Sepetmber 16, 1948 in Deeds Record 39 on page 229, February 21, 1968 in Deeds Record 25 on page 90, January 26, 1948 in Deeds Record 39 on page 189, September 21, 1948 in Deeds Record 39 on page 236, and February 13, 1968 in Deeds Record 25 on page 83, and (5) filed in the office of the register of deeds of Thayer County on January 31, 1948 in Deeds Record 48 on page 493, September 16, 1948 in Deeds Record 48 on page 581, and December 29, 1967, in Deeds Record 58 on page 531, and the rules and regulations of the Federal Aviation Administration, Part 155, adopted December 7, 1962. Such special fund shall be invested pursuant to Chapter 72, article 12, Revised Statutes Supplement, 1967, with the interest accruing therefrom to be deposited in the special fund.".

Motion pending.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 452. Correctly engrossed.

LEGISLATIVE BILL 636. Correctly engrossed.

LEGISLATIVE BILL 1184. Correctly engrossed.

LEGISLATIVE BILL 1369. Correctly engrossed.

LEGISLATIVE BILL 1392. Correctly engrossed.

LEGISLATIVE BILL 1426. Correctly engrossed.

LEGISLATIVE BILL 1431. Correctly engrossed.

LEGISLATIVE BILL 1434. Correctly engrossed.

LEGISLATIVE BILL 1422. Placed on Select File as amended.

E and R amendments to LB 1422:

1. In section 2, line 15, strike "State" and insert "~~State~~ *Director-State*"; and in line 28 strike "*Telecommunications Director*" and insert "*Director of Telecommunications*".

2. In section 5, line 5, strike "State" and insert "~~State~~ *Director-State*"; and in line 10 strike "*Governor's*" and insert "*Nebraska*".

3. In section 10, line 1, strike "sections" and insert "section"; insert "section" after the second comma in line 4; and insert "and sections" after the first comma in line 7.

4. In the title, strike Lines 2 to 9 and insert:

"FOR AN ACT to amend section 81-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, section 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, and sections 81-1120.02, 81-1120.03, 81-1120.05, 81-1120.06, 81-1120.07, and 81-1120.09, Revised Statutes Supplement, 1967, relating to state administrative departments; to create the

Department of Telecommunications as prescribed;
to provide for transfer of property and records;
to repeal the original sections; and to declare
an emergency.".

LEGISLATIVE BILL 1409. Placed on Select File as amended.

E and R amendments to LB 1409:

1. In section 2, lines 14 and 20, strike the period and insert a semicolon; and in line 25 strike the period and insert "; and".

2. In the title, line 7, insert "to provide for leases and exchanges;" after the semicolon.

LEGISLATIVE BILL 1250. Placed on Select File as amended.

E and R amendment to LB 1250:

1. In the title, line 3, insert "agricultural" after "on"; and in line 5 insert "to provide for guidelines;" after the semicolon.

LEGISLATIVE BILL 1193. Placed on Select File as amended.

E and R amendments to LB 1193:

1. In the Swanson amendment, line 3, strike *"said"* and insert *'such"*.

2. In the title strike lines 2 to 8 and insert:

"FOR AN ACT to amend section 52-118.02, Reissue Revised
Statutes of Nebraska, 1943, relating to public
construction; to define a term; and to repeal
the original section.".

LEGISLATIVE BILL 793. Placed on Select File as amended.

E and R amendments to LB 793:

1. For correlation purposes, in line 2 of section 1, insert ", as amended by section 84, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 58 strike "State Normal Schools" and insert "state colleges"; strike the stricken and remove underscoring from the new matter in lines 58 and 59; and in lines 137 and 138 strike "by the retirement board".

2. For correlation purposes, in line 2 of section 2, insert ", as amended by section 85, Legisla-

tive Bill 1345, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; and in line 14 strike "~~section 79-1215~~" and insert "~~subsection (2) of section 8 of this act~~".

3. In lieu of the Holmquist amendment, in renumbered section 6, line 20, strike "prior to" and insert "~~prior to~~ *on or before*".

4. In renumbered section 6, line 34, strike the semicolon and insert "~~;~~ *, with*".

5. In line 1 of standing committee amendment 6, strike the first "10" and insert "12".

6. In line 4 of standing committee amendment 9, insert a comma after "79-1527".

7. In line 3 of renumbered section 16 and line 4 of the title, strike "79-1501, 79-1502,"; and in line 5 of renumbered section 16 and line 6 of the title insert ", and sections 79-1501 and 79-1502, Revised Statutes Supplement, 1967, as amended by sections 84 and 85, respectively, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

8. In the title, line 2, insert "79-1514," after "sections"; in line 3 strike "and 79-1546" and insert "79-1546, and 79-1552"; in line 5 insert "79-1530," after the third comma" and in line 9 insert "to provide for funding of unfunded accrued liabilities;" after the semicolon.

LEGISLATIVE BILL 825. Placed on Select File as amended.

E and R amendments to LB 825:

1. Show as stricken the matter stricken by the Carpenter amendments.

2. In the last line of the first Carpenter amendment, strike "Retirement System.'" and insert "*retirement system'.*".

3. In the title, line 5, insert "to change duties; to change eligibility requirements;" after the semicolon.

LEGISLATIVE BILL 1228. Placed on Select File as amended.

E and R amendments to LB 1228:

1. In standing committee amendment 1, line 1, strike the first comma and insert a period.

2. In section 1, line 20, insert *"and second"* after "first"; in line 21, strike "ordinance" and insert "~~ordinance~~ *ordinances*".

3. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, insert "to extend provisions to cities of the second class;" at the end of line 3; in line 6, strike "and"; and in line 7, insert ", and also section 17-719, Revised Statutes Supplement, 1969; and to declare an emergency" after "section".

LEGISLATIVE BILL 1429. Placed on Select File as amended.

E and R amendment to LB 1429:

1. In the title, line 4, strike "charge" and insert "change".

LEGISLATIVE BILL 1018. Placed on Select File as amended.

E and R amendments to LB 1018:

1. In section 1, lines 5 and 7 strike "1-c" and insert "1C".

2. In section 2, line 9, strike "and" and insert "on".

LEGISLATIVE BILL 171. Placed on Select File.

LEGISLATIVE BILL 1432. Placed on Select File.

LEGISLATIVE BILL 1438. Placed on Select File as amended.

E and R amendments to LB 1438:

1. In section 1, lines 16 and 17, strike "such fine and imprisonment" and show the same as stricken and insert *"so fined and imprisoned"*; and in line 25 insert *"thereof"* after *"employee"*.

2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 6, strike "and"; and in line 6 insert "; and to declare an emergency" after "section".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1422. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1409. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1250. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1193. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 793. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 825. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1228. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1429. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1018. E and R amendments found in this Day's Journal were adopted.

Held on Select File at the request of the Chair.

LEGISLATIVE BILL 171. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1432. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1438. E and R amendments found in this Day's Journal were adopted.

Mr. Carpenter offered the following amendment, which was adopted by unanimous consent:

1. In section 1, line 24 insert "*; and any person violating subsection (2) of section 53-186.01 shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined not less than one hundred dollars nor more than two hundred fifty dollars, or imprisoned in the county jail for a period not to exceed sixty days, or both such fine and imprisonment*" after "days".

August 21, 1969

Senator Terry Carpenter
State House
Lincoln, Nebraska

Dear Senator Carpenter:

We have previously delivered to you a proposed amendment to Legislative Bill 1438 which amendment would amend Section 53-180.05 by adding a penalty provision which was inadvertently omitted at the time Section 53-186.01 was passed in 1965.

We have had several such areas wherein local officials have desired to prosecute persons consuming alcoholic liquors in unlicensed establishments but have been unable to proceed due to the absence of a penalty and it would be desirable that this amendment be adopted into the law. We are enclosing herewith a copy of the amendment for your information and use.

Yours very truly

NEBRASKA LIQUOR CONTROL COMMISSION

(Signed) Ray Osborn
Ray Osborn, Chairman

Advanced to E and R for engrossment.

MOTION—Return LB 672 to Select File

Mr. Carpenter renewed his pending motion found in this Day's Journal to return LB 672 to Select File for a specific amendment.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 672. The Carpenter specific amendment found in this Day's Journal was adopted by unanimous consent.

Mr. Harsh offered the following amendment to the Carpenter amendment, which was adopted by unanimous consent:

Amend the Carpenter amendment, Sec. 1, line 44 after "shall", insert "be offered in units not larger than 320 acres, and shall".

Re-advanced to E and R for engrossment.

MOTION—Return LB 848 to Select File

Miss Reynolds moved to return LB 848 to Select File for the following specific amendment:

1. In section 1, line 7, strike *"1968"* and insert *"1958"*.

2. Strike section 2.

3. Renumber original sections 3 and 4 as sections 2 and 3, and in renumbered section 3, line 1, strike "sections 79-1276 and" and insert "section 79-1276,"; in line 2 strike "79-1277,".

4. In the title, line 2, strike "sections 79-1276 and 79-1277" and insert "section 79-1276"; in line 6 strike ", date for application".

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 848. The Reynolds specific amendment found in this Day's Journal was adopted by unanimous consent.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1186. Mr. Marvel offered the following amendment, which was adopted by unanimous consent:

1. Insert a new section to be known as section 4 and to read as follows:

"Sec. 4. Standards established by the Director of Health shall not require an applicant for licensing to demonstrate proficiency in medical techniques or to meet medical education qualifications or medical standards if such applicant is certified by a recognized church or religious denomination which teaches reliance on spiritual means alone for healing as having been approved to administer institutions, certified by such church or denomination, for the care and treatment of the sick in accord with its teachings.".

2. Renumber original section 4 as section 5.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 934. Considered.

Advanced to E and R for review with 29 ayes, 0 nays and 20 not voting.

Ease

The Legislature was at ease from 9:43 a.m. until 10:15 a.m.

Mr. Simpson Presiding

The roll was called and all members were present except Burbach, Carstens, Klaver, Knight, Moylan, Pedersen, Proud, Schmit, Schreurs, Swanson, Waldo, Waldron and Wylie, who were excused.

Members Excused

Messrs. Carpenter and Mahoney asked unanimous consent to be excused at 10:20 a.m. for the remainder of the morning. No objections. So ordered.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 1096. Placed on General File as amended.

Standing Committee amendments to LB 1096:

1. Amend the bill by striking sections 1 and 2 and inserting the following:

"Section 1. *The definitions pertaining to program and agency titles contained in the Accounting Manual on file in the Office of the Clerk of the Legislature are hereby adopted by the Legislature as the definitions for this act.*

Sec. 2. That section 5, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 2, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 5. Governor - Agency No. 7				
(1) Program No. 21 - Office of the Governor	$176,766		$ 4,000	$ 180,766
Expenditures for Personal Services shall not exceed $68,580 during the period July 1, 1969 - June 30, 1970, nor $72,086 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 151 - Governor's Mansion	48,018			48,018
Expenditures for Personal Services shall not exceed $13,490 during the period July 1, 1969 - June 30, 1970, nor $14,163 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 331 - Interstate Oil and Gas Compact	2,000			2,000
(4) Program No. 623 - Governor's Conference	16,000			16,000
(5) Program No. 566 - Higher Education Facilities Act 1963			174,766	174,766
Expenditures for Personal Services shall not exceed $29,026 during the period July 1, 1969 - June 30,				

	General (G) Fund	Fund Distribution		Total Appropriation By Program
		Cash (C) Fund	Federal (F) Fund Estimated	
1970, nor $30,295 during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 626 - Code of Ethics Board	2,800			2,800
(7) Program No. 631 - Judicial District Public Defender Program	*757,358*			*757,358*
Expenditures for Personal Services shall not exceed $227,330 during the period July 1, 1969 - June 30, 1970, nor $444,018 during the period July 1, 1970 - June 30, 1971. The sum of $28,200 is included for the rental of office space and shall not be expended for any other purpose.				
For Informational Purposes only: Total Appropriations to Agency No. 7 and Fund Source	~~245,584~~ *1,002,942*		178,766	~~424,350~~ *1,181,708*

Sec. 3. That section 7, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 3, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 7. Secretary of State - Agency No. 9

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 22 - Departmental Administration	~~123,240~~ *126,599*			~~123,240~~ *126,599*

Expenditures for Personal Services shall not exceed $~~41,547~~ *46,276* during the period July 1, 1969 - June

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
30, 1970, nor $46,758 during the period July 1, 1970 - June 30, 1971. The sum of $1,500 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(2) Program No. 51 - Enforcement of Standards - Corporations	~~98,746~~ *106,086*			~~98,746~~ *106,086*
Expenditures for Personal Services shall not exceed $~~34,700~~ *36,676* during the period July 1, 1969 - June 30, 1970, nor $~~27,982~~ *31,755* during the period July 1, 1970 - June 30, 1971. The sum of $3,910 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(3) Program No. 52 - Enforcement of Standards - Stock Brands		$ 98,024		98,024
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C). The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.				
(4) Program No. 53 - Enforcement of Standards - Collection Agencies		10,612		10,612
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C). The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappro-				

	General (G) Fund	Fund Distribution		Total Appropriation By Program
		Cash (C) Fund	Federal (F) Fund Estimated	
priated.				
(5) Program No. 86 - Enforcement of Standards - Records Management	125,274			125,274
Expenditures for Personal Services shall not exceed $27,916 during the period July 1, 1969 - June 30, 1970, nor $32,816 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 9 and Fund Source	~~347,360~~ *357,959*	108,636		~~455,996~~ *466,595*

Sec. 4. That section 8, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 4, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 8. Auditor of Public Accounts - Agency No. 10

(1) Program No. 23 - Departmental Administration	56,447			56,447
Expenditures for Personal Services shall not exceed $23,939 during the period July 1, 1969 - June 30, 1970, nor $25,119 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 506 - State Agency and County Post Audits	~~707,240~~			~~707,240~~

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
	752,229			*752,229*
Expenditures for Personal Services shall not exceed $~~285,141~~ *302,229* during the period July 1, 1969 - June 30, 1970, nor $~~301,187~~ *322,727* during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 10 and Fund Source	~~763,687~~ *808,676*			~~763,687~~ *808,676*
Sec. 5. That section 9, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 5, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 9. Attorney General - Agency No. 11				
(1) Program No. 507 - Interpretation and Application of Law	~~448,716~~ *453,716*			~~448,716~~ *453,716*
Expenditures for Personal Services shall not exceed $179,762 during the period July 1, 1969 - June 30, 1970, nor $188,651 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 573 - Iowa-Missouri-South Dakota-Nebraska Boundary	100,000			100,000
(3) Program No. 574 - Legal Assistance to Equal				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Employment Opportunity Commission	1,000			1,000
(4) Program No. 608 - State Claims Board	*109,540*			*109,540*

Expenditures for Personal Services shall not exceed $26,330 during the period July 1, 1969 - June 30, 1970, nor $43,064 during the period July 1, 1970 - June 30, 1971.

There is hereby appropriated to the Tort Claims Fund, established as provided by Legislative Bill 154, Eightieth Session, Nebraska State Legislature, 1969, the sum of $125,000 from the General Fund, for the payment of claims and shall not be expended for any other purpose. This appropriation is in addition to the amounts shown in Column (G) and the Total Column of this section.

For Informational Purposes only: Total Appropriations to Agency No. 11 and Fund Source	~~549,716~~			~~549,716~~
	664,256			*664,256*

Sec. 6. That section 10, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 6, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 10. State Treasurer - Agency No. 12				
Program No. 503 - Treasury Management	~~110,787~~			~~110,787~~

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
	113,994			*113,994*
Expenditures for Personal Services shall not exceed $~~41,875~~ *42,085* during the period July 1, 1969 - June 30, 1970, nor $~~43,988~~ *46,177* during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 12 and Fund Source	~~110,787~~ *113,994*			~~110,787~~ *113,994*

Sec. 7. That section 11, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 7, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 11. State Department of Education - Agency No. 13

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 25 - Departmental Administration	51,543,032		496,789	52,039,821

Expenditures for Personal Services shall not exceed $258,897 during the period July 1, 1969 - June 30, 1970, nor $271,799 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Commissioner of Education in the amount of $19,000 during the period July 1, 1969 - June 30, 1970, and the salary of the Deputy Commissioner of Education in the amount of $16,100 during the period July 1, 1969 -

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
June 30, 1970, subject to the establishment of the compensation rates for the Commissioner and Deputy Commissioner by the State Board of Education.				
The sum of $30,450 is included for Central Data Processing charges and shall not be expended for any other purpose. $50,000,000 is included for state aid to public schools and shall not be expended for any other purpose. $1,093,313 is included for state aid to junior colleges and shall not be expended for any other purpose.				
The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $2,496,885 for the purpose of final payments due the public schools for state aid for fiscal year 1969 and shall not be expended for any other purpose, which funds are in addition to the appropriation shown in Column (G) and the Total column of this subsection.				
(2) Program No. 55 - Veterans' Education			63,302	63,302
Expenditures for Personal Services shall not exceed $26,636 during the period July 1, 1969 - June 30, 1970, nor $27,970 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 143 - Reserve Teacher Act Administration	303,753			303,753

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 291 - Driver Education - School Aid		1,444,200		1,444,200
Expenditures for Personal Services shall not exceed $15,369 during the period July 1, 1969 - June 30, 1970, nor $16,135 during the period July 1, 1970 - June 30, 1971.				
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(5) Program No. 292 - Special Education - School Aid	~~4,024,441~~ *4,105,937*		2,075,000	~~6,099,441~~ *6,180,937*
Expenditures for Personal Services shall not exceed $97,731 during the period July 1, 1969 - June 30, 1970, nor $~~102,814~~ *114,637* during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 294 - Vocational School Aid	717,712		7,859,006	8,576,718
Expenditures for Personal Services shall not exceed $307,581 during the period July 1, 1969 - June 30, 1970, nor $322,533 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 295 - Vocational Education Aid - Manpower	100,000		1,805,469	1,905,469
Expenditures for Personal Services shall not exceed $33,655 during the period July 1, 1969 - June 30,				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $35,334 during the period July 1, 1970 - June 30, 1971.				
(8) Program No. 296 - Vocational Education Aid - Civil Defense			107,748	107,748
Expenditures for Personal Services shall not exceed $33,432 during the period July 1, 1969 - June 30, 1970, nor $35,101 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 297 - Miscellaneous School Aid	234,751		36,519,855	36,754,606
Expenditures for Personal Services shall not exceed $383,623 during the period July 1, 1969 - June 30, 1970, nor $402,780 during the period July 1, 1970 - June 30, 1971.				
The sum of $40,000 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(10) Program No. 351 - Vocational Rehabilitation	562,210		3,492,731	4,054,941
Expenditures for Personal Services shall not exceed $315,387 during the period July 1, 1969 - June 30, 1970, nor $337,016 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Assistant Commissioner in the amount of $12,172 per annum during the 1969 - 71 biennium, subject to the establishment of the compensation rate for the Assistant				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Commissioner by the State Board of Education. The limitation of expenditures for Personal Services shall not apply to those positions which are financed by funds inuring to Subprogram No. 44 - Third-Party Programs - of this program.				
(11) Program No. 352 - OASI Disability Determinations			667,189	667,189
Expenditures for Personal Services shall not exceed $140,877 during the period July 1, 1969 - June 30, 1970, nor $146,279 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Assistant Commissioner in the amount of $2,048 per annum during the 1969 - 71 biennium, subject to the establishment of the compensation for the Assistant Commissioner by the State Board of Education.				
(12) Program No. 401 - School for the Deaf	1,233,279	15,000	65,000	1,313,279
Expenditures for Personal Services shall not exceed $501,862 during the period July 1, 1969 - June 30, 1970, nor $526,890 during the period July 1, 1970 - June 30, 1971.				
(13) Program No. 402 - School for the Visually Handicapped	750,089		*40,474*	~~750,089~~ *790,563*
Expenditures for Personal Services shall not ex-				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
ceed $~~295,369~~ *302,199* during the period July 1, 1969 - June 30, 1970, nor $~~310,110~~ *333,457* during the period July 1, 1970 - June 30, 1971.				
(14) Program No. 403 - Cozad School	66,594			66,594
(15) Program No. 433 - Nebraska Vocational Technical School - Milford	1,814,455	1,867,056		3,681,511
Expenditures for Personal Services shall not exceed $1,040,620 during the period July 1, 1969 - June 30, 1970, nor $1,113,925 during the period July 1, 1970 - June 30, 1971.				
(16) Program No. 508 - School Services and Educational Standards	~~447,141~~ *521,316*		721,896	~~1,169,037~~ *1,243,212*
Expenditures for Personal Services shall not exceed $~~392,525~~ *402,375* during the period July 1, 1969 - June 30, 1970, nor $~~412,128~~ *455,029* during the period July 1, 1970 - June 30, 1971.				
The sum of $12,273 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(17) Program No. 551 - Special Education Scholarships			140,000	140,000
Expenditures for Personal Services shall not exceed $8,931 during the period July 1, 1969 - June 30,				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $9,375 during the period July 1, 1970 - June 30, 1971.				
(18) Program No. 580 - Western Nebraska Vocational Technical School	681,367	717,851		1,399,218
Expenditures for Personal Services shall not exceed $390,534 during the period July 1, 1969 - June 30, 1970, nor $423,460 during the period July 1, 1970 - June 30, 1971.				
(19) Program No. 614 - Professional Practices Commission		66,466		66,466
Expenditures for Personal Services shall not exceed $15,324 during the period July 1, 1969 - June 30, 1970, nor $23,366 during the period July 1, 1970 - June 30, 1971.				
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (19) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 13 and Fund Source	~~62,479,824~~ *62,634,495*	4,110,573	~~54,012,985~~ *54,054,459*	~~120,603,382~~ *120,799,527*

Sec. 8. That section 12, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 12. State Railway Commission - Agency No. 14

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 54 - Enforcement of Standards - Public Utilities	~~1,130,527~~ *1,198,006*			~~1,130,527~~ *1,198,006*

Expenditures for Personal Services shall not exceed ~~$273,129~~ *390,663* during the period July 1, 1969 - June 30, 1970, nor ~~$291,611~~ *418,105* during the period July 1, 1970 - June 30, 1971. The sum of $52,137 is included for Vehicle Replacement, and $1,800 is included for Central Data Processing charges, which funds shall not be expended for any other purposes.

The sum of $30,000 is included in Contractual Services for the purpose of paying for legal and accounting fees and other costs incurred as the result of investigative activities in connection with applications for utility rate increases and cannot be used for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 14 and Fund Source	~~1,130,527~~ *1,198,006*			~~1,130,527~~ *1,198,006*

Sec. 9. That section 14, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 9, Legislative Bill 928, Eightieth

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 14. Tax Commissioner - Agency No. 16				
Program No. 102 - Revenue Administration	~~6,297,275~~ *6,598,585*	~~203,000~~ *342,144*		~~6,500,275~~ *6,940,729*

Expenditures for Personal Services shall not exceed ~~$3,520,597~~ *3,780,037* during the period July 1, 1969 - June 30, 1971.

The sum of ~~$1,522,500~~ *1,602,500* is included for Central Data Processing charges and shall not be expended for any other purpose.

The unexpended Cash Fund balances existing on June 30, 1969, for Agency No. 16 are hereby reappropriated. Expenditures of cash funds shall not be limited to the amount shown in column (C).

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 16 and Fund Source	~~6,297,275~~ *6,598,585*	~~203,000~~ *342,144*		~~6,500,275~~ *6,940,729*

Sec. 10. That section 15, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 15. Department of Aeronautics - Agency No. 17				
(1) Program No. 26 - Departmental Administration		~~111,742~~ *111,567*		~~111,742~~ *111,567*

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Expenditures for Personal Services shall not exceed $27,042 during the period July 1, 1969 - June 30, 1970, nor $28,857 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 56 - Enforcements of Standards		49,282		49,282
Expenditures for Personal Services shall not exceed $13,325 during the period July 1, 1969 - June 30, 1970, nor $13,974 during the period July 1, 1970 - June 30, 1971. The sum of $9,800 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(3) Program No. 301 - State and Municipal Airports		4,596,949		4,596,949
Expenditures for Personal Services shall not exceed $109,430 during the period July 1, 1969 - June 30, 1970, nor $115,129 during the period July 1, 1970 - June 30, 1971. The sum of $145,000 is included for Real Property and shall not be expended for any other purpose.				
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(4) Program No. 321 - Promotion and Development		182,287		182,287

Expenditures for Personal Services shall not exceed $21,615 during the period July 1, 1969 - June 30, 1970, nor $22,678 during the period July 1, 1970 - June 30, 1971. The sum of $23,000 is included in Equipment for aircraft replacement and shall not be expended for any other purpose.

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(5) Program No. 511 - Operation of State-Owned Airfields	*20,950*	~~175,507~~ *154,557*		175,507

Expenditures for Personal Services shall not exceed $38,135 during the period July 1, 1969 - June 30, 1970, nor $40,084 during the period July 1, 1970 - June 30, 1971.

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (5) of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 17 and Fund Source	*20,950*	~~5,115,767~~ *5,094,642*		~~5,115,767~~ *5,115,592*

Sec. 11. That section 16, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 8, Legislative Bill 928, Eightieth

Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 16. Department of Agriculture - Agency No. 18

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 27 - Departmental Administration	~~146,737~~			~~146,737~~
	164,282			*164,282*

Expenditures for Personal Services shall not exceed $~~46,208~~ *50,981* during the period July 1, 1969 - June 30, 1970, nor $~~48,715~~ *56,825* during the period July 1, 1970 - June 30, 1971.

The sum of $16,500 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 57 - Enforcement of Standards - Dairy Food and Drugs	~~751,124~~	~~225,371~~		~~776,495~~
	834,836	*648,813*		*1,483,649*

Expenditures for Personal Services shall not exceed $~~287,701~~ *296,551* during the period July 1, 1969 - June 30, 1970, nor $~~281,074~~ *325,666* during the period July 1, 1970 - June 30, 1971.

The sum of $70,621 is included in Contractual

Services for the Dairy Fair Trade Practices activity and shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 63 - Enforcement of Standards - Animal Industry	1,370,777	760,000	380,129	2,510,906

Expenditures for Personal Services shall not exceed $351,163 during the period July 1, 1969 - June 30, 1970, nor $621,878 during the period July 1, 1970 - June 30, 1971.

The sum of $25,000 is included for Central Data Processing charges and shall not be expended for any other purpose. The sum of $1,140,830 is included for Contractual Services and shall not be expended for any other purpose. The sum of $760,258 is included for meat and meat establishment inspection and shall not be expended for any other purpose.

The salaries of State personnel involved in carrying out the enforcement of sub-programs, under which the State accepts Federal assistance and/or which utilize both State and Federal personnel, shall be comparable to those of their Federal counterparts.

(4) Program No. 333 - Conservation - Plant Industry	725,672			725,672
	473,785	*300,196*		*773,981*

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Expenditures for Personal Services shall not exceed $~~251,154~~ *252,988* during the period July 1, 1969 - June 30, 1970, nor $~~263,808~~ *266,944* during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 381 - Research - Wheat Development		396,877		396,877
Expenditures for Personal Services shall not exceed $29,047 during the period July 1, 1969 - June 30, 1970, nor $30,297 during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 382 - Research - Potato Development		45,795		45,795
Expenditures for Personal Services shall not exceed $4,451 during the period July 1, 1969 - June 30, 1970, nor $4,672 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 383 - Research - Egg Market News	3,728		11,850	15,578
Expenditures for Personal Services shall not exceed $2,584 during the period July 1, 1969 - June 30, 1970, nor $2,712 during the period July 1, 1970 - June 30, 1971.				
The sum of $480 is included for Central Data Processing charges and shall not be expended for any other purpose.				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(8) Program No. 385 - Research - Agricultural Activities (statistics)	66,048		20,500	86,548
Expenditures for Personal Services shall not exceed $24,098 during the period July 1, 1969 - June 30, 1970, nor $25,238 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 564 - Training of Rural Youth			187,475	187,475
Expenditures for Personal Services shall not exceed $4,830 during the period July 1, 1969 - June 30, 1970, nor $5,065 during the period July 1, 1970 - June 30, 1971.				
(10) Program No. 587 - Comprehensive Emergencies	300,000			300,000
(11) Program No. 618 - Weather Modification	500			500
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (11) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 18 and Fund Source	~~2,919,245~~ *3,213,956*	~~1,428,043~~ *2,151,681*	~~210,825~~ *599,954*	~~4,558,113~~ *5,965,591*

Sec. 12. That section 17, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 17. Department of Banking - Agency No. 19

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 28 - Departmental Administration		159,247		159,247
(2) Program No. 65 - Enforcement of Standards - Financial Institutions		~~570,684~~ *568,359*		~~570,684~~ *568,359*
(3) Program No. 66 - Enforcement of Standards - Securities		90,966		90,966
(4) Program No. 67 - Enforcement of Standards - Small Loan Companies		30,407		30,407

Expenditures of Cash Funds for the programs in subsections (1) to (4) of this section shall not be limited to the amounts shown in Column (C). The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (4) of this section are hereby reappropriated to the respective programs, except that the balance existing on June 30, 1969, in Fund No. 2192 - Securities Fund - shall be reappropriated in an amount not to exceed $50,000.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 19 and Fund Source		~~851,304~~ *848,979*		~~851,304~~ *848,979*

Sec. 13. That section 18, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 11, Legislative Bill 928, Eightieth

Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 18. Department of Health - Agency No. 20

	Fund Distribution: General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 177 - Supporting Services	~~778,591~~ *823,635*		1,026,448	~~1,805,039~~ *1,850,083*

Expenditures for Personal Services shall not exceed $~~400,000~~ *489,300* during the period July 1, 1969 - June 30, 1970, nor $~~503,101~~ *514,736* during the period July 1, 1970 - June 30, 1971.

The sum of $14,627 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 514 - Environmental Health Services	~~472,713~~ *495,791*		321,136	~~793,849~~ *816,927*

Expenditures for Personal Services shall not exceed $~~261,428~~ *270,390* during the period July 1, 1969 - June 30, 1970, nor $~~274,808~~ *283,909* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 620 - Health Care Services	~~461,077~~ *511,284*	~~396,664~~ *430,644*	596,039	~~1,454,680~~ *1,537,967*

Expenditures for Personal Services shall not exceed $~~485,900~~ *493,136* during the period July 1, 1969 - June 30, 1970, nor $~~488,712~~ *524,434* during the period

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
July 1, 1970 - June 30, 1971.				
The unexpended balance existing on June 30, 1969, in Fund No. 2800 - Board of Examiners Fund - is hereby reappropriated.				
(4) Program No. 621 - Special Health Services	~~197,938~~ *195,747*	9,200	1,567,548	~~1,774,686~~ *1,772,495*
Expenditures for Personal Services shall not exceed $268,390 during the period July 1, 1969 - June 30, 1970, nor $280,884 during the period July 1, 1970 - June 30, 1971. The unexpended Cash Fund balances existing on June 30, 1969, in Fund No. 2203 - Heart Society Gift - and Fund No. 2205 - Tuberculosis Association Gift - are hereby reappropriated.				
The sum of $418 is included for Central Data Processing charges and shall not be expended for any other purpose.				
For Informational Purposes only: Total Appropriations to Agency No. 20 and Fund Source	~~1,911,219~~ *2,026,457*	~~405,864~~ *439,844*	3,511,171	~~5,828,254~~ *5,977,472*

Sec. 14. That section 19, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 12, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 19. State Fire Marshal - Agency No. 21

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 193 - Protection of People and Property	~~447,213~~ *468,875*	*88,000*	*35,232*	~~447,213~~ *592,107*

Expenditures for Personal Services shall not exceed $~~130,018~~ *161,527* during the period July 1, 1969 - June 30, 1970, nor $~~152,927~~ *194,514* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 560 - Emergency Fire Fighting	10,000			10,000
For Informational Purposes only: Total Appropriations to Agency No. 21 and Fund Source	~~457,213~~ *478,875*	*88,000*	*35,232*	~~457,213~~ *602,107*

Sec. 15. That section 20, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 9, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 20. Department of Insurance - Agency No. 22

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 69 - Enforcement of Standards - Insurance		~~650,510~~ *711,290*		~~650,510~~ *711,290*

Expenditures for Personal Services shall not exceed $~~227,881~~ *246,461* during the period July 1, 1969 -

June 30, 1970, nor $~~248,220~~ *278,909* during the period July 1, 1970 - June 30, 1971.

The sum of $24,360 is included for Central Data Processing charges and shall not be expended for any other purpose.

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 555 - Examination of Insurance Companies		~~435,433~~ *433,158*		~~435,433~~ *433,158*

Expenditures for Personal Services shall not exceed $189,329 during the period July 1, 1969 - June 30, 1970, nor $199,014 during the period July 1, 1970 - June 30, 1971; *Provided,* that the limitations for Personal Services shall not include expenditures for Personal Services rendered because of an insurance company insolvency, impairment, deficiency, or liquidation in accordance with the provisions of sections 44-120 to 44-137, Reissue Revised Statutes of Nebraska, 1943.

(3) Program No. 556 - Valuation of Securities		~~2,025~~ *3,600*		~~2,025~~ *3,600*
(4) Program No. 557 - Securities Deposit		~~30,450~~ *86,275*		~~30,450~~ *86,275*

The unexpended balance existing on June 30, 1969, in Fund No. 2221 - Insurance Cash Fund - is hereby

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
reappropriated for allocation to the programs in subsections (1) and (2) of this section.				
For Informational Purposes only: Total Appropriations to Agency No. 22 and Fund Source		~~1,110,318~~ *1,177,823*		~~1,110,318~~ *1,177,823*
Sec. 16. That section 21, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 10, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, as amended to read as follows:				
Sec. 21. Department of Labor - Agency No. 23				
(1) Program No. 194 - Protection of People and Property	~~250,010~~ *259,069*			~~250,010~~ *259,069*
Expenditures for Personal Services shall not exceed ~~$97,410~~ *103,410* during the period July 1, 1969 - June 30, 1970, nor ~~$107,150~~ *111,650* during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 31 - Division of Employment		172,000	~~7,856,479~~ *7,847,923*	~~8,028,479~~ *8,019,923*
Subject to the approval of the Governor, salary increases shall not exceed an average of five per cent per annum during the 1969 - 71 biennium.				
The unexpended balance existing on June 30, 1969,				

	Fund Distribution General (G) Fund	 Cash (C) Fund	 Federal (F) Fund Estimated	Total Appropriation By Program
in Fund No. 2232 - Employment Security Special Contingent Fund - is hereby reappropriated. Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
For Informational Purposes only: Total Appropriations to Agency No. 23 and Fund Source	~~250,019~~ *259,069*	172,000	~~7,856,470~~ *7,847,923*	~~8,265,929~~ *8,278,992*

Sec. 17. That section 22, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 22. Department of Motor Vehicles -

Agency No. 24

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 32 - Departmental Administration	~~141,755~~ *141,949*			~~141,755~~ *141,949*

Expenditures for Personal Services shall not exceed $57,202 during the period July 1, 1969 - June 30, 1970, nor $60,020 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 70 - Enforcement of Standards - Motor Vehicles	~~1,221,600~~ *1,272,112*	260,046		~~1,481,646~~ *1,532,158*

Expenditures for Personal Services shall not exceed $~~200,254~~ *212,030* during the period July 1, 1969 -

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
June 30, 1970, nor $~~221,498~~ *227,125* during the period July 1, 1970 - June 30, 1971.				
The unexpended Cash Fund balance existing on June 30, 1969, is hereby reappropriated.				
(3) Program No. 71 - Enforcement of Standards - Motor Vehicle Drivers	~~1,296,193~~ *1,295,993*			~~1,296,193~~ *1,295,993*
Expenditures for Personal Services shall not exceed $508,912 during the period July 1, 1969 - June 30, 1970, nor $534,276 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 85 - Enforcement of Standards - Truck Permits	114,607			114,607
Expenditures for Personal Services shall not exceed $41,252 during the period July 1, 1969 - June 30, 1970, nor $43,284 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 24 and Fund Source	~~2,774,155~~ *2,824,661*	260,046		~~3,034,201~~ *3,084,707*

Sec. 18. That section 23, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 11, Legislative Bill 928, Eightieth

Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 23. Department of Public Institutions - Agency No. 25

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 33 - Department Central Office	~~1,710,684~~ *1,783,248*			~~1,710,684~~ *1,783,248*

Expenditures for Personal Services shall not exceed $~~528,448~~ *555,379* during the period July 1, 1969 - June 30, 1970, nor $~~554,807~~ *590,912* during the period July 1, 1970 - June 30, 1971. The sum of $150,000 is included for research and special studies and $70,000 is included for Central Data Processing charges, which funds shall not be expended for any other purposes.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 355 - Blind Rehabilitation (Service for Visually Impaired)	178,434	1,080	713,197	892,711

Expenditures for Personal Services shall not exceed $159,630 during the period July 1, 1969 - June 30, 1970, nor $167,924 during the period July 1, 1970 - June 30, 1971, exclusive of commissions paid to operators of blind enterprises.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 361 - Mental Patient Care (Hastings State Hospital)	8,290,803	~~1,100,955~~ *1,118,728*	792,816	~~10,184,574~~ *10,202,347*

Expenditures for Personal Services shall not ex-

ceed $~~4,088,700~~ *4,095,645* during the period July 1, 1969 - June 30, 1970, nor $~~4,292,011~~ *4,302,521* during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 362 - Mental Patient Care (Norfolk State Hospital)	7,109,805	~~834,260~~ *852,033*	50,000	~~7,994,065~~ *8,011,838*

Expenditures for Personal Services shall not exceed $~~3,235,742~~ *3,242,598* during the period July 1, 1969 - June 30, 1970, nor $~~3,387,549~~ *3,397,156* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(5) Program No. 363 - Mental Patient Care (Lincoln State Hospital)	9,146,631	~~1,013,700~~ *1,031,473*	281,208	~~10,441,539~~ 10,459,312

Expenditures for Personal Services shall not exceed $~~4,266,090~~ *4,272,935* during the period July 1, 1969 - June 30, 1970, nor $~~4,473,135~~ *4,482,745* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 364 - Panhandle Mental Health Clinic	178,764	4,000		182,764

Expenditures for Personal Services shall not exceed $80,950 during the period July 1, 1969 - June 30, 1970, nor $84,996 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(7) Program No. 371 - Custody and Rehabilitation (Girls' Training School)	844,440	18,000		862,440
Expenditures for Personal Services shall not exceed $324,010 during the period July 1, 1969 - June 30, 1970, nor $340,867 during the period July 1, 1970 - June 30, 1971.				
(8) Program No. 372 - Custody and Rehabilitation (Penal and Correctional Complex)	5,368,167	682,278		6,050,445
Expenditures for Personal Services shall not exceed $1,890,597 during the period July 1, 1969 - June 30, 1970, nor $1,996,566 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 373 - Custody and Rehabilitation (State Reformatory for Women)	226,848	111,842		338,690
Expenditures for Personal Services shall not exceed $118,295 during the period July 1, 1969 - June 30, 1970, nor $124,243 during the period July 1, 1970 - June 30, 1971.				
(10) Program No. 374 - Custody and Rehabilitation (Boys' Training School)	1,735,159	75,800		1,810,959
Expenditures for Personal Services shall not exceed $652,391 during the period July 1, 1969 - June 30, 1970, nor $688,133 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(11) Program No. 421 - Care of Mentally Retarded (Beatrice State Home)	~~9,197,443~~ *9,196,663*	~~1,452,725~~ *1,470,498*	1,221,688	~~11,871,856~~ *11,888,849*

Expenditures for Personal Services shall not exceed $~~4,560,002~~ *4,566,947* during the period July 1, 1969 - June 30, 1970, nor $~~5,027,881~~ *5,037,441* during the period July 1, 1970 - June 30, 1971. Funds are included for the purpose of employing additional education and training personnel in order to extend the educational program to a larger number of residents and to conduct a third session daily if existing facilities are not adequate to accommodate the number of residents in the program in two sessions.

(12) Program No. 422 - Care of Mentally Retarded (Norfolk State Hospital)	259,755			259,755

Expenditures for Personal Services shall not exceed $101,790 during the period July 1, 1969 - June 30, 1970, nor $107,082 during the period July 1, 1970 - June 30, 1971.

(13) Program No. 423 - Care of Mentally Retarded (Tuberculosis Hospital)	324,023			324,023

Expenditures for Personal Services shall not exceed $127,396 during the period July 1, 1969 - June 30, 1970,

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
nor $133,860 during the period July 1, 1970 - June 30, 1971.				
(14) Program No. 424 - Care of Mentally Retarded	~~47,174~~ *683,194*		86,641	~~133,815~~ *769,853*
Expenditures for personal services shall not exceed $~~43,012~~ *70,908* during the period July 1, 1969 - June 30, 1970, nor $~~45,305~~ *79,696* during the period July 1, 1970 - June 30, 1971.				
(15) Program No. 519 - Care of Aged (Soldiers' and Sailors' Home)	1,386,061	1,362,719		2,748,780
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(16) Program No. 520 - Care of Tubercular (Tuberculosis Hospital)	1,122,973	75,700		1,198,673
Expenditures for Personal Services shall not exceed $457,087 during the period July 1, 1969 - June 30, 1970, nor $479,813 during the period July 1, 1970 - June 30, 1971.				
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(17) Program No. 521 - Orthopedic Care (Orthopedic Hospital)	1,661,225	94,184		1,755,409
Expenditures for Personal Services shall not exceed $691,322 during the period July 1, 1969 - June 30,				

1970, nor $742,282 during the period July 1, 1970 - June 30, 1971.

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(18) Program No. 548 - Mental Health Institute (Nebraska Psychiatric Institute)	3,084,167	~~462,061~~ *480,834*	206,000	~~3,752,228~~ *3,771,001*

Expenditures for Personal Services shall not exceed $~~1,660,621~~ *1,667,539* during the period July 1, 1969 - June 30, 1970, nor $~~1,743,465~~ *1,753,075* during the period July 1, 1970 - June 30, 1971. The Personal Services limitations shall not apply to personnel in positions funded from federal and private research grants.

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (18) of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 25 and Fund Source	~~51,972,556~~ *52,580,360*	~~7,290,304~~ *7,379,169*	3,351,550	~~62,514,410~~ *63,311,079*

Sec. 19. That section 24, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 12, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 24. Department of Public Welfare - Agency No. 26

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 341 - Public Assistance	~~32,007,277~~ *35,358,459*		~~71,300,703~~ *73,614,763*	~~103,307,980~~ *108,973,222*

No pro rata payments shall be made from the appropriation contained in this subsection to recipients of public assistance or to medical vendors.

The sum of $346,558 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 343 - Cuban Refugee Aid			47,500	47,500
(3) Program No. 523 - Crippled Children Services	~~308,448~~ *307,925*		772,308	~~1,080,756~~ *1,080,233*

Expenditures for Personal services shall not exceed $80,564 during the period July 1, 1969 - June 30, 1970, nor $84,585 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 524 - Home for Children	1,480,771	18,000	40,000	1,538,771

Expenditures for Personal Services shall not exceed $587,287 during the period July 1, 1969 - June 30, 1970, nor $610,509 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Director in the amount of $13,200 per annum during the 1969 - 71 biennium, subject to the establishment of the compensation rate for the Director by the Governor.

The unexpended balance existing on June 30, 1969 in Fund No. 2261 - Children's Home Cash Fund - is hereby reappropriated to the program in subsection (4) of this section.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 26 and Fund Source	~~33,706,406~~ *37,147,155*	18,000	~~72,160,511~~ *74,474,571*	~~105,875,907~~ *111,639,726*

Sec. 20. That section 25, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 17, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 25. Department of Roads - Agency No. 27

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 569 - Administration, Maintenance, Preservation and Construction of Highways	~~500,000~~ *1,734,600*	220,218,512		~~220,718,512~~ *221,953,112*

Expenditures for Personal Services shall not exceed $17,865,000 during the period July 1, 1969 - June 30, 1970, nor $20,380,000 during the period July 1, 1970 - June 30, 1971; *Provided,* that personnel in maintenance positions on hourly and monthly salary bases shall receive salary increases of not less than five per cent per annum during the 1969-71 biennium.

Expenditures of Cash Funds shall not be limited to the amount shown in column (C).

The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.

	Fund Distribution General (G) Fund	 Cash (C) Fund	 Federal (F) Fund Estimated	 Total Appropriation By Program
(2) Program No. 630 - Board of Examiners for County Highway and City Street Superintendents		7,500		7,500

Expenditures of Cash Funds shall not be limited to the amount shown in column (C).

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 27 and Fund Source	~~500,000~~ *1,734,600*	220,226,012		~~220,726,012~~ *221,960,612*

Sec. 21. That section 26, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 13, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 26. Department of Veterans' Affairs - Agency No. 28

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 036 - Departmental Administration	~~183,361~~ *200,553*		~~82,166~~ *86,542*	~~265,527~~ *287,095*

Expenditures for Personal Services shall not exceed $~~105,246~~ *117,804* during the period July 1, 1969 -

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
June 30, 1970, nor $~~120,348~~ *129,831* during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 28 and Fund Source	~~183,361~~ *200,553*		~~82,166~~ *86,542*	~~265,527~~ *287,095*
Sec. 22. That section 27, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 27. Department of Water Resources - Agency No. 29				
(1) Program No. 37 - Departmental Administration	~~293,522~~ *282,732*			~~293,522~~ *282,732*
Expenditures for Personal Services shall not exceed $111,617 during the period July 1, 1969 - June 30, 1970, nor $116,516 during the period July 1, 1970 - June 30, 1971.				
The sum of $30,000 is included for the "Lower Platte Study" and shall not be expended for any other purpose.				
(2) Program No. 72 - Enforcement of Standards - Nebraska Power Review Board		113,435		113,435
Expenditures for Personal Services shall not exceed $38,258 during the period July 1, 1969 - June 30, 1970, nor $40,143 during the period July 1, 1970 - June				

30, 1971.

The unexpended Cash Fund balance existing on June 30, 1969, is hereby reappropriated.

	General (G) Fund	Fund Distribution Cash (C) Fund	 Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 527 - Administration of Water Rights	~~322,365~~ *317,805*			~~322,365~~ *317,805*

Expenditures for Personal Services shall not exceed $95,599 during the period July 1, 1969 - June 30, 1970, nor $100,372 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 29 and Fund Source	~~605,887~~ *600,537*	113,435		~~719,322~~ *713,972*

Sec. 23. That section 28, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 14, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 28. Military Department - Agency No. 31

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 38 - Command and General Support	~~866,064~~ *866,885*	173,508		~~1,039,572~~ *1,040,393*

Expenditures for Personal Services shall not exceed $371,136 during the period July 1, 1969 - June 30,

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $389,487 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 192 - Governor's Emergency Program	~~417,000~~ *428,355*			~~417,000~~ *428,355*
The sum of $11,355 is included for the purpose of administering the Natural Disaster Fund, of which expenditures for Personal Services shall not exceed $3,683 during the period July 1, 1969 - June 30, 1970, nor $3,872 during the period July 1, 1970 - June 30, 1971.				
The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $102,161, which funds are in addition to the appropriation shown in column (G) and the Total column of this subsection.				
(3) Program No. 544 - National and State Guard	~~426,931~~ *465,891*	270,000		~~696,931~~ *735,891*
Expenditures for Personal Services shall not exceed $154,195 during the period July 1, 1969 - June 30, 1970, nor $161,899 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 545 - Civil Defense	~~288,237~~ *288,408*	8,800	~~538,783~~ *538,964*	~~835,820~~ *836,172*

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Expenditures for Personal Services shall not exceed $221,811 during the period July 1, 1969 - June 30, 1970, nor $232,886 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 565 - Emergencies and Incidentals	90,000		800,000	890,000
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (5) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 31 and Fund Source	~~2,088,232~~ *2,139,539*	452,308	~~1,338,792~~ *1,338,964*	~~3,879,332~~ *3,930,811*

Sec. 24. That section 29, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 15, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 29. Board of Educational Lands and Funds - Agency No. 32				
(1) Program No. 141 - Administration of Retirement Systems	412,943	88,393		501,336

Expenditures for Personal Services shall not exceed $64,508 during the period July 1, 1969 - June 30,

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $66,525 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 144 - School Employees' Service Annuity	5,161,456			5,161,456
(3) Program No. 528 - Administration of School Trusts	~~653,258~~ *659,038*			~~653,258~~ *659,038*
Expenditures for Personal Services shall not exceed $~~191,524~~ *194,704* during the period July 1, 1969 - June 30, 1970, nor $~~200,892~~ *204,072* during the period July 1, 1970 - June 30, 1971. The sum of $10,700 is included for rental of office space outside the State Capitol building and $19,200 is included for Central Data Processing charges which funds shall not be expended for any other purposes.				
(4) Program No. 529 - Land Surveys	114,105			114,105
Expenditures for Personal Services shall not exceed $49,258 during the period July 1, 1969 - June 30, 1970, nor $51,718 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 546 - Missouri River Boundaries	66,629			66,629
Expenditures for Personal Services shall not exceed $24,893 during the period July 1, 1969 - June 30,				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $25,899 during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 554 - Disputed Survey Settlements		5,843		5,843
Expenditures of Cash Funds shall not be limited to the amount shown in column (C).				
(7) Program No. 559 - Acquisition of Lands and Buildings	2,880			2,880
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 32 and Fund Source	~~6,411,271~~ *6,417,051*	94,236		~~6,505,507~~ *6,511,287*
Sec. 25. That section 30, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 16, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 30. Game and Parks Commission - Agency No. 33				
(1) Program No. 323 - Tourism	159,198	64,250		223,448
Expenditures for Personal Services shall not ex-				

ceed $25,310 during the period July 1, 1969 - June 30, 1970, nor $26,762 during the period July 1, 1970 - June 30, 1971.

The unexpended balance existing on June 30, 1969, in Fund No. 2331 - Tourist Promotion - is hereby reappropriated.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 325 - Boat Administration, Education and Enforcement		148,325		148,325

Expenditures for Personal Services shall not exceed $56,853 during the period July 1, 1969 - June 30, 1970, nor $59,689 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 336 - Wildlife Conservation		~~7,847,046~~ *7,857,376*		~~7,847,046~~ *7,857,376*

The appropriations for this program includes $~~1,891,307~~ *1,890,164* to Subprogram No. 1 - Enforcement of Game and Fish Laws; $~~1,737,920~~ *1,748,543* to Subprogram No. 2 - Information and Education; $~~725,978~~ *724,886* to Subprogram No. 3 - General Supervision, Administration, and Accounting; $~~495,038~~ 494,846 to Subprogram No. 4 - Game; $~~1,606,648~~ *1,606,100* to Subprogram No. 5 - Fish; $~~1,087,875~~ *1,088,601* to Subprogram No. 6 - Land Management; ~~$304,290~~ *304,236* to Subprogram No. 7 - Research.

Expenditures for Personal Services shall not exceed $2,194,500 during the period July 1, 1969 - June 30, 1970, nor $2,294,896 during the period July 1, 1970 - June 30, 1971.

The sum of $4,000 is included for Central Data Processing charges and shall not be expended for any other purpose.

The sum of $378,316 is included for Vehicle Replacement and shall not be expended for any other purpose.

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 549 - Parks - Administration and Operation	~~1,344,349~~ *1,343,985*	460,000		~~1,804,349~~ *1,803,985*

Expenditures for Personal Services shall not exceed $589,886 during the period July 1, 1969 - June 30, 1970, nor $615,380 during the period July 1, 1970 - June 30, 1971. The sum of $14,099 is included for the employment of a superintendent at Fort Hartsuff.

The sum of $36,980 is included for Vehicle Replacement and shall not be expended for any other purpose.

The unexpended balance existing on June 30, 1969 in Fund No. 2333 - State Park Cash Revenue - is hereby reappropriated.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(5) Program No. 550 - Special Federal Aid Programs	~~220,809~~ *220,446*	73,563		~~294,372~~ *294,009*

Expenditures for Personal Services shall not exceed $111,626 during the period July 1, 1969 - June 30, 1970, nor $116,725 during the period July 1, 1970 - June 30, 1971.

The sum of $4,600 is included for Vehicle Replacement and shall not be expended for any other purpose.

(6) Program No. 617 - Engineering and Area Maintenance	~~1,050,569~~ *1,097,544*	~~467,843~~ *563,952*		~~1,518,412~~ *1,661,496*

Expenditures for Personal Services shall not exceed $436,904 during the period July 1, 1969 - June 30, 1970, nor ~~$456,228~~ *468,555* during the period July 1, 1970 - June 30, 1971.

The sum of $71,153 is included for Vehicle Replacement and shall not be expended for any other purpose. *The sums of $47,338 from the General Fund and $96,109 from Cash Funds are included for expenses relative to the payment for and operation of the headquarters office building and related building and facilities pursuant to Legislative Bill 1436, Eightieth*

Session, Nebraska State Legislature, 1969; Provided, that such sums shall not be expended for any other purpose.

The unexpended balance existing on June 30, 1969, in Fund No. 2332 - State Game Fund - is hereby reappropriated to be allocated to the programs in subsections (2), (3), (5), and (6) of this section.

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 33 and Fund Source	~~2,774,925~~ *2,821,173*	~~9,061,927~~ *9,167,466*		~~11,836,852~~ *11,988,639*

Sec. 26. That section 31, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 31. Nebraska Public Library Commission - Agency No. 34

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 39 - Departmental Administration	37,279		19,964	57,243

Expenditures for Personal Services shall not exceed $22,698 during the period July 1, 1969 - June 30, 1970, nor $24,634 during the period July 1, 1970 - June 30, 1971. The sum of $400 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 252 - Extension Library Service	159,851		320,045	479,896

Expenditures for Personal Services shall not ex-

ceed $129,473 during the period July 1, 1969 - June 30, 1970, nor $135,937 during the period July 1, 1970 - June 30, 1971. The sum of $600 is included for Central Data Processing charges and shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 302 - State Aid - Library Development			~~928,614~~ *927,744*	~~928,614~~ *927,744*

Expenditures for Personal Services shall not exceed $125,387 during the period July 1, 1969 - June 30, 1970, nor $130,601 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For ~~Information~~ *Informational* Purposes only: Total Appropriations to Agency No. 34 and Fund Source	197,130		~~1,268,623~~ *1,267,753*	~~1,465,753~~ *1,464,883*

Sec. 27. That section 32, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 22, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 32. Nebraska Liquor Control Commission - Agency No. 35

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 073 - Enforcement of Standards - Administration of State Liquor Laws	~~543,641~~			~~543,641~~

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
	552,243			*552,243*

Expenditures for Personal Services shall not exceed $~~202,450~~ *206,655* during the period July 1, 1969 - June 30, 1970, nor $~~212,694~~ *217,090* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 35 and Fund Source	~~543,641~~ *552,243*			~~543,641~~ *552,243*

Sec. 28. That section 34, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 23, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 34. Workmen's Compensation Court - Agency No. 37

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 530 - Workmen's Compensation Administration	~~264,531~~ *303,928*			~~264,531~~ *303,928*

Expenditures for Personal Services shall not exceed $~~101,291~~ *114,611* during the period July 1, 1969 - June 30, 1970, nor $~~111,311~~ *137,336* during the period July 1, 1970 - June 30, 1971.

The sum of $6,851 is included for Central Data

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Processing charges and shall not be expended for any other purpose.				
For Informational Purposes only: Total Appropriations to Agency No. 37 and Fund Source	~~264,531~~ *303,928*			~~264,531~~ *303,928*

Sec. 29. That section 42, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 20, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 42. Nebraska Educational Television Commission - Agency No. 47				
Program No. 533 - Educational Television	~~1,952,310~~ *1,966,024*	150,606		~~2,102,916~~ *2,116,630*

Expenditures for Personal Services shall not exceed $~~232,962~~ *235,879* during the period July 1, 1969 - June 30, 1970, nor $~~245,426~~ *251,542* during the period July 1, 1970 - June 30, 1971.

The unexpended Cash Fund balance existing on June 30, 1969, in Fund 2471 - State Educational Television Fund - is hereby reappropriated in an amount not to exceed $100,000.

The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
not to exceed $267,000, and is for the purpose of payment of charges incurred in completion of translator and transmitter activations and the purchase of equipment. These funds are in addition to the appropriation shown in column (G) and the Total column of this section.				
For Informational Purposes only: Total Appropriations to Agency No. 47 and Fund Source	~~1,953,210~~ *1,966,024*	150,606		~~2,103,816~~ *2,116,630*

Sec. 30. That section 51, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 51. Nebraska State Historical Society - Agency No. 54				
(1) Program No. 43 - Departmental Administration	238,793			238,793
Expenditures for Personal Services shall not exceed $83,746 during the period July 1, 1969 - June 30, 1970, nor $87,122 during the period July 1, 1970 - June 30, 1971, including the salary of the Director which shall not exceed $16,000 per annum during the 1969-71 biennium.				
(2) Program 258 - Research Library	92,148	400		92,548
Expenditures for Personal Services shall not exceed $40,231 during the period July 1, 1969 - June 30, 1970.				

nor $42,237 during the period July 1, 1970 - June 30, 1971.

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 541 - Museum Operation	~~241,562~~ *376,850*	16,000		~~257,562~~ *392,850*
Expenditures for Personal Services shall not exceed $~~125,705~~ *136,833* during the period July 1, 1969 - June 30, 1970, nor $~~142,571~~ *149,124* during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 542 - State of Nebraska Archives	~~119,283~~ *134,465*	12,000		~~131,283~~ *146,465*
Expenditures for Personal Services shall not exceed ~~$38,105~~ *44,917* during the period July 1, 1969 - June 30, 1970, nor ~~$40,008~~ *47,188* during the period July 1, 1970 - June 30, 1971. The sum of $17,000 is included in Publishing, Printing, Photography for microfilming and shall not be expended for any other purpose.				
(5) Program No. 575 - Nebraska Statehood Memorial	23,760			23,760
Expenditures for Personal Services shall not exceed $7,271 during the period July 1, 1969 - June 30, 1970, nor $7,642 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (5) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 54 and Fund Source	~~915,646~~ *866,016*	28,400		~~944,046~~ *894,416*

Sec. 31. That section 52, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 52. Soil and Water Conservation Commission - Agency No. 55

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 44 - Departmental Administration	95,128			95,128

Expenditures for Personal Services shall not exceed $40,716 during the period July 1, 1969 - June 30, 1970, nor $41,525 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Executive Secretary in the amount of $17,640 per annum during the 1969-71 biennium and the salary of the Office Manager in the amount of $5,760 per annum during the 1969-71 biennium, subject to the establishment of compensation rates by the Soil and Water Conservation Commission.

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 303 - State Aid - Small Watersheds	560,006	225,600		785,606

Expenditures for Personal Services shall not exceed $36,036 during the period July 1, 1969 - June 30, 1970, nor $37,834 during the period July 1, 1970 - June 30, 1971.

The sum of $700,000 is included for Aids and Transfers and shall not be expended for any other purpose.

The unexpended balance existing on June 30, 1969, in Fund No. 2551 - Small Watershed Cash Fund - is hereby reappropriated.

(3) Program No. 334 - Soil and Water Conservation	~~1,301,687~~ *1,341,842*	10,000	100,000	~~1,411,687~~ *1,451,842*

Expenditures for Personal Services shall not exceed ~~$418,881~~ *426,506* during the period July 1, 1969 - June 30, 1970, nor ~~$437,181~~ *450,571* during the period July 1, 1970 - June 30, 1971. The unexpended Cash Fund balance existing on June 30, 1969, in Fund No. 2660 - State Soil and Water Conservation Fund - is hereby reappropriated.

The sum of $300,000 is included for Aids and Transfers and shall not be expended for any other purpose. The sum of $30,000 is included for the "Lower Platte Study" and shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 55 and Fund Source	~~1,956,821~~ *1,996,976*	235,600	100,000	~~2,292,421~~ *2,332,576*

Sec. 32. That section 59, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section , Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 59. Department of Roads - Nebraska State Patrol - Agency No. 64

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 195 - Protection of People and Property	~~9,810,882~~ *9,973,309*		*199,117*	~~9,810,882~~ *10,172,426*

Expenditures for Personal Services shall not exceed $~~3,190,000~~ *3,248,452* during the period July 1, 1969 - June 30, 1970, nor $~~3,353,400~~ *3,433,332* during the period July 1, 1970 - June 30, 1971.

The sum of $900,900 is included for Vehicle Replacement and $~~118,000~~ *136,330* is included for Central Data Processing charges which funds shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 191 - Deputy Sheriffs - Indian Areas	65,929			65,929

Expenditures for Personal Services shall not exceed $16,176 during the period July 1, 1969 - June 30, 1970, nor $17,038 during the period July 1, 1970 - June 30, 1971.

Expenditures of funds are contingent upon fulfillment of the provisions of Legislative Resolution 37, Eightieth Session, Nebraska State Legislature, 1969; *Provided,* that upon assumption by the United States Department of Interior and its Bureau of Indian Affairs of law enforcement responsibilities in the areas of Indian country in Thurston County, pursuant to the provisions of the above-cited Resolution, no further disbursements of funds from the appropriation to this program shall be made to Thurston County.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 64 and Fund Source	~~9,976,761~~ *10,039,238*		*199,117*	~~9,976,761~~ *10,238,355*

Sec. 33. That section 60, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 25, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended

to read as follows:

Sec. 60. Department of Administrative Services - Agency No. 65

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 49 - Departmental Administration	60,800			60,800
Expenditures for Personal Services shall not exceed $26,950 during the period July 1, 1969 - June 30, 1970, nor $28,321 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 171 - Central Purchasing and Multilithing	~~211,815~~			~~211,815~~
	295,355			*295,355*
Expenditures for Personal Services shall not exceed $~~111,817~~ *156,507* during the period July 1, 1969 - 1970, nor $~~120,418~~ *175,048* during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 173 - Telecommunications System	372,806		287,620	660,426
Expenditures for Personal Services shall not exceed $70,502 during the period July 1, 1969 - June 30, 1970, nor $79,299 during the period July 1, 1970 - June 30, 1971. $80,000 is provided for two months operation of Phase II and shall not be expended for any other purpose.				
(4) Program No. 178 - Transportation Services Bureau Program	*737,256*			*737,256*

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
The expenditures for Personal Services shall not exceed $27,405 during the period July 1, 1969 - June 30, 1970, nor $57,551 during the period July 1, 1970 - June 30, 1971. Funds are provided for construction of a garage facility.				
~~(4)~~ *(5)* Program No. 509 - Budget Administration	~~190,538~~ *208,540*			~~190,538~~ *208,540*
Expenditures for Personal Services shall not exceed $~~51,238~~ *58,784* during the period July 1, 1969 - June 30, 1970, nor $~~54,273~~ *64,731* during the period July 1, 1970 - June 30, 1971.				
The sum of $65,000 is included for Central Data Processing charges and shall not be expended for any other purpose.				
~~(5)~~ *(6)* Program No. 510 - Social Security Administration	50,246			50,246
Expenditures for Personal Services shall not exceed $16,649 during the period July 1, 1969, June 30, 1970, nor $17,520 during the period July 1, 1970 - June 30, 1971.				
The sum of $9,538 is included for Central Data Processing charges and shall not be expended for any other purpose.				
~~(6)~~ *(7)* Program No. 567 - Fiscal Administration	1,039,714			1,039,714

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Expenditures for Personal Services shall not exceed $126,150 during the period July 1, 1969 - June 30, 1970, nor $133,403 during the period July 1, 1970 - June 30, 1971.				
The sum of $600,000 is included for Central Data Processing charges and shall not be expended for any other purpose.				
~~(7)~~ *(8)* Program No. 568 - Buildings and Grounds Administration	1,215,626			1,215,626
Expenditures for Personal Services shall not exceed $371,070 during the period July 1, 1969 - June 30, 1970, nor $390,387 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 628 - Capital Facilities Planning Bureau Program	*88,340*			*88,340*
The expenditures for Personal Services shall not exceed $28,425 during the period July 1, 1969 - June 30, 1970, nor $50,090 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 65 and Fund Source	~~3,141,646~~ *4,068,683*		287,620	~~3,429,266~~ *4,356,303*

Sec. 34. That section 62, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as

amended by section 34, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 62. Equal Opportunity Commission - Agency No. 67				
Program No. 59 - Enforcement of Standards - Equal Opportunity	~~86,973~~ *140,749*		15,000	~~101,973~~ *155,749*

Expenditures for Personal Services shall not exceed ~~$30,665~~ *54,285* during the period July 1, 1969 - June 30, 1970, nor ~~$42,422~~ *62,929* during the period July 1, 1970 - June 30, 1971.

The sum of $150 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 67 and Fund Source	~~86,973~~ *140,749*		15,000	~~101,973~~ *155,749*
Sec. 35. *Constitutional Revision Commission - Agency No. 77*				
Program No. 627 - Constitutional Revision Commission	*75,000*			*75,000*
For Informational Purposes only: Total Appropriations to Agency No. 77 and Fund Source	*75,000*			*75,000*

Sec. 36. That section 38, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 38. State Personnel Office - Agency No. 80				
Program No. 605 - Personnel Administration	~~302,353~~ *311,993*			~~302,353~~ *311,993*

Expenditures for Personal Services shall not exceed $~~72,200~~ *76,610* during the period July 1, 1969 - June 30, 1970, nor $~~104,021~~ *109,241* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 80 and Fund Source	~~302,353~~ *311,993*			~~302,353~~ *311,993*

Sec. 37. That section 70, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 39, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 70. University of Nebraska - Agency No. 51				
(1) Program No. 701 - Administration and General Expense	~~5,695,129~~ *5,696,729*	296,641		~~5,991,770~~ *5,993,370*

Expenditures for Personal Services shall not exceed $2,213,781 during the period July 1, 1969 - June

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
30, 1970, nor $2,393,500 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 702 - Instruction and Department Research	21,110,735	15,354,773	467,092	36,932,600
Expenditures for Personal Services shall not exceed $16,141,634 during the period July 1, 1969 - June 30, 1970, nor $17,619,400 during the period July 1, 1970 - June 30, 1971.				
The sum of $100,000 is included for expansion of the Computer Science Program, and $24,738 is included for the New Services request of the College of Agriculture and Home Economics.				
(3) Program No. 703 - Organized Activities	176,568	533,804		710,372
Expenditures for Personal Services shall not exceed $174,335 during the period July 1, 1969 - June 30, 1970, nor $203,534 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 704 - Organized Research	2,662,420	232,158		2,894,578
Expenditures for Personal Services shall not exceed $836,602 during the period July 1, 1969 - June 30, 1970, nor $899,486 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 705 - Libraries	3,507,941	53,694		3,561,635
Expenditures for Personal Services shall not				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
exceed $931,460 during the period July 1, 1969 - June 30, 1970, nor $1,034,850 during the period July 1, 1970 - June 30, 1971.				
The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $188,183 which sum is intended for payment of obligations incurred prior to June 30, 1969, and which funds are in addition to the appropriation shown in column (G) and the total column of the subsection.				
(6) Program No. 706 - Plant Operations and Maintenance	7,355,998	313,186		7,669,184
Expenditures for Personal Services shall not exceed $1,928,204 during the period July 1, 1969 - June 30, 1970, nor $2,157,103 during the period July 1, 1970 - June 30, 1971.				
The sum of $30,900 is included for purchase of insurance protection against catastrophic loss.				
(7) Program No. 720 - Extension and Public Service	1,428,090	44,102		1,472,192
Expenditures for Personal Services shall not exceed $1,720,906 during the period July 1, 1969 - June 30, 1970, nor $1,815,647 during the period July 1, 1970 - June 30, 1971; *Provided,* that per-				

sonal services paid from University account X 20 - 60 - 03 - 10 - Great Plains Television Library - are not included in the personal services limitations nor shall that account be subject to a personal services limitation.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(8) Program No. 722 - Agricultural Experiment Stations	7,262,566	243,090	1,318,182	8,823,838

Expenditures for Personal Services shall not exceed $3,998,580 during the period July 1, 1969 - June 30, 1970, nor $4,343,052 during the period July 1, 1970 - June 30, 1971; *Provided,* that personal services paid from University accounts G 22 - 53 - 46 - 00 and X 22 - 53 - 46 - 00 both entitled Meat Animal Research Center are not included in the personal services limitations, nor shall those accounts be subject to a personal services limitation.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(9) Program No. 724 - Agricultural Extension Service	4,877,177	358,314	2,512,932	7,748,423

Expenditures for Personal Services shall not exceed $3,378,193 during the period July 1, 1969 - June 30, 1970, nor $3,560,535 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(10) Program No. 726 - Conservation and Survey	580,473	6,411		586,884

Expenditures for Personal Services shall not

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
exceed $237,948 during the period July 1, 1969 - June 30, 1970, nor $251,726 during the period July 1, 1970 - June 30, 1971.				
The sum of $25,000 is included to defray anticipated additional costs in the development of the "Lower Platte Study".				
(11) Program No. 728 - Curtis School	549,334	244,660		793,994
Expenditures for Personal Services shall not exceed $277,333 during the period July 1, 1969 - June 30, 1970, nor $296,802 during the period July 1, 1970 - June 30, 1971.				
(12) Program No. 730 - Medical Center	15,386,846	11,161,154		26,548,000
Expenditures for Personal Services shall not exceed $9,420,127 during the period July 1, 1969 - June 30, 1970, nor $10,396,248 during the period July 1, 1970 - June 30, 1971.				
Included for New Services is the sum of $68,352 for the Physical Therapy Training Program; $206,996 for the Family Practice Specialty Program; $49,568 for the support of new laboratories in the University Hospital; and $417,754 for expansion of the Nurses' Training Programs.				
(13) Program No. 732 - University of Nebraska at Omaha	9,765,568	9,592,088		19,357,656

Expenditures for Personal Services shall not exceed $7,478,823 during the period July 1, 1969 - June 30, 1970, nor $8,418,207 during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(14) Program No. 74 - Federal Letter of Credit - Lincoln Campus and Outstate Activities			3,000,000	3,000,000
(15) Program No. 742 - Federal Grants - Lincoln Campus and Outstate Activities			4,000,000	4,000,000
(16) Program No. 744 - Federal Letter of Credit - Medical Center			5,000,000	5,000,000
(17) Program No. 745 - Federal Grants - Medical Center			900,000	900,000
(18) Program No. 747 - Federal Letter of Credit - University of Nebraska at Omaha			1,200,000	1,200,000
(19) Program No. 748 - Federal Grants - University of Nebraska at Omaha			600,000	600,000

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (19) of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 51 and Fund Source	~~80,358,845~~ *80,360,445*	38,434,075	18,998,206	~~137,791,126~~ *137,792,726*

Sec. 38. That section 75, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 41, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 75. Revolving Funds

The receipts for the period July 1, 1969, to June 30, 1971, inuring to the several revolving funds for which appropriations are not otherwise made in this act, together with any unexpended balances on hand in such revolving funds on July 1, 1969, are hereby specifically appropriated to each of the funds respectively and shall be used for the purposes for which the money was received; *Provided,* that expenditure limitations imposed in the appropriations to any program contained in Sections 2 to 70 of this Act shall include expenditures from revolving funds: (1) To the Department of Administrative Services, Purchasing Department Revolving Fund, Meter Postage Fund, Telephone Expense Revolving Fund, *Transportation Services Bureau Revolving Fund,* Telecommunications Revolving Fund and Data Processing Revolving Fund *which, subject to the passage of Legislative Bill 1327, Eightieth Session, Nebraska State Legislature, 1969, and upon the effective date thereof, shall be a Cash Fund to which the provisions of section 40 of this act shall apply and to which the unexpended balance existing in the Data Processing Revolving Fund shall be credited*; (2) To the State Department of Education, Surplus Property Fund, as provided in section 81-912, Reissue Revised Statutes of Nebraska, 1943; (3) To the Joint Merit System Council, money accruing to the Joint Merit System Revolving Fund as provided by section 81-8,107, Reissue Revised Statutes of Nebraska, 1943; (4) To the Department of Public Institutions, the money accruing to the emergency revolving funds of each state institution under its jurisdiction as provided by section 83-130, Reissue Revised Statutes of Nebraska, 1943, the money accruing by the provisions of section 83-210.01, Reissue Revised Statutes of Nebraska, 1943, to the Aid to Blind for Purchase of Equipment Revolving Fund, and to the Nebraska State Use System of Prison Employment Fund as designated in section 83-150, Reissue Revised Statutes of Nebraska, 1943; (5) To the University of Nebraska, the money accruing to the University Cash Auxiliary Revolving Fund and the Cash Auxiliary Revolving Fund of the University of Nebraska at Omaha; (6) To the four State Colleges, only the money accruing to the Cash Auxiliary Funds, for dormitory rentals, dormitory operations and maintenance, cafeteria and student union operations; (7) To the Department of Aeronautics, the Department of Aeronautics Hangar Revolving Fund; (8) To the Department of Administrative Services, the money accruing to the Contribution Fund established by section 68-612, Reissue Revised Statutes of Nebraska, 1943; and (9) To the Tax Commissioner, the Tax Commissioner Revolving Fund established by Legislative Bill 20, Eightieth Session, Nebraska State Legislature, 1969.

Sec. 39. That original section 38, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, sections 15, 17, 27, 31, 51, and 52, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, sections 5, 7, 8, 9, 10, 11, 14, 16, 18, 19, 20, 21, 21, 24, 25, 26, 28, 29, 30, 32, 34, 42, 60, 62, 70, and 75, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by sections 2, 3, 4, 5, 6, 7, 9, 8, 11,12, 9, 10, 11, 12, 17, 13, 14, 15, 16, 22, 23, 20, 25, 34, 39, and 41, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, and section 59, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, are repealed.

Sec. 40. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Richard D. Marvel, Chairman

GENERAL FILE

LEGISLATIVE BILL 1096. Reading waived. Explained.

The Standing Committee amendments found in this Day's Journal were offered section by section.

Mr. Bloom offered the following amendment:

Amend line 100, Program 424; line 101, General Fund, strike 683,194 and insert 1,800,000, strike 769,835 and insert 1,886,641 in total appropriations.

Mr. Bloom requested a record vote.

Voting in the affirmative, 12:

Bloom
Danner
Elrod
Johnson
Kennedy
Keyes
Luedtke
Moulton
Simpson
Syas
Wallwey
Wenzlaff

Voting in the negative, 18:

Batchelder
Budd
Clark
Duis
Hanna
Harsh
Hasebroock
Holmquist
Kokes
Kremer
Marvel
Orme
Reynolds
Robinson
Skarda
Stull
Warner
Wiltse

Not voting, 19:

Burbach
Carpenter
Carstens
Craft
Klaver
Knight
Mahoney
Moylan
Nore
Pedersen
Proud
Schmit
Schreurs
Swanson
Waldo
Waldron
Whitney
Wylie
Ziebarth

The Bloom amendment was rejected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 504. Correctly engrossed.

LEGISLATIVE BILL 667. Replaced on Select File as amended

E and R amendments to LB 667:

1. In new section 4, line 10, strike "8" and insert "~~ten~~ *eight*"; and in line 12 strike "5" and insert "*five*".

2. In line 3 of renumbered section 8, insert ", as amended by section 2, Legislative Bill 633, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

3. In E & R amendment 3, adopted 8/20/69, line 3, insert "to change foundation aid; to change required mill levies; to establish priorities;" after the semicolon; in line 5 strike "section 79-1336" and insert "sections 79-1334, 79-1335, 79-1336, and 79-1343"; in line 6 strike the first "section" and insert "sections"; and in line 7, insert "as amended by section 2, Legislative Bill 633, Eightieth Session, Nebraska State Legislature, 1969" after "1967".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 667. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1096. Considered.

Mr. Batchelder moved to indefinitely postpone.

Mr. Batchelder requested a record vote.

Voting in the affirmative, 8:

Batchelder
Hanna
Holmquist
Kennedy
Kokes
Skarda
Stull
Wiltse

Voting in the negative, 20:

Bloom
Budd
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Johnson
Keyes
Kremer
Luedtke
Marvel
Moulton
Robinson
Simpson
Syas
Warner
Wenzlaff
Ziebarth

Not voting, 21:

Burbach
Carpenter
Carstens
Clark
Klaver
Knight
Mahoney
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Swanson
Waldo
Waldron
Wallwey
Whitney
Wylie

The motion lost.

Recess

At 12:07 p.m., the Legislature recessed until 1:00 p.m.

After Recess

The Legislature reconvened at 1:00 p.m., Mr. Simpson presiding.

The roll was called and all members were present except Mrs. Orme, excused until 1:10 p.m., Mr. Hanna excused until 1:15 p.m., and Messrs. Burbach, Carpenter, Carstens, Klaver, Knight, Mahoney, Moylan, Pedersen, Proud, Schmit, Schreurs, Swanson, Waldo, Waldron, Whitney and Wylie, who were excused.

GENERAL FILE

LEGISLATIVE BILL 1096. Considered.

Speaker Warner offered the following amendment, which was adopted with 17 ayes, 2 nays and 30 not voting:

Amend Section 60, subsection (4), of Legislative Bill 1421, Agency No. 65, Department of Administrative Services, Program 509: Strike "190,539" in Column (G) and the Total Column, and insert in lieu thereof "308,792" in both places. In the Personal Services provision for Program 509, strike $51,238" and insert in lieu thereof "$97,146", and strike "$54,276" and insert in lieu thereof "$112,736".

Mr. Marvel offered the following amendments to the Standing Committee amendments:

1. Strike all of section 2, beginning on page 2, and renumber sections.

2. Amend the Standing Committee amendments to LB 1096 as follows:

In section 24, line 18, strike "659,038" in both columns and insert "671,138" in both columns.

In line 49, strike "6,417,051" and insert "6,429,151", and strike "6,511,287" and insert "6,523,387".

3. In section 38, line 26 strike "40 of this act" and insert in lieu thereof the following:

"72 of Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by Legislative Bill 928, Eightieth Lesislature, 1969,".

4. Amend the Standing Committee amendment to LB 1096 as follows:

Amend section 18, line 60 by striking "1,890,597" and inserting *"1,898,597"*.

The Marvel amendment 1 was adopted with 22 ayes, 7 nays and 20 not voting.

The Marvel amendment 2 and 3 were adopted with 29 ayes, 0 nays and 20 not voting.

The Marvel amendment 4 was adopted by unanimous consent.

Mr. Elrod offered the following amendment:

To appropriate $40,363,569.00 in LB 1,096 for the purpose of funding LB's 538, 546, 1,307, 1,322, 177, 216, 566, 567, 667, 790, 848, 878, 932, 979, 1070, 1,222, 1,261, 1,263, 1,280, 1,357 and 1,369 assuming each and every one passes on Final Reading.

Mr. Elrod asked unanimous consent to temporarily withdraw his amendment. No objections. So ordered.

Speaker Warner asked unanimous consent to consider a rule change.

Mr. Kennedy objected.

Speaker Warner moved to suspend the rules.

Mr. Bloom requested a Call of the House. The Call showed 33 members present.

Mr. Duis moved the Call be raised. The motion prevailed with 28 ayes, 2 nays and 19 not voting.

The original motion lost with 27 ayes, 0 nays and 22 not voting.

The Elrod amendment found in this Day's Journal was re-offered.

Mr. Elrod requested a record vote.

Voting in the affirmative, 9:

Bloom
Danner
Elrod
Kremer
Luedtke
Moulton
Stull
Syas
Warner

Voting in the negative, 17:

Batchelder
Budd
Clark
Craft
Duis
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Marvel
Orme
Reynolds
Robinson
Skarda
Wiltse

Not voting, 23:

Burbach
Carpenter
Carstens
Harsh
Keyes
Klaver
Knight
Mahoney
Moylan
Nore
Pedersen
Proud
Schmit
Schreurs
Simpson
Swanson
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wylie
Ziebarth

The Elrod amendment was rejected.

Speaker Warner offered the following amendment, which was adopted by unanimous consent:

Adjust total in section 33, line 74, to reflect the
adoption of the Warner amendment to Program 509.

The Standing Committee amendments were adopted as amended with 27 ayes, 1 nay and 21 not voting.

Advanced to E and R for review with 23 ayes, 5 nays and 21 not voting.

MOTION—Rule Change

Speaker Warner moved to change the rules that for the balance of the 1969 regular session those bills having a fiscal impact be added to an appropriation bill under the same rules that apply to General File. This rule to affect only those bills enacted after August 8, 1969.

Referred to the Rules Committee.

UNANIMOUS CONSENT—Committee Meeting

Mr. Simpson asked unanimous consent to hold a meeting of the Rules Committee as soon as the Legislature adjourns for the day. No objections. So ordered.

UNANIMOUS CONSENT—Expedite Bills

Mr. Syas asked unanimous consent that all bills with fiscal impact be expedited. No objections. So ordered.

STANDING COMMITTE REPORTS

Enrollment and Review

LEGISLATIVE BILL 601. Correctly engrossed.

LEGISLATIVE BILL 1399. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Members Excused

Mr. Batchelder asked unanimous consent to be excused Monday morning, August 25. No objections. So ordered.

Messrs. Bloom and Danner asked unanimous consent to be excused Monday morning until they arrive. No objections. So ordered.

Adjournment

At 2:19 p.m., on a motion by Mr. Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, August 25, 1969.

Hugo F. Srb
Clerk of the Legislature

ONE HUNDRED FIFTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, August 25, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Our Father, Thou knowest the duties that lie before us this day, the dangers that confront us, and the problems that most beset us. Guide us, therefore, strengthen us, and protect us. Give us Thy power that we may become a power for goodness among others. Help us to put right before interest, others before self, and the things of the spirit before the things of the body, principle above reputation, and Thee above all else. Amen.

The roll was called and all members were present except Mrs. Craft and Mr. Bloom who were excused until 9:15 a.m.; Mr. Danner who was excused until 9:30 a.m.; and Messrs. Batchelder, Knight, Pedersen, and Waldron who were excused.

Announcement

Speaker Warner announced that photos of Senators would be taken Monday, Tuesday and Wednesday in the West Lounge.

UNANIMOUS CONSENT—Expedite Budget Bills

Mr. Marvel asked unanimous consent to expedite all budget bills. No objections. So ordered.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 818.

A BILL FOR AN ACT to amend section 35-302, Reissue Revised Statutes of Nebraska, 1943, relating to firemen; to regulate the hours of duty of firemen in paid fire departments as prescribed; to provide an operative date; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 18:

Carpenter
Elrod
Keyes
Klaver
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Simpson
Skarda
Swanson
Syas

Voting in the negative, 19:

Budd
Burbach
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kremer
Robinson
Stull
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 12:

Batchelder
Bloom
Carstens
Clark
Craft
Danner
Knight
Kokes
Pedersen
Schreurs
Waldron
Ziebarth

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 65. With emergency.

A BILL FOR AN ACT relating to the Nebraska Educational Television Commission; to authorize a contract with the city of Lincoln for a building and related facilities for the commission; to provide for conveyances and reverter; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Harsh

Not voting, 8:

Batchelder
Bloom
Clark
Danner
Kennedy
Knight
Pedersen
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 380.

A BILL FOR AN ACT relating to public health; to divide the state into health service districts and provide for their organization, government, duties, and powers, including the power of taxation; to provide for supplanting of existing agencies; to provide for county withdrawals; and to provide severability.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 14:

Bloom
Carpenter
Elrod
Kennedy
Klaver
Luedtke
Mahoney
Moulton
Moylan
Reynolds
Simpson
Skarda
Swanson
Syas

Voting in the negative, 26:

Budd
Burbach
Clark
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Kokes
Kremer
Nore
Proud
Robinson

Schmit
Schreurs
Stull
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 9:

Batchelder
Carstens
Danner
Knight
Marvel
Orme
Pedersen
Waldron
Warner

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 503.

A BILL FOR AN ACT to amend sections 77-2717 and 77-2718, Revised Statutes Supplement, 1967, relating to taxation; to require fiduciary returns as prescribed; to redefine a term; to provide an operative date; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Danner
Knight
Marvel
Nore
Pedersen
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 790.

A BILL FOR AN ACT to amend section 79-1542, Reissue Revised Statutes of Nebraska, 1943, and section 79-1522.01, Revised

Statutes Supplement, 1967, relating to the school retirement system; to change the monthly formula annuity; to change the employer contribution; to provide a minimum rate of savings applied; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Knight
Pedersen
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1415. With emergency.

A BILL FOR AN ACT relating to taxation; to define terms; to provide for the registration of nonresident contractors; to provide for the registration of certain contracts; to set a fee for such registration; to provide for surety bonds or other assurances; to provide penalties; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer

Luedtke
Mahoney
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Nore

Not voting, 4:

Batchelder
Knight
Pedersen
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1427.

A BILL FOR AN ACT to amend section 79-428, Reissue Revised Statutes of Nebraska, 1943, section 79-427, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative bill 236, Eightieth Session, Nebraska State Legislature, 1969, and section 79-426.05, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 727, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to change requirements for membership on county committees; to change the qualifications to vote at district meetings or school elections; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 10:

Batchelder
Hanna
Knight
Mahoney
Orme
Pedersen
Waldron
Wallwey
Wiltse
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Withdraw Amendment

Mr. Carpenter asked unanimous consent to withdraw his proposed amendment to LB 1349 found in the Legislative Journal for the One Hundred Forty-ninth Day. No objections. So ordered.

MOTION—Unbracket and Return LB 1349 to Select File

Mr. Carpenter moved to unbracket and return LB 1349 to Select File for the following specific amendment:

1. In the bill add a new section 1 to read as follows:

> "Section 1. That section 17-307, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:
>
> Whenever any village shall attain a population exceeding one thousand inhabitants and one-fourth of the legal voters *but not less than one-hundred* registered legal voters therein shall petition the board of trustees of such village, the board of trustees shall cause to be published for at least thirty days a notice stating that the question of retaining a village form of government will be submitted at the next annual election. Thereupon there shall be submitted by the board of trustees at such next annual election the question of retaining a village form of government. The form of the ballot at such election shall be "For retention of village government," and "Against retention of village government." If the majority of the votes cast are for retention of village government, then such village shall remain a village and be governed under the provisions of the law relating to villages, unless it shall, at some future annual election, adopt a city government in the manner provided herein for the adoption of a village government.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT—Committee Meeting

Mr. Wylie asked unanimous consent to hold a meeting of the Committee on Committees at 1:15 p.m. in the East Lounge. No objections. So ordered.

MOTION—Unbracket and Return LB 1357 to Select File

Mr. Syas moved to unbracket LB 1357 and renewed his pending motion found in the Legislative Journal for the One Hundred Fifty-first Day to return LB 1357 to Select File for his specific amendment.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

MOTION—Reconsider Action on LB 707

Speaker Warner moved to suspend the rules and reconsider action on LB 707.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Explanation of Vote

Had I been present, I would have voted "aye" on LB 818.

(Signed) Bill K. Bloom

MOTION—Rule Change

Mr. Simpson moved for the adoption of the following rule change:

1. Amend subdivision (f) of Rule 12 by adding after "members" the following:

"; *Provided, that until the Eightieth Session of the Legislature adjourns sine die, any bills passed by the Legislature after August 8, 1969 requiring an appropriation of money, an appropriation to fund such bill for the biennium July 1, 1969 to June 30, 1971, may be added to an appropriation bill on select file by a majority vote of the members voting on such proposition*".

Mr. Carpenter requested a Call of the House. The Call showed 37 members present.

Mr. Hasebroock moved the Call be raised. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

The rule change was adopted with 37 ayes, 0 nays and 12 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Simpson asked unanimous consent to have the following proposed rule change printed in the Journal. No objections. So ordered.

PROPOSED RULE CHANGE

In rule 11, section 3, strike paragraphs 4, 5, 6, and 7, and in lieu thereof insert the following:

"A copy of every bill introduced shall be transmitted by the Clerk to the Legislative Fiscal Analyst. The Legislative Fiscal Analyst shall review each bill and make an estimate of the anticipated change in state expenditures or revenue under the provisions of the bill. The Legislative Fiscal Analyst shall prepare a statement to be known as a fiscal note to be attached to each bill prior to its public hearing by a committee, or its first consideration on General File if the bill is referred directly to General File. The fiscal note shall set forth the fiscal impact of the bill as determined by the Legislative Fiscal Analyst.

In determining the fiscal impact of any bill, the Legislative Fiscal Analyst shall request the appropriate department or other entity of state government which will be affected by the bill to prepare the fiscal note within five calendar days.

The Legislative Fiscal Analyst shall review the fiscal note prepared by the department or other entity, and shall also request a review of such fiscal note by the Budget Division of the Department of Administrative Services. The statement by the Budget Division of the Department of Administrative Services shall be attached to and become a part of the fiscal note. The Legislative Fiscal Analyst shall include in the fiscal note any exceptions to the conclusions of the department or other entity and of the Budget Division of the Department of Administrative Services.

The fiscal note shall be delivered by the Legislative Fiscal Analyst to the Clerk within ten calendar days of receipt of a copy of the bill for analysis. The Clerk shall attach the fiscal note to the bill and to all copies prepared for members.

When the Legislative Fiscal Analyst determines that the fiscal impact of a bill will be less than twenty-five thousand dollars, it shall not be necessary to prepare a detailed fiscal note, and the fiscal note may merely state this fact.".

MOTION—Rule Change

Mr. Wylie offered the following rule change:

Amendment to Rule 11.

Sec. 1(b) In addition to causing to be printed the revisor bills the Clerk shall number and cause to be printed all bills delivered to him by the executive board, provided said board, or a committee designated by them, or the Lt. Governor, has referred said bills to a standing committee. No bill so printed shall be withdrawn until after the legislature convenes.

Referred to the Rules Committee.

SELECT FILE

LEGISLATIVE BILL 1018. Laid over until tomorrow at the request of Speaker Warner.

LEGISLATIVE BILL 1349. The Carpenter specific amendment found in this Day's Journal was adopted by unanimous consent.

Advanced to E and R for engrossment.

Ease

The Legislature was at ease from 10:25 a.m. until 10:30 a.m.

LEGISLATIVE BILL 1357. Mr. Syas asked unanimous consent to amend his proposed amendment found in the Legislative Journal for the One Hundred Fifty-first Day as follows:

In section 68, subsection (3) line 87 strike the "three" and insert "four"; in line 89 strike the first "the" and add "pump"; in line 90 strike "and"; in line 91 change the semicolon to a comma; in lines 91 to 93 strike "one member of the Nebraska state irrigation association to be elected at its convention" and add "and one member to represent gravity irrigation interests of the state"; in line 93 strike "and".

No objections. So ordered.

The Syas specific amendment, as amended, was adopted by unanimous consent.

Mr. Ziebarth offered the following amendment, which was adopted by unanimous consent:

1. Amend Standing Committee Amendment 1 by inserting a new section 70 to read as follows:

"Sec. 70. That section 46-613.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

46-613.01. Any person, firm, city, village, municipal corporation or any other entity intending to withdraw ground water from any well or pit located in the State of Nebraska and transport it for use in an adjoining state shall apply to the Department of Water Resources for a permit to do so, ~~but the Department of Water Resources shall not grant such a permit nor shall the applicant withdraw ground water from any well or pit located in the State of Nebraska without specific authorization by the Legislature, and then only in cases where the state in which the water is to be used shall grant reciprocal rights to withdraw and transport ground water from that state for use in the State of Nebraska.~~ *If the director of the Department of Water Resources finds that the withdrawal of the ground water requested is reasonable, is not contrary to the conservation and use of ground water, and is not otherwise detrimental to the public welfare, he shall grant the permit if the state in which the water is to be used grants reciprocal rights to withdraw and transport ground water from that state for use in the State of Nebraska.*".

2. Renumber sections 70 to 73 as sections 71 to 74 respectively.

3. In renumbered section 74, line 1 insert "section 46-613.01, Reissue Revised Statutes of Nebraska, 1943, and" after "original".

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1280

Mr. Carpenter asked unanimous consent to unbracket LB 1280 on E and R Final. No objections. So ordered.

UNANIMOUS CONSENT—Unbracket LB 177

Mr. Danner asked unanimous consent to unbracket LB 177 and take it up with tomorrow's Final Readings.

Mr. Bloom objected.

UNANIMOUS CONSENT—Withdraw LR 30

Mr. Carpenter asked unanimous consent to withdraw LR 30. No objections. So ordered.

UNANIMOUS CONSENT—Expedite LB 667

Speaker Warner asked unanimous consent to expedite LB 667. No objections. So ordered.

Ease

The Legislature was at ease from 10:45 a.m. until 11:00 a.m.

Presented to the Governor

Presented to the Governor for approval on August 25, 1969 at 9:00 a.m.: LB 878 LB 1165

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1425. Replaced on Select File as amended.

E and R amendments to LB 1425:

1. In E & R amendment 1, line 6, insert "(2)" before "UNIVERSITY".

2. In E & R amendment 4, line 2, strike "41" and insert "51".

LEGISLATIVE BILL 928. Placed on Select File as amended.

E and R amendments to LB 928:

1. In the Carpenter amendment to section 1, show stricken matter as stricken and underscore all new matter.

2. In the Mahoney amendment to section 1, show stricken matter as stricken and underscore the new matter.

3. In section 1, line 51, strike "*$881,271*" both places and insert "*$1,313,311*".

4. Renumber original sections 2 to 7 as sections 4 to 9.

5. In the Marvel amendment to section 5, insert "original" after "In".

6. In line 1 of the Marvel amendments to sections 14, 7, and 20, insert "original" after "In".

7. In lieu of the Duis amendment, in renumbered section 9, line 114, strike "66,594" both places and insert "~~66,594~~ *133,188*"; and in line 157 strike the figures

in columns (G) and Total and insert "*62,646,147*" and insert "*120,798,415*" respectively.

8. Renumber section 9, added by Marvel amendment, as section 10.

9. Renumber original section 8 as section 11.

10. In lieu of the Carpenter amendment to Agency 18, in renumbered section 11, line 27, strike "990,648" and insert "~~990,648~~ *1,370,777*", in column (F) insert "*380,129*", and strike "1,750,648" and insert "~~1,750,648~~ *2,510,906*"; in line 29 strike "203,048" and insert "~~203,048~~ *351,163*"; in line 30 strike "212,533" and insert "~~212,533~~ *621,878*"; and after line 31 insert:

"The sum of $25,000 is included for weighing and testing in accordance with the provisions of Legislative Bill 1067, Eightieth Session, Nebraska State Legislature, 1969, and shall not be expended for any other purpose.

The sum of $170,000 is included for retail meat establishment inspection and shall not be expended for any other purpose.

The salaries of state personnel involved in carrying out the enforcement of subprograms, under which the state accepts federal assistance or which utilize both state and federal personnel, or both, shall be comparable to those of their federal counterparts.".

11. In lieu of the Harsh, Carpenter, and Marvel amendments to section 8, in renumbered section 11, line 16, strike "676,912" and insert "~~676,912~~ *751,124*", strike "225,371" and insert "~~225,371~~ *250,371*", and strike "902,283" and insert "~~902,283~~ *1,171,495*"; in line 18, strike "242,501" and insert "~~242,501~~ *351,732*"; in line 19 strike "254,622" and insert "~~254,622~~ *367,640*"; after line 20 insert:

"The sum of $760,258 is included for meat and meat establishment inspection and shall not be expended for any other purpose.

The salaries of state personnel involved in carrying out the enforcement of subprograms, under which the state accepts federal assistance or which utilize both state and federal personnel, or both, shall be comparable to those of their federal counterparts."; in line 82 strike "1,428,043" and insert "~~1,428,043~~ *1,453,043*" and strike "219,825" and insert "~~219,825~~ *684,954*"; and strike line

83 and insert *"3,449,586"* and *"5,587,583"* in column G and the Total column, respectively.

12. Renumber sections 11 and 12 added by Marvel amendment as section 12 and 13.

13. Renumber original sections 9 to 12 as sections 14 to 17.

14. In line 1 of the Marvel amendment to section 9, insert "original" after "In".

15. In line 1 of the Mahoney amendment to section 10, insert "original" after "In"; and show stricken matter as stricken and underscore the new matter.

16. In lieu of the Ziebarth amendment to section 11, in renumbered section 16, line 16, strike "178,434" and "892,711" and insert "~~178,434~~ *189,434*" and ~~892,711~~ *903,711*", respectively.

7. In renumbered section 16, show original subdivision numbers as stricken and new ones as added in original subdivisions (14) to (17) as (15) to (18); and in line 126 as amended strike *"(18)"* and insert *"(19)"*.

18. In the Moylan amendment, lines 1 and 2, strike "section 12" and insert "original section 11"; and in line 3, strike *"(18)"* and insert *"(19)"*.

19. In renumbered section 16, line 130, strike "3,264,909" and insert "~~3,264,909~~ *3,351,550*"; in line 131 strike the totals and insert *"51,872,556"* and *"62,514,410"* in column (G) and the Total column respectively.

20. In line 3 of the Marvel amendment to section 12, insert "original" before "section"; in line 5 insert "showing old matter as stricken" after "39"; in line 14 strike "a" and insert "an underscored"; in line 17 insert "showing the same as stricken" after "43"; and underscore all new matter.

21. Renumber section 17, added by Marvel amendment as section 18.

22. Renumber original sections 13 to 16 as sections 19 to 22.

23. In lieu of the Mahoney and Ziebarth amendments to section 16, in renumbered section 22, both places in line 20 strike "7,357,336" and insert "~~7,357,336~~ *7,847,946*"; in line 22 strike "1,400,787" and insert

"~~1,400,797~~ *1,891,397*"; in line 30 strike "2,087,019" and insert "~~2,087,019~~ *2,194,500*"; in line 31 strike "2,188,295" and insert "~~2,188,295~~ *2,294,896*"; in line 40 reinstate the stricken matter in column (G) and strike the new matter in the same column in line 41; in line 40 strike "460,000" and insert "~~460,000~~ *630,000*"; in line 41 strike the new matter in the Total column and insert *"1,906,910"*; in line 76 reinstate the stricken matter in column (G); in line 76 strike "8,571,317" and insert "~~8,571,317~~ *9,231,927*"; and strike line 77 and in the Total column thereof insert *"11,939,413"*.

24. Renumber sections 22 and 23, added by Marvel amendment, as sections 23 and 24.

25. Renumber original sections 17 to 22 as sections 25 to 30.

26. Renumber the second section 23 added by Marvel amendment as section 31.

27. Renumber original sections 23 and 24 as sections 32 and 33.

28. Number the unnumbered sections affecting agencies 58 and 64, added by Marvel and Holmquist amendments, as sections 34 and 35 respectively.

29. Renumber original section 25 as section 36.

30. In line 1 of the Marvel amendment to section 25 insert "original" after "In".

31. In renumbered section 36, lines 17 to 48, renumber subsections (3) to (7) as subsections (4) to (8), showing old numbers stricken and new ones added; in line 60 insert "*2,734,566*" and "*287,620*" in columns (C) and (F) respectively; in line 61 strike "*2,911,789*" both places and insert "*3,141,646*" and "*6,163,832*" in column (G) and the Total column respectively.

32. Renumber sections 33 and 34 added by Marvel amendment as sections 37 and 38.

33. In the Elrod amendment, line 1, strike "62" and insert "34".

34. Renumber original section 26 as section 39.

35. Number the unnumbered section affecting agency 70, added by Marvel amendment, as section 40.

36. Renumber sections 36 to 38, added by Marvel amendment as sections 41 to 43.

37. Add a new section to read:

"Sec. 44. *There is hereby appropriated to each agency for the program from the respective funds for salaries, wages, and expenses the sum set out in each column of sections 41 to 43 of this act.*".

38. Renumber section 39 added by Marvel amendment as section 45.

39. In lieu of the Keyes, Mahoney, and Simpson amendments found on page 3792 of the Journal, add two sections to read:

"Sec. 46. *There is hereby appropriated from the General Fund to the Game and Parks Commission - Agency No. 33 - the sum of two hundred sixty thousand fifty dollars for an Aerospace Museum to be located in Sarpy County.*

Sec. 47. *There is hereby appropriated from the General Fund to the University of Nebraska - Agency No. 51 - for the construction and equipping of a Fine Arts Facility (University of Nebraska at Omaha) the sum of one million nine hundred twenty-five thousand dollars and for a Phase II Addition to and renovation of Love Memorial Library (City Campus) the sum of two million five hundred thousand dollars.*".

40. Renumber sections 40 to 44 added by Marvel amendment as sections 48 to 52.

41. In renumbered section 51, line 3, insert "47," before "48" and insert "55, 59," before "60"; and in line 4 insert "64," before "66" and insert "72," before "75".

42. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend sections 2, 3, 4, 5, 7, 8, 9, 10, 11, 14, 16, 18, 19, 20, 21, 23, 24, 25, 26, 28, 29, 30, 32, 34, 35, 39, 41, 42, 45, 46, 47, 48, 53, 55, 59, 60, 61, 62, 64, 66, 70, 72, 75, and 77, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriations; to make appropriations for state government for the biennium beginning July 1, 1969, and ending June 30, 1971; to repeal the original sections, and also section 43, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.".

LEGISLATIVE BILL 1096. Placed on Select File as amended.

E and R amendments to LB 1096:

1. Renumber sections 3 to 37 as sections 2 to 36.

2. In renumbered section 2, line 3, strike "3" and insert "5".

3. In renumbered section 3, line 3, strike "4" and insert "6".

4. In renumbered section 4, line 3, strike "5" and insert "7"; and in line 17 strike "Employment".

5. In renumbered section 5, line 3, strike "6" and insert "8".

6. In renumbered section 6, line 3, strike "7" and insert "9"; in line 103, strike "1,233,279", "65,000", and "1,313,279" and insert respectively "1,334,008", "92,710", and "1,441,718" respectively; in line 105, strike "501,862" and insert "561,551"; in line 106, strike "526,890" and insert "595,640"; both places in line 115, strike "66,594" and insert "133,188"; in line 155 strike the stricken figures and insert "~~62,646,147~~", "~~51,041,695~~", and "~~120,708,415~~" in columns (G) and (F) and the Total column respectively; and strike line 156 and insert "*62,801,818*", "*54,082,169*", and "*120,994,560*" in columns (G) and (F) and the Total column respectively.

7. In renumbered section 8, line 3, strike "9" and insert "10".

8. In renumbered section 10, line 3, strike "8" and insert "11"; in line 19, strike the stricken matter and in columns (G), (C), (F) and Total, respectively, insert "~~834,124~~", "~~250,371~~", "85,000", and "~~1,175,495~~"; strike line 20 and insert "*919,836*", "*673,813*", and "*1,678,649*" in columns (G) and (C) and the Total column respectively; in line 22 strike the new and stricken matter and insert "~~351,732~~ *380,582*"; in line 23 strike the new and stricken matter and insert "~~367,640~~ *412,232*"; after line 27 insert:

"The sum of $25,000 is included for weighing and testing in accordance with the provisions of Legislative Bill 1067, Eightieth Session, Nebraska State Legislature, 1969, and shall not be expended for any other purpose.

The sum of $170,000 is included for retail meat establishment inspection and shall not be expended for any other purpose.

The salaries of state personnel involved in carrying out the enforcement of subprograms, under which the state accepts federal assistance or which utilize both state and federal personnel, or both, shall be comparable to those of their federal counterparts."; strike beginning with "The" in line 38 through line 45 and insert:

"The sum of $760,258 is included for meat and meat establishment inspection and shall not be expended for any other purpose.

The salaries of state personnel involved in carrying out the enforcement of subprograms, under which the state accepts federal assistance or which utilize both state and federal personnel, or both, shall be comparable to those of their federal counterparts."; strike the stricken matter in line 91 and insert "3,449,586", "1,453,043", "684,954", and "5,587,583" in the respective columns; and strike line 92 and insert "*3,298,956*", "*2,176,681*", and "*6,160,591*" in columns (G) and (C) and the Total column respectively.

9. In renumbered section 12, line 3, strike "11" and insert "12".

10. In renumbered section 13, line 3, strike "12" and insert "13".

11. In renumbered section 14, line 3, strike "9" and insert "14"; strike the stricken matter in lines 29 and 31; remove underscoring from the new matter in lines 30 and 32, moving the figures to lines 29 and 31 respectively; and strike the figures in columns (C) and the Total column in lines 38 and 39 and insert in both columns "1,175,919 *1,234,323*".

12. In renumbered section 15, line 3, strike "10" and insert "15"; and in line 25 strike "9,265,020" and insert "9,278,408".

13. In renumbered section 17, line 3, strike "11" and insert "16"; in line 18, strike "178,434" and

insert “189,434”; in line 18 strike 8“92,711” and insert “903,711”; after line 126 insert

“(19) Program No. 589 - Citizens' Committee on Mental Retardation”, and opposite the first line thereof insert “6,000” in column (G) and the Total column; in line 138 strike “~~51,872,556~~” and insert “~~51,889,556~~”; in line 138 strike “~~62,514,410~~” and insert “~~62,531,410~~”; in line 139 strike “*52,580,360*” and insert “*52,597,360*”; and in line 139 strike “*63,311,079*” and insert “*63,328,079*”.

14. In renumbered section 18, line 3, strike “12” and insert “17”; in line 6 insert “~~33,796,496~~ *37,147,155*”, “18,000”, “~~72,160,511~~ *74,474,571*”, and “~~105,975,007~~ *111,639,726*” in the four columns; strike lines 8 to 31 and insert:

“The appropriations specified in this section are for Program No. 341 - Public Assistance; Program No. 343 - Cuban Refugee Aid; Program No. 523 - Crippled Children Service; and Program No. 524 - Home For Children.”; insert a period after “reappropriated in line 34 and strike the rest of the sentence; and strike all figures in the four columns in lines 37 and 38 and insert the same figures as were inserted in line 6 by this amendment.

15. In renumbered section 19, line 3, strike “17” and insert “18”.

16. In renumbered section 20, line 3, strike “13” and insert “19”.

17. In renumbered section 22, line 3, strike “14” and insert “20”.

18. In renumbered section 23, line 3, strike “15” and insert “21”.

19. In renumbered section 23, line 3, strike “15” and insert “21”.

20. In renumbered section 24, line 3, strike “16” and insert “22”; strike the figures in line 45 and insert “~~1,276,910~~” “630,000”, and “~~1,906,910~~” in columns (G) and (C) and the Total column respectively; strike line 46 and insert “*1,276,546*” and “*1,906,546*” in column (G) and the Total column respectively; strike the stricken figures in line 89 and insert “~~2,707,486~~”, “~~9,231,927~~”, and “~~11,939,413~~” in columns (G) and (C) and the Total column respectively; and strike line 90 and insert

"*2,753,734*", "*9,337,466*", and "*12,091,200*" in columns (G) and (C) and the Total column respectively.

21. In renumbered section 26, line 3, strike "22" and insert "23".

22. In renumbered section 27, line 3, strike "23" and insert "24".

23. In renumbered section 28, line 3, strike "20" and insert "28".

24. In renumbered section 31, line 3, insert "35" after "section".

25. In renumbered section 32, line 3, strike "25" and insert "36"; after line 19 insert:

"(3) Program No. 172 - Central Data Processing

The unexpended balance existing on June 30, 1969, in the Data Processing Revolving Fund is hereby reappropriated to the program in this subsection.

Expenditures from Cash Funds shall not be limited to the amount shown in column (C).

The provisions of this subsection are contingent upon the passage of Legislative Bill 1327, Eightieth Session, Nebraska State Legislature, 1969."; opposite line 1 of subsection (3) insert "$2,734,566" in column (C) and the Total column; in line 20 strike "(3)" and insert "(4)"; in line 27 strike "*(4)*" and insert "*(5)*"; in line 34 strike "~~(4)~~ *(5)*" and insert "~~(5)~~ *(6)*") in lieu of the Warner amendment, (a) in line 35 strike "*208,540*" both places and insert "*326,793*", (b) in line 37 strike "*58,784*" and insert "*104,692*", and (c) in line 38 strike "*64,371*" and insert "*122,831*"; in line 43 strike "~~(5)~~ *(6)*" and insert "~~(6)~~ *(7)*"; in line 52 strike "~~(6)~~ *(7)*" and insert "~~(7)~~ *(8)*"; in line 60 strike "~~(7)~~ *(8)*" and insert "~~(8)~~ *(9)*"; in line 66 strike "*(9)*" and insert "*(10)*"; in line 73 insert "2,734,566" in column (C); and strike line 74 and insert "*4,186,936*" and "*7,209,122*" in column (G) and the Total column respectively.

26. In renumbered section 33, line 3, strike "34" and insert "38"; strike the stricken matter in lines 9 and 19 and insert "~~152,236~~" in column (G) and "167,236" in the Total column; and in lines 10 and 20, strike the new matter and insert "*206,012*" in column (G) and "*221,012*" in the Total column.

27. In renumbered section 35, lines 1 and 4, strike "38" and insert "43".

28. In renumbered section 36, line 3 strike "39" and insert "45".

29. Add a new section to read:

"Sec. 37. *There is hereby appropriated to each agency for the program from the respective funds for salaries, wages, and expenses the sum set out in each column of section 34 of this act.*".

30. In section 38, line 3, strike "41" and insert "49".

31. In line 2 of the new matter inserted in section 38 by the Marvel amendment, insert "*section 48,*" after "*by*"; and at the end of line 2 insert "*Session, Nebraska State*".

32. In section 39, line 1, strike "38" and insert "43"; in line 3, insert "12," after "sections"; in line 3 insert "22," before "27"; in line 5 insert "and" after the first comma; in line 5, strike "5,"; in line 6 strike the second "21" and insert "23"; in line 6 insert "59," before "60"; strike lines 9 and 10 and insert "5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 28, 35, 36, 38, 45, and 49, respectively, Legislative"; and strike lines 12 to 15 and insert "1969, are repealed.".

33. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT making appropriations for state government for the biennium beginning July 1, 1969, and ending June 30, 1971; to amend section 43, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, sections 12, 15, 17, 22, 27, 31, 51, and 52, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, and sections 7, 8, 9, 10, 11, 14, 16, 18, 19, 20, 21, 23, 24, 25, 26, 28, 29, 30, 32, 34, 42, 59, 60, 62, 70, and 75, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 28, 35, 36, 38, 45, and 49, respectively, Legislative Bill 928, Eightieth Session, Nebraska State Legislature.

1969; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1036. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1425. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 928. E and R amendments found in this Day's Journal were adopted.

Mr. Elrod offered the following unanimous consent amendment:

1. In Standing Committee amendment section 34, line 9 strike "39,665" and insert "~~39,665~~ *67,018*", and line 10 strike "42,422" and insert "~~42,422~~ *71,142*".

Mr. Carpenter objected.

Mr. Elrod moved to return the bill to General File for the specific amendment.

Mr. Elrod requested a Call of the House. The Call showed 42 members present.

Mr. Clark moved the Call be raised. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

Mr. Elrod requested a record vote on the original motion.

Voting in the affirmative, 16:

Bloom
Carstens
Craft
Danner
Elrod
Harsh
Luedtke
Moulton
Moylan
Nore
Proud
Schreurs
Simpson
Swanson
Syas
Warner

Voting in the negative, 14:

Batchelder
Carpenter
Clark
Duis
Hanna
Hasebroock
Klaver
Kremer
Mahoney
Reynolds
Skarda
Stull
Whitney
Wiltse

Not voting, 19:

Budd
Burbach
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Marvel
Orme
Pedersen
Robinson
Schmit
Waldo
Waldron
Wallwey
Wenzlaff
Wylie
Ziebarth

The motion lost.

Mr. Carstens asked unanimous consent to offer an amendment.

Mr. Carpenter objected.

Mr. Carstens moved to return to General File for his specific amendment.

The motion lost with 13 ayes, 17 nays and 19 not voting.

Mr. Marvel asked unanimous consent to offer an amendment to the Marvel amendment.

Mr. Carpenter objected.

Mr. Wylie moved to return LB 928 to General File for the Marvel amendment.

The motion lost with 12 ayes, 16 nays and 21 not voting.

Mr. Marvel asked for a machine vote on advancing to E and R for engrossment.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 26:

Bloom
Budd
Carpenter
Clark
Craft
Danner
Hasebroock
Johnson
Keyes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner

Voting in the negative, 9:

Batchelder
Burbach
Elrod
Hanna
Harsh
Kennedy
Kokes
Wallwey
Wenzlaff

Not voting, 14:

Carstens
Duis
Holmquist
Klaver
Knight
Orme
Pedersen
Schmit

Schreurs	Whitney	Wylie	Ziebarth
Waldron	Wiltse		

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Bracket LB 1357

Mr. Kremer asked unanimous consent to bracket LB 1357 on E and R Final. No objections. So ordered.

Recess

At 12:02 p.m., on a motion by Mr. Kremer, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:37 p.m., President Everroad presiding.

The roll was called and all members were present except Mr. Schmit, excused until 2:30 p.m., Mr. Harsh, excused until 2:45 p.m., and Messrs. Knight, Pedersen and Waldron, who were excused.

UNANIMOUS CONSENT—Substitute Co-introducers

Mr. Marvel asked unanimous consent to substitute the following as co-introducers on LB 928 and LB 1096: Introduced by the Budget Committee, Richard D. Marvel, 33rd District, Chairman; Fern Hubbard Orme, 4th District; W. H. Hasebroock, 18th District; John E. Knight, 26th District; Elmer Wallwey, 17th District; Florence B. Reynolds, 14th District; Leslie Robinson, 36th District and Ramey C. Whitney, 44th District.

No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 968. Replaced on Select File as amended.

E and R amendment to LB 968:

1. In renumbered section 5, line 150, strike "2" and insert "4".

LEGISLATIVE BILL 932. Correctly engrossed.

LEGISLATIVE BILL 1261. Correctly engrossed.

LEGISLATIVE BILL 1425. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

UNANIMOUS CONSENT—Order of Business

Mr. Carpenter asked unanimous consent to have LB 1096 read on Final Reading before LB 1425 and LB 928. No objections. So ordered.

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LR 64

SELECT FILE

LEGISLATIVE BILL 1096. E and R amendments found in this Day's Journal were adopted.

Mr. Elrod offered the following amendment, which was adopted by unanimous consent:

1. In Standing Committee amendment section 34, line strike "39,665" and insert "~~39,665~~ *67,018*", and line 10 strike "42,422" and insert "~~42,422~~ *71,142*".

Mr. Wylie offered the following amendment, which was adopted by unanimous consent:

Amend the Marvel amendment to the standing committee's amendment for the University of Nebraska Program 730 - Medical Center:

Insert a new subdivision after line 114 as follows:

Pursuant to the passage of LB 1439, the amount appropriated for the Medical Center includes an amount necessary to fund LB 1439 and to provide the programs for multi-handicapped children as intended by LB 1439.

Ease

The Legislature was at ease from 1:48 p.m. until 2:00 p.m.

Mr. Carstens offered a unanimous consent amendment.

Mr. Holmquist objected.

Mr. Carstens offered a unanimous consent amendment.

Mr. Marvel objected.

Mr. Schreurs offered a unanimous consent amendment.

Mr. Batchelder objected.

Mr. Burbach offered the following amendment, which was adopted by unanimous consent:

Add a new section to LB 1096 by adding item, "University of Nebraska, Lincoln campuses, funds for academic and inter-collegiate athletic facilities planning—$60,000.00.

LEGISLATIVE BILL 968. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

Mr. Simpson Presiding

MOTION—Return LB 1357

Mr. Burbach moved to return LB 1357 to Select File for the following specific amendment:

1. In section 1, line 21 strike "January 15" and insert "January 1, 1972".
2. In section 5, line 3 strike "January 15" and insert "January 1, 1972".
3. In section 6, line 2 strike "January 15" and insert "January 1, 1972" and in line 37 strike "January 15" and insert "January 1, 1972".
4. In section 13, lines 19, 28, 38 and 79 strike "January 15" and insert "January 1, 1972".
5. In section 3, line 11 between "states." and "When" add a new sentence to read as follows: "Boundaries of natural resources districts shall be established on or before September 1, 1970."

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1357. The Burbach specific amendments found in this Day's Journal were offered.

Mr. Kremer moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 30 ayes, 1 nay and 18 not voting.

The Burbach amendments were adopted with 34 ayes, 0 nays and 15 not voting.

Re-advanced to E and R for engrossment.

Message from the the Governor

August 25, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 25, 1969 I approved LB 339, LB 462, LB 574, LB 581, LB 639, LB 976, LB 1037, LB 1075, LB 1212, LB 1307, LB 1322, LB 1334 and LB 1395.

Respectfully,
(Signed) Norbert T. Tiemann,
Governor

NTT:sjs

UNANIMOUS CONSENT—Unbracket LB 1183

Mr. Waldo asked unanimous consent to unbracket LB 1183 on E and R Final. No objections. So ordered.

MOTION—Return LB 1183 to Select File

Mr. Waldo moved to return LB 1183 to Select File for the following specific amendment:

1. Insert a new section to be known as section 1 and to read as follows:

"Section 1. That section 81-263.39, Revised Statutes Supplement, 1967, be amended to read as follows:

81-263.39. As used in sections 81-263.37 to 81-263.49, unless the context otherwise requires:

(1) Dairy products shall mean frozen desserts, milk, cream, whether fresh, sour, storage, aerated or whipping cream, half-and-half, buttermilk, flavored milk drink, fortified milk, skimmed milk, creamed cottage cheese and cottage cheese; *Provided,* that butter, condensed milk, evaporated milk, powdered milk, and cheese other than cottage cheese shall not be regarded as dairy ~~prducts~~ *products*;

(2) Frozen desserts shall mean ice cream, ice cream mix, ice milk mix, french ice cream, sherbets, ice

milk except that sold in semifrozen form, water ices quiescently frozen confections, and those frozen dessert products as defined in sections 81-218 to 81-228;

(3) Retailer shall mean any person engaged within this state in the business of operating any retail establishment with a fixed situs, including drug stores, grocery stores, dairy stores, restaurants and vending machines, where dairy products are consumed or are sold to consumers;

(4) Distributor shall mean any person engaged in the business of selling dairy products at wholesale or retail to consumers, retailers or other distributors. Retailers shall not be regarded as distributors; *Provided,* that retailers owning, directly or indirectly, their own facilities for or contracting with others for the performance of a processing, manufacturing or trucking function of a type ordinarily performed by distributors shall be regarded as distributors and otherwise subject to all provisions of sections 81-263.37 to 81-263.49 applicable to distributors *with respect to those functions or activities normally performed by distributors* and to those applicable to retailers *with respect to those functions or activities normally performed by retailers*;

(5) Cost of a dairy product to a distributor or to a retailer shall mean that portion of all of the expenses of such distributor or such retailer which, under any system of cost accounting which is in accordance with sound accounting principles and reasonably adapted to the business of such distributor or such retailer, is fairly allocable to such dairy product or the sale thereof to its customers or to a particular class thereof. Such cost shall include, but not be limited to, expenses for labor, administration, rent, interest, depreciation, power, raw and process ingredients, materials, supplies, maintenance of equipment, selling, local and national advertising, trading stamps, transportation, delivery, credit losses, licenses and other fees, taxes other than income taxes, and insurance. There shall be a presumption that, in the absence of specific evidence to the contrary, the cost to a retailer is not less than the net price paid by the retailer for a unit or package of a dairy product, or, in the case of a retailer which processes its own dairy products, its cost thereof at its plant dock, plus an amount representing such retailer's cost of doing business, computed as ten per cent of such net price or cost delivery service is made complete to the dairy display case of

the retailer by or on behalf of the distributor, thirteen per cent where delivery to the retail store performed by or on behalf of the distributor does not include service of the dairy display case, and fifteen per cent where delivery to the retail store is not performed by or on behalf of the distributor;

(6) Director shall mean the Director of Agriculture; and

(7) Consumer shall mean any person other than a distributor or a retailer who purchases selective dairy products for consumption and not for resale.".

2. Renumber original sections 1 to 4 as sections 2 to 5.

3. In renumbered section 2, line 1, strike "Section" and insert "Sec.".

4. In renumbered section 5, line 2, after "sections" insert "81-263.39,".

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1183. The Waldo specific amendment found in this Day's Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Re-advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1357

Mr. Kremer asked unanimous consent to unbracket LB 1357. No objections. So ordered.

Ease

The Legislature was at ease from 3:05 p.m. until 3:19 p.m.

LEGISLATIVE BILL 1096. Mr. Carpenter asked unanimous consent to have the following proposed amendment printed in the Journal. No objections. So ordered.

1. Insert a new section in Standing Committee amendments to read as follows:

"Sec. 38. Contingent upon passing of the following bills of the Eightieth Session, there is hereby appropriated from the General Fund to each of the agencies for the biennium July 1, 1969 to June 30, 1971, as follows:

(1) State Department of Education as provided by Legislative Bill 538	$3,960,000
(2) Department of Health as provided by Legislative Bill 546	132,570
(3) Department of Public Institutions as provided by Legislative Bill 1307	58,000
(4) Department of Administrative Services as provided by Legislative Bill 1322	42,375
(5) State Department of Education as provided by Legislative Bill 177	2,164,200
(6) State Department of Education as provided by Legislative Bill 216	3,240,000
(7) Game and Parks Commission as provided by Legislative Bill 566	67,400
(8) Game and Parks Commission as provided by Legislative Bill 567	166,000
State Department of Education as provided by Legislative Bill 790	42,000
(10) State Department of Education as provided by Legislative Bill 848	90,000
(11) State Department of Education as provided by Legislative Bill 878	50,000
(12) Tax Commissioner as provided by Legislative Bill 932	3,500,000
(13) State Department of Education as provided by Legislative Bill 979	$3,604,438
(14) Board of Educational Lands and Funds as provided by Legislative Bill 1070	310,422
(15) Department of Motor Vehicles as provided by Legislative Bill 1222	113,379
(16) Fire Marshall as provided by Legislative Bill 1261	1,400,000
(17) Department of Public Institutions as provided by Legislative Bill 1263	589,586
(18) State Department of Education as provided by Legislative Bill 1280	427,000
(19) Soil and Water Conservation Commission as provided by Legislative Bill 1357	120,000
(20) Board of Educational Lands and Funds as provided by Legislative Bill 1369	627,094”.

2. Renumber sections 38 to 40 as sections 39 to 41 respectively.

Mr. Bloom asked unanimous consent to bracket LB 1096 on Select File.

Mr. Carpenter objected.

MOTION—Return Bills to Select File

Mr. Schreurs moved to return LB 1280 to Select File for a specific amendment.

The motion lost with 8 ayes, 9 nays and 32 not voting.

Mr. Schreurs moved to return LB 216 to Select File for a specific amendment.

The motion lost with 10 ayes, 8 nays and 31 not voting.

UNANIMOUS CONSENT—Unbracket LB 216

Mr. Ziebarth asked unanimous consent to unbracket LB 216 on E and R Final. No objections. So ordered.

Visitors

Mr. Kremer introduced Mr. and Mrs. Holbrook.

Mr. Mahoney introduced Michigan Senators Anthony Stamm, Gilbert Bursley, Robert VanderLaan, and James Gray; Michigan Representatives Cliff Smart and Bill Jowett; and Committee Staff Members, Robert Chaprinka and John Gould.

Adjournment

At 3:37 p.m., on a motion by Mr. Klaver, the Legislature adjourned until 9:00 a.m., Tuesday, August 26, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FIFTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, August 26, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Dear God, this morning we commit ourselves to Thee so that through that commitment we might be saved from the things which slowly destroy our innermost selves, from the petty peevishness which turns adulthood into childishness, from the fear of being ourselves; from making mountains out of molehills; from anxiety about tomorrow which makes us sick today; from the walls which the mind builds between us and other people; from centering so much concern upon ourselves that we miss the joy of serving others. So help us to stand up and be counted for Thee this day, in the spirit of Christ. Amen.

The roll was called and all members were present except Messrs. Danner, Knight and Pedersen, who were excused.

Corrections for the Journal

Page 3933, line 31, correct spelling of "objected."
Page 3934, line 9, delete "amendments" and insert "amendment".
Page 3934, line 10, delete "were" and insert "was".
Page 3935, line 4, delete "Readvanced" and insert "Re-advanced".

The Journal for the One Hundred Fifty-fourth Day was approved as corrected.

Members Excused

Mr. Skarda asked unanimous consent to be excused next week if the Legislature is still in session. No objections. So ordered.

Mr. Mahoney asked unanimous consent to be excused after Friday for two or three weeks. No objections. So ordered.

Mr. Carpenter asked unanimous consent to be excused from Monday on. No objections. So ordered.

Mr. Elrod asked unanimous consent to be excused Saturday and Sunday. No objections. So ordered.

Mr. Whitney asked unanimous consent to be excused from Friday on. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused next week. No objections. So ordered.

Message from the Governor

August 25, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 25, 1969 I approved LB 728, LB 878 and LB 1165.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

MOTION—Suspend Rules

Mr. Wylie moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 33 ayes, 1 nay and 15 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 65. Correctly enrolled.

LEGISLATIVE BILL 503. Correctly enrolled.

LEGISLATIVE BILL 790. Correctly enrolled.

LEGISLATIVE BILL 1415. Correctly enrolled.

LEGISLATIVE BILL 1427. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 65 LB 503 LB 790 LB 1415 LB 1427

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 452. With emergency.

A BILL FOR AN ACT relating to retirement annuities; to authorize the Board of Regents of the University of Nebraska, the Board of Trustees of the Nebraska State Colleges, junior college boards, and the Department of Public Institutions to purchase retirement annuities for employees as prescribed; to provide for wage agreements; to provide for contributions; to amend section 85-191, Revised Statutes Supplement, 1967, section 85-106, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 170, Eightieth Session, Nebraska State Legislature, 1969, and sections 85-195 and 85-320, Revised Statutes Supplement, 1967, as amended by sections 1 and 17, respectively, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 3:

Danner
Knight
Pedersen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 504. With emergency.

A BILL FOR AN ACT to amend sections 77-2702, 77-2706, 77-2708, 77-2709, and 77-2711, Revised Statutes Supplement, 1967, section 77-2703, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 574, Eightieth Session, Nebraska State Legislature, 1969, section 77-2704, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1046, Eightieth Session, Nebraska State Legislature, 1969, and sections 2 and 6, Legislative Bill 578, Eightieth Session, Nebraska State Legislature, 1969, relating to the sales and use tax; to define and redefine terms; to change exemptions; to harmonize provisions; to provide for greater ease of administration; to provide the effective date of local sales and use taxes; to provide situs for certain transactions; to provide an operative date; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 1:

Duis

Not voting, 6:

Batchelder
Clark
Danner
Knight
Pedersen
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 601.

A BILL FOR AN ACT to establish the Youth Diagnostic and Rehabilitation Center as prescribed; to amend sections 83-107.01 and 83-108, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Bloom
Budd
Carpenter
Carstens
Elrod
Hasebroock
Kennedy
Keyes
Klaver
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wiltse
Ziebarth

Voting in the negative, 13:

Batchelder
Burbach
Craft
Duis
Hanna
Harsh
Holmquist
Kokes
Kremer
Marvel
Warner
Wenzlaff
Wylie

Not voting, 7:

Clark
Danner
Johnson
Knight
Pedersen
Robinson
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Member Excused

Mr. Clark asked unanimous consent to be excused at 9:45 a.m. for two hours. No objections. So ordered.

LEGISLATIVE BILL 636.

A BILL FOR AN ACT relating to the Legislature; to create the position of Legislative Council Executive Director and to provide for the appointment, term, compensation, and duties of such officer; to provide duties for the Legislative Fiscal Analyst; and to provide when this act shall become operative.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Bloom
Budd
Burbach
Carpenter
Carstens
Duis
Hasebroock
Holmquist
Johnson
Kennedy
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 8:

Batchelder
Craft
Hanna
Harsh
Klaver
Nore
Syas
Wylie

Not voting, 10:

Clark
Danner
Elrod
Keyes
Knight
Kokes
Orme
Pedersen
Reynolds
Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1184.

A BILL FOR AN ACT relating to livestock; to provide for a declaration of policy; to provide how this act may be cited; to establish a Livestock Dealer Licensing Act; to provide for powers for the Director of Agriculture, Department of Agriculture, and the State Veterinarian; to provide for licensing and procedure for obtaining a license; to provide for fees and their disbursements; to provide for the promulgation of rules and regulations; to define terms; to require records to be kept and for access thereto; to provide for violations; and to provide for penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Batchelder
Bloom
Budd
Burbach
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Robinson
Schmit
Schreurs
Simpson
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 4:

Carpenter
Keyes
Stull
Wylie

Not voting, 12:

Clark
Danner
Hanna
Klaver
Knight
Orme
Pedersen
Proud
Reynolds
Skarda
Syas
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1369.

A BILL FOR AN ACT to amend sections 60-441, 60-442, 60-444, 60-445, 60-446, 60-448, 60-456, 60-458, 60-459, and 60-460, Reissue Revised Statutes of Nebraska, 1943, and sections 60-452 and 60-452.01, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 3 and 4, respectively, Legislative Bill 774, Eightieth Session, Nebraska State Legislature, 1969, relating to the Nebraska State Patrolmen's Retirement System; to change the amount of a patrolman's contribution to the retirement fund; to change benefits; to provide options; to provide for funding; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Clark
Danner
Knight
Pedersen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1392. With emergency.

A BILL FOR AN ACT relating to state institutions; to provide for furloughs for home visits for inmates of penal institutions as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 21:

Bloom
Carpenter
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Luedtke
Mahoney
Moulton
Moylan
Proud
Schmit
Simpson
Skarda
Swanson
Waldo
Waldron
Warner
Ziebarth

Voting in the negative, 21:

Batchelder
Budd
Burbach
Carstens
Hanna
Holmquist
Kennedy
Keyes
Kokes
Kremer
Marvel
Nore
Orme
Reynolds
Robinson
Stull
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 7:

Clark
Danner
Klaver
Knight
Pedersen
Schreurs
Syas

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 15:

Bloom
Carpenter
Duis
Elrod
Johnson
Luedtke
Moylan
Proud
Schmit
Simpson
Swanson
Waldo
Waldron
Warner
Ziebarth

Voting in the negative, 22:

Batchelder
Budd
Burbach
Carstens
Hanna
Hasebroock
Holmquist
Kennedy
Keyes
Kokes
Kremer
Marvel

Nore
Orme
Reynolds
Schreurs
Stull
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 12:

Clark
Craft
Danner
Harsh
Klaver
Knight
Mahoney
Moulton
Pedersen
Robinson
Skarda
Syas

Having failed to receive a constitutional majority voting in the affirmative with the emergency clause stricken, the bill failed of passage.

LEGISLATIVE BILL 1399. With emergency.

A BILL FOR AN ACT to amend sections 81-1201, 81-1206, and 81-1208, Revised Statutes Supplement, 1967, section 81-2102.01, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 190, Eightieth Session, Nebraska State Legislature, 1969, and sections 81-1203 and 81-1204, Revised Statutes Supplement, 1967, as amended by sections 10 and 11, Legislative Bill 1398, Eightieth Session, Nebraska State Legislature, 1969, relating to community development; to authorize cities of the first and second class and villages to secure services for urban renewal authorities through the Department of Economic Development; to extend the duties of the Department of Economic Development; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Bloom
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Batchelder

Not voting, 7:

Budd
Clark
Danner
Knight
Kokes
Pedersen
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1426.

A BILL FOR AN ACT relating to the State Board of Agriculture; to authorize such board to develop plans for a new location for the state fairgrounds; to provide for an advisory committee.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Clark
Danner
Knight
Pedersen
Waldo
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1431.

Introduced by Eugene T. Mahoney, 5th District; Bill K. Bloom, 20th District; William R. Skarda, Jr., 7th District; John E. Knight, 26th District; Harold T. Moylan, 6th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, section 4, of the Constitution of Nebraska, relating to religious freedom; to provide legislative authority to make grants for students enrolled in nonpublic schools as prescribed; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1970; to provide for the manner of submission and form of ballot; to provide the effective date thereof; and to repeal sections 1, 2, and 3, Legislative Bill 1083, Eightieth Session, Nebraska State Legislature, 1969.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article I, section 4, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 4. All persons have a natural and indefeasible right to worship Almighty God according to the dictates of their own consciences. No person shall be compelled to attend, erect or support any place of worship against his consent, and no preference shall be given by law to any religious society, nor shall any interference with the rights of conscience be permitted. No religious test shall be required as a qualification for office, nor shall any person be incompetent to be a witness on account of his religious belief; but nothing herein shall be construed to dispense with oaths and affirmations. Religion, morality, and knowledge, however, being essential to good government, it shall be the duty of the Legislature to pass suitable laws to protect every religious denomination in the peaceable enjoyment of its own mode of public worship, and to encourage schools and the means of instruction, and in furtherance of such objectives the Legislature may make grants for the benefit of students enrolled in nonpublic schools as reimbursement for the part of their tuition that is allocable to instruction in state-approved courses; *Provided,* that such reimbursement shall not exceed one-third of the per student cost in the public school district in which the student resides nor shall any plan of reimbursement breach the separation of church and state required by the First Amendment to the Constitution of the United States."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to permit the Legislature to make grants for the benefit of students enrolled in nonpublic schools as reimbursement for the part of their tuition that is allocable to instruction in state-approved courses, which reimbursement shall not exceed one-third of the per student cost in the public school district in which the student resides nor shall any plan of reimbursement breach the separation of church and state required by the First Amendment to the Constitution of the United States.

☐ For
☐ Against."

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Sec. 4. That sections 1, 2, and 3, Legislative Bill 1083, Eightieth Session, Nebraska State Legislature, 1969, is repealed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Carpenter requested a Call of the House. The Call showed 45 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 45 ayes, 0 nays and 4 not voting.

Voting in the affirmative, 30:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Craft
Duis
Hanna
Hasebroock
Keyes
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Reynolds
Robinson
Schmit
Simpson
Skarda
Swanson
Syas
Waldron
Wallwey
Wiltse
Ziebarth

Voting in the negative, 8:

Holmquist
Johnson
Proud
Schreurs
Waldo
Warner
Wenzlaff
Wylie

Not voting, 11:

Budd
Clark
Danner
Elrod
Harsh
Kennedy
Knight
Kremer
Pedersen
Stull
Whitney

Having failed to receive a constitutional four-fifths majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1434. With emergency.

A BILL FOR AN ACT to amend sections 32-535, 32-1001, 32-1001.17 and 32-1001.18, Reissue Revised Statutes of Nebraska, 1943, relating to elections; to harmonize with previous legislation; to provide for the contest of elections of officers of the state and political subdivisions as prescribed; to correct an erroneous reference; to substitute municipal courts for justices of the peace as prescribed; to repeal the original sections, and also section 32-313, Reissue Revised Statutes of Nebraska, 1943, as amended by esction 7, Legislative Bill 1294, Eightieth Session, Nebraska State Legislature, 1969, and section 32-313.01, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Moulton
Marvel
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Clark
Danner
Knight
Mahoney
Pedersen
Waldron
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 885. Replaced on Select File as amended.

E and R amendments to LB 885:

1. Renumber section 5, added by the Marvel amendment adopted 8/15/69 as section 4 and original section 1 as section 5.

2. Renumber sections 7 and 8 as sections 6 and 7.

3. In the title, as amended, line 10, insert "to limit payment for hospital care to the actual necessary period of stay;" after the second semicolon.

LEGISLATIVE BILL 508. Correctly engrossed.

LEGISLATIVE BILL 723. Correctly engrossed.

LEGISLATIVE BILL 968. Correctly engrossed.

LEGISLATIVE BILL 1072. Correctly engrossed.

LEGISLATIVE BILL 1433. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

MOTION—Reconsider Action on LB 6

Mr. Duis renewed his pending motion found in the Legislative Journal for the One Hundred Fifty-third Day to reconsider action on LB 6.

Mr. Wenzlaff requested a Call of the House. The Call showed 36 members present.

Mr. Bloom moved the Call be raised. The motion prevailed with 33 ayes, 1 nay and 15 not voting.

The original motion lost with 22 ayes, 13 nays and 14 not voting.

UNANIMOUS CONSENT—Expedite LB 6

Mr. Klaver asked unanimous consent to have LB 6 expedited to the Governor's office. No objections So ordered.

SELECT FILE

LEGISLATIVE BILL 885. E and R amendments founds in this Day's Journal were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Committee on Committees

August 26, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

John Thornton—Personnel Director

Dale R. Rist—Advisory Comm. to Dept. of Public Welfare and Public Institutions

Roger Larson—Nebraska Educational Television Commission

Respectfully submitted,

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report and a record vote taken on each confirmation.

The motion prevailed.

Vote on Mr. Thornton

Voting in the affirmative, 31:

Batchelder
Bloom
Burbach
Carpenter
Craft
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Proud
Reynolds
Robinson
Schreurs
Skarda
Swanson
Syas
Waldron
Wallwey
Whitney
Wylie

Voting in the negative, 0.

Not voting, 18:

Budd
Carstens
Clark
Danner
Duis
Knight
Kremer
Moylan
Orme
Pedersen
Schmit
Simpson
Stull
Waldo
Warner
Wenzlaff
Wiltse
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Thornton confirmed.

Vote on Mr. Rist

Voting in the affirmative, 32:

Batchelder
Bloom
Budd
Carpenter
Craft
Duis
Elrod
Hanna
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Whitney
Wylie

Voting in the negative, 0.

Not voting, 17:

Burbach
Carstens
Clark
Danner
Harsh
Holmquist
Knight
Mahoney
Orme
Pedersen
Proud
Schmit
Waldo
Warner
Wenzlaff
Wiltse
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Rist confirmed.

Vote on Mr. Larson

Voting in the affirmative, 35:

Batchelder
Bloom
Budd
Carpenter
Craft
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wiltse
Whitney
Wylie

Voting in the negative, 0.

Not voting, 14:

Burbach
Carstens
Clark
Danner
Harsh
Knight
Mahoney
Orme
Pedersen
Proud
Schmit
Waldo
Wenzlaff
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Larson confirmed.

STANDING COMMITTEE REPORTS

Committee on Committees

August 26, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments to the Advisory Committee to the Department of Economic Development listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Bennett Martin
Calvin L. Hayes
Carlin Whitesell
Gary Carpenter
Neil Colerick
Robert Runice

Respectfully submitted,

(Signed) William M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report and a record vote taken on each confirmation.

The motion prevailed.

Vote on Mr. Martin

Voting in the affirmative, 33:

Batchelder
Bloom
Budd
Burbach
Carpenter
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Reynolds
Robinson
Schreurs
Simpson
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wylie

Voting in the negative, 0.

Not voting, 16:

Carstens
Clark
Danner
Klaver
Knight
Mahoney
Orme
Pedersen
Proud
Schmit
Skarda
Waldo
Wenzlaff
Whitney
Wiltse
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Martin confirmed.

Vote on Mr. Hayes

Voting in the affirmative, 35:

Batchelder
Budd
Burbach
Carpenter
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan

Nore
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 14:

Bloom
Carstens
Clark
Danner
Klaver
Knight
Mahoney
Orme
Pedersen
Schmit
Syas
Wenzlaff
Whitney
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Hayes confirmed.

Vote on Mr. Whitesell

Voting in the affirmative, 37:

Budd
Burbach
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 12:

Batchelder
Bloom
Carpenter
Carstens
Clark
Danner
Klaver
Knight
Kokes
Pedersen
Schmit
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Whitesell confirmed.

Vote on Mr. Carpenter

Voting in the affirmative, 36:

Batchelder
Bloom
Budd
Burbach
Carpenter
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke

Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 13:

Carstens
Clark
Danner
Hanna
Keyes
Klaver
Knight
Orme
Pedersen
Schmit
Syas
Waldron
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Carpenter confirmed.

Vote on Mr. Colerick

Voting in the affirmative, 35:

Budd
Burbach
Carpenter
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 14:

Batchelder
Bloom
Carstens
Clark
Danner
Hanna
Keyes
Klaver
Knight
Orme
Pedersen
Schmit
Waldron
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Colerick confirmed.

Vote on Mr. Runice

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist

Johnson
Kennedy
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 11:

Clark
Danner
Hanna
Keyes
Klaver
Knight
Marvel
Orme
Pedersen
Schmit
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Runice confirmed.

MOTION—Return LB 1357 to Select File

Mr. Carpenter moved to return LB 1357 to Select File for the following specific amendment:

Strike the enacting clause.

The motion lost with 12 ayes, 24 nays and 13 not voting.

MOTION—Unbracket and Return LB 1289 to General File

Mr. Carpenter moved to unbracket and return LB 1289 to General File for the following specific amendment:

Strike the enacting clause.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

GENERAL FILE

LEGISLATIVE BILL 1289. Mr. Carpenter asked unanimous consent to indefinitely postpone the bill. No objections. So ordered.

MOTION—Return LB 1437 to General File

Mr. Carpenter moved to return LB 1437 to General File for the following specific amendment:

Strike the enacting clause.

The motion lost with 17 ayes, 20 nays and 12 not voting.

MOTION—Return LR 99

Mr. Carpenter moved to return LR 99 from the Education Committee.

Motion pending.

Recess

At 11:58 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Danner, Knight and Pedersen who were excused; Mr. Luedtke who was excused until 3:00 p.m.

Presented to the Governor

Presented to the Governor for approval on August 26, 1969 at 11:20 a.m.: LB 6 LB 65 LB 503 LB 790 LB 1415 LB 1427

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1439. Placed on Select File as amended.

E and R amendments to LB 1439:

1. In section 4, line 7, insert "as may be" before "deemed".

2. In the title, line 3, insert "; and to declare an emergency" after "children".

LEGISLATIVE BILL 1440. Placed on Select File.

LEGISLATIVE BILL 964. Correctly engrossed.

LEGISLATIVE BILL 1295. Correctly engrossed.

LEGISLATIVE BILL 1327. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Committee on Committees

August 26, 1969

Mr. President, Mr. Speaker and
Members of the Legislature

Dear Senators:

The following name was submitted as an appointment by Governor Norbert T. Tiemann and whereas the statutes do not require confirmation by the Legislature of this position, no further action was taken by the Committee on Committees to recommend approval or disapproval:

Dick Flynn — Motor Vehicle Dealers License Board

Respectfully yours,

(Signed) William M. Wylie, Chairman
Committee on Committees

MOTION—Return LR 99

Mr. Carpenter renewed his pending motion found in this Day's Journal to return LR 99.

Mr. Carpenter requested a Call of the House. The Call showed 37 members present.

Mr. Kokes moved the Call be raised. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 18:

Bloom
Budd
Carpenter
Duis
Elrod
Klaver
Mahoney
Moulton
Moylan
Orme
Proud
Reynolds
Schreurs
Simpson
Swanson
Syas
Warner
Ziebarth

Voting in the negative, 20:

Batchelder
Burbach
Carstens
Clark
Craft
Hanna
Hasebroock
Johnson
Kennedy
Keyes
Kremer
Nore
Stull
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 11:

Danner
Harsh
Holmquist
Knight
Kokes
Luedtke
Marvel
Pedersen
Robinson
Schmit
Skarda

The motion lost and the Chair ruled LR 99 was indefinitely postponed.

RESOLUTIONS

LEGISLATIVE RESOLUTION 101. Re: Sales and Use Tax on Poolhall Operators

Introduced by Herbert J. Duis, 39th District and William M. Wylie, 40th District.

WHEREAS, the Tax Commission adopted Rule TC-1-18 in June, 1967 providing for a sales tax to be computed on personal property rented or leased; and

WHEREAS, the Tax Commissioner revised his Rule TC-1-18 as of March 1, 1968; and

WHEREAS, on July 28, 1969 the Tax Commissioner issued Bulletin No. 4 subjecting pool tables to be classified as personal property for sales and use tax purposes; and

WHEREAS, the Tax Commissioner is now attempting to collect a sales or use tax on poolhall operators since June 1, 1967; and

WHEREAS, until July 28, 1969 there was no directive that pool tables were classified as personal property for lease; and

WHEREAS, the poolhall operators have collected no sales or use tax from June 1, 1967 to this date.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. It is the direction of this Legislature that the Tax Commissioner collect no sales or use tax from poolhall operators for the rental of pool tables prior to August 1, 1969.

2. That a copy of this resolution be sent by the Clerk of the Legislature immediately to the Tax Commissioner.

UNANIMOUS CONSENT—Withdraw LR 100

Mr. Ziebarth asked unanimous consent to withdraw LR 100.

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1096. Mr. Carpenter asked unanimous consent to withdraw his proposed amendment found in the Legislative Journal for the One Hundred Fifty-fourth Day. No objections. So ordered.

Mr. Marvel offered the following amendment, which was adopted by unanimous consent:

Amendment 1

1. In section 13, Department of Health, subsection (4), Program No. 621, line 32, strike, and show as stricken, "1,567,548", and insert in lieu thereof *"1,654,189"*; and in line 33, strike *"1,772,495"*, and insert in lieu thereof *"1,859,136"*. In line 35, strike and show as stricken "268,390", and insert in lieu thereof *"287,850"*; and in line 36, strike and show as stricken "280,884", and insert in lieu thereof *"301,329"*. In line 45, strike and show as stricken "3,511,171", and insert in lieu thereof *"3,597,812"*; and in line 46, strike *"5,977,472"*, and insert in lieu thereof *"6,064,113"*.

2. In section 18, Department of Public Institutions, subsection (14), Program No. 424, line 100, strike and show as stricken "86,641"; and in line 101 strike *"769,835"* and insert in lieu thereof *"683,194"*. In line 104 strike *"70,908"*, and insert in lieu thereof *"51,448"*. In line 104 strike *"79,696"*, and insert in lieu thereof *"59,251"*. In line 138 strike and show as stricken "3,351,550" and insert in lieu thereof *"3,264,909"*; and in line 139 strike *"63,311,079"* and insert in lieu thereof *"63,224,438"*.

Mr. Marvel offered the following amendments:

Amendment 2

Amend section 30, subsection (3), line 18, by inserting "$45,000" in column F.

In line 19, strike "392,850" and insert in lieu thereof "437,850".

In line 21 strike "136,833" and insert in lieu thereof "152,833".

In line 22 strike "149,124" and insert in lieu thereof "165,924".

Amendment 3

1. In renumbered section 10, subsection (2), Program No. 57, line 20, strike *"673,813"* and *"1,678,649"*, then insert in lieu thereof *"667,813"* and *"1,672,649"* respectively. In renumbered section 10, subsection (2), line 22, strike *"380,582"*, and insert in lieu thereof *"378,077"*. In renumbered section 10, subsection (2), line 23 strike *"412,232"* and insert in lieu thereof *"409,727"*.

2. In renumbered section 10, subsection (3), Program 63, line 29, strike and show as stricken *"1,370,777"* and *"2,510,906"*, then insert in lieu thereof *"1,386,409"* and *"2,526,538"* respectively. In renumbered section 10, subsection (3), line 31, strike and show as stricken *"351,163"*, and insert in lieu thereof *"355,879"*. In renumbered section 10, subsection (3) line 32, strike and show as stricken *"621,878"*, and insert in lieu thereof *"628,362"*.

3. In renumbered section 10, subsection (4), line 50 strike *"258,988"* and insert in lieu thereof *"258,857"*; and in line 51, strike *"266,944"*, and insert in lieu thereof *"277,318"*.

4. In renumbered section 10, line 92, strike *"3,298,956"*, *"2,176,681"*, and *"6,160,591"* and insert in lieu thereof *"3,314,588"*, *"2,170,681"*, and *"6,170,223"* respectively.

Amendment 4

In renumbered section 33, lines 10 and 20, strike *"206,012"* and *"221,012"* and insert in lieu thereof *"153,986"* and *"168,986"* respectively.

Mr. Marvel requested a record vote.

Voting in the affirmative, 36:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Elrod
Holmquist
Johnson
Kennedy
Klaver
Kokes
Kremer
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0:

Not voting, 13:

Craft
Danner
Duis
Hanna
Harsh
Hasebroock
Keyes
Knight
Luedtke
Pedersen
Simpson
Waldron
Wylie

Amendments 2, 3 and 4 were adopted.

Mr. Marvel offered the following amendment section by section:

Amendment 5

Add a new section as follows:

"Sec. —. (1) Subject to the passage of Legislative Bill 1263, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 25 - Department of Public Institutions, Program No. 363, the sum of $625,037, $304,598 of which is for Personal Services during the period July 1, 1969 - June 30, 1970, and the balance of $320,439 for Personal Services during the period July 1, 1970 - June 30, 1971.

(2) Subject to the passage of Legislative Bill 1184, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated to Agency No. 18 - Department of Agriculture, Program No. 63, the sum of $279,291, from Cash Funds, from which expenditures for Personal Services shall not exceed $16,442 during the period July 1, 1969 - June 30, 1970, nor $17,073 during the period July 1, 1970 - June 30, 1971.

(3) Subject to the passage of Legislative Bill 979, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 82 - State Board of Community Colleges, Program No. 634, the sum of $2,957,600 from which expenditures for Personal Services shall not exceed $86,600 during the 1969-71 biennium.

(4) Subject to the passage of Legislative Bill 177, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 13 - State Department of Education, Program No. 434, Nebraska Vocational Technical School at Omaha, the sum of $2,164,200 from which expenditures for Personal Services shall not exceed $30,000 during the period July 1, 1969 - June 30, 1970, nor $328,800 during the period July 1, 1970 - June 30, 1971.

(5) Subject to the passage of Legislative Bill 216, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated to Agency No. 13, Program No. 294, the sum of $3,240,000 for the 1969-71 biennium.

(6) Subject to the passage of Legislative Bill 1280, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 13 - State Department of Education, Program No. 25, the sum of $364,438 for the 1969-71 biennium.

(7) Subject to the passage of Legislative Bill 932, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 16 - Tax Commissioner, Program No. 102, the sum of $3,500,000 for the 1969-71 biennium.

(8) Subject to the passage of Legislative Bill 566, Eightieth Session, Nebraska State Legislature, 1969, there is hereby

appropriated from the General Fund to Agency No. 13 - State Department of Education, Program No. 580, the sum of $48,000 for the 1969-71 biennium.

(9) Subject to the passage of Legislative Bill 566, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 33 - Game and Parks Commission, Program No. 549, the sum of $18,400, and there is hereby appropriated to Program No. 336, the sum of $37,800 from Cash Funds.

(10) Subject to the passage of Legislative Bill 1415, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 16, Tax Commissioner, Program No. 102, the sum of $53,611, from which expenditures for Personal Services shall not exceed $14,616 during the period July 1, 1969 - June 30, 1970, nor $14,460 during the period July 1, 1970 - June 30, 1971.

(11) Subject to the passage of Legislative Bill 964, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from Cash Funds to Agency No. 18 - Department of Agriculture, Program No. 57, the sum of $146,605, from which expenditures for Personal Services shall not exceed $20,339 during the period July 1, 1969 - June 30, 1970, nor $17,559 during the period July 1, 1970 - June 30, 1971; and General Fund appropriations to Program No. 57 are hereby reduced by $67,979.

(12) Subject to the passage of Legislative Bill 1183, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from Cash Funds to Agency No. 18 - Department of Agriculture, Program No. 57, the sum of $88,000, from which expenditures for Personal Services shall not exceed $7,615 during the period July 1, 1969 - June 30, 1970, nor $7,675 during the period July 1, 1970 - June 30, 1971; and General Fund appropriations to Program No. 57 are hereby reduced by $67,979.

(13) Subject to the passage of Legislative Bill 1186, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from Cash Funds to Agency No. 20 - Department of Health, Program No. 620, the sum of $39,100 from which expenditures for Personal Services shall not exceed $9,400 during the period July 1, 1969 - June 30, 1970, nor $18,800 during the period July 1, 1970 - June 30, 1971.

(14) Subject to the passage of Legislative Bill 567, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated to Agency No. 33 - Game and Parks Commission, Program No. 617, the sum of $166,000 from the General Fund and $148,000 from Cash Funds for the 1969-71 biennium.

(15) Subject to the passage of Legislative Bill 1357, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 55 - Soil and Water Conservation Commission, Program No. 334, the sum of $95,000 from which expenditures for Personal Services shall not exceed $12,500 during the period July 1, 1969 - June 30, 1970, nor $15,000 during the period July 1, 1970 - June 30, 1971.

(16) Subject to the passage of Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 75 - Nebraska Investment Council, Program No. 610, the sum of $137,412, from which expenditures for Personal Services shall not exceed $46,926 during the period July 1, 1969 - June 30, 1970, nor $46,926 during the period July 1, 1970 - June 30, 1971.

(17) Subject to the passage of Legislative Bill 65, Eightieth Session, Nebraska State Legislature, 1969, there is hereby reappropriated from the unexpended General Fund balance existing on June 30, 1969, in Agency No. 47 - Nebraska Educational Television Commission to Program No. 533, the sum of $86,146 for the 1969 - 1971 biennium.

(18) Subject to the passage of Legislative Bill 848, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 13 - State Department of Education, Program No. 143, the sum of $196,140 for the 1969 - 1971 biennium.

(19) Subject to the passage of Legislative Bill 1369, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency 64 - Nebraska State Patrol, Program No. 195, the sum of $283,082, $137,478 of which is for Personal Services during the period July 1, 1969 - June 30, 1970, and the balance of $145,604 for Personal Services during the period July 1, 1970 - June 30, 1971.

(20) Subject to the passage of Legislative Bill 1222, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 24 - Department of Motor Vehicles, Program No. 70, the sum of $68,509, $7,010 of which is for Personal Services for the period July 1, 1969 - June 30, 1970, and $12,360 for Personal Services for the period July 1, 1970 - June 30, 1971.

(21) Subject to the passage of Legislative Bill 1222, Eightieth Session, Nebraska State Legislature, 1969, the General Fund appropriation to Agency No. 16 - Tax Commissioner,

Program No. 102, is hereby reduced by the sum of $56,973. Of the reduced expenditure authority, $6,330 are funds for Personal Services for the period July 1, 1969 - June 30, 1970, and $8,169 are funds for Personal Services for the Period July 1, 1970 - June 30, 1971.

(22) Subject to the passage of Legislative Bill 601, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated to Agency No. 25 - Department of Public Institutions, Program No. 033, the sum of $15,000 from the General Fund, from which appropriation expenditures for Personal Services are authorized.

(23) Subject to the passage of Legislative Bill 1261, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 12 - State Treasurer, Program No. 503, the sum of $1,302,700.

(24) Subject to the passage of Legislative Bill 1261, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 21 - State Fire Marshal, Program No. 193, the sum of $200,000.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 21:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Johnson
Mahoney
Marvel
Moulton
Moylan
Orme
Reynolds
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff

Voting in the negative, 7:

Batchelder
Hasebroock
Kennedy
Kokes
Kremer
Nore
Wallwey

Not voting, 21:

Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Keyes
Klaver
Knight
Luedtke
Pedersen
Proud
Robinson
Schreurs
Simpson
Waldron
Whitney
Wiltse
Wylie
Ziebarth

Section 1 of amendment 5 was adopted.

Section 2 of amendment 5 was adopted with 33 ayes, 3 nays and 13 not voting.

Mr. Simpson Presiding

Mr. Carpenter requested a record vote on section 3 of amendment 5.

Voting in the affirmative, 25:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Elrod
Harsh
Hasebroock
Kennedy
Keyes
Kremer
Marvel
Moulton
Moylan
Nore
Proud
Robinson
Schmit
Simpson
Skarda
Swanson
Syas
Wenzlaff
Ziebarth

Voting in the negative, 7:

Batchelder
Clark
Holmquist
Kokes
Wallwey
Warner
Wylie

Not voting, 17:

Danner
Duis
Hanna
Johnson
Klaver
Knight
Luedtke
Mahoney
Orme
Pedersen
Reynolds
Schreurs
Stull
Waldo
Waldron
Whitney
Wiltse

Section 3 of amendment 5 was adopted.

Member Excused

Mr. Wenzlaff asked unanimous consent to be excused at 2:30 p.m. for the remainder of the day. No objections. So ordered.

Section 4 of amendment 5 was adopted with 20 ayes, 6 nays and 23 not voting.

Section 5 of amendment 5 was adopted with 22 ayes, 3 nays and 24 not voting.

Section 6 of amendment 5 was adopted with 25 ayes, 0 nays and 24 not voting.

Mr. Carpenter requested a record vote on section 7 of amendment 5.

Voting in the affirmative, 25:

Bloom
Budd
Burbach
Carpenter
Carstens
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Kremer

Mahoney
Marvel
Moulton
Moylan
Nore
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldron

Voting in the negative, 7:

Batchelder
Clark
Holmquist
Kennedy
Waldo
Warner
Whitney

Not voting, 17:

Craft
Danner
Duis
Hanna
Knight
Kokes
Luedtke
Orme
Pedersen
Proud
Reynolds
Schreurs
Wallwey
Wenzlaff
Wiltse
Wylie
Ziebarth

Section 7 of amendment 5 was adopted.

Sections 8 and 9 of amendment 5 were rejected with 16 ayes, 16 nays and 17 not voting.

Section 10 of amendment 5 was adopted with 24 ayes, 3 nays and 22 not voting.

Section 11 of amendment 5 was adopted with 23 ayes, 3 nays and 23 not voting.

Section 12 of amendment 5 was adopted with 20 ayes, 2 nays and 27 not voting.

Section 13 of amendment 5 was adopted with 29 ayes, 1 nay and 19 not voting.

Section 14 of amendment 5 was adopted with 21 ayes, 1 nay and 27 not voting.

Section 15 of amendment 5 was adopted with 23 ayes, 10 nays and 16 not voting.

Section 16 of amendment 5 was adopted with 18 ayes, 6 nays and 25 not voting.

Members Excused

Messrs. Schreurs and Kokes asked unanimous consent to be excused at 3:10 p.m. for the remainder of the day. No objections. So ordered.

Section 17 of amendment 5 was adopted with 28 ayes, 0 nays and 21 not voting.

Section 18 of amendment 5 was adopted with 30 ayes, 0 nays and 19 not voting.

Section 19 of amendment 5 was adopted with 29 ayes, 0 nays and 20 not voting.

Sections 20 and 21 of amendment 5 were adopted with 30 ayes, 0 nays and 19 not voting.

Section 22 of amendment 5 was adopted with 22 ayes, 4 nays and 23 not voting.

Sections 23 and 24 of amendment 5 were adopted with 22 ayes, 7 nays and 20 not voting.

Visitors

Mr. Kennedy introduced Mr. and Mrs. Arnold Kamrath of Oxnard, California.

Mr. Swanson introduced Mr. Lyle Young, the new executive officer of the Nebraska Press Association who just came to Nebraska from Boise, Idaho.

Mr. Harsh introduced Mr. and Mrs. Vernon LeMon from Lincoln.

Mr. Kokes introduced Mr. Ben Augustine of Ord, Nebraska.

Mrs. Orme introduced Stacey Frerichs and Edward Frerichs of Lake Oswego, Oregon and Edward Frerichs, Sr. of Lincoln.

Mr. Ziebarth introduced Dudley Wells of Axtell, Nebraska and children, Mark, Ann and Jennifer.

Mr. Marvel offered the following amendments:

Amendment 6

Amend LB 928 in Agency - Legislative Council by adding a new section and a new program - 633 entitled "Nebraska Advisory Commission on Higher Education". In column "G" and the total column of the same line insert $35,000. Amend the agency totals accordingly.

Amendment 6 was adopted with 25 ayes, 0 nays and 24 not voting.

Amendment 7

Amend LB 1096 in Agency 13, Program 294 (1) by striking 717,712 and inserting "1,955,212" and by striking 8,576,718 and inserting "9,814,218"; (2) by adding after line 59, "the sum of $1,237,500 is included for grants to schools for state aid for nursing education and shall not be expended for any other purpose.

Adjust the agency totals accordingly.

Amendment 7 was adopted with 24 ayes, 0 nays and 25 not voting.

Amendment 8

Amend section 13, Department of Health, subsection (2), Program No. 514 by increasing the General Fund appropriation by $47,245, the Federal Fund appropriation by $94,590, and the total appropriation by $141,835. Increase the personal services limitation for 1969-70 by $31,655 and for 1970-71 by $39,430.

Amendment 8 was adopted with 24 ayes, 0 nays and 25 not voting.

Amendment 9

In section 25, Game and Parks Commission, subsection (6), Program No. 617, line 69, strike *"563,952"* and insert in lieu thereof *"569,952"*; and strike *"1,661,496"* and insert in lieu thereof *"1,667,496"*. In line 90, strike *"9,167,466"* and insert in lieu thereof *"9,173,466"*; and strike *"11,988,639"* and insert in lieu thereof *"11,994,639"*.

Amendment 9 was adopted with 18 ayes, 6 nays and 25 not voting.

Amendment 10

Amend section 25, Game and Parks Commission, subsection (3), Wildlife Conservation, by adding $13,200 to the Cash Fund appropriation and to the total appropriation. Increase the amount for sub-program 4 by $13,200. Increase the personal services limitation for each year by $3,000.

Amendment 10 was adopted with 23 ayes, 0 nays and 26 not voting.

Amendment 11

Amend section 52, Soil and Water Conservation Commission, Program No. 334, subsection (3) by adding $25,000 to the General Fund appropriation and to the total appropriation.

Amendment 11 was adopted with 21 ayes, 1 nay and 27 not voting.

Amendment 12

Amend section 11, subsection (3), Program No. 63, by increasing the General Fund appropriation by $6,000 and the Total appropriation by $6,000.

Amendment 12 was adopted with 18 ayes, 0 nays and 21 not voting.

Amendment 13

Amend section 24, line 9 by increasing the General Fund and Total appropriation by $310,000. Increase the General Fund and Total in line 49 by $310,000.

Amendment 13 was adopted with 20 ayes, 0 nays and 29 not voting.

Amendment 14

Amend LB 1096 in Agency 13, Program 508, by striking "521,316" and inserting "554,928", and by striking "1,243,212" and inserting "1,276,824", and in line 126 by striking "402,375" and inserting "415,507", and in line 137 by striking "455,029" and inserting "468,818".

Amendment 14 was adopted with 17 ayes, 0 nays and 32 not voting.

Amendment 15

Amend Section 18 of LB 1096 by inserting after the period in line 16, the following: "expenditures from Cash Funds for the program in this subsection shall be unlimited".

Amendment 15 was adopted with 23 ayes, 0 nays and 26 not voting.

Amendment 16

Amend section 11, subsection (6), Program No. 382, by increasing the Cash Fund appropriation and the Total appropriation by $43,843. Increase the personal services for 1969-70 by 11,109 and for 1970-71 by 11,109.

Amendment 16 was adopted with 18 ayes, 0 nays and 31 not voting.

Amendments 17 and 20

Amend section 18 of LB 1096 after subsection 1 by adding a new subsection as follows:

	(G)	(C)	(F)	TOTAL
(2) Program No. 356 - Parole Administration	221,660			221,660

Expenditures for Personal Services shall not exceed $85,370 during the period July 1, 1969-June 30, 1970, nor $88,502 during the period July 1, 1970-June 30, 1971.

1. Amend the Standing Committee amendment 1, by adding a new section to read as follows:

"Sec. —. That section 13, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 13. Board of Pardons ~~and Paroles~~ - Agency No. 15				
Program No. 354 - ~~Rehabilitation - Pardon and Parole Administration~~ *Board of Pardons*	~~$163,660~~ *5,000*			~~$163,660~~ *5,000*
~~Expenditures for Personal Services shall not exceed $58,140 during the period July 1, 1969 - June 30, 1970, nor $61,302 during the period July 1, 1970 - June 30, 1971.~~				
For Informational Purposes only: Total Appropriations to Agency No. 15 and Fund Source	~~163,660~~ *5,000*			~~163,660~~ *5,000*".

Amendments 17 and 20 were adopted with 33 ayes, 0 nays and 16 not voting.

Member Excused

Mr. Clark asked unanimous consent to be excused for the balance of the day. No objections. So ordered.

Amendment 18

Amend section 33 of LB 1096 as follows:

In line 8, increase the General Fund and Total appropriation by 30,585. In line 10, strike 26,950 and insert 36,325 and in line 11, strike 28,321 and insert 47,631.

In line 74, increase the General Fund and Total appropriation by 30,585.

Amendment 18 was adopted with 26 ayes, 0 nays and 23 not voting.

Amendment 19

1. In section 14, line 11 of LB 1096, strike the period and insert "., *except those personal services expenditures incurred in the administration of the Local Option Revenue Act as provided in section 3 of LB 578 of the Eightieth Session of the Nebraska Legislature.*"

Amendment 19 was adopted with 28 ayes, 0 nays and 21 not voting.

Amendment 21

1. Amend Standing Committee amendment 1, by adding a new section as follows:

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
"Sec. —. *Nebraksa Hall of Fame Commission - Agency No. 81*				
Program No. 632 - Nebraska Hall of Fame Commission	*$1,000*			*$1,000*
For Informational Purposes only: Total Appropriations to Agency No. 81 and Fund Source	*1,000*			*1,000*".

Amendment 21 was adopted with 23 ayes, 0 nays and 26 not voting.

Amendment 22

1. Amend section 1 to read:

"Section 1. That section 1, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Section 1. The definitions pertaining to program and agency titles contained in the Accounting Manual on file in the Office of the Clerk of the Legislature are hereby adopted by the Legislature as the definitions for this act. *The definition of Personal Services shall not include costs determined by the Director of Administrative Services to be the direct result of the enactment of Legislative Bill 878, Eightieth Session, Nebraska State Legislature, 1969.*

2. In section 39, line 3, insert "1," immediately after "sections".

3. In line 6 of the title as amended insert "1," after "sections".

Amendment 22 was adopted with 28 ayes, 0 nays and 21 not voting.

Amendment 23

Amend LB 1096 in original section 29, Agency 47 - Nebraska Educational Television Commission, Program 533 - Educational Television. In line 9 strike "*1,966,024*" and insert "*1,972,545*" and strike "*2,116,630*" and insert "*2,123,151*" and in line 11 strike "*235,879*" and insert "*240,469*" and in line 12 strike "*251,542*" and insert "*258,656*" and in line 27 strike "*1,966,024*" and insert "*1,972,545*" and strike "*2,116,630*" and insert "*2,123,151*". Show stricken material as stricken.

Amendment 23 was adopted with 28 ayes, 0 nays and 21 not voting.

Amendment 24

In original section 33 relating to Agency No. 65 - Department of Administrative Services, in line 12, after the period insert the following sentence:

"*In accordance with the provisions of Legislative Bill 776, Eightieth Session, Nebraska State Legislature, 1969, there is* *hereby appropriated from the General Fund the sum of six thousand dollars to be paid to the Nebraska Academy of Sciences, which sum is exclusive of other appropriations to this program."*

Amendment 24 was adopted with 30 ayes, 0 nays and 19 not voting.

Amendment 25

Amend original section 10, relating to Agency No. 17 - Department of Aeronautics, as follows:

In line 40 after the period add the following sentence:

> *"Funds expended in accordance with the provisions of Legislative Bill 672, Eightieth Session, Nebraska State Legislature, 1969, are hereby authorized and are in excess of the amount shown in column (C)."*

Amendment 25 was adopted with 28 ayes, 0 nays and 21 not voting.

Amendment 26

Agency 18

Program 63 - Bureau of Animal Industry

Line 15, Column F, insert $10,000. Strike Total Appropriation $1,750,648 and insert $1,760,648.

Line 16, strike $203,048 and insert $209,546.

Line 17, strike $212,533 and insert $219,356.

Line 54, strike Column F, $219,825, and insert $229,825.

Amendment 26 was adopted with 25 ayes, 1 nay and 23 not voting.

Amendment 27

Amend the Marvel amendment to LB 1096 which adds a new section funding pending legislation by adding at the end of subsection 5 "Provided that if LB 979 shall also pass the appropriation provided for LB 216 is null and void" and by adding at the end of subsection 6 "Provided that if LB 979 shall also pass the appropriation provided for LB 1280 is null and void".

Amendment 27 was adopted with 29 ayes, 0 nays and 20 not voting.

Mr. Carpenter offered a unanimous consent amendment.

Mr. Holmquist objected.

Mr. Carpenter moved to indefinitely postpone.

The motion lost with 9 ayes, 28 nays and 12 not voting.

Advanced to E and R for engrossment with 29 ayes, 8 nays and 12 not voting.

Mr. Carpenter asked unanimous consent to withdraw his request to have LB 1096 read ahead of LB 928 on Final Reading. No objections. So ordered.

Members Excused

Mr. Marvel asked unanimous consent to be excused until Thursday morning. No objections. So ordered.

Mr. Kremer asked unanimous consent to be excused for the balance of the day and tomorrow. No objections. So ordered.

Mr. Whitney withdrew his request to be excused from Friday on. No objections. So ordered.

Adjournment

At 4:01 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Wednesday, August 27, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED FIFTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, August 27, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

O Lord, save this moment from being a mere gesture of custom or convention, and make it a genuine experience for each of us in this place, as we call upon Thee for guidance and help. We have felt Thee near and beside us in the experience of worship; help us now to feel Thy nearness in the business of the day—the unseen Senator, present and voting. Vote through these men and women, that what they say and do may be in accordance with Thy will for this state that we love so dearly. Thou hast said, "When ye stand praying, forgive; if you have anything against anyone." Give us grace to lay aside all bitterness or resentment we may be nursing in our hearts, lest their acid eat into our peace and corrode our spirits. Thou hast said, "It is more blessed to give then to receive." Give us grace to think not of what we can get but of what we can give, that a new spirit may come into our work here with a new vision and a new purpose, and Thou wilt delight to bless. In the name of Christ. Amen.

The roll was called and all members were present except Mr. Nore who was excused until 9:55 a.m.; and Messrs. Knight, Kremer, Marvel and Pedersen, who were excused.

Corrections for the Journal

Correction for the Journal for the One Hundred Fifty-third Day:

Page 3880, line 48 of the amendment, delete "$89,886" and insert "$589,886".

Corrections for the Journal for the One Hundred Fifty-fifth Day:

Page 3959, line 23, after "following" insert "specific".
Page 3959, line 27, delete "1298" and insert "1289".
Page 3959, line 31, after "following" insert "specific".

Page 3960, line 11, delete "Presiding" and insert "presiding".

Page 3962, after line 33, insert the heading, "UNANIMOUS CONSENT—Withdraw LR 100".

Page 3963, lines 9, 28, and 34, delete "AMENDMENT" and insert "Amendment".

Page 3964, line 15, delete "AMENDMENT" and insert "Amendment".

Page 3964, after line 38, add the heading, "Amendment 5".

The Journal for the One Hundred Fifty-fifth Day was approved as corrected.

Member Excused

Mr. Wiltse asked unanimous consent to be excused Thursday and Friday, August 28 and 29. No objections. So ordered.

Message from the Governor

August 26, 1969

Mr. President, Mr. Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform you that I have appointed Mr. Paul E. Burket as Director, Department of Aeronautics, effective September 1, 1969. Mr. Burket replaces Howard Vest who resigned recently.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 449. Placed on Select File as amended.

E and R amendments to LB 449:

1. In new section 1, line 1, strike "Sec. 5." and insert "Section 1."; in line 26 strike the comma; in line 28, strike *"service"* and insert *"serve"*; and in line 36, strike *"irregardless"* and insert *"regardless"*.

2. Strike the last five lines of the Holmquist amendment, adopted 8/19/69.

3. Add a new section to read:

"Sec. 2. That original section 70-624.02, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

4. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend section 70-624.02, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to permit members of boards of directors to serve as prescribed with compensation; and to repeal the original section.".

LEGISLATIVE BILL 934. Replaced on Select File as amended.

E and R amendments to LB 934:

1. In section 2, line 43, strike the comma.

2. In the Waldo amendment adopted 8/21/69, line 3, strike *"article"* and insert *"section"*.

3. In section 3, line 15, strike *"import"* and insert *"imported"*.

4. In section 4, insert an underscored comma at the end of line 22.

5. In the title, strike lines 2 to 4 and insert:

"FOR AN ACT to amend sections 54-1501, 54-1507, and 54-1509, Reissue Revised Statutes of Nebraska, 1943, relating to hog cholera; to regulate the importation of serum as prescribed; to provide when claims for indemnity shall be disallowed; to provide a burden of proof; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1099. Placed on Select File as amended.

E and R amendments to LB 1099:

1. In standing committee amendment 3, line 1, insert ", line 4," after "4".

2. Add a new section to read:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 7, insert "to provide for rules and regulations;" after the semicolon; in line 8 strike "and"; and in line 9, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 857. Correctly engrossed.

LEGISLATIVE BILL 885. Correctly engrossed.

LEGISLATIVE BILL 1070. Correctly engrossed.

LEGISLATIVE BILL 452. Correctly enrolled.

LEGISLATIVE BILL 504. Correctly enrolled.

LEGISLATIVE BILL 601. Correctly enrolled.

LEGISLATIVE BILL 636. Correctly enrolled.

LEGISLATIVE BILL 1184. Correctly enrolled.

LEGISLATIVE BILL 1369. Correctly enrolled.

LEGISLATIVE BILL 1399. Correctly enrolled.

LEGISLATIVE BILL 1426. Correctly enrolled.

LEGISLATIVE BILL 1434. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 452 LB 504 LB 601 LB 636 LB 1184 LB 1369 LB 1399 LB 1426 LB 1434

UNANIMOUS CONSENT—Withdraw LR 65

Mr. Waldo asked unanimous consent to withdraw LR 65. No objections. So ordered.

MOTION—Suspend Rules

Speaker Warner moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 932.

A BILL FOR AN ACT relating to taxation; to provide a limited homestead tax exemption as prescribed; to provide penalties; to replace revenue lost to taxing agencies; and to provide severability.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Hasebroock
Johnson
Keyes
Klaver
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 12:

Batchelder
Clark
Duis
Hanna
Holmquist
Kennedy
Kokes
Schreurs
Waldo
Warner
Whitney
Wylie

Not voting, 5:

Knight
Kremer
Marvel
Nore
Pedersen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1036. With emergency.

A BILL FOR AN ACT to amend section 71-2017, Revised Statutes Supplement, 1967, relating to public health and welfare; to provide exceptions for standards of care in clinics, hospitals, and homes for the aged as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Kokes
Luedtke

Mahoney
Moulton
Moylan
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Swanson
Waldo
Waldron
Warner
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Whitney

Not voting, 10:

Keyes
Knight
Kremer
Marvel
Nore
Pedersen
Stull
Syas
Wallwey
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1261.

A BILL FOR AN ACT relating to public safety; to provide for distribution from the General Fund to the State Fire Marshal and to municipalities and counties; and to provide the basis therefor; to provide minimum monthly salaries for full-time law enforcement officers and firemen.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Carpenter requested a Call of the House. The Call showed 44 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 36 ayes, 1 nay and 12 not voting.

Voting in the affirmative, 19:

Bloom
Carpenter
Craft
Danner
Elrod
Hasebroock
Klaver
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Reynolds
Simpson
Skarda
Swanson
Syas
Waldron

Voting in the negative, 19:

Batchelder
Budd
Burbach
Clark
Duis
Hanna
Harsh
Holmquist
Kennedy
Kokes
Schmit
Stull
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 11:

Carstens
Johnson
Keyes
Knight
Kremer
Marvel
Nore
Pedersen
Robinson
Schreurs
Ziebarth

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1425. Temporarily laid over.

Speaker Warner Presiding

MOTION—Return LB 968 to Select File

Mr. Carstens moved to return LB 968 to Select File for the following specific amendment:

1. Amend the Carpenter amendment adopted 8/11/69 by reinserting the word "gambling" in line 11, Section 1.

The motion prevailed with 30 ayes, 4 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 968. The Carstens specific amendment found in this Day's Journal was adopted with 32 ayes, 2 nays and 15 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 968 to Select File

Mr. Waldron moved to return LB 968 to Select File for the following specific amendment:

Strike the enacting clause.

The motion lost with 15 ayes, 17 nays and 17 not voting.

Member Excused

Mr. Skarda asked unanimous consent to be excused from 10:30 a.m. until 11:00 a.m. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 101.

LR 101 was rejected with 20 ayes, 11 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1018. Mr. Ziebarth moved to indefinitely postpone.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1439. E and R amendments found in the Legislative Journal for the One Hundred Fifty-fifth Day were adopted.

Mr. Wylie offered the following amendment, which was adopted by unanimous consent:

1. Strike sections 1 to 5 and insert the following:

"Section 1. As used in this act unless the context otherwise requires:

(1) Multihandicapped children shall mean children who do not exceed twenty-one years of age and who have two or more coincidental and educationally significant physical or psychological handicaps or both physical and psychological handicaps. This includes physically handicapped children with mental retardation if, in the opinion of the examining physician and psychologist, the child's condition can be improved materially by education and treatment; and

(2) Medical center refers to the University of Nebraska Medical Center.

Sec. 2. There is hereby established for the biennium of 1969-71 a program for the educational, social and medical requirements of multihandicapped children who are residents of the State of Nebraska and for whom there are no suitable existing services and facilities in the state. This program shall be administered by the University of Nebraska Medical Center in cooperation with the institutions of higher education and elementary and secondary schools in the state and the State Department of Education. The program hereby established shall include: (1) Diagnosis and evaluation of the child's disabilities and needs, medically and educationally, (2) the medical treatment and management necessary to relieve as many of the physical and mental problems as possible, and (3) the development of an educational plan, and (4) coordination of supportive services at the local level.

Sec. 3. The administration of the medical center shall appoint a staff to supervise and coordinate the program established by this act. This staff shall consist of at least the following: (1) A clinical psychologist who has experience in counseling and working with handicapped children; (2) a pediatrician who is qualified and eligible in pediatrics with experience or special education or training in the treatment and care of mentally retarded and handicapped children; and (3) an educational services coordinator, who is trained and experienced in the education of handicapped children and the administration of appropriate programs for them. Expense of the program may include the employment of such other personnel and the purchase of such materials and equipment as are necessary to carry out the program, and the travel expenses of personnel, children and their parents, and the cost of residential care of children. The expense of the program shall be paid by the State of Nebraska, but the parents or guardians of such multihandicapped children who are tested, treated or cared for under this program, who are wholly or in part to provide for their support and care, to the extent of their ability may be required to make payment therefor.

Sec. 4. The administration of the medical center shall file a report on or before December 31, 1970, of the activities carried on under the program established by the provisions of this act, the cost of the program, the manner in which the money appropriated by the State of Nebraska therefor has been expended, to what extent it has been reimbursed, and such other information deemed important.

Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1440. Advanced to E and R for engrossment.

Mr. Wylie Presiding

LEGISLATIVE BILL 449. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 934. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1099. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1255

Mr. Ziebarth asked unanimous consent to unbracket LB 1255 on Select File. No objections. So ordered.

LEGISLATIVE BILL 1255. Advanced to E and R for engrossment.

MOTION—Return LB 707

Mr. Simpson moved to return LB 707 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Warner requested a Call of the House. The Call showed 37 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 25 ayes, 7 nays and 17 not voting.

The original motion lost with 24 ayes, 13 nays and 12 not voting.

Explanation of Vote

Had I been present I would have voted "aye" on LB 932 on Final Reading.

(Signed) Herb Nore

MOTIONS—Return LB 1096 to Select File

Mr. Carstens moved to return LB 1096 to Select File for the following specific amendment:

Add a new section to provide the sum of $250,000.00 for the next biennium for the purpose of funding LB 950.

The motion lost with 17 ayes, 16 nays and 16 not voting.

Mr. Schmit moved to return LB 1096 to Select File for the following specific amendment:

1. In section 18, line 9, strike *"1,783,248"* in both places and insert in both places *"1,866,691"*, line 11 strike *"555,379"* and insert *"581,379"*, line 12 strike *"590,912"* and insert *"648,355"*, line 18 strike *"189,434"* and insert *"228,284"* and in same line strike *"903,711"* and insert *"942,561"*, line 20 strike "159,630" and insert "~~159,630~~ *171,736*",

line 21 strike "167,924" and insert "~~167,924~~ *194,668*", line 25 strike "8,290,803" and insert "~~8,290,803~~ *8,978,386*", line 26 strike *"10,202,347"* and insert *"10,889,930"*, line 28 strike *"4,095,645"* and insert *"4,309,898"*, line 29 strike *"4,302,521"* and insert *"4,775,851"*, line 32 strike "7,109,805" and insert "~~7,109,805~~ *7,653,935*", line 33 strike *"8,011,838"* and insert *"8,555,968"*, line 35 strike *"3,242,598"* and insert *"3,412,151"*, line 36 strike *"3,397,156"* and insert *"3,771,733"*, line 39 strike "9,146,631" and insert "~~9,146,631~~ *9,864,026*", line 40 strike *"10,459,312"* and insert *"11,176,707"*, line 42 strike *"4,272,935"* and insert *"4,496,477"*, line 43 strike *"4,482,745"* and insert *"4,976,598"*, line 46 strike "178,764" and insert "~~178,764~~ *192,376*" and strike "182,764" and insert "~~182,764~~ *196,376*", line 48 strike "80,950" and insert "~~80,950~~ *85,192*", line 49 strike "84,996" and insert "~~84,996~~ *94,366*", line 51 strike "844,440" and insert "~~844,440~~ *898,167*" and strike "862,440" and insert "~~862,440~~ *916,167*", line 54 strike "324,010" and insert "~~324,010~~ *340,752*", line 55 strike "340,867" and insert "~~340,867~~ *377,852*", line 58 strike "5,368,167" and insert "~~5,368,167~~ *5,686,094*" and strike "6,050,445" and insert "~~6,050,445~~ *6,368,372*", line 60 strike "1,890,597" and insert "~~1,890,597~~ *1,989,664*", line 61 strike "1,996,566" and insert "~~1,996,566~~ *2,215,426*", line 64 strike "226,848" and insert "~~226,848~~ *246,741*" and strike "338,690" and insert "~~338,690~~ *358,583*", line 66 strike "118,295" and insert "~~118,295~~ *124,494*", line 67 strike "124,243" and insert "~~124,243~~ *137,937*", line 70 strike "1,735,159" and insert "~~1,735,159~~ *1,844,866*" and strike "1,810,959" and insert "~~1,810,959~~ *1,920,666*", line 72 strike "652,391" and insert "~~652,391~~ *686,576*", line 73 strike "688,133" and insert "~~688,133~~ *763,655*", line 77 strike *"9,196,663"* and insert *"9,963,499"* and strike *"11,888,849"* and insert *"12,655,685"*, line 79 strike *"4,566,947"* and insert *"4,805,896"*, line 80 strike *"5,037,441"* and insert *"5,565,328"*, line 88 strike "259,755" in both places and insert "~~259,755~~ *276,862*", line 91 strike "101,790" and insert "~~101,790~~ *107,114*", line 92 strike "107,082" and insert "~~107,082~~ *118,865*", line 95 strike "324,023" in both places and insert "~~324,023~~ *345,447*", line 97 strike "127,396" and insert "~~127,396~~ *134,072*", line 98 strike "133,860" and insert "~~133,860~~ *148,608*", line 107 strike "1,386,061" and insert "~~1,386,061~~ *1,546,682*" and strike "2,748,780" and insert "~~2,748,780~~ *2,909,401*", line 111 strike "1,112,973" and insert "~~1,112,973~~ *1,199,837*" and strike "1,198,673" and insert "~~1,198,673~~ *1,275,537*", line 113 strike "457,087" and insert "~~457,087~~ *481,037*", line 114 strike "479,813" and insert "~~479,813~~ *532,727*", line 119 strike "1,661,225" and insert "~~1,661,225~~ *1,777,479*", and strike

"1,755,409" and insert "~~1,755,409~~ *1,871,663*", line 121 strike "691,322" and insert "~~691,322~~ *727,547*", line 122 strike "742,282" and insert "~~742,282~~ *822,311*", line 125 strike "3,084,167" and insert "~~3,084,167~~ *3,368,849*", line 126 strike "*3,771,001*" and insert "*4,055,683*", line 128 strike "*1,667,539*" and insert "*1,756,247*", and in line 129 strike "*1,753,075*" and insert "*1,949,049*", and line 139 strike "*52,580,360*" and insert "*56,621,415*" and strike "*63,311,079*" and insert "*67,352,134*".

Mr. Carstens requested a Call of the House. The Call showed 37 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 31 ayes, 4 nays and 14 not voting.

Mr. Waldron requested a Call of the House. The Call showed 30 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 26:

Bloom
Carpenter
Carstens
Danner
Elrod
Kennedy
Keyes
Luedtke
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Ziebarth

Voting in the negative, 9:

Budd
Clark
Hanna
Hasebroock
Holmquist
Klaver
Mahoney
Skarda
Whitney

Not voting, 14:

Batchelder
Burbach
Craft
Duis
Harsh
Johnson
Knight
Kokes
Kremer
Marvel
Pedersen
Wallwey
Wiltse
Wylie

The original motion prevailed.

Member Excused

Mr. Keyes asked unanimous consent to be excused at 11:25 a.m. for the remainder of the day. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1096. The Schmit specific amendment found in this Day's Journal was offered.

Mr. Carstens requested a record vote.

Voting in the affirmative, 25:

Bloom
Carpenter
Carstens
Craft
Danner
Elrod
Kennedy
Luedtke
Mahoney
Moulton
Nore
Orme
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Ziebarth

Voting in the negative, 9:

Batchelder
Budd
Burbach
Clark
Hanna
Hasebroock
Holmquist
Skarda
Wiltse

Not voting, 15:

Duis
Harsh
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Marvel
Moylan
Pedersen
Reynolds
Wallwey
Whitney
Wylie

The Schmit amendment was adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 1096 to Select File

Mr. Schreurs moved to return LB 1096 to Select File for the following specific amendment:

Section 7, page 13, line 117 in Col. (G) strike $1,814,455 and insert $1,988,912; in Col. (C) strike $1,867,056 and insert $1,692,599 and line 140 in Col. (G) strike $631,367 and insert $735,961; in Col. (C) strike $717,851 and insert $662,445 and line 98, page 23 (Marvel amendment to committee bill 928) in Col. (G) strike $549,334 and insert $563,598 and in Col. (C) strike $240,115 and insert $225,850.

Mr. Schreurs requested a Call of the House. The Call showed 31 members present.

Mr. Budd moved the Call be raised. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The original motion lost with 13 ayes, 11 nays and 25 not voting.

MOTION—Return LB 848 to Select File

Miss Reynolds moved to return LB 848 to Select File for the following specific amendments:

1. In the bill add two new sections to read as follows:

"Sec. 3. *In order to defray the expenses of section 79-1279, Revised Statutes Supplement, 1967, there is hereby appropriated to the State Department of Education from the state General Fund, the sum of one hundred ninety-six thousand one hundred forty dollars for the biennium July 1, 1969 to June 30, 1971.*

Sec. 4. *The Director of Administrative Services is hereby authorized and directed to draw his warrants upon the proper fund in the state treasury for, but never in excess of, the sum herein specified upon presentation of proper vouchers. The State Treasurer shall pay the warrants out of money in the General Fund not otherwise appropriated.*".

2. Renumber original section 4 as section 5.

Motion pending.

Members Excused

Messrs. Hasebroock, Johnson, Clark, Danner, Duis and Wallwey asked unanimous consent to be excused this afternoon. No obections. So ordered.

Recess

At 12:00 noon, on a motion by Mr. Burbach, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:37 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Messrs. Clark, Danner, Duis, Hasebroock, Johnson, Keyes, Knight, Kremer, Marvel, Pedersen and Wallwey, who were excused.

Message from the Governor

August 27, 1969

The President, the Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session:

I am returning to you LB 205 without my signature for the following reasons:

1. I have long supported the idea of a co-ordinating council for higher education. My representative testified in favor of LB 205, as originally introduced and discussed, at its public hearing. I would still support such a council.

I cannot, however, support the commission which is created by this new bill. While this bill carries the same bill number as the previous co-ordinating council bill, it is not the same bill. This bill, as now amended, has never had a public hearing.

It is more appropriate, I feel, for a commission so heavily weighted with senators and designed to study and advise the Legislature to be a legislative study committee. The procedures establishing such a committee are clearly spelled out and are perfectly suited to such a study. Such a committee would, of course, have the full co-operation of everyone in the other branches of government.

It is extremely undesirable to add one more law to our Statutes when it is not needed. Likewise, it is bad precedent to bypass the traditional method for establishing a legislative study committee and instead create one more statutory committee to do the same thing that legislative study committees do.

2. The Attorney General advises me that the bill contains two diverse objects and purposes in violation of Section 14 of Article III of the Constitution of the State of Nebraska. By itself, this is sufficient reason for me to return the bill unsigned.

Respectfully submitted,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

Ease

The Legislature was at ease from 1:55 p.m. until 2:12 p.m.

MOTION—Return LB 1096

Mr. Carpenter moved to return LB 1096 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 9:

Batchelder
Carpenter
Hanna
Klaver
Mahoney
Moylan
Skarda
Stull
Whitney

Voting in the negative, 24:

Budd
Burbach
Carstens
Craft
Elrod
Harsh
Holmquist
Kennedy
Luedtke
Moulton
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Waldo
Waldron
Warner
Wenzlaff
Ziebarth

Not voting, 16:

Bloom
Clark
Danner
Duis
Hasebroock
Johnson
Keyes
Knight
Kokes
Kremer
Marvel
Pedersen
Syas
Wallwey
Wiltse
Wylie

The motion lost.

Presented to the Governor

Presented to the Governor for approval on August 27, 1969, at 1:30 p.m.: LB 452 LB 504 LB 601 LB 636 LB 1184 LB 1369 LB 1399 LB 1426 LB 1434

(Signed) Mary Ostdiek, Asst. Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 667. Replaced on Select File as amended.

E and R amendment to LB 667:

1. Renumber original section 3 as section 9.

LEGISLATIVE BILL 1341. Placed on Select File as amended.

E and R amendments to LB 1341:

1. For correlation purposes, in section 2, line 2, after "1943" insert ", as amended by section 1, Legislative Bill 215, Eightieth Session, Nebraska State Legislature, 1969"; in line 52, after "1965" insert a comma; in line 54 after the period insert "Any Class IV or Class V school district which has been exempted from an educational service unit pursuant to this section may be readmitted to such unit by order of the State Board of Education upon application from the board of education of such district.".

2. In section 2, line 4, strike "1 of this act" and insert "79-2201" as in the statutes.

3. In Harsh amendment 3, line 21, insert "*and*" before "*Stanton*" and strike the comma after "*Stanton*"; in line 34 strike "*and*"; in line 36 strike the period and insert "*; and*".

4. In lieu of the Kokes amendment adopted 8/15, in the Harsh amendment 3, line 23, strike "*Hall*" and insert "*that portion of Hall lying south of the Platte River*"; in line 25 strike "*and*" and after "*Valley*" insert "*, and that portion of Hall lying north of the Platte River*".

5. For correlation purposes, in renumbered section 5, line 2, after "1943" insert ", as amended by section 1, Legislative Bill 280, Eightieth Session, Nebraska State Legislature, 1969"; in line 8 after the period insert "The board shall employ a treasurer who shall be paid a salary to be fixed by the board.".

6. In renumbered section 5, line 7, strike "their" and insert "~~their~~ *its*".

7. In renumbered section 6, line 42, strike "*leases*" and insert "*lease*".

8. For correlation purposes, in section 7, line 2, after "1943" insert ", as amended by section 47, Legislative Bill 1433, Eightieth Session, Nebraska State Legislature, 1969"; in line 3 strike "The" and insert "After the adoption of its budget statement, the"; in line 4 after "tax" insert ", in the amount which it requires under its adopted budget statement to be received from taxation,"; strike beginning with "*or*" in line 11 through "board" in line 12 and show the old matter stricken, and insert "; *Provided,* effective January 1, 1970, the board for each educational service unit shall prepare a yearly budget of the amount of funds for all purposes required to be raised by taxation

during the ensuing fiscal year to carry out its operations and programs. This budget shall be certified by the secretary of the educational service unit board to the county board of equalization of each county in which any part of the geographical area of the educational service unit is located on or before July 1 of each year. On or before September 1 of each year, the secretary of the board for each educational service unit shall submit a map to the county board of equalization of each county in which any part of the geographical area of the educational service unit is located, showing the location and total valuation in that county of property within the educational service unit subject to taxation for the educational service unit's purposes, and the amount of the mill levy in that county which will raise that county's proportionate share of the total tax revenue for the educational service unit, as determined by the budget previously submitted, but in no event to exceed one mill."; and strike Harsh amendment 8.

9. Amend section 8 to read as follows:

"Sec. 8. That original section 79-2201, Reissue Revised Statutes of Nebraska, 1943, section 79-2202, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 215, Eightieth Session, Nebraska State Legislature, 1969, section 79-2204, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 280, Eightieth Session, Nebraska State Legislature, 1969, and section 79-2210, Reissue Revised Statutes of Nebraska, 1943, as amended by section 47, Legislative Bill 1433, Eightieth Session, Nebraska State Legislature, 1969, and also section 79-2203.01, Revised Statutes Supplement, 1967, are repealed.".

10. Add a new section to read as follows:

"Sec. 9. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

11. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend section 79-2201, Reissue Revised Statutes of Nebraska, 1943, section 79-2202, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 215, Eightieth Session, Nebraska State Legislature, 1969, section 79-2204, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative

Bill 280, Eightieth Session, Nebraska State Legislature, 1969, and section 79-2210, Reissue Revised Statutes of Nebraska, 1943, as amended by section 47, Legislative Bill 1433, Eightieth Session, Nebraska State Legislature, 1969, relating to education;"; in lines 16 and 17 strike "to provide for the appointment of a treasurer; and"; and in line 19 insert "; and to declare an emergency" after "1967".

LEGISLATIVE BILL 1390. Placed on Select File as amended.

E and R amendments to LB 1390:

1. In section 1, line 4, strike "*Administrate*" and insert "*Administer*".

2. In standing committee amendment 1, line 3, insert "the second" after "strike".

3. In section 2, line 10, strike "*11-119*" and insert "*11-120*".

4. In section 3, line 4, strike "*any*"; and in line 11 strike "*subsection*" and insert "*subdivision*".

5. For correlation purposes, in line 2 of section 7, insert ", as amended by section 6, Legislative Bill 601, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 9 strike "Soldiers' and Sailors' " and insert "Veterans' "; in line 12 strike "and"; and in line 13 insert ", and (13) Youth Diagnostic and Rehabilitation Center" after "Women".

6. Because of standing committee amendment 1, strike section 9 and renumber original sections 10 to 14 as sections 9 to 13.

7. For correlation purposes, in line 2 of renumbered section 9, insert ", as amended by section 72, Legislative Bill 1307, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; strike beginning with "All" in line 3 through "the" in line 9 and insert "Upon"; in line 9 strike "officer *or employee*" and insert "employee of the Department of Public Institutions"; strike the stricken matter and remove underscoring from the new matter in lines 11 and 12; and strike the stricken and new matter in lines 17 and 18 and insert "director".

8. For correlation purposes, in line 2 of renumbered section 10, insert ", as amended by section 19, Legislative

Bill 286, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; and strike beginning with "sections" in line 20 through line 29 and insert "this act.".

9. The section being amended therein having been repealed by Legislative Bill 764 of the current session, strike section 15.

10. Renumber original sections 16 to 24 as sections 14 to 22.

11. In renumbered section 16, line 7, strike "*sections 83-306 and*" and insert "*section 83-306,*".

12. The sections being amended therein having been repealed by Legislative Bill 286 and Legislative Bill 774 of the current session, strike sections 25 to 27 and renumber original section 28 as section 23.

13. The section being amended therein having been repealed by Legislative Bill 1307 of the current session, strike section 29 and renumber original section 30 as section 24.

14. Amend renumbered section 24 to read as follows:

"Sec. 24. That original sections 83-107.02, 83-305, 83-306, 83-307.01, 83-308, 83-312, 83-322, 83-324, 83-327, 83-336, 83-339, 83-340, 83-348, and 83-362, Reissue Revised Statutes of Nebraska, 1943, section 83-107.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 601, Eightieth Session, Nebraska State Legislature, 1969, section 83-125, Reissue Revised Statutes of Nebraska, 1943, as amended by section 72, Legislative Bill 1307, Eightieth Session, Nebraska State Legislature, 1969, and section 83-227.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 19, Legislative Bill 286, Eightieth Session, Nebraska State Legislature, 1969, and also section 83-142, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 717, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

15. In the title, strike lines 14 to 22 and insert: "83-107.02, 83-305, 83-306, 83-307.01, 83-308, 83-312, 83-322, 83-324, 83-327, 83-336, 83-339, 83-340, 83-348, and 83-362, Reissue Revised Statutes of Nebraska 1943, section 83-107.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 601, Eightieth Session, Nebraska

State Legislature, 1969, section 83-125, Reissue Revised Statutes of Nebraska, 1943, as amended by section 72, Legislative Bill 1307, Eightieth Session, Nebraska State Legislature, 1969, and section 83-227.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 19, Legislative Bill 286, Eightieth Session, Nebraska State Legislature, 1969; and to repeal the original sections and also section 83-142, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 717, Eightieth Session, Nebraska State Legislature, 1969."

LEGISLATIVE BILL 1437. Placed on Select File as amended.

E and R amendments to LB 1437:

1. In section 8, line 32, strike "and" and show the same as stricken.

2. In the Duis amendment 12, line 2, insert "first" before "comma".

3. In section 17, line 10, strike "revenues" and insert "~~revenues~~ *revenue*".

4. For correlation purposes, in section 20, line 2, after "1943" insert ", as amended by section 1, Legislative Bill 213, Eightieth Session, Nebraska State Legislature, 1969"; in line 5 and in line 16 after "district" insert "or metropolitan utilities district"; in lines 23 and 24 strike "the open market to the highest bidder at not less than par" and insert "such manner as the board shall determine"; in line 37 strike "revenues" and insert "revenue"; in line 54 strike "at public"; strike lines 55 to 58 and insert "upon such terms and in such manner as the board shall determine. The same power to covenant".

5. In section 20, line 32, strike "sums" and insert "~~sums~~ *sum*"; and in line 33 strike the comma and show the same as stricken.

6. In section 21, line 30, strike "revenues" and insert "~~revenues~~ *revenue*".

7. The section being amended thereby having been repealed by section 40, Legislative Bill 370, Eightieth Session, Nebraska State Legislature, 1969, strike section 24.

8. The section being amended thereby having been repealed by section 9, Legislative Bill 271, Eightieth Session, Nebraska State Legislature, 1969, strike section 26.

9. Renumber original sections 27 to 66 as sections 24 to 63, section 67 inserted by the Carstens amendment as section 64, original sections 67 to 73 as sections 65 to 71.

10. For correlation purposes, in renumbered section 25, line 2, after "1967" insert ", as amended by section 1, Legislative Bill 1373, Eightieth Session, Nebraska State Legislature, 1969"; in lines 3 and 4 strike "for any purpose" and insert "which are general obligation bonds"; in line 4 strike "~~five~~" and insert "~~six~~".

11. In lieu of the Carstens amendment 3, in renumbered section 25, line 6, after "All" insert "*such*".

12. In renumbered section 29, line 1, strike "REvised" and insert "Revised"; in line 11 before "Curbing" insert stricken quotation marks; and in line 12 after the comma insert stricken quotation marks.

13. In renumbered section 30, line 8 before "District" and after the comma insert stricken quotation marks.

14. In renumbered section 32, line 8, after "city" insert a comma as in the statutes.

15. In renumbered section 40, line 8, strike "presently owned" and insert "presently-owned"; in line 10, strike "this act" and insert "~~this act~~ *Legislative Bill 435, Eightieth Session, Nebraska State Legislature, 1969*".

16. In renumbered section 42, line 6, strike "presently owned" and insert "~~presently owned~~ *presently-owned*"; in line 10 and in line 23 strike "revenues" and insert "~~revenues~~ *revenue*".

17. In Duis amendment 45, at the end of line 1 insert "in line 11".

18. For correlation purposes, in renumbered section 43, line 2, after "1967" insert ", as amended by section 2, Legislative Bill 1273, Eightieth Session, Nebraska State Legislature 1969"; in line 4 after the second comma insert "construction of malls and plazas and the landscaping and permanent facilities thereof,"; in line 11 after the second comma insert "construction of malls and plazas and the landscaping and permanent facilities thereof,".

19. For correlation purposes, in renumbered section 44, line 2, after "1967" insert ", as amended by section 3, Legislative Bill 1273, Eightieth Session, Nebraska

State Legislature, 1969"; at the end of line 3 insert "constructing, landscaping, and equipping malls and plazas,".

20. For correlation purposes, in renumbered section 49, line 2, after "1967" insert ", as amended by section 4, Legislative Bill 659, Eightieth Session, Nebraska State Legislature, 1969"; strike beginning with "not" in line 41 through "70-1224" in line 42; in line 43 after "which" insert "cooperative".

21. In Duis amendment 52, line 2, strike "8" and insert "28".

22. In Duis amendment 54, at the end of line 1 insert "in line 23".

23. In renumbered section 52, line 16, strike "or" and insert "*or*".

24. In lieu of Duis amendment 56, in renumbered section 53, strike beginning with "at" in line 15 through "annum" in line 16, and show the old matter as stricken.

25. In Duis amendment 61, line 1, before "comma" insert "second".

26. In renumbered section 59, line 36, before "petition" insert "a" as in the statutes.

27. In renumbered section 62, line 9, strike "revenues" and insert "~~revenues~~ *revenue*".

28. In Carpenter amendment 1 adopted 8/21 strike "to Standing Committee amendment 1".

29. In Carpenter amendment 2 adopted 8/21, line 1, strike "Standing Committee amendment 1,".

30. In renumbered section 64, strike line 4 and "thereof and as amended herein," in line 5 and show as stricken; in line 9 strike ", as amended," and show as stricken.

31. The section being amended thereby having been repealed by section 40, Legislative Bill 370, Eightieth Session, Nebraska State Legislature, 1969, strike section 74.

32. Renumber original sections 75 to 126 as sections 72 to 123.

33. In renumbered section 72, line 19, strike "revenues" and insert "~~revenues~~ *revenue*".

34. For correlation purposes, in renumbered section 74, line 2, after "1943" insert ", as amended by section 2, Legislative Bill 415, Eightieth Session, Nebraska State Legislature, 1969"; in line 19 strike "dump grounds" and insert "solid waste disposal area".

35. In renumbered section 77, line 10, strike "dservice" and insert "service" as in the statutes.

36. In Duis amendment 80, line 1, before "comma" insert "second".

37. In renumbered section 80, strike beginning with "at" in line 9 through "annum" in line 10, and show old matter as stricken.

38. In renumbered section 84, line 14, strike "of" and insert "or" as in the statutes.

39. In renumbered section 96, line 16 and lines 25 and 26, strike "revenues" and insert "~~revenues~~ *revenue*".

40. In renumbered section 97, line 19, strike "revenues" and insert "~~revenues~~ *revenue*", and strike "earning" and insert "earnings" as in the statutes.

41. For correlation purposes, in renumbered section 98, line 2, after "1943" insert ", as amended by section 4, Legislative Bill 403, Eightieth Session, Nebraska State Legislature, 1969"; in line 13 after "any" insert "sidewalks,"; in line 24 after "list" insert "; *Provided*, nothing contained in this section shall authorize any district which has been annexed by a city or village to levy any taxes within or upon the annexed area after the effective date of the annexation, if the effective date of the annexation is prior to such levy certification date of the district for the year in which such annexation occurs".

42. In renumbered section 113, strike beginning with "not" in line 17 through "annum" in line 18, and show old matter as stricken.

43. In Duis amendment 116, line 2, before "comma" insert "first".

44. In renumbered section 115, line 12, strike "provision" and insert "~~provision~~ *provisions*".

45. For correlation purposes, in renumbered section 116, line 2, after "1943" insert ", as amended by section 2, Legislative Bill 123, Eightieth Session, Ne-

braska State Legislature, 1969"; in line 7 strike "revenues" and insert "revenue"; strike line 19 and "70-635.01, and" in line 20.

46. In Carpenter amendment 3 adopted 8/21 strike "Standing Committee amendment 1,".

47. Because of Carpenter amendment 3 adopted 8/21, strike Carpenter amendment 2 adopted 8/15.

48. In renumbered section 122, line 3, strike "10-615" and insert "10-613"; in line 4 strike "14-513, 14-1029" and insert "14-515"; in line 5 strike "15-228, 15-710, 15-718" and insert "15-713"; in line 9 strike "19-2103,"; in line 11 strike "23-343.13,"; in line 12 strike "31-739,"; in line 15 strike "46-567.01,"; in line 17 strike "14-1424" and insert "16-623"; in line 18 strike "17-515, 17-516,"; in line 20 strike "19-1015," and before "23-343.54" insert "23-343.13,"; in line 21 after the second comma insert "section 14-1029, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 213, Eightieth Session, Nebraska State Legislature, 1969,"; in line 27 after the last comma insert "section 19-2103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 415, Eightieth Session, Nebraska State Legislature, 1969, section 31-739, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 403, Eightieth Session, Nebraska State Legislature, 1969, section 46-567.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 123, Eightieth Session, Nebraska State Legislature, 1969, section 15-834, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1373, Eightieth Session, Nebraska State Legislature, 1969, sections 17-515 and 17-516, Revised Statutes Supplement, 1967, as amended by sections 1 and 2, Legislative Bill 1273, Eightieth Session, Nebraska State Legislature, 1969, section 17-903, Revised Statutes Supplement, 1967, as amended by section 4, Legislative Bill 659, Eightieth Session, Nebraska State Legislature, 1969,".

49. In the title, line 4, strike "10-615" and insert "10-613"; in line 5 strike "14-513, 14-1029" and insert "14-515"; in line 6 strike "15-228, 15-710, 15-718" and insert "15-713"; in line 10 after the fourth comma insert "18-511,"; in line 11 strike "19-2103,"; in line 13 strike "23-343.13,"; in line 15 strike "31-739,"; in line 18 strike "46-567.01,"; in line 20 strike "14-1424, 15-834" and insert "16-623"; in line 21 strike "17-515, 17-516,"; in line 23 strike "19-1015,"; in line 24 after the first comma insert

"23-343.13,"; in line 25 after the second comma insert "section 14-1029, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 213, Eightieth Session, Nebraska State Legislature, 1969,"; in line 32 after the second comma insert "section 19-2103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 415, Eightieth Session, Nebraska State Legislature, 1969, section 31-739, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 403, Eightieth Session, Nebraska State Legislature, 1969, section 46-567.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 123, Eightieth Session, Nebraska State Legislature, 1969, section 15-834, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1373, Eightieth Session, Nebraska State Legislature, 1969, sections 17-515 and 17-516, Revised Statutes Supplement, 1967, as amended by sections 1 and 2, Legislative Bill 1273, Eightieth Session, Nebraska State Legislature, 1969, section 17-903, Revised Statutes Supplement 1967, as amended by section 4, Legislative Bill 659, Eightieth Session, Nebraska State Legislature, 1969,"; in line 39 strike "increase" and insert "remove limitations on"; in line 42 after the semicolon insert "to remove an exception; to remove obsolete matter;".

50. Strike Duis amendments 24, 25, 26, and 74, and Carstens amendment 1.

LEGISLATIVE BILL 1188. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 667. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1341. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1390. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1437. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 667. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Visitors

Mr. Schreurs introduced Rev. J. Herman Brown, Mabith and Jennifer, from Dunloy - Ballymena, North Ireland. Rev. Brown is an exchange pastor with the Presbyterian pastor at Pender, Nebraska.

Mr. Mahoney introduced Congressman Glenn Cunningham and sons, Glenn, Jr., and James.

Proposed Rule Change

Mr. Holmquist proposed the following fiscal note rule change:

1. The introducer of any legislation that has a fiscal impact of $5,000 or more for the biennium shall include a fiscal note giving the cost of such legislation.
2. No bill which has a fiscal impact of $5,000 or more shall be heard by a committee, or the Legislature, unless a proper fiscal note is attached.
3. When such a bill has been heard by a committee, or the Legislature, and amendments are adopted that change the cost in the fiscal note, the proper corrections shall be made.
4. If the bill advances from General File to Final Reading and amendments are adopted by the Legislature that change the fiscal note, such corrections shall be made.
5. All fiscal notes shall be subject to review by the fiscal office of the Legislature, who shall aid in obtaining correct information.
6. As an example, to avoid conflict in the subject matter contained in a bill, the original bill shall be numbered LB 1; the fiscal note LB 1A. When these are both passed on Final Reading, it has become an appropriation bill.

Referred to the Rules Committee.

MOTION—Adjourn

Mr. Carpenter moved to adjourn until 2:00 p.m., Thursday, August 28, 1969.

Mr. Holmquist amended the motion to adjourn until 11:00 a.m., Thursday, August 28, 1969.

The Carpenter motion, as amended, prevailed.

Adjournment

At 2:55 p.m., on a motion by Mr. Carpenter, as amended by Mr. Holmquist, the Legislature adjourned until 11:00 a.m., Thursday, August 28, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED FIFTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, August 28, 1969

Pursuant to adjournment the Legislature met at 11:12 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O, God, we pray for Thy spirit of truth in our minds this day, that things of great significance may happen here. We feel deep down in our hearts that without Thy guidance we cannot do anything but with Thee we can do all things. Let us not be frightened by the problems that confront us, but rather give Thee thanks that Thou hast matched us with this hour. May we resolve, God helping us, to be part of the answer and not part of the problem. For Jesus' sake. Amen.

The roll was called and all members were present except Messrs. Burbach, Klaver, Knight, Mahoney, Pedersen and Wiltse, who were excused.

Corrections for the Journal

Correction for the Journal for the One Hundred Fifty-fifth Day:

Page 3962, delete line 6 and insert the following paragraph:

"The motion lost and the Chair ruled LR 99 was indefinitely postponed.".

Corrections for the Journal for the One Hundred Fifty-sixth Day:

Page 3982, line 4, delete "issued" and insert "issue".

Page 3990, line 14, show the second "182,764" as stricken; line 21, delete first "strike" and insert "insert".

Page 4001, line 28, insert a space between "presently" and "owned".

Page 4005, line 26, delete "amendment" and insert "amendments".

The Journal for the One Hundred Fifty-sixth Day was approved as corrected.

Members Excused

Mr. Klaver asked unanimous consent to be excused for the balance of the session. No objections. So ordered.

Mr. Mahoney asked unanimous consent to be excused today and tomorrow. No objections. So ordered.

Message from the Governor

August 27, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 27, 1969 I approved LB 503, LB 790, LB 1415 and LB 1427.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE RESOLUTION 99. Indefinitely postponed by reason of Senator Carpenter's motion which failed.

(Signed) Lester Harsh, Chairman

Enrollment and Review

LEGISLATIVE BILL 928. Replaced on Select File as amended.

E and R amendments to LB 928:

1. In the Moylan amendment, line 2, strike "118" and insert "124".

2. In renumbered section 40, redesignate subsections (4) to (7) as subsections (3) to (6), showing old matter stricken and new matter added; and in line 46 strike "(7) and insert "(7) *(6)*".

3. Renumber present section 39 as section 40 and present section 40 as section 39.

LEGISLATIVE BILL 1367. Replaced on Select File as amended.

E and R amendment to LB 1367:

1. In section 6, strike beginning with the comma in line 32 through "1943" in line 33.

LEGISLATIVE BILL 1438. Replaced on Select File as amended.

E and R amendments to LB 1438:

1. In lines 6 and 7 of the Carpenter amendment adopted 8/22/69, strike *"such fine and imprisonment"* and insert *"so fined and imprisoned"*.

2. In the title, line 5, strike "violation of section 53-180" and insert "certain violations".

LEGISLATIVE BILL 968. Replaced on Select File as amended.

E and R amendment to LB 968:

1. In lieu of the Carstens amendment adopted 8/27/69, in renumbered section 3, line 11, reinstate "gambling,".

LEGISLATIVE BILL 1193. Correctly engrossed.

LEGISLATIVE BILL 1250. Correctly engrossed.

LEGISLATIVE BILL 1440. Correctly engrossed.

LEGISLATIVE BILL 1409. Correctly engrossed.

LEGISLATIVE BILL 932. Correctly enrolled.

LEGISLATIVE BILL 1036. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 932 LB 1036

UNANIMOUS CONSENT—Unbracket LB 567

Mr. Ziebarth asked unanimous consent to unbracket LB 567 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 567. Advanced to E and R for engrossment.

LEGISLATIVE BILL 928. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1367. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1438. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 968. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 968 to Select File

Mr. Waldron moved to return LB 968 to Select File for the following specific amendment:

Strike Section 1 of original bill, and in lieu thereof insert the following:

"Section 1. The Attorney General or any county attorney may make application to any district court of this state for an order authorizing or approving the interception of wire or oral communications, and such court may grant, subject to the provisions of this act, an order authorizing or approving the interception of wire or oral communications by law enforcement officers having responsibility for the investigation of the offense as to which application is made, when such interception may provide or has provided evidence of the commission of the offense of murder, kidnapping, robbery, bribery, extortion, dealing in narcotic or other dangerous drugs, or any conspiracy to commit any of the foregoing offenses."

Mr. Waldron requested a Call of the House. The Call showed 39 members present.

Mr. Proud moved the Call be raised. The motion prevailed with 27 ayes, 5 nays and 17 not voting.

Mr. Schmit requested a Call of the House. The Call showed 22 members present.

Mr. Proud moved the Call be raised. The motion prevailed with 29 ayes, 1 nay and 19 not voting.

Mr. Waldron requested a record vote.

Voting in the affirmative, 26:

Batchelder
Bloom
Budd
Carpenter
Clark
Danner
Duis
Elrod
Holmquist
Keyes
Kokes
Luedtke
Marvel
Moulton
Moylan
Reynolds
Robinson
Schmit
Simpson
Skarda
Swanson
Waldron
Wallwey
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 12:

Craft
Hanna
Harsh
Hasebroock
Kremer
Nore
Orme
Proud
Schreurs
Stull
Syas
Waldo

Not voting, 11:

Burbach
Carstens
Johnson
Kennedy
Klaver
Knight
Mahoney
Pedersen
Warner
Whitney
Wiltse

The original motion prevailed.

SELECT FILE

LEGISLATIVE BILL 968. The Waldron specific amendment found in this Day's Journal was adopted with 25 ayes, 14 nays and 10 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 968 to Select File

Mr. Waldron moved to return LB 968 to Select File for the following specific amendment:

Strike "district court" and insert "Supreme Court" in line 2.

The motion lost with 8 ayes, 21 nays and 20 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 928. Correctly engrossed.

LEGISLATIVE BILL 1367. Correctly engrossed.

LEGISLATIVE BILL 1438. Correctly engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Recess

At 12:01 p.m., on a motion by Mr. Wylie, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Klaver, Knight, Mahoney, Pedersen and Wiltse, who were excused.

Member Excused

Mr. Johnson asked unanimous consent to be excused at 2:55 p.m. for the remainder of the day and tomorrow. No objections. So ordered.

MOTION—Unbracket and Return LB 566 to Select File

Mr. Harsh moved to unbracket and return LB 566 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Wylie Presiding

Mr. Syas requested a Call of the House. The Call showed 35 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 33 ayes, 1 nay and 15 not voting.

The original motion lost with 11 ayes, 18 nays and 20 not voting.

Speaker Warner Presiding

MOTION—Return LB 1367 to Select File

Mr. Syas moved to return LB 1367 to Select File for the following specific amendment:

Strike the Wylie amendment adopted August 19, section 5, line 9 and line 18.

The motion lost with 7 ayes, 20 nays and 22 not voting.

MOTION—Return LB 968 to Select File

Mr. Proud moved to return LB 968 to Select File for the following specific amendment:

In Section 1, line 11 of the Waldron amendment between the words "murder" and "kidnapping" insert the words: "illegal professional gambling".

Mr. Waldron offering the following amendment to the Proud amendment, which was adopted by unanimous consent:

Amend the Proud amendment to read "felonious gambling" in place of "illegal professional gambling".

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

The original motion prevailed with 25 ayes, 10 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 968. The Proud specific amendment, as amended, found in this Day's Journal was offered.

Mr. Proud requested a Call of the House. The Call showed 35 members present.

Mr. Bloom moved the Call be raised. The motion prevailed with 26 ayes, 4 nays and 19 not voting.

The Proud amendment was rejected with 21 ayes, 11 nays and 17 not voting.

Re-advanced to E and R for engrossment.

MOTION—Suspend Rules

Mr. Wylie moved to suspend the rules and take up tomorow's Final Readings today.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT—Take up LB 707

Mr. Bloom asked unanimous consent to take up LB 707 at this time.

Mr. Kokes objected.

Mr. Simpson moved to take up LB 707 at this time.

The motion lost with 15 ayes, 18 nays and 16 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

Mr. Wylie Presiding

LEGISLATIVE BILL 508.

A BILL FOR AN ACT relating to highways; to make it unlawful to operate motor vehicles on any highway or street of any city or village of this state, hauling sand, gravel, or refuse unless such part of the vehicle in which sand, gravel, or refuse is loaded is enclosed or covered with canvas or other similar material except as prescribed; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Batchelder
Bloom
Budd
Carpenter
Clark
Craft
Danner
Elrod
Hanna
Harsh
Johnson
Kennedy
Keyes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Proud
Reynolds
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 10:

Burbach
Duis
Holmquist
Kokes
Nore
Robinson
Schmit
Stull
Warner
Wylie

Not voting, 7:

Carstens
Hasebroock
Klaver
Knight
Mahoney
Pedersen
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 723.

A BILL FOR AN ACT to amend section 46-1,128, Reissue Revised Statutes of Nebraska, 1943, relating to drainage; to provide for the sale and conveyance of real estate in certain districts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?"

Voting in the affirmative, 41:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Kennedy
Klaver
Knight
Mahoney
Pedersen
Schreurs
Simpson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 964. With emergency.

A BILL FOR AN ACT to amend sections 81-263.38, 81-263.42, 81-263.44, and 81-263.46, Reissue Revised Statutes of Nebraska, 1943, and sections 81-263.39, 81-263.40, and 81-263.41, Revised Statutes Supplement, 1967, relating to dairy products; to restate the declaration of purpose; to define and redefine terms; to restate prohibited practices; to provide a special fund and its use; to increase the maximum fee; to provide for cease and desist orders; to establish the Nebraska Dairy Products Advisory Board as prescribed; to provide for the determination of minimum basic costs and minimum prices as prescribed; to provide procedures; to provide for severability; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 27:

Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Hasebroock
Holmquist
Johnson
Kennedy
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Waldron
Warner
Ziebarth

Voting in the negative, 10:

Budd
Elrod
Orme
Proud
Schmit
Syas
Wallwey
Wenzlaff
Whitney
Wylie

Not voting, 12:

Batchelder
Craft
Hanna
Harsh
Keyes
Klaver
Knight
Kokes
Mahoney
Pedersen
Waldo
Wiltse

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 27:

Bloom
Burbach
Carpenter
Carstens
Clark
Danner
Duis
Hasebroock
Holmquist
Johnson
Kennedy
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Waldron
Warner
Ziebarth

Voting in the negative, 16:

Batchelder
Budd
Craft
Elrod
Harsh
Keyes
Kokes
Orme
Proud
Schmit
Syas
Waldo
Wallwey
Wenzlaff
Whitney
Wylie

Not voting, 6:

Hanna
Klaver
Knight
Mahoney
Pedersen
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 1072.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1967, as amended by section 3, Legislative Bill 504, Eightieth Session, Nebraska State Legislature, 1969, relating to taxation; to change sales and use tax exemptions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Batchelder
Carpenter
Carstens
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Proud
Reynolds
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Ziebarth

Voting in the negative, 9:

Bloom
Budd
Burbach
Kokes
Moylan
Robinson
Schmit
Syas
Wylie

Not voting, 10:

Clark
Danner
Elrod
Johnson
Klaver
Knight
Mahoney
Pedersen
Whitney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1295.

A BILL FOR AN ACT to amend sections 19-1803 and 19-1808, Reissue Revised Statutes of Nebraska, 1943, and section 19-1806, Revised Statutes Supplement, 1967, relating to civil service; to provide for examinations, appointments, and promotions as prescribed; to provide for hearings; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 0:

Not voting, 7:

Clark
Johnson
Klaver
Knight
Mahoney
Pedersen
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Visitors

Mr. Stull introduced his daughter, Mrs. Perry Bronn, and two of his grandsons, Boyd and Bryan.

Mr. Marvel introduced Dr. Ernest Petric of Yugoslavia, a member of the Executive Council, Assembly of Slovania and lecturer in Political Science, University of Ljubljana.

Mr. Burbach introduced Mr. and Mrs. Otto Dvorak and Lynn of Verdigre, Nebraska.

Members Excused

Messrs. Whitney and Carstens asked unanimous consent to be excused at 3:15 p.m. for the remainder of the day. No objections. So ordered.

Mr. Danner asked unanimous consent to be excused at 3:45 p.m. for the remainder of the day. No objections. So ordered.

Ease

The Legislature was at ease from 3:10 p.m. until 3:20 p.m.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1327.

A BILL FOR AN ACT to amend sections 81-1110, 81-1115, and 81-1117, Reissue Revised Statutes of Nebraska, 1943, and sections 81-1102, 81-1108, 81-1111, 81-1112, 81-1113, 81-1114, and 81-1116, Revised Statutes Supplement, 1967, relating to the Department of Administrative Services; to provide for a reorganization of the department into various divisions as prescribed; to provide powers and duties; to provide maximum data processing charges and change the fund to a cash fund; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Kokes
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldron
Warner
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 15:

Batchelder
Carstens
Danner
Elrod
Johnson
Klaver
Knight
Kremer
Mahoney
Pedersen
Syas
Waldo
Wallwey
Whitney
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1433. With emergency.

A BILL FOR AN ACT relating to political subdivisions; to adopt the Nebraska Budget Act; to amend sections 12-914, 16-706, 17-703, 17-711, 17-715, 18-1006, 23-132, 23-343.46, 23-904, 23-920, 31-827, 35-509, 39-1621, 39-1634, 46-543, 46-544, 51-316, 71-1611, 71-2910, 79-431, 79-1007.02, 79-1613, and 79-2210, Reissue Revised Statutes of Nebraska, 1943, and sections 2-1549.02, 2-1560, 16-702, 16-718, 17-702, 17-708, 19-1302, 32-343.19, and 79-1445.30, Revised Statutes Supplement, 1967, section 3-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 358, Eightieth Session, Nebraska State Legislature, 1969, section 17-718, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 593, Eightieth Session, Nebraska State Legislature, 1969, section 31-513, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 113, Eightieth Session, Nebraska State Legislature, 1969, section 79-435, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1430, Eightieth Session, Nebraska State Legislature, 1969, and section 2-958, Revised Statutes Supplement, 1967, as amended by section 5, Legislative Bill 201, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections, and also section 23-343.44, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Keyes
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Carstens
Danner
Johnson
Kennedy
Klaver
Knight
Mahoney
Pedersen
Syas
Whitney
Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Carpenter asked unanimous consent to have LB 1433 expedited. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1280. Replaced on Select File as amended.

E and R amendment to LB 1280:

1. In the title, lines 3 and 4, strike "junior college districts" and insert "education"; in line 5 strike "such" and insert "junior college"; and in line 5 insert "to provide for nonresident tuition payments to junior college districts and area vocational technical schools;" after the semicolon.

LEGISLATIVE BILL 1263. Replaced on Select File as amended.

E and R amendments to LB 1263:

1. In new section 9, line 2, strike *"four"*.

2. In new section 10, line 2, strike *"four"*.

3. In the title, as amended, insert "to provide for notice of escapees and the arrest thereof;" at the end of line 12.

LEGISLATIVE BILL 1308. Replaced on Select File as amended.

E and R amendments to LB 1308:

1. In new sections 8 and 9, line 1, insert "55-156.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section" after "section".

2. In new section 8, line 4, strike "Sec. 59."; in line 6, strike the second comma and show the same as stricken; and in line 7, strike the comma.

3. In the title, line 5, insert "; to amend section 55-156.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 59, Legislative Bill 186, Eightieth Session, Nebraska State Legislature, 1969; to change reemployment rights; and to repeal the original section" immediately before the period.

4. In line 2 of E & R amendment 6, adopted 8/6/69, strike "and".

LEGISLATIVE BILL 713. Replaced on Select File as amended.

E and R amendments to LB 713:

1. For correlation purposes, in line 2 of new section 1, insert ", as amended by section 1, Legislative Bill 976, Eightieth Session, Nebraska State Legislature, 1969" after "1943"; in line 3 strike "and" and insert a comma; in line 3 insert "weighing over five thousand pounds, and trailer weighing over five thousand pounds," after "semitrailer"; in line 21 strike "or" and insert a comma; in line 21 insert "weighing over five thousand pounds, or trailer weighing over five thousand pounds" after "semitrailer"; and in line 22 strike "or semitrailer" and insert ", semitrailer, or trailer".

2. Amend renumbered section 3 to read:

"Sec. 3. That original section 60-1701, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 976, Eightieth Session, Nebraska State Legislature, 1969, and section 60-1704, Reissue Revised Statutes of Nebraska, 1943, as amended by section 61, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969, are repealed.".

3. In the title strike lines 2 to 5 as amended and insert:

"FOR AN ACT to amend section 60-1701, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 976, Eightieth Session, Nebraska State Legislature, 1969, and section 60-1704, Reissue Revised Statutes of Nebraska, 1943, as amended by section 61, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicle inspection; to provide exceptions; to provide for payment in advance for inspection stickers; and to repeal the original sections.".

LEGISLATIVE BILL 1396. Replaced on Select File as amended.

E and R amendment to LB 1396:

1. In section 3, line 10, insert "or county, or city" after "city".

LEGISLATIVE BILL 1405. Replaced on Select File as amended.

E and R amendments to LB 1405:

1. Renumber new section 3 as section 1 and original sections 1 to 3 as sections 2 to 4.

2. In renumbered section 4, line 1, strike "19-2905" and insert "17-540, 19-2905,".

3. In the title, line 2, strike "19-2905" and insert "17-540, 19-2905,"; and in line 4, strike "cities and villages, particular classes" and insert "municipalities; to provide for the use of certain funds".

LEGISLATIVE BILL 1349. Replaced on Select File as amended.

E and R amendments to LB 1349:

1. Renumber new section 1 as section 2 and in line 3 thereof insert "17-307." before "whenever"; strike the new and interlined matter in lines 4 and 5 and insert "*, but not less than one hundred registered legal voters,*"; and strike the quotation marks in lines 11 and 12 and show the same as stricken.

2. Renumber original section 2 as section 3 and in line 1 thereof strike "section 17-201" and insert "sections 17-201 and 17-307"; and in line 2 strike "is" and insert "are".

3. In the title, line 2, strike "section 17-201" and insert "sections 17-201 and 17-307"; in line 5 insert "to change the number of petitioners;" after the semicolon; and in line 6 strike "section" and insert "sections".

LEGISLATIVE BILL 1439. Replaced on Select File as amended.

E and R amendments to LB 1439:

1. In section 1, line 1, insert a comma after "act"; and in line 12, strike "refers to" and insert "shall mean".

2. In section 2, line 15, strike the first "and".

3. In section 3, line 21, insert "able" after "are".

4. In section 4, insert "as may be" at the end of line 7.

5. Strike E & R amendments adopted 8/27/69.

6. In the title, line 2, insert "; and to declare an emergency" after "children".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1280. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1263. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1308. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 713. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1396. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1405. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1349. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1439. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

MOTION—Return LB 1280 to Select File

Mr. Elrod moved to return LB 1280 to Select File for the following specific amendment:

1. Insert 2 new sections to be known as sections 4 and 5 and to read as follows:

"Sec. 4. That section 79-1604, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1604. A petition for the formation of a junior college district shall be as follows: Whenever five hundred or more qualified electors residing in any proposed district or any district now operating a junior college shall unite in a petition to the superintendent of schools of the county asking for the formation of a junior college district, ~~and whenever such petition shall be accompanied by a separate petition signed by a majority of the board of education of such school district~~, such county superintendent of schools, after verifying the signatures of the petitions and satisfying himself that the signatures to the petitions are sufficient, shall transmit the same to the Commissioner of Education for approval. The commissioner shall not approve such petitions if at the time they are received there are nine junior colleges in the state or if there is a junior college already in existence in the county from which the petitions were received.

Sec. 5. That section 79-1605.03, Revised Statutes Supplement, 1967, be amended to read as follows:

79-1605.03. Whenever ten per cent of the qualified electors residing in each school district in any proposed junior college district, based on the total vote cast at the last general election in the district, shall petition the county superintendent of schools, asking for the formation of a junior college district in such school districts, ~~which petition shall be accompanied by a separate petition signed by the majority of the members of each of the boards of education of each of the school districts involved, asking for the formation of such a junior college district and designating a name for such proposed district~~, such county superintendent of schools, after verifying the signatures on the petitions and satisfying himself that the signatures upon the petitions are sufficient and determining that there is no other junior college in existence in the county and that there are not nine junior colleges in existence in the state, shall submit the question for determination at an election. The election shall be held in such school districts at such central place or places as he may designate. He shall give at least twenty days' notice thereof as required by law for holding a school election. The voting shall be by printed ballots provided by the boards of education of such school districts proposing to form such junior college district. The proposition shall be placed upon the ballots in substantially the following form: FOR the establishment of .... junior college district to be maintained in part by taxation and in part by tuition, and AGAINST the establishment of .... junior college district to be maintained in part by taxation and in part by tuition. Ballots shall be cast in ballot boxes and the voting shall be under the direction and in charge of the boards of education of the school districts within which such election is held.".

The motion prevailed with 31 ayes, 2 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1280. The Elrod specific amendment found in this Day's Journal was adopted with 29 ayes, 1 nay and 19 not voting.

MOTION—Return LB 707 to Select File

Speaker Warner moved to return LB 707 to Select File for the following specific amendment:

1. In Section 1, line 6, strike "The" and insert "Beginning in 1972, the The".

The motion prevailed with 30 ayes, 4 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 707. The Warner specific amendment found in this Day's Journal was offered.

Speaker Warner requested a Call of the House. The Call showed 36 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 28 ayes, 4 nays and 17 not voting.

The Warner amendment was adopted with 25 ayes, 10 nays and 14 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1433. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1433

Adjournment

At 4:44 p.m., on a motion by Mr. Budd, the Legislature adjourned until 9:00 a.m., Friday, August 29, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED FIFTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, August 29, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Gracious God, in consuming efforts and in the press of our activities we often lose sight of Thee. So we turn to Thee at the beginning of the day in this moment of silence because we forget Thee where we should have remembered Thee; because we shall need Thee again in the same places. So wilt Thou bless us with a new consciousness of Thy presence through which we may be aided in living a life of faith and goodness before Thee in the midst of our family, our friends, our colleagues, our people and our Lord. Amen.

The roll was called and all members were present except Mr. Johnson who was excused until 9:45 a.m.; and Messrs. Moylan and Pedersen, who were excused.

Corrections for the Journal

Page 4013, line 29, delete "10" and insert "11" and delete "21", and insert "20".

The Journal for the One Hundred Fifty-seventh Day was approved as corrected.

Corrections for the Journal for the One Hundred Forty-ninth Day:

Page 3613, line 9, correct spelling of "Legislature".
Page 3617, line 25 of amendment, delete "piated." and insert "priated.".
Page 3621, line 32 of amendment, delete "21,060" and insert "21,062".
Page 3625, line 120 of amendment, delete "$1,003,866" and insert $1,003,861".

Page 3625, line 127 of the amendment, delete "$103,334" and insert "$403,224".

Page 3627, line 21 of amendment, delete "$230(621" and insert "$230,621".

Page 3631, line 23 of amendment, the figures "44-137" should be in italics.

Page 3634, line 25 of amendment, delete "Juy" and insert "July".

Page 3635, line 52, after June 30, insert "1971".

Page 3639, line 13 of amendment, delete "1963" and insert "1969".

Page 3641, line 10 of amendment, delete "$90,492" and insert "90,498".

Page 3641, line 18 of amendment, delete comma after second "1970".

Page 3643, line 22 of amendment, delete "Building" and insert "building".

Page 3643, line 30 of amendment, insert "1971" after "June 30,".

Page 3652, line 29 of amendment, delete "$1,272,304" and insert "$1,272,384".

Page 3654, line 12 of amendment, delete "Administrative" and insert "Administration"; in line 16 of amendment, delete "$605,457" and insert "$695,457"; line 17 of amendment, delete "$723,098" and insert "$732,098".

Page 3655, line 56 of amendment correct spelling of "Agency".

Page 3658, line 13 of amendment, delete "selssion" and insert "session".

Page 3659, line 2 of amendment delete comma after "Nebraska".

Page 3674, line 11 of amendment, delete "ahll" and insert "shall"; line 13 of amendment, delete "July 1, 970" and insert "July 1, 1970".

Page 3675, line 7 of amendment, correct spelling of "Program".

Page 3676, line 13 of amendment, correct spelling of "July";

Page 3676, line 19, correct spelling of *"Program"*; line 20, correct spelling of *"Retarded"*; line 22, after *"July 1, 1969 - "* insert *"June"*; line 23, delete *"July 1970"* and insert *"July 1, 1970"*; line 28, delete "3,351,550" and insert *"3,351,550"*.

Page 3678, line 10 of amendment, delete "1917" and insert "1971"; line 11 of amendment, delete "$4,627" and insert "$14,627".

Page 3686, line 6, after "Agency No. 79 and Fund Source" insert "61,291" under column (G), "112,844" under column (F) and "174,135" under column Total Appropriation; line 8, delete "agency" and insert "Agency".

Page 3687, line 35 of amendment, delete "3,557,041" and insert "3,557,041".

Page 3689, lines 84 and 85 delete figures "580,473 6,411 586,884" under column headings.

Page 3690, line 103 of amendment, delete "(2)" and insert "(12)".

Page 3691, line 119 of amendment, delete "$6,766,250" and insert "$6,708,258"

Page 3697, line 41 of amendment, insert a space between "Expenditures" and "for".

Page 3700, line 22 of amendment, insert dollar signs in front of figures in columns.

Message from the Governor

August 28, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 28, 1969 I approved LB 452, LB 1184, LB 1369, LB 1399, LB 1426 and LB 1434.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

Presented to the Governor

Presented to the Governor for approval on August 28, 1969 at 4:45 p.m.: LB 1433

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 968. Replaced on Select File as amended.

E and R amendment to LB 968:

1. In the Waldron amendment adopted 8/28/69, line 3, strike "Section 1." and insert "Sec. 3.".

LEGISLATIVE BILL 1066. Replaced on Select File as amended

E and R amendments to LB 1066:

1. In lieu of the Harsh amendment, in renumbered section 4, line 42, strike *"three"* and insert *"one and one half"*.

2. In E & R amendment 4, adopted 8/11/69, strike line 3 and insert "in line 8".

3. In the title, line 7, insert "to require an election before bonds may be issued to pay certain costs;" after the semicolon.

LEGISLATIVE BILL 1429. Correctly engrossed.

LEGISLATIVE BILL 508. Correctly enrolled.

LEGISLATIVE BILL 723. Correctly enrolled.

LEGISLATIVE BILL 964. Correctly enrolled.

LEGISLATIVE BILL 1072. Correctly enrolled.

LEGISLATIVE BILL 1295. Correctly enrolled.

LEGISLATIVE BILL 1327. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 508 LB 723 LB 964 LB 1072 LB 1295 LB 1327

SELECT FILE

LEGISLATIVE BILL 968. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1066. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

MOTION—Bracket Bills

Mr. Wylie moved to bracket LB 928 and LB 1096 on Final Reading to be the last bills to be read on Final Reading this session and to be read in the above order.

The motion lost with 11 ayes, 26 nays and 12 not voting.

MOTION—Suspend Rules

Mr. Klaver moved to suspend the rules and take up Final Readings set for 9/2 at this time except for LB 1070.

The motion prevailed with 44 ayes, 0 nays and 5 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1425. With emergency.

A BILL FOR AN ACT making appropriations for the state government for the biennium beginning July 1, 1969, and ending June 30, 1971, for construction, repair, and improvement of state buildings and land acquisition as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 28:

Bloom
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner

Voting in the negative, 15:

Batchelder
Budd
Burbach
Carpenter
Hanna
Holmquist
Kennedy
Kokes
Marvel
Nore
Orme
Wallwey
Wiltse
Wylie
Ziebarth

Not voting, 6:

Clark
Johnson
Moylan
Pedersen
Wenzlaff
Whitney

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 28:

Bloom
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner

Voting in the negative, 16:

Batchelder
Budd
Burbach
Hanna
Holmquist
Kennedy
Kokes
Marvel
Nore
Orme
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Not voting, 5:

Clark
Johnson
Moylan
Pedersen
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

Message from the Governor

August 29, 1969

The President, the Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session:

I am returning to you LB-6 without my signature for the following reasons:

1. It is extremely questionable whether the bill is constitutional. Article I, Section 4, of the Nebraska Constitution states:

> ". . . no preference shall be given . . . to any religious society, . . ."

It would appear LB-6 grants preferential treatment and could be described as class legislation. I attach a copy of an opinion from the Attorney General which concludes that it would be difficult to uphold the constitutional validity of LB-6.

2. I strongly oppose singling out members of one particular religious faith for special treatment, even if that treatment seems

to be preferential. Preferential treatment for special religious groups can quickly change into harmful and dangerous treatment for those same groups.

It may be possible to redraft this to avoid both the constitutional problem and the problem created by singling out a religious faith for special treatment. I would not be opposed to the bill if it were so redrafted.

Respectfully submitted,

(Signed) Norbert T. Tiemann, Governor

August 26, 1969

Honorable Norbert T. Tiemann
Governor of Nebraska
State House
Lincoln, Nebraska

Dear Governor:

You ask if the proposed amendment to L. B. 6 is constitutional when it provides in part that a rabbi of the Jewish faith is exempt from complying with the requirements necessary to be a funeral director other than the payment of the license fee.

It is our opinion that if this were tested in our courts the validity of the amendment would be difficult to sustain.

The amendment provides:

"* * * * *.

"* * *; *Provided, that a rabbi of the Jewish faith may become a funeral director for the purpose of preparing the body of a dead human body of a member of the Jewish faith for burial or disposition, or direct or supervise burial of such a dead human body, and may be designated as a funeral director;* * * *.

"* * * * *.

"* * *; *Provided, that a rabbi of the Jewish faith shall be exempt from any of the qualifications and examinations as required by sections 71-1325 to 71-1338, and may be granted a license upon payment of the fee as provided in subsection (2) of this section.*

"* * * * *.

"* * *; *Provided, that a rabbi of the Jewish faith may be granted a license upon making application for a funeral*

> *director's license and payment of the fee as provided in section 71-1327.* * * *.
>
> "* * * * *.
>
> "* * *; *Provided, that a rabbi of the Jewish faith shall be exempt from the examination.* * * *.
>
> "* * * * *.
>
> "* * *; *Provided, that a rabbi of the Jewish faith shall be exempt from the requirements for a license as provided in this section.*
>
> "* * * * *."

Article I, Section 4 of the Nebraska Constitution, provides, in part:

> "* * *, and no preference shall be given by law to any religious society, * * *."

On its face the amendment appears to give a preference to the Jewish faith to the exclusion of other faiths.

Article III, Section 18 of the Nebraska Constitution, provides, in part:

> "The Legislature shall not pass local or special laws in any of the following cases, that is to say:
>
> "* * * * *.
>
> "Granting to any corporation, association, or individual any special or exclusive privileges, immunity, or franchise whatever; * * *. In all other cases where a general law can be made applicable, no special law shall be enacted."

It is apparent from reading the amendment that this exception of rabbis from meeting the various requirements necessary to be a qualified funeral director is based on religious beliefs. By making the exception apply to only rabbis of the Jewish faith it excludes the possibility of including members of any faith with similar beliefs, whether in existence at this time or in the future, from taking benefit of the exception.

In Galloway v. Wolfe, 117 Neb. 824, 223 N. W. 1, our Court had before it legislation which prohibited dancing on Sunday by anyone fourteen years old and over. The law specifically excluded anyone from a metropolitan city that had a public welfare board.

Our Court said:

"* * * * *.

"* * *. In *State v. Murray*, 104 Neb. 51, 55, the following statement was approved: 'By class legislation, we understand such legislation as denies rights to one which are accorded to others, or inflicts upon one individual a more severe penalty than is imposed upon another in like case of offending.'

"* * * * *."

The Court also said:

"* * * * *.

"* * *. As a practical proposition they are prevented from ever entering that class, and so within the rule laid down in *State v. Kelso*, 92 Neb. 628, that a classification which limits its provisos to a certain class then in existence, excluding all others from ever entering such class by growth, development, or other cause, is invalid. * * *.

"* * * * *."

For the foregoing reasons, it is our opinion that it would be difficult to uphold the constitutionality of the amendment to L. B. 6.

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) James J. Duggan
Assistant Attorney General

Mr. Simpson Presiding

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 667. With emergency.

A BILL FOR AN ACT to appropriate to the State Department of Education, the sum of twenty millon dollars to aid in defraying aid to schools as provided by sections 79-1330 to 79-1344, Revised Statutes Supplement, 1967, for the biennium ending June 30, 1971; to eliminate the one hundred eight percent formula; to change foundation aid; to change required mill levies; to establish priorities; to guarantee each school district the full amount of foundation aid; to amend sections 79-1334, 79-1335, 79-1336, and 79-1343, Revised Statutes Supplement, 1967; to repeal the original sections and also section 79-1341, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 633, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Kremer
Luedtke
Marvel
Moulton
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 6:

Batchelder
Budd
Klaver
Knight
Mahoney
Wylie

Not voting, 3:

Danner
Moylan
Pedersen

President Everroad Presiding

LEGISLATIVE BILL 857. With emergency.

A BILL FOR AN ACT to amend sections 39-719, 39-720, 39-721, and 39-723, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to define terms; to classify unbaled and baled livestock forage vehicles and limit their length, width, height, speed, and hours of operation; to provide for permits, fees, and enforcement; to regulate the width of intercity buses as prescribed; to provide penalties; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 29:

Bloom
Burbach
Clark
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Swanson
Waldo
Wallwey
Warner
Whitney
Wylie

Voting in the negative, 14:

Carpenter
Carstens
Keyes
Klaver
Kremer
Nore
Orme
Simpson
Stull
Syas
Waldron
Wenzlaff
Wiltse
Ziebarth

Not voting, 6:

Batchelder
Budd
Craft
Harsh
Moylan
Pedersen

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 34:

Bloom
Budd
Burbach
Clark
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Swanson
Waldo
Wallwey
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 12:

Carpenter
Carstens
Craft
Keyes
Kremer
Nore
Orme
Simpson
Stull
Syas
Waldron
Wenzlaff

Not voting, 3:

Batchelder
Moylan
Pedersen

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 885. With emergency.

A BILL FOR AN ACT to amend sections 43-514 and 68-1014, Reissue Revised Statutes of Nebraska, 1943, section 68-1022, Revised Statutes Supplement, 1967, and section 43-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 514, Eightieth Session, Nebraska State Legislature, 1969, relating to public welfare; to correct an age; to provide what shall be the county of legal settlement for dependent children; to provide to whom assistance payments may be made; to provide for deficiencies; to limit payment for hospital care to the actual necessary period of stay; to repeal the original sections and also section 68-1011, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 31:

Batchelder
Budd
Burbach
Danner
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Moulton
Nore
Orme
Proud
Reynolds
Schmit
Schreurs
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negatve, 12:

Bloom
Carpenter
Craft
Harsh
Kremer
Mahoney
Robinson
Skarda
Stull
Syas
Whitney
Wylie

Not voting, 6:

Carstens
Clark
Marvel
Moylan
Pedersen
Simpson

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 22:

Batchelder
Budd
Burbach
Danner
Elrod
Hanna
Holmquist
Johnson
Keyes
Knight
Luedtke
Moulton
Orme
Proud
Reynolds
Schmit
Stull
Swanson
Waldo
Waldron
Warner
Wiltse

Voting in the negative, 20:

Bloom
Carpenter
Carstens
Craft
Duis
Harsh
Kennedy
Kokes
Kremer
Mahoney
Marvel
Nore
Robinson
Skarda
Syas
Wallwey
Wenzlaff
Whitney
Wylie
Ziebarth

Not voting, 7:

Clark
Hasebroock
Klaver
Moylan
Pedersen
Schreurs
Simpson

Having failed to receive a constitutional majority voting in the affirmative with the emergency clause stricken, the bill failed of passage.

LEGISLATIVE BILL 1188. With emergency.

A BILL FOR AN ACT relating to sheriffs; to provide indemnification for sheriffs and deputies becoming liable to the surety on their bond; to provide for legal counsel and the cost thereof; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Johnson
Kokes
Moylan
Pedersen
Wallwey
Wenzlaff

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Carpenter asked unanimous consent to have LB 667 LB 857 LB 1188 and LB 1425 expedited. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on August 29, 1969 at 8:55 a.m.: LB 932 LB 1036

(Signed) Ruth Bossard, Enrolling Clerk

UNANIMOUS CONSENT—Unbracket LB 1092 on Select File

Mr. Proud asked unanimous consent to unbracket LB 1092 on Select File and consider at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1092. Mr. Proud offered a unanimous consent amendment.

Mr. Keyes objected.

Advanced to E and R for engrossment.

MOTION—Return LB 1092 to Select File

Mr. Proud moved to return LB 1092 to Select File for the following specific amendment:

1. Strike Section 1 in its entirety and insert the following:

Section 1. That Section 39-855 Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-855. Whenever used in sections 39-855 to 39-876, the word county or counties shall be construed to include municipal corporations as well and to include any commission or authority which may be established in any county or counties; and whenever the governing body of any county is specifically directed or empowered to perform a given act or function it shall be deemed a grant or direction for the corresponding governing body of a city or village, or any commission or authority which may be established within any county or counties, as the case may be, to do likewise. Any county in the State of Nebraska may *purchase*, build or construct or aid in the construction or complete construction of any highway, wagon, vehicle or automobile bridge within the State of Nebraska and any adjoining state across any river, navigable or nonnavigable stream, forming a boundary line between any county within the State of Nebraska and any other state of the United States.

2. Strike Section 2 in its entirety and insert the following:

Section 2. That Section 39-856 Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-856. Any county in the State of Nebraska may issue revenue bonds to construct or to aid in the construction or complete the construction of any highway, wagon, vehicle, or automobile bridge within the State of Nebraska and any adjoining state across any river, navigable or nonnavigable stream, forming a boundary line between any county within the State of Nebraska and any other state of the United States, which revenue bonds shall be payable ~~solely~~ from the revenues and funds from such bridge. ~~and as to which, as shall be recited therein, the county shall incur no indebtedness of any kind or nature, and to support which the county shall not pledge its credit nor its taxing power nor any part thereof.~~ As a part of the cost of any such bridge, the county may include (1) the costs of any river structures approved by the special engineer for the project and with the approval of any required state or federal agency having jurisdiction thereof, and (2) the costs of, or assist in the payment of the costs of, any approach structures or roads not over ten miles from the actual bridge structure.

Any city or village located within three miles of one terminal of an interstate bridge constructed or acquired under the authority of sections 39-855 to 39-876, shall have the power to issue its general obligation bonds upon the favorable vote of 55% of the legal voters of such city or village voting upon the question at a general or special election held in such city or village after notice thereof has been given by three successive weekly publications in some legal newspaper of general circulation in such city or village, either in one issue or in separate issues from time to time as deemed necessary, advisable or appropriate by the governing body thereof; Provided, the aggregate of any such bonds so issued and outstanding at any one time shall not exceed five per cent of the assessed valuation of the city or village issuing the same at the time of issuance of the particular series of bonds. Such bonds shall not be subject to or included in any restriction or limitations upon the amount of bonded indebtedness of the issuing agency and shall mature in not to exceed forty years. It shall be the duty of the governing body to make an annual levy on all the taxable property in such city or village, except intangible property, for the retirement of the principal and interest of such bonds as the same shall become due and to pledge any or all of the revenue and receipts from such bridge as additional security for the payment of principal and interest on such bonds. Any city or village described in this section of this act may jointly purchase or acquire *any one such interstate bridge and each may issue its bonds as described in this section of this act in payment for its share of the same, the amount of bonds to be issued by each such city or village to be determined by joint approval of their respective governing bodies. Any such city or village may make such agreements and arrangements as it shall deem necessary, advisable or appropriate for the ownership and operation of such interstate bridge in the manner provided pursuant to Chapter 23, article 22, Revised Statutes Supplement, 1967.*

Any such county, *city or village* may levy, collect, and distribute tolls and use the same in payment of the principal and interest on such revenue *or general obligation* bonds and for the maintenance, repair, and operation of any such bridge. It may accept gifts and grants of money from the United States government or any corporation or agency created, designed, or established by the United States, and may enter into contracts with the United States, *the State of Nebraska,* or such corporations or agencies, and do everything necessary thereto, and to *purchase,* construct or aid in the construction or to complete the construction of any such bridge or bridges.

Section 3. That Section 39-860 Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-860. Any county *as defined in Section 39-855* in the State of Nebraska is authorized to provide funds for the purposes of section 39-856 and for the purpose of providing interest on such bonds during construction, *after purchase* ~~and for a period not to exceed two years after completion of any bridge~~, by the issuance of revenue *or general obligation bonds* of such counties, the principal and interest of which shall be payable ~~solely~~ from the ~~special~~ funds herein provided for, ~~and as to which as shall be recited therein, the county shall not incur any indebtedness of any kind or nature, and the county shall not pledge its credit its taxing power, or any part thereof to support or pay the same.~~ Such revenue *or general obligation* bonds shall bear interest at not more than six per cent per annum payable semiannually, shall mature in not more than forty years from their date or dates, and may be redeemable at the option of the county as provided by law. The governing body of the county, *city or village* shall provide the form of such bonds, including coupons to be attached thereto to evidence interest payments. The bonds shall be signed by the chairman of the ~~board of county commissioners of the county~~ *governing body of the county, city or village* and countersigned and registered ~~county~~ *county, city or village* clerk under the seal of the ~~county~~ *governmental subdivision.* The coupons shall bear the facsimile signatures of the chairman and county clerk. Such governing body shall fix the denomination or denominations of such bonds and the place of the payment of the principal and interest thereon, which may be at the office of the county, *city or village* treasurer or any bank or trust company in the State of Nebraska or in New York City, New York.

Mr. Proud requested a Call of the House. The Call showed 38 members present.

Mr. Proud moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

The original motion prevailed with 29 ayes, 4 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1092. The Proud specific amendment found in this Day's Journal was offered.

Mr. Proud requested a Call of the House. The Call showed 39 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 26 ayes, 1 nay and 22 not voting.

Mr. Proud requested a record vote.

Voting in the affirmative, 22:

Budd
Burbach
Carstens
Clark
Danner
Elrod
Hanna
Hasebroock
Holmquist
Knight
Kremer
Moulton
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Wallwey
Warner
Wylie

Voting in the negative, 5:

Carpenter
Keyes
Klaver
Waldo
Whitney

Not voting, 22:

Batchelder
Bloom
Craft
Duis
Harsh
Johnson
Kennedy
Kokes
Luedtke
Mahoney
Marvel
Moylan
Nore
Orme
Pedersen
Reynolds
Simpson
Skarda
Waldron
Wenzlaff
Wiltse
Ziebarth

The amendment was rejected.

Re-advanced to E and R for engrossment.

MOTION—Return LB 1092 to Select File

Mr. Keyes moved to return LB 1092 to Select File for the following specific amendment:

Strike the enacting clause.

The motion lost with 9 ayes, 13 nays and 27 not voting.

MOTION—Reconsider Action

Mr. Wylie moved to reconsider action to adjourn sine die on August 29.

The motion prevailed with 35 ayes, 9 nays and 5 not voting.

MOTION—Adjourn

Speaker Warner moved to adjourn until September 9.

Mr. Mahoney moved to amend the Warner motion to read September 16 at 1:30 p.m.

Mr. Swanson moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 43 ayes, 0 nays and 6 not voting.

The Mahoney motion was adopted with 27 ayes, 12 nays and 10 not voting.

The Warner motion as amended was adopted with 34 ayes, 6 nays and 9 not voting.

MOTION—Return LB 707 to Select File

Mr. Swanson moved to return LB 707 to Select File for the following specifc amendment:

Strike the enacting clause.

The motion prevailed with 36 ayes, 4 nays and 9 not voting.

SELECT FILE

LEGISLATIVE BILL 707. The Swanson specific amendment found in this Day's Journal was adopted with 37 ayes, 5 nays and 7 not voting.

UNANIMOUS CONSENT—Unbracket LB 527

Mr. Wylie asked unanimous consent to unbracket LB 527 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 527. Mr. Wylie moved to indefinitely postpone.

Mr. Harsh moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 31 ayes, 1 nay and 17 not voting.

Mr. Wylie requested a Call of the House. The Call showed 35 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 36 ayes, 1 nay and 12 not voting.

Mr. Syas requested a record vote.

Voting in the affirmative, 18:

Batchelder
Budd
Burbach
Clark
Duis
Holmquist
Klaver
Kokes
Marvel
Nore
Robinson
Skarda
Syas
Wallwey
Warner
Whitney
Wiltse
Wylie

Voting in the negative, 26:

Bloom
Carstens
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Kennedy
Keyes
Knight
Kremer
Luedtke
Mahoney
Moulton
Orme
Proud
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Waldron
Wenzlaff
Ziebarth

Not voting, 5:

Carpenter
Johnson
Moylan
Pedersen
Reynolds

The original motion lost.

Mr. Hanna offered a unanimous consent amendment.

Mr. Wylie objected.

Advanced to E and R for engrossment with 26 ayes, 13 nays and 10 not voting.

MOTION—Return LB 527 to Select File

Mr. Hanna moved to return LB 527 to Select File for the following specific amendment:

1. In section 1 strike all amendments to line 19.

2. In section 1, line 19 strike *"calender days"* and insert *"legislative days in odd-numbered years unless extended by a vote of four-fifths of all members elected to the Legislature, and shall not exceed sixty legislative days in even-numbered years unless extended by a vote of four-fifths of all members elected to the Legislature"*.

3. In Enrollment and Review amendment 3, strike line 4 and insert "legislative days in odd-numbered years and sixty legislative days in even-numbered years unless extended by a four-fifths".

Mr. Hanna requested a Call of the House. The Call showed 38 members present.

Mr. Ziebarth moved the Call be raised. The motion prevailed with 33 ayes, 1 nay and 15 not voting.

The original motion prevailed with 25 ayes, 16 nays and 8 not voting.

SELECT FILE

LEGISLATIVE BILL 527. The Hanna specific amendment found in this Day's Journal was offered.

Mr. Hanna requested a Call of the House. The Call showed 43 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 35 ayes, 1 nay and 13 not voting.

The Hanna amendment was adopted with 27 ayes, 19 nays and 3 not voting.

Re-advanced to E and R for engrossment with 24 ayes, 21 nays and 4 not voting.

Members Excused

Mr. Batchelder asked unanimous consent to be excused on September 16. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused this afternoon. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1422. Replaced on Select File as amended.

E and R amendment to LB 1422:

1. In section 3, line 9, reinstate the stricken "the".

LEGISLATIVE BILL 1280. Replaced on Select File as amended.

E and R amendments to LB 1280:

1. Renumber original section 2 as section 6; in line 1 thereof strike "section" and insert "sections 79-1604, 79-1605.03, and"; and in line 2 strike "is" and insert "are".

2. In the title, line 2, strike "section" and insert "sections 79-1604, 79-1605.03, and"; in line 4 insert "to change the petition requirements for formation of junior college districts;" after the semicolon; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 1228. Replaced on Select File as amended.

E and R amendments to LB 1228:

1. In line 2 of E & R amendment 1, adopted 8/22/69, strike "first" and insert "second".

2. In line 4 of E & R amendment 4, adopted 8/22/69, strike "1969" and insert "1967".

LEGISLATIVE BILL 171. Correctly engrossed.

LEGISLATIVE BILL 825. Correctly engrossed.

LEGISLATIVE BILL 667. Correctly enrolled.

LEGISLATIVE BILL 857. Correctly enrolled.

LEGISLATIVE BILL 1188. Correctly enrolled.

LEGISLATIVE BILL 1425. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 667 LB 857 LB 1188 LB 1425

SELECT FILE

LEGISLATIVE BILL 1422. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1280. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1228. E and R amendments found in this Day's Journal were adoptd.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Withdraw Bills

Mr. Proud asked unanimous consent to withdraw LB 1092 and LB 1100. No objections. So ordered.

Visitor

Mr. Marvel introduced Mrs. Sylvia Wise of El Paso, Texas.

MOTION—Recess

Mr. Syas moved to recess until 1:00 p.m. this afternoon.

Mr. Carpenter offered the following amendment, which was adopted with 23 ayes, 10 nays and 16 not voting:

Adjourn until 1:30 p.m., Tuesday, September 16, 1969.

Mr. Syas requested a record vote on his original motion.

Voting in the affirmative, 27:

Budd
Carpenter
Carstens
Clark
Duis
Elrod
Hanna
Hasebroock
Holmquist
Klaver
Knight
Kokes
Kremer
Mahoney
Moulton
Proud
Reynolds
Schmit
Skarda
Swanson
Waldo
Waldron
Wallwey
Warner
Whitney
Wylie
Ziebarth

Voting in the negative, 12:

Batchelder
Burbach
Craft
Danner
Keyes
Nore
Robinson
Schreurs
Simpson
Syas
Wenzlaff
Wiltse

Not voting, 10:

Bloom
Harsh
Johnson
Kennedy
Luedtke
Marvel
Moylan
Orme
Pedersen
Stull

The Syas motion, as amended, prevailed.

Presented to the Governor

Presented to the Governor for approval on August 29, at 1:30 p.m.: LB 964, LB 508, LB 667, LB 723, LB 857, LB 1072, LB 1188, LB 1295, LB 1327, LB 1425

(Signed) Ruth Bossard, Enrolling Clerk

Adjournment

At 12:02 p.m., on a motion by Mr. Syas as amended by Mr. Carpenter, the Legislature adjourned until 1:30 p.m. Tuesday, September 16, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL — EIGHTIETH SESSION

ONE HUNDRED FIFTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, September 16, 1969

Pursuant to adjournment, the Legislature met at 1:30 p.m., President Everroad presiding.

Prayer was offered by the Chaplain.

Prayer

Grant us, Lord, the spirit to think and do such things as are right, that we who cannot do anything that is good without Thee, may by Thee be enabled to live according to Thy will. We thank Thee that in work and play, in joy and sorrow, Thou art the friend and companion of each of us. When we do wrong and grieve Thee, Thou art ready to forgive; when we do right Thou art glad. May no hatred or envy dwell in our hearts, but keep our hands from selfish deeds and our lips from unkind words. Teach us to bring cheer to any who suffer and to share freely with those who are in need. So may we help Thee, our Father, to bring peace, goodwill, and justice to others. Amen.

The roll was called and all members were present except Messrs. Bloom, Hasebroock, Johnson and Kremer, who were excused.

Corrections for the Journal

Page 4030, line 26, strike "seession" and insert "selssion".
Page 4038, line 28, strike "79-723," and insert "39-723,".

The Journal for the One Hundred Fifty-eighth Day was approved as corrected.

Additional Corrections for the Journal for the One Hundred Fifty-third Day:

Page 3837, line 20 of the amendment, delete "27,932" and insert "27,982".

Page 3839, line 17 of the amendment, delete "225,141" and insert "285,141".

Page 3841, delete line 25 and insert "of the Commissioner of Education in the amount of".

Page 3846, line 115 of the amendment, delete "Cozard" and insert "Cozad".

Page 3857, line 10 of the amendment, delete "$480,006" and insert "$480,806".

Page 3865, line 29 of the amendment, delete "$1,202,011" and insert "$4,202,011".

Page 3868, line 104 of the amendment, delete "$15,005" and insert "$45,805".

Page 3875, line 34 of the amendment, delete "288,048" and insert "288,408".

Page 3877, line 22 of the amendment, delete "num" and insert "sum".

Page 3879, line 29 of the amendment, delete "405,036" and insert "405,038".

Page 3887, line 21 of the amendment, delete "136,838" and insert *"136,833"*.

Page 3890, line 9 of the amendment, delete "9,810,032" and insert "9,810,832"; and line 13 of the amendment, delete "3,356,408" and insert "3,353,400".

Page 3894, delete line 24; delete all figures on line 25 and insert on line 73 of the amendment;

after line 25 insert the following line:

"73 to Agency No. 65 and Fund Source"

Page 3903, line 18, delete "1412" and insert "1421".

Member Excused

Mr. Hasebroock asked unanimous consent to be excused on Wednesday, September 17. No objections. So ordered.

Communications

Communication received from Interstate Commerce Commission regarding discontinuance of trains Nos. 5 and 6 between Omaha, Nebraska and Los Angeles, California.

Resolution received from the First Baptist Church of Kimball, Nebraska.

Letter from Robert V. Denney acknowledging receipt of LR 64.

Letter from Dave Martin acknowledging receipt of LR 64.

Letter from Dean Pohlenz, Administrative Assistant to Senator Hruska acknowledging receipt of LR 64.

Letter from Senator Carl Curtis acknowledging receipt of LR 64.

Thank you note from Senator Pedersen and family for flowers received upon the death of his father.

Messages from the Governor

September 11, 1969

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol
Lincoln, Nebraska

This is to inform your honorable body that I have made the following appointments requiring Legislative confirmation:

Robert McManus, Director of the Department of Administrative Services, effective September 1, 1969.

Harold Strode, Director of the Department of Public Welfare, effective September 5, 1969.

Board of Parole members, appointed September 9, 1969: Rev. W. C. Ollenburg, Lincoln, Chairman, six year term; G. L. (Pete) Kuchel, Omaha, four year term; Harold D. Smith, Lincoln, two year term.

Respectfully submitted,

(Signed) Norbert T. Tiemann, Governor

NTT:bjs
cc: Director of Insurance
cc: Helen Griess, Editor
Nebraska Blue Book, Room 2028

September 2, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 29, 1969 Governor Norbert T. Tiemann approved LB 964, LB 1036 and

LB 1433 and on August 30, 1969 he approved LB 508, LB 667, LB 723, LB 857, LB 932, LB 1072, LB 1188, LB 1295 and LB 1327.

Respectfully,

(Signed) Lois Tefft, Personal Secretary

LT:sjs

August 28, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 28, 1969 I approved LB 65, LB 504, LB 601 and LB 636.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

September 4, 1969

The President, the Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session:

I am returning to you herewith LB-1425 without my signature pursuant to Article IV, Section 15, of the Nebraska Constitution which says that the Governor

> ". . . may disapprove any item or items of appropriation contained in bills passed by the Legislature, . . ."

The items which I am disapproving in LB-1425 are as follows:

1.	Sec. 4 (1) (1) — Land acquisition (Medical Center, University of Nebraska)	$1,000,000
2.	Sec. 4 (1) (m) — Land acquisition (University of Nebraska at Omaha)	$1,350,000
3.	Sec. 4 (1) (n) — Home Economics facility (East Campus)	$1,225,000

4.	Sec. 4 (5) (b) — Remodeling of Administration Building	$1,500,000

I am disapproving these items because I am convinced that state government can best serve the citizens of the state by not constructing these facilities at this time. Elimination of these items from the budget will still provide a capital construction budget insuring continued progress in state government compatable with fiscal responsibility to Nebraska citizens.

Respectfully submitted,

(Signed) Norbert T. Tiemann, Governor

MOTION—Reconsider Action on LB 1425

Mr. Duis moved to reconsider action on LB 1425.

The Chair ruled the motion out of order.

Mr. Pedersen moved to override the ruling of the Chair.

Mr. Duis asked unanimous consent to withdraw his original motion. No objections. So ordered.

MOTION—Deliver LB 1425 to Secretary of State

Speaker Warner moved that LB 1425 be delivered to the Secretary of State's office, and that the record of the Legislative Journal show it is the opinion of the Legislature that LB 1425 is now law without the signature of the Governor, and that the actions of the Governor to strike certain items were not valid inasmuch as all items stricken had received 33 votes or more at some point of consideration and thus were not subject to veto, or the items had never received 33 votes at any point of consideration and hence were not valid appropriations.

Mr. Carpenter moved to amend the Warner amendment by adding "and intent" after "opinion" in line 2.

The motion prevailed.

The Warner motion, as amended, was adopted with 37 ayes, 0 nays and 12 not voting.

Mr. Carpenter moved that a copy of this motion be sent with the bill to the Secretary of State.

The motion prevailed.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 527. Replaced on Select File as amended.

E and R amendment to LB 527:

1. In the title, line 6, strike "ninety".

LEGISLATIVE BILL 672. Replaced on Select File as amended.

E and R amendments to LB 672:

1. Strike all amendments prior to the Carpenter amendment adopted 8/22/69 except for section 3 added by standing committee amendment.

2. In section 1, line 17, insert "of the land" after "adaptability"; in line 20 strike "its" and insert "their"; in line 31 insert "of the difference" after "discussion"; in line 32 strike "offering" and insert "offerings"; in line 40 strike "of disinterest"; and in line 42 insert a comma after "prospective".

3. In section 2 insert a comma after each year in lines 11 to 29; and strike beginning with "Chapter" in line 34 through "1967" in line 35 and insert "sections 1 to 23, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969".

4. In the title, strike lines 2 and 3 and insert:

"FOR AN ACT relating to the Department of Aeronautics; to provide for the sale of certain lands as prescribed and the use of the proceeds thereof; and to declare an emergency.".

LEGISLATIVE BILL 979. Replaced on Select File as amended.

E and R amendments to LB 979:

1. In section 3, line 2, strike "*six*" and insert "*seven*"; in lines 2 and 24, strike "*districts*" and insert "*areas*"; in lines 3, 6, 11, 15, 18, and 20, strike "*District*" and insert "*Area*"; in line 19 strike the second "*and*"; insert "*and*" at the end of line 22; at the end of line 24 strike the period and insert "*; and*"; and in lieu of subdivision (7) as found in the Pedersen amendment, after line 24 insert:

"*(7) Area No. 7 shall consist of the territory within the counties listed in Area No. 5 which comprises a Class V school district.*".

2. Because of the Pedersen amendment to section 3, strike E & R amendment 11 adopted 8/13.

3. In line 7 of the Ziebarth amendment 7, strike "*8*" and insert "*7*".

4. In section 12, line 1, insert "*of areas one to six*" after "*board*".

5. The changes being proposed therein already having been made in LB 1255, strike original section 33 and renumber subsequent sections accordingly.

6. In section 28, line 12, strike the stricken matter and insert "junior *college or*".

7. In section 29, line 7, strike the stricken matter and insert "junior *college or*".

8. Strike E & R amendment 31; and in renumbered section 40, line 2, strike "*38*" and insert "*42*".

9. Strike E & R amendment 7, adopted 8/19.

10. In section 12, line 12, strike the comma.

11. In E & R amendment 35, line 10, strike "aids" and insert "~~aids~~ *aides*".

12. In the Ziebarth amendment 6, strike beginning with "*Community*" in line 10 through "*under*" in line 11 and insert "*funds established by section 20 of*".

13. In line 7 of E & R amendment 37, adopted 8/13, insert "and" after the second comma; and strike beginning with ", and" in line 10 through "1969" in line 13.

14. In E & R amendment 38, adopted 8/13, insert "and" at the end of line 6; and strike beginning with ", and" in line 9 through "1969" in line 12.

15. In section 4, line 16, after the second comma insert "*Board of Trustees of the Nebraska State Colleges,*"

16. In new section 20, line 11, strike "*Community College Assistance*", and insert "*Transfer College Credit*".

LEGISLATIVE BILL 1066. Replaced on Select File as amended.

E and R amendment to LB 1066:

1. In standing committee amendment 1, line 2, strike "*as*".

LEGISLATIVE BILL 1096. Placed on Select File as amended.

E and R amendments to LB 1096:

1. Because of the veto of LB 205, strike the Marvel amendment to Agency 3.

2. Show as stricken all old matter stricken in the various amendments.

3. In renumbered section 6, line 156, strike the figure in column (G) and insert "*64,072,930*" and strike the figure in the Total column and insert "*122,265,672*".

4. In the Marvel amendment 14, line 4, strike "137" and insert "127".

5. Number the unnumbered section affecting Agency 15 as section 8.

6. Restore original section numbers to original sections 9 to 36.

7. In the Marvel amendment 19, adopted 8/26, strike line 1 and insert "1. In original section 9, line 11, before the period, insert ', "; and in line 5 strike the period and insert a period at the end of the line.

8. In the Marvel amendment 3 to renumbered section 10 (now section 11), line 1, strike "*258,988*" and insert "*252,988*".

9. In lieu of the Marvel amendment 12, in section 11, line 29 as amended, strike "*1,386,409*" and insert "*1,392,409*" and strike "*2,526,538*" and insert "*2,532,538*".

10. In lieu of the Marvel amendment to section 11, Program No. 382, in section 11, line 60 strike "45,795" both places and insert "~~45,795~~ *89,638*"; in line 62 strike "4,451" and insert "~~4,451~~ *15,560*"; and in line 63 strike "4,672" and insert "~~4,672~~ *15,781*".

11. In lieu of the Marvel amendment 26, in section 11, line 29, strike "380,129" and insert "~~380,129~~ *390,129*" and strike the new total figure as amended by amendment 9 above and insert "*2,542,538*"; in line 31 as amended, strike "*355,879*" and insert "*362,377*"; in line 32 as amended, strike "*628,362*" and insert "*635,185*"; and in line 91 as amended strike "684,954" and insert "~~684,954~~ *694,954*".

12. In section 11, strike the figures in columns (G) and (C) and the total column and insert *"3,320,588"*, *"2,214,524"*, and *"6,230,066"* respectively.

13. In lieu of the Marvel amendment 8, in section 13, line 17, strike "321,136" and insert "~~321,136~~ *415,726*"; in line 18, strike *"495,791"* and *"816,927"* and insert *"543,036"* and *"958,762"*; in line 20 strike *"270,390"* and insert *"302,045"*; and in line 21, strike *"283,909"* and insert *"323,339"*.

14. In section 13, line 46 as amended strike the figures in columns (G) and (F) and the total column and insert *"2,073,702"*, *"3,692,402"* and *"6,205,948"*.

15. In section 15, line 13, after "1971" insert "; *Provided,* that the limitations for Personal Services shall not include expenditures for Personal Services rendered because of an insurance company insolvency, impairment, deficiency, or liquidation in accordance with the provisions of sections 44-120 to 44-137, Reissue Revised Statutes of Nebraska, 1943.".

16. In line 4 of E & R amendment 13, adopted 8/25/69, strike "126" and insert "132".

17. In section 18, renumber original subsections (3) to (19) as subsections (4) to (20) showing old numbers stricken and new ones added; and in line 134, strike "(18)" and insert "~~(19)~~ *(20)*".

18. In line 4 of the Marvel amendment to section 18, strike the first "line 104" and insert "line 103".

19. In the Marvel amendment to section 18, line 16, capitalize *"Expenditures"* in line 2 and insert an underscored period after *"unlimited"* in line 3.

20. In line 21 of the Schmit amendment to section 18, strike "51" and insert "52"; and in line 49, strike "1,112,973" and "~~1,112,973~~" and insert "1,122,973" and "~~1,122,973~~".

21. In section 18, line 139, strike the figures in column (G) and the Total column and insert *"56,849,075"* and *"67,493,153"*.

22. In line 11 of E & R amendment 14, adopted 8/25/69, insert a period after "sentence" and strike the remainder of the amendment.

23. In lieu of the Marvel amendment 13, in section 24, line 9, strike "412,943" and insert "~~412,943~~ *722,943*" and strike "501,336" and insert "~~501,336~~ *811,336*"; and in line 49 as amended strike "*6,429,151*" and "*6,523,387*" and insert "*6,739,151*" and "*6,833,387*".

24. Because of duplication, strike E & R amendment 19 adopted 8/25/69,

25. In lieu of the Marvel amendment 10, in section 25, line 23, strike "*7,857,376*" both places and insert "*7,870,576*"; in line 29 strike "*494,846*" and insert "*508,046*"; in line 35, strike "2,194,500" and insert "~~2,194,500~~ *2,197,500*"; and in line 36 strike "2,294,896" and insert "~~2,294,896~~ *2,297,896*".

26. In section 25, line 90, as amended, strike the figures in column (C) and the Total column and insert "*9,356,666*" and "*12,110,400*".

27. In section 25, line 48, strike "589,886" and insert "602,707"; and in line 49 strike "615,380" and insert "628,908".

28. In the Marvel amendment 23 to original section 29, strike the last sentence.

29. In section 30, line 45 insert "*45,000*" in column (C); and in line 46 strike "*894,416*" and insert "*939,416*".

30. In lieu of the Marvel amendment 11, in section 31, line 31, strike "*1,341,842*" and "*1,451,842*" and insert "*1,366,842*" and "*1,476,842*"; and in line 46 strike "*1,996,976*" and "*2,332,576*" and insert "*2,021,976*" and "*2,357,576*".

31. In lieu of the Marvel amendment 18, in section 33, line 8, strike "60,800" both places and insert "~~60,800~~ *91,385*"; in line 10 strike "26,950" and insert "~~26,950~~ *36,325*"; in line 11, strike "28,321" and insert "~~28,321~~ *47,631*"; and in line 74 strike the figures in column (G) and the Total column and insert "*4,217,521*" and "*7,239,707*".

32. In lieu of the Elrod amendment thereto, in section 34, line 12, strike "*54,285*" and insert "*67,018*"; and in line 13 strike "*62,929*" and insert "*71,142*".

33. Number as section 37 the new section added by the Marvel amendment 21.

34. Renumber original section 37 as section 38.

35. In lieu of the Wylie amendment thereto, in renumbered section 38, after line 105, insert:

"*Subject to the passage of Legislative Bill 1439, the amount appropriated to Program No. 730-Medical Center-includes an amount necessary to fund Legislative Bill 1439 and to provide the programs for multihandicapped children provided for therein.*".

36. In lieu of the Burbach amendment, insert a new section to read:

"Sec. 39. *There is hereby appropriated from the General Fund to the University of Nebraska - Agency No. 51 - the sum of sixty thousand dollars to be used for the planning of academic and intercollegiate athletic facilities at the Lincoln campuses (City and East) during the 1969-71 biennium.*".

37. Renumber section 37, added by E & R amendment 29 adopted 8/25/69, as section 40, and in line 4 thereof strike "*section 34*" and insert "*sections 35 and 37*".

38. Number as section 41 the unnumbered section added by the Marvel amendment 5; renumber subsections (10) to (22) as subsections (8) to (20); and because of the failure on Final Reading of LB 1261, strike subsections (23) and (24).

39. In lieu of the Marvel amendment 27, in section 41, insert "*; Provided, that if Legislative Bill 979 shall also pass, the appropriation provided in this subsection shall be null and void*" after "*biennium*" in the last line of subsections (5) and (6).

40. Renumber original sections 38 to 40 as sections 42 to 44.

41. In renumbered section 43, line 3, insert "1," immediately after "sections" and insert "13," immediately before "15".

42. In the title, as amended, line 6, insert "1," after "sections" and insert "13," before "15".

43. Strike directions to show as stricken the new matter being stricken in all amendments.

44. In line 18 of E & R amendment 25 adopted 8/25, strike "*64,371*" and insert "*64,731*".

45. In line 4 of E & R amendment 8 adopted 8/25/69, strike "834.124" and insert "836,124" and strike "1,175,405" and insert "1,171,405".

46. In section 18, renumber new subsection (2) as subsection (3) and insert the same after line 23.

47. In the Schmit amendment to line 60 of section 18, strike *"1,989,664"* and insert *"1,997,664"*.

48. In section 33, line 73, strike "3,420,266" and insert "6,163,832".

49. In section 33, insert "June 30," at the end of line 17; and in line 46 strike the third comma and insert a hyphen.

LEGISLATIVE BILL 1183. Replace on Select File as amended.

E and R amendments to LB 1183:

1. For correlation purposes, in line 2 of new section 1, insert ", as amended by section 2, Legislative Bill 964, Eightieth Session, Nebraska State Legislature, 1969" after "1967"; in line 4, insert "and sections 8 to 13 of this act" after "81-263.49"; in line 12, strike the stricken matter and remove underscoring from the new matter; insert a comma at the end of line 15; in lines 18 and 19, strike "within this state"; in line 19, insert "(a)" after "business"; in line 23, insert ", or (b) of selling dairy products to consumers by home delivery" after "consumers"; in line 33, insert "and sections 8 to 13 of this act" after "81-263.49"; strike beginning with "or" in line 38 through "distributor" in line 67 and insert "shall mean the minimum basic cost determined under the provisions of section 11 of this act"; after line 67 insert:

"(6) Cost to a retailer shall mean the minimum retail price to the retailer determined under the provisions of section 11 of this act;"; in line 68, strike "(6)" and insert "(7)"; in line 69 strike "and"; in line 70 strike "(7)" and insert "(8)"; in line 72 strike the period and insert a semicolon; and after line 72, insert:

"(9) Board shall mean the Nebraska Dairy Products Advisory Board;

(10) Jobber shall mean any person who buys dairy products from either distributors or other jobbers for resale either at retail by home delivery or at wholesale

to retailers or other jobbers with whom he has no common or mutual financial interest;

(11) Minimum wholesale price, minimum jobber price, or minimum retail price shall mean, respectively, the price determined under the provisions of section 11 of this act; and

(12) Natural marketing area shall mean a contiguous geographical area of the state in which the economic characteristics of the dairy industry are closely similar and which render such area readily distinguishable from other areas of the state.".

2. All changes proposed therein having already been made in LB 964, strike renumbered sections 2 to 4.

3. Amend original section 4 to read:

"Sec. 2. That original section 82-263.39, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 964, Eightieth Session, Nebraska State Legislature, 1969, is repealed.".

4. In the title, strike lines 2 to 13 and insert:

"FOR AN ACT to amend section 82-263.39, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 964, Eightieth Session, Nebraska State Legislature, 1969, relating to dairy industry trade practices; to clarify a provision; and to repeal the original section.".

LEGISLATIVE BILL 1263. Replaced on Select File as amended.

E and R amendment to LB 1263:

1. In section 8, line 4, strike "four" and insert "four".

LEGISLATIVE BILL 1345. Replaced on Select File as amended.

E & R amendments to LB 1345:

1. In section 36, line 5, strike "section" and insert "section".

2. In renumbered section 103, line 21, insert "*State*" after "*the*".

3. In line 5 of E & R amendment 63, adopted 8/19, strike "21" and insert "20".

4. In line 2 of E & R amendment 45, adopted 8/19, insert "second" before "comma".

5. In renumbered section 129, line 9, strike "*and 135*".

6. In renumbered section 129, line 9, strike the comma and insert ", and".

LEGISLATIVE BILL 1357. Replaced on Select File as amended.

E and R amendments to LB 1357:

1. In section 3, lines 57 and 58, strike "*Department of Economic Development*" and insert "*Office of Planning and Programming*".

2. In section 6, line 31, strike "*1970*" and insert "*1971*".

3. In line 2 of E & R amendment 7, adopted 8/19, strike "*such*" and insert "*the*".

4. In section 26, line 7, strike "*a*".

5. In lieu of the Burbach amendments 1 to 4, in section 1, line 21, section 5, line 3, section 6, lines 2 and 37, section 13, lines 19, 28, 38, and 39, and 79, renumbered section 60, lines 5 and 6, and 11, renumbered section 61, lines 5 and 8, renumbered section 62, lines 5 and 8, renumbered section 63, lines 6 and 9, renumbered section 64, lines 6 and 9, and original section 71, line 5, strike "*January 15, 1971*" and insert "*January 1, 1972*"; and in renumbered section 60, line 1, renumbered section 61, line 1, renumbered section 62, line 1, renumbered section 63, line 1, and renumbered section 64, line 1, strike "*January 14*" and insert "*December 31*".

6. In line 1 of the Syas amendment to section 68, insert "original" after "In".

7. In renumbered section 67, line 103, insert "*; and one member to be elected at large*" after "*basins*".

8. Renumber new section 70, added by the Ziebarth amendment, as section 69; and in lines 15 and 16, strike "*director of the Department*" and insert "*Director of*".

9. Restore original numbers to original sections 70 to 73.

10. In section 73, line 1, insert "section 46-613.01, Reissue Revised Statutes of Nebraska, 1943, and" after "original".

11. In the title, line 11, insert "to provide standards for removal of ground water from the state;" after the semicolon; and in line 14, insert "section 46-613.01, Reissue Revised Statutes of Nebraska, 1943, and" after "amend".

12. In line 2 of E & R amendment 9, adopted 8/19, insert an underscored period after *"84-1402"*.

13. In line 3 of E & R amendment 31, insert "renumbered section 65," after "in".

LEGISLATIVE BILL 1390. Replaced on Select File as amended.

E and R amendment to LB 1390:

1. In the title, line 13, strike the comma and insert a semicolon.

LEGISLATIVE BILL 1437. Replaced on Select File as amended.

E and R amendments to LB 1437:

1. In E & R amendment 38, insert "the second" at the end of line 1.

2. In E & R amendment 49, line 29, insert a comma after "ment"; and in line 32 insert "first" after "the".

3. In E & R amendment 18, line 4, insert a comma after "Legislature".

4. In the Duis amendment 1, line 1, insert "first" after "the".

5. In the Duis amendment 115, line 2, strike "the comma" and insert "annum".

LEGISLATIVE BILL 1439. Replaced on Select File as amended.

E and R amendments to LB 1439:

1. In line 1 of E & R amendment 6, adopted 8/28/69, strike "2" and insert "3".

2. In line 1 of new section 3, insert a period after "Sec".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 527. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 672. E and R amendments found in this Day's Journal were adopted.

Avanced to E and R for engrossment.

LEGISLATIVE BILL 979. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1066. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1096. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1183. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1263. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1345. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1357. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1390. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1437. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1439. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 216.	Correctly engrossed.
LEGISLATIVE BILL 449.	Correctly engrossed.
LEGISLATIVE BILL 527.	Correctly engrossed.
LEGISLATIVE BILL 567.	Correctly engrossed.
LEGISLATIVE BILL 672.	Correctly re-engrossed.
LEGISLATIVE BILL 1345.	Correctly engrossed.
LEGISLATIVE BILL 713.	Correctly engrossed.
LEGISLATIVE BILL 793.	Correctly engrossed.
LEGISLATIVE BILL 831.	Correctly re-engrossed.
LEGISLATIVE BILL 848.	Correctly re-engrossed.
LEGISLATIVE BILL 934.	Correctly engrossed.
LEGISLATIVE BILL 968.	Correctly re-engrossed.
LEGISLATIVE BILL 979.	Correctly engrossed.
LEGISLATIVE BILL 1066.	Correctly engrossed.
LEGISLATIVE BILL 1099.	Correctly engrossed.
LEGISLATIVE BILL 1183.	Correctly engrossed.

LEGISLATIVE BILL 1186. Correctly engrossed.

LEGISLATIVE BILL 1222. Correctly engrossed.

LEGISLATIVE BILL 1228. Correctly engrossed.

LEGISLATIVE BILL 1255. Correctly engrossed.

LEGISLATIVE BILL 1263. Correctly engrossed.

LEGISLATIVE BILL 1280. Correctly re-engrossed.

LEGISLATIVE BILL 1308. Correctly re-engrossed.

LEGISLATIVE BILL 1341. Correctly engrossed.

LEGISLATIVE BILL 1349. Correctly re-engrossed.

LEGISLATIVE BILL 1357. Correctly engrossed.

LEGISLATIVE BILL 1390. Correctly engrossed.

LEGISLATIVE BILL 1396. Correctly engrossed.

LEGISLATIVE BILL 1405. Correctly engrossed.

LEGISLATIVE BILL 1422. Correctly engrossed.

LEGISLATIVE BILL 1432. Correctly engrossed.

LEGISLATIVE BILL 1437. Correctly engrossed.

LEGISLATIVE BILL 1439. Correctly engorssed.

(Signed) Wayne W. Ziebarth, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 102. Re: Attorney General action on Appropriations Bills

Introduced by Jerome Warner, 25th District and Richard D. Marvel, 33rd District.

WHEREAS, serious questions have been raised relative to the validity of certain appropriations contained in Legislative Bills 1425, 928, and 1096, Eightieth Session, Nebraska State Legislature, 1969; and

WHEREAS, determination of the validity of such questioned appropriations is critical to the operation of state government during the 1969-1971 biennium, and in some instances to local subdivisions of government as well; and

WHEREAS, it is vital to future sessions of the Nebraska Legislature and to the function of state government to have certain knowledge of what shall be valid appropriations within the provisions of the Constitution of the State of Nebraska; and

WHEREAS, various state officers are charged with duties and responsibilities for the regulation of expenditures of state funds, and with the proper and lawful disbursement of public funds, and are required to furnish bond to assure that their duties will be lawfully executed.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Nebraska Legislature request the Attorney General for the State of Nebraska, under the authority vested in him by section 84-205, Reissue Revised Statutes of Nebraska, 1943, to initiate an action at the earliest possible date to determine the effect and interrelationship of the provisions of the Constitution relating to the preparation, consideration, passage and approval of appropriation bills, with special reference to the following:

(a) That part of Article III, section 22, which requires that "Each Legislature shall make appropriations for the expenses of the Government until the expiration of the first fiscal quarter after the adjournment of the next regular session";

(b) That part of Article IV, section 7, which requires the Governor to submit a budget for the biennium and states that "No appropriations shall be made in excess of the recommendation contained in such budget unless by two-thirds vote of the Legislature, and such excess so approved shall not be subject to veto by the Governor."; and

(c) That part of Article IV, section 15, which provides that "The Governor may disapprove any item or items of appropriation contained in bills passed by the Legislature, and the item or items so disapproved shall be stricken therefrom, unless repassed in the manner herein prescribed in cases of disapproval of bills.".

LEGISLATIVE RESOLUTION 103. Re: Constitutional amendment to require Supreme Court opinion

Introduced by Terry Carpenter, 48th District.

A RESOLUTION for the submission to the electors of an amendment to Article V, of the Constitution of Nebraska, relating to the judicial; to provide that the Legislature shall have authority to require the opinion of the Supreme Court upon important questions of constitutional law when requested by the Legislature as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 2A. The Legislature shall have authority to require the opinion of the Justices of the Supreme Court upon important questions of constitutional law when requested by a three-fourths vote of the members elected to the Legislature."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska, the proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to authorize the Legislature to require opinions of the Supreme Court upon important questions of constitutional law.

☐ For

☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclam it as a part of the Constitution of Nebraska.

Mr. Syas asked unanimous consent to add his name to the Resolution. No objections. So ordered.

Member Excused

Mr. Batchelder asked unanimous consent to be excused at 2:45 p.m. for the remainder of the day. No objections. So ordered.

MOTION—Suspend Rules

Mr. Pedersen moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

MOTION—Return LB 793 to Select File

Speaker Warner moved to return LB 793 to Select File for the following specific amendment:

1. Insert a new section to be known as section 16 and to read as follows:

"Sec. 16. That section 15-1007, Revised Statutes Supplement, 1967, be amended to read as follows:

15-1007. From and after ~~July 12, 1963, and until August 1, 1973~~ *the effective date of this act*, every such fireman or policeman shall contribute to the city an amount equal to ~~five~~ *seven* per cent of his salary, ~~and commencing on August 1, 1973, he shall contribute six per cent of his salary~~, until such fireman or policeman shall be entitled to retire or otherwise become eligible for a pension under the provisions of sections 15-1001 to 15-1015, which amount may be deducted from the salary of every such fireman or policeman. No fireman or policeman, continuing in the employment of the city as a member of such department after becoming eligible to retire, shall be required to make any further contribution. Any fireman or policeman whose employment shall terminate, whether by discharge or otherwise, prior to the time he shall become entitled to a pension, and who shall have made contributions from his salary, as hereinbefore provided in this section, for a period of at least three years shall, upon demand, be reimbursed by the city for the amount of such contributions without interest."

2. Renumber renumbered section 16 as section 17 and in line 3 after "sections" insert "15-1007,".

3. In the title, strike lines 2 to 10 and amendments thereto and insert:

"FOR AN ACT relating to retirement; to amend sections 79-1514, 79-1521, 79-1528, 79-1536, 79-1540, 79-1546, and 79-1552, Reissue Revised Statutes of Nebraska, 1943, and sections 15-1007, 79-1512, 79-1522, 79-1527, 79-1530, 79-1532, and 79-1545.02, Revised Statutes Supplement, 1967, and sections 79-1501 and 79-1502, Revised Statutes Supplement, 1967,

> as amended by sections 84 and 85, respectively, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969; to harmonize provisions with previous legislation; to clarify provisions; to delete obsolete matter; to provide for funding of unfunded accrued liabilities of the school retirement system; to increase the pension contributions of policemen and firemen as prescribed; and to repeal the original sections.".

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 793. The Warner specific amendment found in this Day's Journal was adopted with 36 ayes, 0 nays and 13 not voting.

Re-advanced to E and R for engrossment.

MOTION—Tear Down Buildings

Mr. Holmquist moved that the Legislature approve moving the people out and tearing down the buildings east of the Governor's mansion, located at 1544 "G" Street and 1503 "H" Street.

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 928. With emergency.

A BILL FOR AN ACT to amend sections 2, 3, 4, 5, 7, 8, 9, 10, 11, 14, 16, 18, 19, 20, 21, 23, 24, 25, 26, 28, 29, 30, 32, 34, 35, 39, 41, 42, 45, 46, 47, 48, 53, 55, 59, 60, 61, 62, 64, 66, 70, 72, 75, and 77, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriations; to make appropriations for state government for the biennium beginning July 1, 1969, and ending June 30, 1971; to repeal the original sections, and also section 43, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wylie
Ziebarth

Voting in the negative, 7:

Budd
Burbach
Hanna
Kennedy
Schreurs
Wenzlaff
Wiltse

Not voting, 7:

Batchelder
Bloom
Hasebroock
Holmquist
Johnson
Kremer
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1193.

A BILL FOR AN ACT to amend section 52-118.02, Reissue Revised Statutes of Nebraska, 1943, relating to public construction; to define a term; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Batchelder
Bloom
Hasebroock
Johnson
Kremer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Speaker Warner Presiding

LEGISLATIVE BILL 1250.

A BILL FOR AN ACT relating to revenue and taxation; to provide the value to be used on agricultural income producing machinery and equipment as prescribed; to provide for exceptions; to provide for guidelines; and to provide for inspection of records.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Budd
Burbach
Carstens
Craft
Duis
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 4:

Carpenter
Clark
Danner
Simpson

Not voting, 7:

Batchelder
Bloom
Hasebroock
Johnson
Kremer
Orme
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1367. With emergency.

A BILL FOR AN ACT relating to agriculture; to provide for the licensing, regulation, and inspection of establishments engaged in the slaughter of livestock and poultry, in rendering, and in pet feed maufacturing as prescribed; to define terms; to provide duties for the Director of Agriculture; to make certain acts unlawful; to provide penalties; to provide for severability; to repeal sections 54-736 to 54-741 and sections 54-767 to 54-784, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Syas

Not voting, 6:

Batchelder
Bloom
Hasebroock
Johnson
Klaver
Kremer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 1409 to Select File

Mr. Pedersen moved to return LB 1409 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Duis moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 29 ayes, 3 nays and 17 not voting.

The original motion lost with 9 ayes, 17 nays and 23 not voting.

MOTION—Appointment of Mr. George Gerdes

Mr. Holmquist moved the appointment of Mr. George Gerdes as Executive Director of the Legislative Council be approved at a salary to be determined by the Executive Board.

The motion prevailed.

UNANIMOUS CONSENT—Print in Journal

Mr. Simpson asked unanimous consent to print the following proposed rule change in the Journal. No objections. So ordered.

1. In rule 11, section 3, strike paragraphs 4, 5, 6, and 7, and in lieu thereof insert the following:

"A copy of every bill introduced shall be transmitted by the Clerk to the Legislative Fiscal Analyst. The Legislative Fiscal Analyst shall review each bill and make an estimate of the anticipated change in state expenditures or revenue under the provisions of the bill. The Legislative Fiscal Analyst shall prepare a statement to be known as a fiscal note to be attached to each bill prior to its public hearing by a committee, or its first consideration on General File if the bill is referred directly to General File. The fiscal note shall set forth the fiscal impact of the bill as determined by the Legislative Fiscal Analyst. No bill which has a fiscal impact of more than five thousand dollars shall be heard by a committee or considered on General File unless the fiscal note is attached.

In determining the fiscal impact of any bill, the Legislative Fiscal Analyst shall request the appropriate department or other entity of state government which will be affected by the bill to prepare the fiscal note within five calendar days.

The Legislative Fiscal Analyst shall review the fiscal note prepared by the department or other entity, and shall also request a review of such fiscal note by the Budget Division of the Department of Administrative Services. The statement by the Budget Division of the Department of Administrative Services shall be attached to and become a part of the fiscal note. The Legislative Fiscal Analyst shall include in the fiscal note any exceptions to the conclusions of the department or other entity and of the Budget Division of the Department of Administrative Services.

The fiscal note shall be delivered by the Legislative Fiscal Analyst to the Clerk within ten calendar days of receipt of a copy of the bill for analysis. The Clerk shall attach the fiscal note to the bill and to all copies prepared for members.

When amendments to a bill are adopted by a committee or the Legislature, and such amendments would change the fiscal impact of the bill, the appropriate changes shall be made in the fiscal note.

When the Legislative Fiscal Analyst determines that the fiscal impact of a bill will be less than five thousand dollars, it shall not be necessary to prepare a detailed fiscal note, and the fiscal note may merely state this fact.

When any bill proposes adoption of a new program for which appropriations have not previously been made, an appropriations bill for the purposes of funding the provisions of such bill shall be prepared from the information contained in the fiscal note. Such appropriations bill shall be introduced by the introducer of the original bill, shall bear the number of the original bill with the letter "A" added (for example LB 1A), and shall accompany the original bill through all stages of the legislative process.".

2. The legislative bill drafter is hereby directed to prepare any amendments to other Rules of the Legislature made necessary by adoption of this amendment, and to submit such amendments to the Rules Committee.

Adjournment

At 4:45 p.m., on a motion by Mrs. Orme, the Legislature adjourned until 9:00 a.m., Wednesday, September 17, 1969.

Hugo F. Srb
Clerk of the Legislature

ONE HUNDRED SIXTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, September 17, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

We open our ears to Thy voice, speak to us. We open our eyes to Thy light, enable us to see. We open our hands to Thy will, help us to serve. We open our hearts to Thy love, quicken us to care. We open our sins to Thy mercy, forgive us. We open our souls to Thy grace, save us. We open our lives to Thee, dwell within us by Thy Holy Spirit so we may truly serve Thee and the citizens of this state by being the best that we can be, through the power of Christ. Amen.

The roll was called and all members were present except Messrs. Kokes and Marvel, who were excused until 9:30 a.m., and Messrs. Hasebroock, Johnson, Knight, Schmit and Wylie, who were excused.

Corrections for the Journal

Page 4060, line 7, strike "817,927" and insert "816,927".

Page 4062, line 44 of the amendment, delete "amendments" and insert "amendment".

The Journal for the One Hundred Fifty-ninth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 928. Correctly enrolled.

LEGISLATIVE BILL 1193. Correctly enrolled.

LEGISLATIVE BILL 1250. Correctly enrolled.

LEGISLATIVE BILL 1367. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

NOTICE OF COMMITTEE HEARING

Committee on Committees

September 17, 1969

The Committee on Committees will meet at 1:00 p.m. on Monday, September 22, 1969, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor Norbert T. Tiemann, as follows:

Paul E. Burket - Director, Department of Aeronautics
Robert McManus - Director, Department of Administrative Services
Rev. W. C. Ollenburg - Board of Parole
G. L. Kuchel - Board of Parole

(Signed) Wm. M. Wylie, Chairman

Members Excused

Mr. Klaver asked unanimous consent to be excused Monday, September 22. No objections. So ordered.

Mr. Skarda asked unanimous consent to be excused tomorrow. No objections. So ordered.

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed LB 928 LB 1193 LB 1250 LB 1367

MOTION—Expedite Bills

Mr. Carpenter moved that the bills be delivered to the Governor's office as soon as possible.

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1409. With emergency.

A BILL FOR AN ACT relating to the University of Nebraska; to grant the Board of Regents of the University of Nebraska the power of eminent domain to acquire lands owned by cities of the metropolitan class and cities of the primary class for use for university purposes; to provide for leases and exchanges; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 29:

Budd
Burbach
Carpenter
Carstens
Craft
Danner
Duis
Elrod
Harsh
Holmquist
Kremer
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Robinson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 9:

Batchelder
Clark
Hanna
Kennedy
Keyes
Klaver
Nore
Pedersen
Reynolds

Not voting, 11:

Bloom
Hasebroock
Johnson
Knight
Kokes
Marvel
Schmit
Schreurs
Simpson
Wylie
Ziebarth

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 27:

Budd
Burbach
Carpenter
Carstens
Craft
Danner
Elrod
Harsh
Holmquist
Kremer
Luedtke
Mahoney
Moulton
Orme
Proud
Robinson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 7:

Batchelder
Hanna
Kennedy
Klaver
Pedersen
Reynolds
Ziebarth

Not voting, 15:

Bloom
Clark
Duis
Hasebroock
Johnson
Keyes
Knight
Kokes
Marvel
Moylan
Nore
Schmit
Schreurs
Simpson
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 1438. With emergency.

A BILL FOR AN ACT to amend section 53-180.05, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide a separate penalty for certain persons as prescribed for certain violations; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 30:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Duis
Elrod
Holmquist
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Whitney
Wiltse
Ziebarth

Voting in the negative, 7:

Hanna
Harsh
Keyes
Kokes
Kremer
Pedersen
Schreurs

Not voting, 12:

Craft
Danner
Hasebroock
Johnson
Kennedy
Klaver
Knight
Marvel
Schmit
Wallwey
Wenzlaff
Wylie

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 30:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Duis
Elrod
Holmquist
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Simpson
Skarda
Stull
Swanson
Syas
Waldron
Wallwey
Warner
Wiltse
Ziebarth

Voting in the negative, 6:

Harsh
Keyes
Kremer
Pedersen
Schreurs
Waldo

Not voting, 13:

Craft
Danner
Hanna
Hasebroock
Johnson
Kennedy
Klaver
Knight
Kokes
Schmit
Wenzlaff
Whitney
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

Member Excused

Mr. Pedersen asked unanimous consent to be excused at 9:25 a.m. for 45 minutes. No objections. So ordered.

LEGISLATIVE BILL 1440. With emergency.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the biennium ending June 30, 1971; to amend section 1, Legislative Bill 1420, Eightieth Session, Nebraska State Legislature, 1969; to provide for the payment thereof; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Hasebroock
Johnson
Knight
Mahoney
Pedersen
Schmit
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 42 ayes, 0 nays and 7 not voting.

LEGISLATIVE BILL 171. With emergency.

A BILL FOR AN ACT to provide that the provisions of Article VIII of the Multistate Tax Compact relating to interstate audits shall be in force with respect to this state; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Budd
Danner
Hasebroock
Johnson
Knight
Marvel
Pedersen
Schmit
Stull
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 825.

A BILL FOR AN ACT to amend sections 23-2301, 23-2305, and 23-2311, Revised Statutes Supplement, 1967, relating to the Retirement System for Nebraska Counties; to define and redefine terms as prescribed; to change duties; to change eligibility requirements; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Holmquist
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Hasebroock
Johnson
Knight
Orme
Pedersen
Schmit
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1429.

A BILL FOR AN ACT to amend section 10, Legislative Bill 987, Eightieth Session, Nebraska State Legislature, 1969, relating to electricians; to change fees as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Harsh
Holmquist

Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moylan
Nore
Proud
Reynolds
Robinson
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 12:

Batchelder
Hanna
Hasebroock
Johnson
Knight
Marvel
Moulton
Orme
Pedersen
Schmit
Warner
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Unbracket LB 798 and Return to Select File

Mr. Waldron moved to unbracket LB 798 and return to Select File for the following specific amendment:

1. Strike section 1 and insert the following:

"Section 1. That section 1, Legislative Bill 1397, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Section 1. The board of any Class VI district ~~formerly organized as a rural high school district~~ or the board of any Class II district may pay tuition based on the actual per pupil cost of the receiving district for any junior high, junior-senior high, or senior high school pupil residing in the district to attend an accredited junior high, junior-senior high, or senior high school outside such district when such facilities are located closer to the residence of the pupil than the school maintained by such district, and when in the opinion of the board the best interest of such pupil or such school district may so require.".

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 798. The Waldron specific amendment found in this Day's Journal was adopted with 34 ayes, 0 nays and 15 not voting.

Advanced to E and R for engrossment.

MOTION—Return LB 1096 to Select File

Mr. Marvel moved to return LB 1096 to Select File for the following specific amendment:

1. Strike sections 2 and 3.

2. Renumber section 4 as section 2 and amend to read as follows:

"Sec. 2. That section 9, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 7, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 9. Attorney General - Agency No. 11				
(1) Program No. 507 - Interpretation and Application of Law	$448,716			$ 448,716
Expenditures for Personal Services shall not exceed $179,762 during the period July 1, 1969 - June 30, 1970, nor $188,651 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 573 - Iowa-Missouri-South Dakota-Nebraska Boundary	100,000			100,000
(3) Program No. 574 - Legal Assistance to Equal Opportunity Commission	1,000			1,000
(4) Program No. 608 - State Claims Board	*60,000*			*60,000*
Expenditures for Personal Services shall not exceed $20,402 during the period July 1, 1969 - June 30, 1970, nor $30,973 during the period July 1, 1970 - June 30, 1971.				

There is hereby appropriated to the Tort Claims Fund, established as provided by Legislative Bill 154, Eightieth Session, Nebraska State Legislature, 1969, the sum of $125,000 from the General Fund, for the payment of claims and shall not be expended for any other purpose. This appropriation is in addition to the amounts shown in Column (G) and the Total Column of this section.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 11 and Fund Source	~~549,716~~ *609,716*			~~549,716~~ *609,716*”

3. Strike section 5.

4. Renumber section 6 as section 3 and amend to read as follows:

“Sec. 3. That section 11, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 9, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 11. State Department of Education - Agency No. 13

(1) Program No. 25 - Departmental Administration	$51,543,032		$ 496,789	$52,039,821

Expenditures for Personal Services shall not exceed $258,897 during the period July 1, 1969 - June 30,

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $271,799 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Commissioner of Education in the amount of $19,000 during the period July 1, 1969 - June 30, 1970, and the salary of the Deputy Commissioner of Education in the amount of $16,100 during the period July 1, 1969 - June 30, 1970, subject to the establishment of the compensation rates for the Commissioner and Deputy Commissioner by the State Board of Education.				
The sum of $30,450 is included for Central Data Processing charges and shall not be expended for any other purpose. $50,000,000 is included for state aid to public schools and shall not be expended for any other purpose. $1,093,313 is included for state aid to junior colleges and shall not be expended for any other purpose.				
The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $2,496,885 for the purpose of final payments due the public schools for state aid for fiscal year 1969 and shall not be expended for any other purpose, which funds are in addition to the appropriation shown in Column (G) and the Total column of this subsection.				
(2) Program No. 55 - Veterans' Education			63,302	63,302
Expenditures for Personal Services shall not ex-				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
ceed $26,636 during the period July 1, 1969 - June 30, 1970, nor $27,970 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 143 - Reserve Teacher Act Administration	303,753			303,753
(4) Program No. 291 - Driver Education - School Aid		$ 1,444,200		1,444,200
Expenditures for Personal Services shall not exceed $15,369 during the period July 1, 1969 - June 30, 1970, nor $16,135 during the period July 1, 1970 - June 30, 1971.				
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(5) Program No. 292 - Special Education - School Aid	4,024,441		2,075,000	6,099,441
Expenditures for Personal Services shall not exceed $97,731 during the period July 1, 1969 - June 30, 1970, nor $102,614 during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 294 - Vocational School Aid	~~717,712~~ *1,332,337*		7,859,006	~~8,576,718~~ *9,191,343*
Expenditures for Personal Services shall not exceed $307,581 during the period July 1, 1969 - June 30,				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $322,533 during the period July 1, 1970 - June 30, 1971.				
The sum of $614,625 is included for grants to schools for state aid for nursing education and shall not be expended for any other purpose.				
(7) Program No. 295 - Vocational Education Aid - Manpower	100,000		1,805,469	1,905,469
Expenditures for Personal Services shall not exceed $33,655 during the period July 1, 1969 - June 30, 1970, nor $35,334 during the period July 1, 1970 - June 30, 1971.				
(8) Program No. 296 - Vocational Education Aid - Civil Defense			107,748	107,748
Expenditures for Personal Services shall not exceed $33,432 during the period July 1, 1969 - June 30, 1970, nor $35,101 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 297 - Miscellaneous School Aid	234,751		36,519,855	36,754,606
Expenditures for Personal Services shall not exceed $383,623 during the period July 1, 1969 - June 30, 1970, nor $402,780 during the period July 1, 1970 - June 30, 1971.				
The sum of $40,000 is included for Central Data				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Processing charges and shall not be expended for any other purpose.				
(10) Program No. 351 - Vocational Rehabilitation	562,210		3,492,731	4,054,941
Expenditures for Personal Services shall not exceed $315,387 during the period July 1, 1969 - June 30, 1970, nor $337,016 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Assistant Commissioner in the amount of $12,172 per annum during the 1969 - 71 biennium, subject to the establishment of the compensation rate for the Assistant Commissioner by the State Board of Education. The limitation of expenditures for Personal Services shall not apply to those positions which are financed by funds inuring to Subprogram No. 44 - Third-Party Programs - of this program.				
(11) Program No. 352 - OASI Disability Determinations			667,189	667,189
~~Expenditures for Personal Services shall not exceed $140,977 during the period July 1, 1969 - June 30, 1970, nor $146,279 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the Assistant Commissioner in the amount of $2,040 per annum during the 1969 - 71 biennium, subject to the estab-~~				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
~~lishment of the compensation for the Assistant Commissioner by the State Board of Education.~~				
(12) Program No. 401 - School for the Deaf	1,334,008	15,000	92,710	1,441,718
Expenditures for Personal Services shall not exceed $561,551 during the period July 1, 1969 - June 30, 1970, nor $595,640 during the period July 1, 1970 - June 30, 1971.				
(13) Program No. 402 - School for the Visually Handicapped	750,089		*40,474*	~~750,089~~ *790,563*
Expenditures for Personal Services shall not exceed ~~$285,363~~ *302,199* during the period July 1, 1969 - June 30, 1970, nor ~~$310,119~~ *333,457* during the period July 1, 1970 - June 30, 1971.				
(14) Program No. 403 - Cozad School	133,188			133,188
(15) Program No. 433 - Nebraska Vocational Technical School - Milford	1,814,455	1,867,056		3,681,511
Expenditures for Personal Services shall not exceed $1,040,620 during the period July 1, 1969 - June 30, 1970, nor $1,113,925 during the period July 1, 1970 - June 30, 1971.				
(16) Program No. 508 - School Services and Educational Standards	447,141		721,896	1,169,037
Expenditures for Personal Services shall not ex-				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
ceed $392,525 during the period July 1, 1969 - June 30, 1970, nor $412,136 during the period July 1, 1970 - June 30, 1971.				
The sum of $12,273 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(17) Program No. 551 - Special Education Scholarships			140,000	140,000
Expenditures for Personal Services shall not exceed $8,931 during the period July 1, 1969 - June 30, 1970, nor $9,375 during the period July 1, 1970 - June 30, 1971.				
(18) Program No. 580 - Western Nebraska Vocational Technical School	681,367	717,851		1,399,218
Expenditures for Personal Services shall not exceed $390,534 during the period July 1, 1969 - June 30, 1970, nor $423,460 during the period July 1, 1970 - June 30, 1971.				
(19) Program No. 614 - Professional Practices Commission		66,466		66,466
Expenditures for Personal Services shall not exceed $15,324 during the period July 1, 1969 - June 30, 1970, nor $23,366 during the period July 1, 1970 - June 30, 1971.				

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (19) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 13 and Fund Source	~~62,646,147~~ *63,260,772*	4,110,573	~~54,041,695~~ *54,082,169*	~~120,798,415~~ *121,453,514*"

5. Renumber section 7 as section 4 and amend to read as follows:

"Sec. 4. That section 12, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 12. State Railway Commission - Agency No. 14				
Program No. 54 - Enforcement of Standards - Public Utilities	$ ~~1,190,527~~ *1,143,567*			$ ~~1,190,527~~ *1,143,567*

Expenditures for Personal Services shall not exceed $373,129 during the period July 1, 1969 - June 30, 1970, nor $~~391,811~~ *400,571* during the period July 1, 1970 - June 30, 1971. The sum of $52,137 is included for Vehicle Replacement, and $1,800 is included for Central Data Processing charges, which funds shall not be expended for any other purposes.

The sum of $30,000 is included in Contractual Services for the purpose of paying for legal and accounting fees and other costs incurred as the result of investigative activities in connection with applications for utility rate increases and cannot be used for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 14 and Fund Source	~~1,120,527~~ *1,143,567*			~~1,120,527~~ *1,143,567”*

6. Renumber section 8 as section 5.

7. Renumber section 9 as section 6 and amend to read as follows:

“Sec. 6. That section 14, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 10, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 14. Tax Commissioner - Agency No. 16

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 102 - Revenue Administration	~~$ 6,297,275~~ *9,984,761*	~~$ 203,000~~ *342,144*		~~$ 6,500,275~~ *10,326,905*

Expenditures for Personal Services shall not exceed ~~$2,520,597~~ *3,670,983* during the period July 1, 1969 - June 30, 1971, *except those personal services expenditures incurred in the administration of the*

Local Option Revenue Act as provided in section 3 of Legislative Bill 578 of the Eightieth Session of the Nebraska Legislature.

The sum of $3,500,000 is included for payments required, in accordance with the provisions of Legislative Bill 932, Eightieth Session, Nebraska State Legislature, 1969, and shall not be expended for any other purpose.

The sum of $1,522,500 is included *in the General Fund Appropriation* for Central Data Processing charges and shall not be expended for any other purpose.

The unexpended Cash Fund balances existing on June 30, 1969, for Agency No. 16 are hereby reappropriated. Expenditures of cash funds shall not be limited to the amount shown in Column (C).

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 16 and Fund Source	~~6,297,275~~ *9,984,761*	~~203,000~~ *342,144*		~~6,500,275~~ *10,326,905"*

8. Renumber section 10 as section 7 and amend to read as follows:

"Sec. 7. That section 15, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 15. Department of Aeronautics - Agency No. 17

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 26 - Departmental Administration		$ 111,742		$ 111,742
Expenditures for Personal Services shall not exceed $27,042 during the period July 1, 1969 - June 30, 1970, nor $28,857 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 56 - ~~Enforcements~~ *Enforcement* of Standards		49,282		49,282
Expenditures for Personal Services shall not exceed $13,325 during the period July 1, 1969 - June 30, 1970, nor $13,974 during the period July 1, 1970 - June 30, 1971. The sum of $9,800 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(3) Program No. 301 - State and Municipal Airports		4,596,949		4,596,949
Expenditures for Personal Services shall not exceed $109,430 during the period July 1, 1969 - June 30, 1970, nor $115,129 during the period July 1, 1970 - June 30, 1971. The sum of $145,000 is included for Real Property and shall not be expended for any other purpose.				
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(4) Program No. 321 - Promotion and Development		182,287		182,287
Expenditures for Personal Services shall not ex-				

ceed $21,615 during the period July 1, 1969 - June 30, 1970, nor $22,678 during the period July 1, 1970 - June 30, 1971. The sum of $23,000 is included in Equipment for aircraft replacement and shall not be expended for any other purpose.

	General (G) Fund	Fund Distribution Cash (C) Fund	Fund Distribution Federal (F) Fund Estimated	Total Appropriation By Program
(5) Program No. 511 - Operation of State-Owned Airfields $	*20,950*	~~175,507~~ *154,557*		175,507

Expenditures for Personal Services shall not exceed $38,135 during the period July 1, 1969 - June 30, 1970, nor $40,084 during the period July 1, 1970 - June 30, 1971. *Funds expended in accordance with the provisions of Legislative Bill 672, Eightieth Session, Nebraska State Legislature, 1969, are hereby authorized and are in excess of the amount shown in Column (C).*

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (5) of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 17 and Fund Source	*20,950*	~~5,115,767~~ *5,094,817"*		5,115,767

9. Renumber section 11 as section 8 and amend to read as follows:

"Sec. 8. That section 16, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 11, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 16. Department of Agriculture - Agency No. 18

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 27 - Departmental Administration	$ 146,737			$ 146,737

Expenditures for Personal Services shall not exceed $46,396 during the period July 1, 1969 - June 30, 1970, nor $48,715 during the period July 1, 1970 - June 30, 1971.

The sum of $16,500 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 57 - Enforcement of Standards - Dairy Food and Drugs	~~836,124~~ *919,836*	$ ~~250,371~~ *667,813*	$ 85,000	~~1,171,495~~ *1,672,649*

Expenditures for Personal Services shall not exceed $~~351,722~~ *378,077* during the period July 1, 1969 - June 30, 1970, nor $~~367,640~~ *409,727* during the period July 1, 1970 - June 30, 1971.

The sum of $70,621 is included in Contractual

Services for the Dairy Fair Trade Practices activity and shall not be expended for any other purpose.

The sum of $25,000 is included for weighing and testing in accordance with the provisions of Legislative Bill 1067, Eightieth Session, Nebraska State Legislature, 1969, and shall not be expended for any other purpose.

The sum of $170,000 is included for retail meat establishment inspection and shall not be expended for any other purpose.

The salaries of state personnel involved in carrying out the enforcement of subprograms, under which the state accepts federal assistance or which utilize both state and federal personnel, or both, shall be comparable to those of their federal counterparts.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 63 - Enforcement of Standards - Animal Industry	1,370,777	760,000	~~380,129~~ *390,129*	~~2,510,906~~ *2,520,906*

Expenditures for Personal Services shall not exceed ~~$351,182~~ *357,661* during the period July 1, 1969 - June 30, 1970, nor ~~$621,878~~ *628,701* during the period July 1, 1970 - June 30, 1971.

The sum of $25,000 is included for Central Data Processing charges and shall not be expended for any other purpose. The sum of $1,140,830 is included for

Contractual Services and shall not be expended for any other purpose. The sum of $760,258 is included for meat and meat establishment inspection and shall not be expended for any other purpose.

The salaries of state personnel involved in carrying out the enforcement of subprograms, under which the state accepts federal assistance or which utilize both state and federal personnel, or both, shall be comparable to those of their federal counterparts.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 333 - Conservation - Plant Industry	~~725,672~~ *450,672*	*300,196*		~~725,672~~ *750,868*

Expenditures for Personal Services shall not exceed $~~251,154~~ *252,988* during the period July 1, 1969 - June 30, 1970, nor $~~263,698~~ *266,944* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(5) Program No. 381 - Research - Wheat Development		396,877		396,877

Expenditures for Personal Services shall not exceed $29,047 during the period July 1, 1969 - June 30, 1970, nor $30,297 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 382 - Research - Potato Development		~~45,795~~		~~45,795~~

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
		89,638		*89,638*
Expenditures for Personal Services shall not exceed $~~4,451~~ *15,560* during the period July 1, 1969 - June 30, 1970, nor $~~4,872~~ *15,781* during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 383 - Research - Egg Market News	3,728		11,850	15,578
Expenditures for Personal Services shall not exceed $2,584 during the period July 1, 1969 - June 30, 1970, nor $2,712 during the period July 1, 1970 - June 30, 1971.				
The sum of $480 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(8) Program No. 385 - Research - Agricultural Activities (statistics)	66,048		20,500	86,548
Expenditures for Personal Services shall not exceed $24,098 during the period July 1, 1969 - June 30, 1970, nor $25,238 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 564 - Training of Rural Youth			187,475	187,475
Expenditures for Personal Services shall not exceed $4,830 during the period July 1, 1969 - June				

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
30, 1970, nor $5,065 during the period July 1, 1970 - June 30, 1971.				
(10) Program No. 587 - Comprehensive Emergencies	300,000			300,000
(11) Program No. 618 - Weather Modification	500			500
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (11) of this section are hereby reappropriated *to the respective programs.*				
For Informational Purposes only: Total Appropriations to Agency No. 18 and Fund Source	~~3,449,586~~ *3,258,298*	~~1,453,048~~ *2,214,524*	~~694,954~~ *694,954*	~~5,597,588~~ *6,167,776*"

10. Renumber section 12 as section 9.

11. Renumber section 13 as section 10 and amend to read as follows:

"Sec. 10. That section 18, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 12, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 18. Department of Health - Agency No. 20				
(1) Program No. 177 - Supporting Services	$ 778,591		$ 1,026,448	$ 1,805,039
Expenditures for Personal Services shall not exceed $480,806 during the period July 1, 1969 - June 30,				

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1970, nor $503,194 during the period July 1, 1970 - June 30, 1971.				
The sum of $14,627 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(2) Program No. 514 - Environmental Health Services	472,713		321,136	793,849
Expenditures for Personal Services shall not exceed $261,428 during the period July 1, 1969 - June 30, 1970, nor $274,503 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 620 - Health Care Services	461,977	$ ~~393,864~~ *430,954*	596,039	~~1,451,880~~ *1,488,970*
Expenditures for Personal Services shall not exceed $~~465,900~~ *477,020* during the period July 1, 1969 - June 30, 1970, nor $~~488,712~~ *501,183* during the period July 1, 1970 - June 30, 1971.				
The unexpended balance existing on June 30, 1969, in Fund No. 2800 - Board of Examiners Fund - is hereby reappropriated. *The unexpended balance existing on June 30, 1969, in Fund No. 2481 - Board of Registration for Sanitarians Fund - is hereby reappropriated to the program in this subsection.*				
(4) Program No. 621 - Special Health Services	197,938	9,200	~~1,567,548~~	~~1,774,686~~

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
			1,654,189	*1,861,327*

Expenditures for Personal Services shall not exceed $~~260,300~~ *287,850* during the period July 1, 1969 - June 30, 1970, nor $~~280,884~~ *301,329* during the period July 1, 1970 - June 30, 1971. The unexpended Cash Fund balances existing on June 30, 1969, in Fund No. 2203 - Heart Society Gift - and Fund No. 2205 - Tuberculosis Association Gift - are hereby reappropriated.

The sum of $418 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 20 and Fund Source	1,911,219	~~405,864~~ *440,154*	~~3,511,171~~ *3,597,812*	~~5,828,254~~ *5,949,185*”

12. Strike section 14.

13. Renumber section 15 as section 11 and amend to read as follows:

“Sec. 11. That section 20, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 14, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 20. Department of Insurance - Agency No. 22

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 69 - Enforcement of Standards - Insurance		$ ~~650,510~~ *711,290*		$ ~~650,510~~ *711,290*

Expenditures for Personal Services shall not exceed $~~227,061~~ *246,461* during the period July 1, 1969 - June 30, 1970, nor $~~240,226~~ *278,909* during the period July 1, 1970 - June 30, 1971*; Provided, that the limitations for Personal Services shall not include expenditures for Personal Services rendered because of an insurance company insolvency, impairment, deficiency, or liquidation in accordance with the provisions of sections 44-120 to 44-137, Reissue Revised Statutes of Nebraska, 1943.*

The sum of $24,360 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 555 - Examination of Insurance Companies		435,433		435,433

Expenditures for Personal Services shall not exceed $189,329 during the period July 1, 1969 - June 30, 1970, nor $199,014 during the period July 1, 1970 - June 30, 1971; *Provided*, that the limitations for Personal Services shall not include expenditures for Personal Services rendered because of an insurance company in-

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
solvency, impairment, deficiency, or liquidation in accordance with the provisions of sections 44-120 to 44-137, Reissue Revised Statutes of Nebraska, 1943.				
(3) Program No. 556 - Valuation of Securities		3,600		3,600
(4) Program No. 557 - Securities Deposit		86,275		86,275
The unexpended balance existing on June 30, 1969, in Fund No. 2221 - Insurance Cash Fund - is hereby reappropriated for allocation to the programs in subsections (1) and (2) of this section.				
The unexpended balance existing on June 30, 1969, in Fund No. 2223 - Insurance Cash - is hereby reappropriated to the program in subsection (4) of this section.				
For Informational Purposes only: Total Appropriations to Agency No. 22 and Fund Source		~~1,175,818~~ *1,236,598*		~~1,175,818~~ *1,236,598”*

14. Strike sections 16 and 17.

15. Renumber section 18 as section 12 and amend to read as follows:

“Sec. 12. That section 23, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 16, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Fund Distribution		Total Appropriation By Program
		Cash (C) Fund	Federal (F) Fund Estimated	
Sec. 23. Department of Public Institutions - Agency No. 25				
(1) Program No. 33 - Department Central Office	$ ~~1,710,684~~ *1,762,503*			$ ~~1,710,684~~ *1,762,503*
Expenditures for Personal Services shall not exceed $~~528,448~~ *539,079* during the period July 1, 1969 - June 30, 1970, nor $~~554,607~~ *569,487* during the period July 1, 1970 - June 30, 1971. The sum of $150,000 is included for research and special studies and $70,000 is included for Central Data Processing charges, which funds shall not be expended for any other purposes. *Expenditures from Cash Funds for the program in this subsection shall be unlimited.*				
(2) Program No. 355 - Blind Rehabilitation (Service for Visually Impaired)	189,434	$ 1,080	$ 713,197	903,711
Expenditures for Personal Services shall not exceed $159,630 during the period July 1, 1969 - June 30, 1970, nor $167,924 during the period July 1, 1970 - June 30, 1971, exclusive of commissions paid to operators of blind enterprises.				
(3) Program No. 356 - Parole Administration	*200,249*			*200,249*
Expenditures for Personal Services shall not exceed $73,479 during the period July 1, 1969 - June				

30, 1970, nor $82,552 during the period July 1, 1970 - June 30, 1971.

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 361 - Mental Patient Care (Hastings State Hospital)	8,290,803	~~1,100,955~~ *1,118,728*	792,816	~~10,184,574~~ *10,202,347*

Expenditures for Personal Services shall not exceed $~~4,088,730~~ *4,095,645* during the period July 1, 1969 - June 30, 1970, nor $~~4,292,911~~ *4,302,521* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(5) Program No. 362 - Mental Patient Care (Norfolk State Hospital)	7,109,805	~~834,260~~ *852,033*	50,000	~~7,994,065~~ *8,011,838*

Expenditures for Personal Services shall not exceed $~~3,235,743~~ *3,242,598* during the period July 1, 1969 - June 30, 1970, nor $~~3,387,546~~ *3,397,156* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 363 - Mental Patient Care (Lincoln State Hospital)	9,146,631	~~1,013,700~~ *1,031,473*	281,208	~~10,441,539~~ *10,459,312*

Expenditures for Personal Services shall not exceed $~~4,266,090~~ *4,272,935* during the period July 1, 1969 - June 30, 1970, nor $~~4,473,135~~ *4,482,745* during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(7) Program No. 364 - Panhandle Mental Health Clinic	178,764	4,000		182,764
Expenditures for Personal Services shall not exceed $80,950 during the period July 1, 1969 - June 30, 1970, nor $84,996 during the period July 1, 1970 - June 30, 1971.				
(8) Program No. 371 - Custody and Rehabilitation (Girls' Training School)	844,440	18,000		862,440
Expenditures for Personal Services shall not exceed $324,010 during the period July 1, 1969 - June 30, 1970, nor $340,867 during the period July 1, 1970 - June 30, 1971.				
(9) Program No. 372 - Custody and Rehabilitation (Penal and Correctional Complex)	5,368,167	682,278		6,050,445
Expenditures for Personal Services shall not exceed $1,890,597 during the period July 1, 1969 - June 30, 1970, nor $1,996,566 during the period July 1, 1970 - June 30, 1971.				
(10) Program No. 373 - Custody and Rehabilitation (State Reformatory for Women)	226,848	111,842		338,690
Expenditures for Personal Services shall not exceed $118,295 during the period July 1, 1969 - June 30, 1970, nor $124,243 during the period July 1, 1970 - June 30, 1971.				
(11) Program No. 374 - Custody and Rehabilitation (Boys' Training School)	1,735,159	75,800		1,810,959

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Expenditures for Personal Services shall not exceed $652,391 during the period July 1, 1969 - June 30, 1970, nor $688,133 during the period July 1, 1970 - June 30, 1971.				
(12) Program No. 421 - Care of Mentally Retarded (Beatrice State Home)	9,197,443	~~1,452,725~~ *1,470,498*	1,221,688	~~11,871,856~~ *11,889,629*
Expenditures for Personal Services shall not exceed $~~4,560,092~~ *4,566,947* during the period July 1, 1969 - June 30, 1970, nor $~~5,027,831~~ *5,037,441* during the period July 1, 1970 - June 30, 1971. Funds are included for the purpose of employing additional education and training personnel in order to extend the educational program to a larger number of residents and to conduct a third session daily if existing facilities are not adequate to accommodate the number of residents in the program in two sessions.				
(13) Program No. 422 - Care of Mentally Retarded (Norfolk State Hospital)	259,755			259,755
Expenditures for Personal Services shall not exceed $101,790 during the period July 1, 1969 - June 30, 1970, nor $107,082 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(14) Program No. 423 - Care of Mentally Retarded (Tuberculosis Hospital)	324,023			324,023
Expenditures for Personal Services shall not exceed $127,396 during the period July 1, 1969 - June 30, 1970, nor $133,860 during the period July 1, 1970 - June 30, 1971.				
(15) Program No. 424 - Care of Mentally Retarded	~~47,174~~ *683,194*		~~86,641~~	~~133,815~~ *683,194*
Expenditures for personal services shall not exceed $~~43,102~~ *51,448* during the period July 1, 1969 - June 30, 1970, nor $~~45,905~~ *59,251* during the period July 1, 1970 - June 30, 1971.				
(16) Program No. 519 - Care of Aged (Soldiers' and Sailors' Home)	1,386,061	1,362,719		2,748,780
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(17) Program No. 520 - Care of Tubercular (Tuberculosis Hospital)	1,122,973	75,700		1,198,673
Expenditures for Personal Services shall not exceed $457,087 during the period July 1, 1969 - June 30, 1970, nor $479,813 during the period July 1, 1970 - June 30, 1971.				
Expenditures of Cash Funds shall not be limited				

to the amount shown in Column (C).

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(18) Program No. 521 - Orthopedic Care (Orthopedic Hospital)	1,661,225	94,184		1,755,409

Expenditures for Personal Services shall not exceed $691,322 during the period July 1, 1969 - June 30, 1970, nor $742,282 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(19) Program No. 548 - Mental Health Institute (Nebraska Psychiatric Institute)	3,084,167	~~463,061~~ *480,834*	206,000	~~3,753,228~~ *3,771,001*

Expenditures for Personal Services shall not exceed $~~1,660,694~~ *1,667,539* during the period July 1, 1969 - June 30, 1970, nor $~~1,743,465~~ *1,753,075* during the period July 1, 1970 - June 30, 1971. The Personal Services limitations shall not apply to personnel in positions funded from federal and private research grants.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(20) Program No. 589 - Citizens' Committee on Mental Retardation	6,000			6,000

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (20) of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 25 and Fund Source	~~51,889,556~~ *52,777,644*	~~7,280,304~~ *7,379,169*	~~3,351,550~~ *3,264,909*	~~62,521,410~~ *63,421,722*".

16. Renumber section 19 as section 13 and amend to read as follows:

"Sec. 13. That section 24, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 17, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 24. Department of Public Welfare - Agency No. 26	~~$33,796,496~~ *36,521,597*	$ 18,000	~~$72,160,511~~ *74,055,301*	~~$105,975,007~~ *110,594,898*

The appropriations specified in this section are for Program No. 341 - Public Assistance; Program No. 343 - Cuban Refugee Aid; Program No. 523 - Crippled Children Service; and Program No. 524 - Home for Children.

The unexpended balance existing on June 30, 1969 in Fund No. 2261 - Children's Home Cash Fund - is hereby reappropriated.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 26 and Fund Source	~~33,796,496~~ *36,521,597*	18,000	~~72,160,511~~ *74,055,301*	~~105,975,007~~ *110,594,898*".

17. Renumber section 20 as section 14.

18. Renumber section 21 as section 15 and amend to read as follows:

"Sec. 15. That section 26, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 19, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 26. Department of Veterans' Affairs - Agency No. 28				
Program No. 036 - Departmental Administration	$ ~~183,361~~ *185,820*		$ ~~82,166~~ *84,624*	$ ~~265,527~~ *270,444*

Expenditures for Personal Services shall not exceed $~~105,248~~ *107,955* during the period July 1, 1969 - June 30, 1970, nor $~~120,348~~ *122,554* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 28 and Fund Source	~~183,361~~ *185,820*		~~82,166~~ *84,624*	~~265,527~~ *270,444*".

19. Strike section 22.

20. Renumber section 23 as section 16 and amend to read as follows:

"Sec. 16. That section 28, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 20, Legislative Bill 928, Eightieth

Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 28. Military Department - Agency No. 31

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 38 - Command and General Support	$ ~~866,064~~ *867,275*	$ 173,508		$ ~~1,039,572~~ *1,040,783*

Expenditures for Personal Services shall not exceed $371,136 during the period July 1, 1969 - June 30, 1970, nor $389,487 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 192 - Governor's Emergency Program	~~417,000~~ *428,355*			~~417,000~~ *428,355*

The sum of $11,355 is included for the purpose of administering the Natural Disaster Fund, of which expenditures for Personal Services shall not exceed $3,683 during the period July 1, 1969 - June 30, 1970, nor $3,872 during the period July 1, 1970 - June 30, 1971.

The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $102,161, which funds are in addition to the appropriation shown in column (G) and the Total column of this subsection.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(3) Program No. 544 - National and State Guard	~~426,891~~ *465,891*	270,000		~~696,891~~ *735,891*
Expenditures for Personal Services shall not exceed $154,195 during the period July 1, 1969 - June 30, 1970, nor $161,899 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 545 - Civil Defense	~~288,237~~ *288,408*	8,800	$ ~~538,793~~ *538,964*	~~835,830~~ *836,172*
Expenditures for Personal Services shall not exceed $221,811 during the period July 1, 1969 - June 30, 1970, nor $232,886 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 565 - Emergencies and Incidentals	90,000		800,000	890,000
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (5) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 31 and Fund Source	~~2,088,232~~ *2,139,929*	452,308	~~1,338,793~~ *1,338,964*	~~3,879,333~~ *3,931,201*".

21. Renumber section 24 as section 17.

22. Renumber section 25 as section 18 and amend to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
"Sec. 18. That section 30, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 22, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 30. Game and Parks Commission - Agency No. 33				
(1) Program No. 323 - Tourism	$ 159,198	$ 64,250		$ 223,448
Expenditures for Personal Services shall not exceed $25,310 during the period July 1, 1969 - June 30, 1970, nor $26,762 during the period July 1, 1970 - June 30, 1971.				
The unexpended balance existing on June 30, 1969, in Fund No. 2331 - Tourist Promotion - is hereby reappropriated.				
(2) Program No. 325 - Boat Administration, Education and Enforcement		148,325		148,325
Expenditures for Personal Services shall not exceed $56,853 during the period July 1, 1969 - June 30, 1970, nor $59,689 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 336 - Wildlife Conservation		~~7,847,846~~ *7,873,316*		~~7,847,846~~ *7,873,316*
The appropriation for this program includes $1,891,397 to Subprogram No. 1 - Enforcement of Game				

and Fish Laws; $~~1,727,920~~ *1,748,790* to Subprogram No. 2 - Information and Education; $725,078 to Subprogram No. 3 - General Supervision, Administration, and Accounting; $~~405,038~~ *508,238* to Subprogram No. 4 - Game; $1,606,648 to Subprogram No. 5 - Fish; $~~1,087,875~~ *1,088,875* to Subprogram No. 6 - Land Management; $304,290 to Subprogram No. 7 - Research.

Expenditures for Personal Services shall not exceed $~~2,194,500~~ *2,197,500* during the period July 1, 1969 - June 30, 1970, nor $~~2,294,896~~ *2,297,896* during the period July 1, 1970 - June 30, 1971.

The sum of $4,000 is included for Central Data Processing charges and shall not be expended for any other purpose.

The sum of $378,316 is included for Vehicle Replacement and shall not be expended for any other purpose.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 549 - Parks - Administration and Operation	1,276,910	630,000		1,906,910

Expenditures for Personal Services shall not exceed $602,707 during the period July 1, 1969 - June 30, 1970, nor $628,908 during the period July 1, 1970 - June 30, 1971. The sum of $14,099 is included for the employment of a superintendent at Fort Hartsuff.

The sum of $36,980 is included for Vehicle

Replacement and shall not be expended for any other purpose.

The unexpended balance existing on June 30, 1969 in Fund No. 2333 - State Park Cash Revenue - is hereby reappropriated.

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(5) Program No. 550 - Special Federal Aid Programs	220,809	73,563		294,372

Expenditures for Personal Services shall not exceed $111,626 during the period July 1, 1969 - June 30, 1970, nor $116,725 during the period July 1, 1970 - June 30, 1971.

The sum of $4,600 is included for Vehicle Replacement and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 617 - Engineering and Area Maintenance	~~1,050,569~~ *1,097,907*	~~467,843~~ *569,952*		~~1,518,412~~ *1,667,859*

Expenditures for Personal Services shall not exceed $436,904 during the period July 1, 1969 - June 30, 1970, nor $~~456,826~~ *468,555* during the period July 1, 1970 - June 30, 1971.

The sum of $71,153 is included for Vehicle Replacement and shall not be expended for any other purpose. *The sums of $47,338 from the General Fund and $96,109 from Cash Funds are included for expenses relative* *to the payment for and operation of the headquarters office building and related building and facilities pursuant to Legislative Bill 1436, Eightieth Session, Nebraska State Legislature, 1969; Provided, that such sums shall not be expended for any other purpose.*

The unexpended balance existing on June 30, 1969, in Fund No. 2332 - State Game Fund - is hereby reappropriated to be allocated to the programs in subsections (2), (3), (5), and (6) of this section.

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 33 and Fund Source.	~~2,707,486~~ *2,754,824*	~~9,231,927~~ *9,359,406*		~~11,939,413~~ *12,114,230*".

23. Strike sections 26, 27, and 28.

24. Renumber section 29 as section 19 and amend to read as follows:

"Sec. 19. That section 42, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 28, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 42. Nebraska Educational Television Commission - Agency No. 47

Program No. 533 - Educational Television	$ ~~1,953,310~~ *1,951,815*	$ 150,606		$ ~~2,103,916~~ *2,102,421*

Expenditures for Personal Services shall not exceed $232,969 during the period July 1, 1969 - June 30, 1970, nor $245,426 during the period July 1, 1970 - June 30, 1971.

The unexpended Cash Fund balance existing on June 30, 1969, in Fund 2471 - State Educational Television Fund - is hereby reappropriated in an amount not to exceed $100,000.

The unexpended General Fund balance existing on June 30, 1969, is hereby reappropriated in an amount not to exceed $~~237,000~~ *278,148*, and is for the purpose of payment of charges incurred in completion of translator and transmitter activations and the purchase of equipment *and planning related to the implementation of Legislative Bill 65, Eightieth Session, Nebraska State Legislature, 1969*. These funds are in addition to the appropriation shown in column (G) and the Total column of this section.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 47 and Fund Source	~~1,953,310~~ *1,951,815*	150,606		~~2,103,916~~ *2,102,421*".

25. Insert 4 new sections to be known as sections 20 to 23 and to read as follows:

"Sec. 20. That section 45, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 29, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 45. Chadron State College - Agency No. 50-1				
(1) Program No. 153 - Plant Operation and Maintenance	$ 711,795	$ 9,680		$ 721,475
Expenditures for Personal Services shall not exceed $156,618 during the period July 1, 1969 - June 30, 1970, nor $174,047 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 201 - Administration and General Expense	834,717	58,170		892,887
Expenditures for Personal Services shall not exceed $360,658 during the period July 1, 1969 - June 30, 1970, nor $382,166 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the college President in the amount of $50,000 during the 1969 - 71 biennium and housing allowance for the college President in the amount of $4,800 during the 1969 - 71 biennium subject to the establishment of the compensation rate for the college President by the State Normal Board.				
(3) Program No. 211 - Instruction and				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Departmental Research	882,720	1,846,331		2,729,051
Expenditures for Personal Services shall not exceed $1,207,728 during the period July 1, 1969 - June 30, 1970, nor $1,315,628 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 221 - Organized Activities Related to Instruction	115,518	9,640		125,158
Expenditures for Personal Services shall not exceed $735 during the period July 1, 1969 - June 30, 1970, nor $771 during the period July 1, 1970 - June 30, 1971. *Expenditures from cash funds shall be unlimited.*				
(5) Program No. 231 - Federal Area Support			$ 993,000	993,000
(6) Program No. 241 - Placement and Public Service	30,880	11,000		41,880
Expenditures for Personal Services shall not exceed $11,445 during the period July 1, 1969 - June 30, 1970, nor $12,016 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 253 - Libraries	227,284	900		228,184
Expenditures for Personal Services shall not exceed $58,485 during the period July 1, 1969 - June 30, 1970, nor $61,409 during the period July 1, 1970 - June 30, 1971.				

The unexpended Cash Fund balances existing on

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 50-1 and Fund Source	2,802,914	1,935,721	993,000	5,731,635
Sec. 21. That section 46, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 30, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 46. Kearney State College - Agency No. 50-2				
(1) Program No. 154 - Plant Operation and Maintenance	$ 1,076,708	$ 70,358		$ 1,147,066
Expenditures for Personal Services shall not exceed $302,085 during the period July 1, 1969 - June 30, 1970, nor $317,187 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 202 - Administration and General Expense	1,545,746	106,105		1,651,851
Expenditures for Personal Services shall not exceed $696,373 during the period July 1, 1969 - June 30, 1970, nor $744,249 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the college President in the amount of $50,000				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
during the 1969 - 71 biennium and housing allowance for the college President in the amount of $4,800 during the 1969 - 71 biennium subject to the establishment of the compensation rate for the college President by the State Normal Board.				
(3) Program No. 212 - Instruction and Departmental Research	2,485,623	4,160,345		6,645,968
Expenditures for Personal Services shall not exceed $3,007,028 during the period July 1, 1969 - June 30, 1970, nor $3,307,709 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 222 - Organized Activities Related to Instruction	165,114	171,820		336,934
Expenditures for Personal Services shall not exceed $24,191 during the period July 1, 1969 - June 30, 1970, nor $25,397 during the period July 1, 1970 - June 30, 1971. *Expenditures from cash funds shall be unlimited.*				
(5) Program No. 232 - Federal Area Support			$ 260,000	260,000
(6) Program No. 242 - Placement and Public Service	60,344	24,000		84,344
Expenditures for Personal Services shall not exceed $35,175 during the period July 1, 1969 - June 30, 1970, nor $36,933 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(7) Program No. 254 - Libraries	607,456	16,744		624,200

Expenditures for Personal Services shall not exceed $142,065 during the period July 1, 1969 - June 30, 1970, nor $149,168 during the period July 1, 1970 - June 30, 1971.

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 50-2 and Fund Source	5,940,991	4,549,372	260,000	10,750,363

Sec. 22. That section 47, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 31, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 47. Peru State College - Agency No. 50-3

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 155 - Plant Operation and Maintenance	$ 454,058	$ 7,100		$ 461,158

Expenditures for Personal Services shall not exceed $117,075 during the period July 1, 1969 - June 30, 1970, nor $122,923 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 203 - Administration and General Expense	555,412	37,755		593,167
Expenditures for Personal Services shall not exceed $246,080 during the period July 1, 1969 - June 30, 1970, nor $257,234 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the college President in the amount of $46,000 during the 1969 - 71 biennium subject to the establishment of the compensation rate for the college President by the State Normal Board.				
(3) Program No. 213 - Instruction and Departmental Research	537,212	1,005,186		1,542,398
Expenditures for Personal Services shall not exceed $681,876 during the period July 1, 1969 - June 30, 1970, nor $716,020 during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 223 - Organized Activities Related to Instruction	63,397	14,750		78,147
Expenditures for Personal Services shall not exceed $3,828 during the period July 1, 1969 - June 30, 1970, nor $4,019 during the period July 1, 1970 - June 30, 1971. *Expenditures from cash funds shall be unlimited.*				
(5) Program No. 233 - Federal Area Support			$ 153,000	153,000

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 243 - Placement and Public Service	59,180	7,500		66,680

Expenditures for Personal Services shall not exceed $24,077 during the period July 1, 1969 - June 30, 1970, nor $25,281 during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(7) Program No. 255 - Libraries	130,871	775		131,646

Expenditures for Personal Services shall not exceed $40,362 during the period July 1, 1969 - June 30, 1970, nor $42,380 during the period July 1, 1970 - June 30, 1971.

The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 50-3 and Fund Source	1,800,130	1,073,066	153,000	3,026,196

Sec. 23. That section 48, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 32, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 48. Wayne State College - Agency No. 50-4

	Fund Distribution General (G) Fund	 Cash (C) Fund	 Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 156 - Plant Operation and Maintenance	$ 870,806	$ 19,060		$ 889,866
Expenditures for Personal Services shall not exceed $275,676 during the period July 1, 1969 - June 30, 1970, nor $250,229 during the period July 1, 1970 - June 30, 1971.				
(2) Program No. 204 - Administration and General Expense	878,675	119,170		997,845
Expenditures for Personal Services shall not exceed $430,891 during the period July 1, 1969 - June 30, 1970, nor $453,698 during the period July 1, 1970 - June 30, 1971, which funds are intended to include the salary of the college President in the amount of $50,000 during the 1969 - 71 biennium and housing allowance for the college President in the amount of $4,800 during the 1969 - 71 biennium subject to the establishment of the compensation rate for the college President by the State Normal Board.				
(3) Program No. 214 - Instruction and Departmental Research	746,619	2,648,128		3,394,747
Expenditures for Personal Services shall not exceed $1,552,807 during the period July 1, 1969 - June 30, 1970, nor $1,673,703 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 224 - Organized Activities Related to Instruction	132,519	20,405		152,924
Expenditures for Personal Services shall not exceed $3,401 during the period July 1, 1969 - June 30, 1970, nor $3,469 during the period July 1, 1970 - June 30, 1971. *Expenditures from cash funds shall be unlimited.*				
(5) Program No. 234 - Federal Area Support			$ 153,000	153,000
(6) Program No. 244 - Placement and Public Service	33,660	16,600		50,260
Expenditures for Personal Services shall not exceed $20,811 during the period July 1, 1969 - June 30, 1970, nor $21,116 during the period July 1, 1970 - June 30, 1971.				
(7) Program No. 256 - Libraries	299,779	445		300,224
Expenditures for Personal Services shall not exceed $90,363 during the period July 1, 1969 - June 30, 1970, nor $94,881 during the period July 1, 1970 - June 30, 1971.				
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 50-4 and Fund Source	2,962,058	2,823,808	153,000	5,938,866".

26. Renumber section 30 as section 24 and amend to read as follows:

"Sec. 24. That section 51, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 51. Nebraska State Historical Society - Agency No. 54				
(1) Program No. 43 - Departmental Administration	$ 238,793			$ 238,793
Expenditures for Personal Services shall not exceed $83,746 during the period July 1, 1969 - June 30, 1970, nor $87,122 during the period July 1, 1970 - June 30, 1971, including the salary of the Director which shall not exceed $16,000 per annum during the 1969 - 71 biennium.				
(2) Program No. 258 - Research Library	92,148	$ 400		92,548
Expenditures for Personal Services shall not exceed $40,231 during the period July 1, 1969 - June 30, 1970, nor $42,237 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 541 - Museum Operation	341,562	16,000	$ *45,000*	~~357,562~~ *402,562*
Expenditures for Personal Services shall not exceed $~~135,785~~ *151,785* during the period July 1, 1969 -				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
June 30, 1970, nor $~~142,571~~ *159,374* during the period July 1, 1970 - June 30, 1971.				
(4) Program No. 542 - State of Nebraska Archives	119,383	12,000		131,383
Expenditures for Personal Services shall not exceed $38,105 during the period July 1, 1969 - June 30, 1970, nor $40,008 during the period July 1, 1970 - June 30, 1971. The sum of $17,000 is included in Publishing, Printing, Photography for microfilming and shall not be expended for any other purpose.				
(5) Program No. 575 - Nebraska Statehood Memorial	23,760			23,760
Expenditures for Personal Services shall not exceed $7,271 during the period July 1, 1969 - June 30, 1970, nor $7,642 during the period July 1, 1970 - June 30, 1971.				
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (5) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 54 and Fund Source	815,646	28,400	*45,000*	~~844,046~~ *889,046*".

27. Strike section 31.

28. Renumber section 32 as section 25 and amend to read as follows:

"Sec. 25. That section 59, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 35, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 59. Department of Roads - Nebraska State Patrol - Agency No. 64				
(1) Program No. 195 - Protection of People and Property	~~$ 9,810,832~~ *9,943,578*		$ *199,117*	~~$ 9,810,832~~ *10,142,695*

Expenditures for Personal Services shall not exceed ~~$3,190,800~~ *3,245,755* during the period July 1, 1969 - June 30, 1970, nor ~~$3,353,400~~ *3,428,175* during the period July 1, 1970 - June 30, 1971.

The sum of $900,900 is included for Vehicle Replacement and $116,000 is included for Central Data Processing charges which funds shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 191 - Deputy Sheriffs - Indian Areas	65,929			65,929

Expenditures for Personal Services shall not exceed $16,176 during the period July 1, 1969 - June

30, 1970, nor $17,038 during the period July 1, 1970 - June 30, 1971.

Expenditures of funds are contingent upon fulfillment of the provisions of Legislative Resolution 37, Eightieth Session, Nebraska State Legislature, 1969; *Provided,* that upon assumption by the United States Department of Interior and its Bureau of Indian Affairs of law enforcement responsibilities in the areas of Indian country in Thurston County, pursuant to the provisions of the above-cited Resolution, no further disbursements of funds from the appropriation to this program shall be made to Thurston County.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 64 and Fund Source	~~9,976,761~~ *10,009,507*		*199,117*	~~9,976,761~~ *10,208,624*".

29. Renumber section 33 as section 26 and amend to read as follows:

"Sec. 26. That section 60, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 36, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 60. Department of Administrative Services - Agency No. 65

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 49 - Departmental Administration	$ 60,800			$ 60,800
Expenditures for Personal Services shall not exceed $26,950 during the period July 1, 1969 - June 30, 1970, nor $28,321 during the period July 1, 1970 - June 30, 1971. *In accordance with the provisions of Legislative Bill 776, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund the sum of six thousand dollars to be paid to the Nebraska Academy of Sciences, which sum is exclusive of other appropriations to this program.*				
(2) Program No. 171 - Central Purchasing and Multilithing	211,915			211,915
Expenditures for Personal Services shall not exceed $114,617 during the period July 1, 1969 - June 30, 1970, nor $120,418 during the period July 1, 1970 - June 30, 1971.				
(3) Program No. 172 - Central Data Processing		$ 2,734,566		2,734,566

The unexpended balance existing on June 30, 1969, in the Data Processing Revolving Fund is hereby reappropriated to the program in this subsection.

Expenditures from Cash Funds shall not be limited to the amount shown in column (C).

The provisions of this subsection are contingent upon the passage of Legislative Bill 1327, Eightieth Session, Nebraska State Legislature, 1969.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(4) Program No. 173 - Telecommunications System	372,806		$ 287,620	660,426

Expenditures for Personal Services shall not exceed $70,502 during the period July 1, 1969 - June 30, 1970, nor $79,299 during the period July 1, 1970 - June 30, 1971. $80,000 is provided for two months operation of Phase II and shall not be expended for any other purpose; *Provided, that subject to the passage of Legislative Bill 1422, Eightieth Session, Nebraska State Legislature, 1969, the funds appropriated to the program in this subsection shall be transferred to Agency No. 83 - Department of Telecommunications.*

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(5) Program No. 509 - Budget Administration	~~100,530~~ *308,792*			~~100,530~~ *308,792*

Expenditures for Personal Services shall not exceed ~~$51,238~~ *97,146* during the period July 1, 1969 - June 30, 1970, nor ~~$54,278~~ *112,736* during the period July 1, 1970 - June 30, 1971.

The sum of $65,000 is included for Central Data Processing charges and shall not be expended for any other purpose.

(6) Program No. 510 - Social Security

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Administration	50,246			50,246
Expenditures for Personal Services shall not exceed $16,649 during the period July 1, 1969 - June 30, 1970, nor $17,520 during the period July 1, 1970 - June 30, 1971.				
The sum of $9,538 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(7) Program No. 567 - Fiscal Administration	1,039,714			1,039,714
Expenditures for Personal Services shall not exceed $126,150 during the period July 1, 1969 - June 30, 1970, nor $133,403 during the period July 1, 1970 - June 30, 1971.				
The sum of $600,000 is included for Central Data Processing charges and shall not be expended for any other purpose.				
(8) Program No. 568 - Buildings and Grounds Administration	1,215,626			1,215,626
Expenditures for Personal Services shall not exceed $371,070 during the period July 1, 1969 - June 30, 1970, nor $390,387 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 65 and Fund Source	3,141,646	2,734,566	287,620	6,163,832

	Fund Distribution General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
	3,259,899			*6,282,085*”.

30. Renumber section 34 as section 27 and amend to read as follows:

“Sec. 27. That section 62, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 38, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 62. Equal Opportunity Commission - Agency No. 67

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Program No. 59 - Enforcement of Standards - Equal Opportunity	$ 152,236		$ 15,000	$ 167,236

Expenditures for Personal Services shall not exceed ~~$39,665~~ *67,018* during the period July 1, 1969 - June 30, 1970, nor ~~$42,422~~ *71,142* during the period July 1, 1970 - June 30, 1971.

The sum of $150 is included for Central Data Processing charges and shall not be expended for any other purpose.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 67 and Fund Source	152,236		15,000	167,236”.

31. Renumber sections 35 and 36 as sections 28 and 29.

32. Strike section 37.

33. Renumber section 38 as section 30.

34. Strike section 39.

35. Renumber sections 40 and 41 as sections 31 and 32 and amend to read as follows:

"Sec. 31. *There is hereby appropriated to each agency for the program from the respective funds for salaries, wages, and expenses the sum set out in each column of section 28 of this act.*

Sec. 32. *(1) Subject to the passage of Legislative Bill 1263, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 25 - Department of Public Institutions, Program No. 363, the sum of $425,469, $139,696 of which is for Personal Services during the period July 1, 1969 - June 30, 1970, and $285,773 for Personal Services during the period July 1, 1970 - June 30, 1971.*

(2) Subject to the passage of Legislative Bill 1184, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated to Agency No. 18 - Department of Agriculture, Program No. 63, the sum of $279,291, from Cash Funds, from which expenditures for Personal Services shall not exceed $16,442 during the period July 1, 1969 - June 30, 1970, nor $17,073 during the period July 1, 1970 - June 30, 1971.

(3) Subject to the passage of Legislative Bill 1280, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 13 - State Department of Education, Program No. 25, the sum of $72,888 for the 1969 - 71 biennium; Provided, that if Legislative Bill 979 shall also pass and be funded, the appropriation provided in this subsection shall be null and void.

(4) Subject to the passage of Legislative Bill 964, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from Cash Funds to Agency No. 18 - Department of Agriculture, Program No. 57, the sum of $146,605, from which expenditures for Personal Services shall not exceed $20,339 during the period July 1, 1969 - June 30, 1970, nor $17,559 during the period July 1, 1970 - June 30, 1971; and General Fund appropriations to Program No. 57 are hereby reduced by $67,979.

(5) Subject to the passage of Legislative Bill 1186, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from Cash Funds to Agency

No. 20 - Department of Health, Program No. 620, the sum of $39,100 from which expenditures for Personal Services shall not exceed $9,400 during the period July 1, 1969 - June 30, 1970, nor $18,800 during the period July 1, 1970 - June 30, 1971.

(6) Subject to the passage of Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 75 - Nebraska Investment Council, Program No. 610, the sum of $152,051 from which expenditures for Personal Services shall not exceed $50,681 during the period July 1, 1969 - June 30, 1970, nor $57,650 during the period July 1, 1970 - June 30, 1971.

(7) Subject to the passage of Legislative Bill 848, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 13 - State Department of Education, Program No. 143, the sum of $196,140 for the 1969 - 71 biennium.

(8) Subject to the passage of Legislative Bill 1369, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 64 - Nebraska State Patrol, Program No. 195, the sum of $283,082, $137,478 of which is for Personal Services during the period July 1, 1969 - June 30, 1970, and the balance of $145,604 for Personal Services during the period July 1, 1970 - June 30, 1971.

(9) Subject to the passage of Legislative Bill 1222, Eightieth Session, Nebraska State Legislature, 1969, there is hereby appropriated from the General Fund to Agency No. 24 - Department of Motor Vehicles, Program No. 70, the sum of $106,509, $7,010 of which is for Personal Services for the period July 1, 1969 - June 30, 1970, and $12,360 for Personal Services for the period July 1, 1970 - June 30, 1971.

(10) Subject to the passage of Legislative Bill 1222, Eightieth Session, Nebraska State Legislature, 1969, the General Fund appropriation to Agency No. 16 - Tax Commissioner, Program No. 102, is hereby reduced by the sum of $56,973. Of the reduced expenditure authority, $6,330 are funds for Personal Services for the period July 1, 1969 - June 30, 1970, and $8,169 are funds for Personal Services for the period July 1, 1970 - June 30, 1971.".

36. Renumber sections 42 to 44 as sections 33 to 35.

37. Amend Renumbered section 17 to read as follows:

"Sec. 17. That section 29, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 21, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

Sec. 29. Board of Educational Lands and Funds - Agency No. 32

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(1) Program No. 141 - Administration of Retirement Systems	$ ~~412,943~~ *722,943*	$ 88,393		$ ~~501,336~~ *811,336*

Expenditures for Personal Services shall not exceed $64,508 during the period July 1, 1969 - June 30, 1970, nor $66,525 during the period July 1, 1970 - June 30, 1971.

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(2) Program No. 144 - School Employees' Service Annuity	5,161,456			5,161,456
(3) Program No. 528 - Administration of School Trusts	~~653,258~~ *677,738*			~~653,258~~ *677,738*

Expenditures for Personal Services shall not exceed $~~191,524~~ *194,704* during the period July 1, 1969 - June 30, 1970, nor $~~200,892~~ *204,072* during the period July 1, 1970 - June 30, 1971. The sum of $10,700 is included for rental of office space outside the State

	Fund Distribution General (G) Fund	 Cash (C) Fund	 Federal (F) Fund Estimated	 Total Appropriation By Program
Capitol building and $19,200 is included for Central Data Processing charges which funds shall not be expended for any other purposes.				
(4) Program No. 529 - Land Surveys	114,105			114,105
Expenditures for Personal Services shall not exceed $49,258 during the period July 1, 1969 - June 30, 1970, nor $51,718 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 546 - Missouri River Boundaries	66,629			66,629
Expenditures for Personal Services shall not exceed $24,893 during the period July 1, 1969 - June 30, 1970, nor $25,899 during the period July 1, 1970 - June 30, 1971.				
(6) Program No. 554 - Disputed Survey Settlements		5,843		5,843
Expenditures of Cash Funds shall not be limited to the amount shown in column (C).				
(7) Program No. 559 - Acquisition of Lands and Buildings	2,880			2,880
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (7) of this section are hereby reappropriated to the respective programs.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Informational Purposes only: Total Appropriations to Agency No. 32 and Fund Source	~~6,411,271~~ *6,745,751*	94,236		~~6,505,507~~ *6,839,987*".

The motion lost with 20 ayes, 21 nays and 8 not voting.

MOTION—Return LB 798 to Select File

Mr. Pedersen moved to return LB 798 to Select File for the following specific amendment:

1. Amend the bill by adding three new sections to read as follows:

"Sec. 2. That section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1378, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

79-403. (1) Any freeholder or freeholders, person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease under section 72-232, or entrant upon government land who has not yet received a patent therefor may file a petition with a board consisting of the county superintendent, county clerk, and county treasurer, asking to have any tract of land described therein set off from a Class I or Class II district in which it is situated and attached to some other district. The petition shall state the reasons for the proposed change and shall show with reference to the land of each petitioner: (a) That the land therein described is either owned by the petitioner or petitioners or that he or they hold a school land lease under section 72-232, are in possession or constructive possession as vendee under a contract of sale of the fee simple interest, or have made an entry on government land but have not yet received a patent therefor; (b) that the land is located in a district that adjoins the district to which it is to be attached; (c) that the land proposed to be attached has children of school age who have resided thereon with their parents or guardians for not less than forty days; and (d) either that they are each more than two miles from the schoolhouse in their own district, and at least one half mile nearer to the schoolhouse or a school bus route of the adjoining district, which distance shall be measured by the shortest route possible upon section lines or traveled roads open to the public or that the route to the schoolhouse in the adjoining district is more practicable and, for at least half its distance, over hard-surfaced roads and the distance to the schoolhouse in the adjoining district does not exceed the distance to the schoolhouse in their own district by more than six miles or that they have personally paid tuition for one or more of their children to attend school in the other district over a period of two or more consecutive years, or that they reside in a Class I or Class II district and own, or lease under section 72-232, have possession or constructive possession under a contract of sale as vendee or have made entry on government land but have not yet received a patent therefor, not less than eighty acres of land in an adjoining Class II, III, IV, or V district to which they wish to transfer additional land. For purposes of this subsection, children of school age shall mean children who are attending, *or who may attend, a* public school in the school district from which the land is to be set off except children whose parents or guardians have personally paid tuition for such children to attend school in the other district for two or more consecutive years. If the land sought to be transferred pursuant to this subsection is also situated in a Class VI school district, the land shall not be set off from such Class VI district unless the requirements of subsection (2) of this section have also been met. The petition shall be verified by the oath of the petitioner or petitioners. The board may, after a public hearing on the petition, thereupon change the boundaries of the districts so as to set off the land described in the petition and attach it to such adjoining district as is called for in the petition whenever they deem it just and proper and for the best interest of the petitioner or petitioners so to do. Notice of the filing of the petition and hearing thereon before the board shall be given at least ten days prior to the date of such hearing, by one publication in a legal newspaper of general circulation in each district, and by posting a notice on the outer door of the schoolhouse in each district affected thereby, which notice shall designate the territory to be transferred. Petitions requesting transfers of property across county lines shall be addressed jointly to the county superintendents of the counties concerned, and the petitions shall be acted upon by the county superintendents, county clerks, and county treasurers of the counties involved as one board, with the county superintendent of the county from which the real estate is sought to be transferred acting as chairman of the board. Appeals may be taken from the action of such board, or when such board fails to agree, to the district court of the county in which the real estate is located within twenty days after entry of such action on the records of the board by the county clerk of the county in which the real estate is located or within twenty days after March 15 if the board fails to act upon such petition as provided in section 2 of this act, in the same manner as appeals are now taken from the action of the county board in the allowance or disallowance of claims against the county.

(2) Any freeholder or freeholders, person in possession or constructive possession as vendee pursuant to a contract of sale of the fee, holder of a school land lease under section 72-232, or entrant upon government land who has not yet recevied a patent therefor may file a petition with a board consisting of the county superintendent, county clerk, and county treasurer, asking to have any tract of land described therein set off from any Class I, II, or VI school district prior to January 1, 1970, or any time from a nonaccredited Class I, II, III or VI district in which it is situated and attached to an accredited district in the county of the residence of the petitioner or an adjoining county thereto. The petition shall state the reasons for the proposed change and shall show with reference to the land of each petitioner: (a) That the land therein described is either owned by the petitioner or petitioners or that he or they hold a school land lease under section 72-232, are in possession or constructive possession as vendee under a contract of sale of the fee simple interest, or have made an entry on government land but have not yet received a patent therefor; (b) that the land proposed to be attached has children of school age who have resided thereon with their parents or guardians for not less than forty days prior to filing the petition; (c) that the land described therein is located in a Class I, II, III or VI school district as provided in this subsection (2), and is to be attached to an accredited school district in the county of the residence of the petitioner or an adjoining county thereto; and (d) that such petition is approved by a majority of the members of the school board or board of education of the district to which such land is sought to be attached. If the land sought to be transferred pursuant to this subsection is to be set off from a Class I, II, III or VI district and attached to an accredited Class VI district, the land shall not be set off and attached to such Class VI district unless the petition states that the land is to be attached to a Class I district located within the boundaries of such Class VI district, and a majority of the members of the school board or board of education of both such Class VI and Class I districts approve such petition. All procedures

as provided in subsection (1) of this section including provisions for the transfer of property across county lines shall apply to this subsection except that the board shall in this instance change the boundaries where it is found that all provisions as herein set forth have been met. For purposes of this subsection, children of school age shall mean children who are attending public school.

Sec. 3. That original section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1378, Eightieth Session, Nebraska State Legislature, 1969, is repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 798. The Pedersen specific amendment found in this Day's Journal was adopted with 33 ayes, 0 nays and 16 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 1096 to Select File

Mrs. Orme moved to return LB 1096 to Select File for a specific amendment.

Mrs. Orme asked unanimous consent to withdraw her motion. No objections. So ordered.

MOTION—Unbracket and Return LB 552 to Select File

Mr. Holmquist moved to unbracket and return LB 552 to Select File for the following specific amendment:

Strike the entire bill and insert the following, along with the emergency clause:

Amend LB 552 by adding a new section that relates to the Legislative Council and increases the General Fund and Total appropriation to Program 121 by $70,000, and the General Fund and Total appropriation to the agency by the same amount.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Holmquist asked unanimous consent to add his name as introducer and withdraw Budd's name. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 552. The Holmquist specific amendment found in this Day's Journal was adopted with 36 ayes, 0 nays and 13 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 552 to Select File

Mr. Carstens moved to return LB 552 to Select File for the following specific amendment:

1. Add a new section to read as follows:

"Sec. *There is hereby appropriated from the State Building Fund to the Department of Public Institutions $638,400 for the construction of an activities, recreation and education building at the Beatrice State Home.*".

Mr. Carstens requested a Call of the House. The Call showed 42 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

The original motion lost with 24 ayes, 4 nays and 21 not voting.

MOTION—Return LB 1422 to Select File

Mr. Swanson moved to return LB 1422 to Select File for the following specific amendment:

1. Strike section 9 and in lieu thereof insert the following:

"Sec. 9. *All furniture, equipment, books, files, records, and all funds appropriated to and in the possession of and used by the Telecommunications Division of the Department of Administrative Services shall be transferred and delivered to the Department of Telecommunications.*"

2. In the title, as amended, line 14, strike "and records" and insert ", records, and funds".

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 1422. The Swanson specific amendment found in this Day's Journal was adopted with 30 ayes, 0 nays and 19 not voting.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1096. Correctly engrossed.

LEGISLATIVE BILL 171. Correctly enrolled.

LEGISLATIVE BILL 825. Correctly enrolled.

LEGISLATIVE BILL 1409. Correctly enrolled.

LEGISLATIVE BILL 1429. Correctly enrolled.

LEGISLATIVE BILL 1438. Correctly enrolled.

LEGISLATIVE BILL 1440. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 171 LB 825 LB 1409 LB 1429 LB 1438 LB 1440

MOTION—Rule Change

Mr. Simpson moved for the adoption of the proposed rule change found in the Legislative Journal for the One Hundred Fifty-ninth Day.

The rule change was adopted with 39 ayes, 0 nays and 10 not voting.

Mr. Simpson Presiding

REPORT OF THE EXECUTIVE BOARD OF THE LEGISLATIVE COUNCIL

August 28, 1969

Report of the Executive Board of the Nebraska Legislative Council on proposed Studies for the 1969-71 interim period.

According to Section 3 of Rule 15 of the Rules of the Nebraska

Legislature, Resolutions proposing that studies be made by the Legislative Council are to be referred to the Executive Board of the Legislative Council, which Board is to make recommendations to the Legislature that the proposed studies be made or rejected.

This Report covers the forty-three Resolutions introduced during the session proposing interim studies.

The Executive Board of the Legislative Council is recommending that the following Study Committees be created to function during the coming interim period. It will be noticed that some of these Committees have been assigned projects proposed by more than one Resolution. There are two reasons for this grouping of Resolutions under one Committee as is being recommended in several cases. First, the large number of Resolutions introduced seemed to require such an approach. This will allow the pursuance of a number of study projects while keeping at a minimum the burden on individual senators in serving on interim committees. Second, many of the Resolutions proposed similar or closely-related study projects, and it seemed logical to group them under one study Committee.

Studies Recommended

1. **Study Committee No. 1:**

LR No. 8.	Setting up a Radio-Television Recording Room.
LR No. 82.	Computerization of Nebraska Statutes.
LR No. 85.	Study of the organization, personnel, rules, staffing, finances, procedures, practices, and powers, etc., of the Nebraska Legislature.
LR No. 88.	Seating arrangements of the east and west senate chambers.

2. **Study Committee No. 2:**

LR No. 28.	Need for legislation regarding qualifications, training and regulation of psychiatric technicians.
LR No. 73.	Study of Nebraska's ongoing nursing educational programs.
LR No. 74.	Rural health problems in Nebraska.

3. **Study Committee No. 3:**

LR No. 32.	Merger of counties and municipalities into single units of government.
LR No. 92.	Structure and operation of county government.
LR No. 94.	Uniform system of taxing motor vehicles.
LR No. 35.	Office of County Superintendent.

4. **Study Committee No. 4:**
   - LR No. 47. Study of Nebraska school laws and operation of State Department of Education and State Board of Education.
   - LR No. 95. System of vocational technical education with particular emphasis on question of whether all vocational technical schools should be state operated and supported or supported by local levies.

5. **Study Committee No. 5:**
   - LR No. 44. All state inspections under one department.
   - LR No. 62. Entry inspection duties now performed by Departments of Agriculture, Tax Commissioner, Railway Commission and Department of Roads.
   - LR No. 84. Sanitary Inspection Program.

6. **Study Committee No. 6:**
   - LR No. 45. Pollution problems surrounding livestock feedlot operations.
   - LR No. 89. Control of certain insecticides.
   - LR No. 97. Transportation of livestock.

7. **Study Committee No. 7:**
   - LR No. 52. Conflicts of interest between political subdivisions, and financial disclosure by judges.

8. **Study Committee No. 8:**
   - LR No. 63. Fire prevention and State Fire Marshal.

9. **Study Committee No. 9:**
   - LR No. 70. Civil Service or merit system for county employees.
     The Executive Board is approving this Resolution as amended to strike "all" and insert "Douglas" County employees.

10. **Study Committee No. 10:**
    - LR No. 77. Eminent domain granted to all agencies and political subdivisions.

11. **Study Committee No. 11:**
    - LR No. 79. Courts of limited jurisdiction.
      The Executive Board approved this Resolution as amended to further study the proposed Model Probate Code and its affect upon Nebraska's Judiciary.

12. **Study Committee No. 12:**
    - LR No. 80. Uniform Consumer Credit Code.

13. **Study Committee No. 13:**
    LR No. 87. Pension plan for volunteer firemen. The Executive Board adopted this Resolution with the understanding that it be referred to the Nebraska Retirement Systems Committee.

14. **Study Committee No. 14:**
    LR No. 72. Need for reorganization of state agencies and departments concerned with water and land resources development; study of the planning program and construction progress in the small watershed and flood control, and an analysis of its fund; review of recommendations made to date on the State Water Plan. The Executive Board approved this Resolution as amended to include LB 1357.

15. **Study Committee No. 15:**
    LR No. 90. Present and future building needs of the Nebraska State Historical Society.

16. **Study Committee No. 16:**
    LR No. 93. Advisory Board and Commissions.

17. **Study Committee No. 17:**
    LR No. 81. Motor Vehicle Inspection.
    LR No. 86. Legislative Programs.
    LR No. 75. Public Welfare programs.
    LR No. 91. Multiple handicapped persons.
    Budget

Mr. Carpenter moved the adoption of the report and the resolutions contained therein recommending studies.

The motion prevailed.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 798. Replaced on Select File as amended.
E and R amendmensts to LB 798:

1. Renumber section 1, added by the Waldron amendment, as section 2, and section 2, added by the Pedersen amendment, as section 1.

2. In renumbered section 2, strike lines 1 to 3 and insert:

"Sec. 2. That section 79-1103.04, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1397, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:"; in line 4 strike "Section 1."; and in line 15 strike "sorequire" and insert "so require".

3. In section 3, line 4, strike "is" and insert "and section 79-1103.04, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1397, Eightieth Session, Nebraska State Legislature, 1969, are".

4. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1378, Eightieth Session, Nebraska State Legislature, 1969, and section 79-1103.04, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1397, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to redefine a term; to extend provisions to all Class VI districts; to repeal the original sections; and to declare an emergency.".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 798. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

Visitors

Mrs. Orme introduced Edward Pike of Walton, Surrey, England.

Mr. Swanson introduced Mr. and Mrs. John Cotton of San Diego, California and Mr. and Mrs. Don Dixon of Lincoln.

Recess

At 12:02 p.m., on a motion by Mr. Syas, the Legislature recessed until 2:00 p.m.

After Recess

The Legislature reconvened at 2:00 p.m., Mr. Simpson presiding.

The roll was called and all members were present except Messrs. Marvel and Warner, excused until 2:45 p.m., Mr. Waldron excused until 3:30 p.m., and Messrs. Hasebroock, Johnson, Knight, Mahoney and Wylie who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 793. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 49.

Mr. Holmquist moved to add LR 49 to Study Committee No. 2. The motion prevailed.

LEGISLATIVE RESOLUTION 72.

Mr. Syas offered the following amendment, which was adopted:

After the word "plan" add the words "water pollution study".

LEGISLATIVE RESOLUTION 88.

Mr. Carpenter offered the following amendment, which was adopted:

With the concurrence of a majority of the members of the Committee and the concurrence of the majority of the Executive Board, and within the limitation of available funds, this Committee is directed to make whatever physical changes that are agreed upon.

LEGISLATIVE RESOLUTION 46.

Mr. Kennedy moved to include LR 46 in the interim studies.

Mr. Luedtke Presiding

Mr. Bloom moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 33 ayes, 1 nay and 15 not voting.

The original motion lost with 18 ayes, 14 nays and 17 not voting.

LEGISLATIVE RESOLUTION 10.

Mr. Carpenter moved that LR 10 be activated into a resolution with the understanding the original matter be stricken and insert the Holmquist amendment.

Motion pending.

Members Excused

Mr. Moylan asked unanimous consent to be excused at 2:35 p.m. for the remainder of the day. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused at 3:15 p.m. for the remainder of the day. No objections. So ordered.

Presented to the Governor

Presented to the Governor for approval on September 17, 1969, at 9:20 a.m.: LB 1193 LB 1250 LB 1367 LB 928

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

Presented to the Governor for approval on September 17, 1969, at 1:40 p.m.: LB 171 LB 825 LB 1409 LB 1429 LB 1438 LB 1440

(Signed) Mary Ostdiek,
Assistant Enrolling Clerk

MOTION—Reconsider Action on LR 46

Mr. Pedersen moved to reconsider action on LR 46.

The Chair ruled the motion out of order.

MOTION—Examine Home Ec Building

Mrs. Orme moved that the Executive Committee have an examination made of the Home Ec Building by 11:00 a.m. tomorrow to determine the extent of termite damage to the building.

The motion prevailed.

MOTION—Accept Decision of Executive Board

Mr. Holmquist moved to accept the decision of the Executive Board of the Legislative Council on the balance of the resolutions.

The motion prevailed.

Ease

The Legislature was at ease from 3:05 p.m. until 3:15 p.m.

MOTION—Return LB 1349 to Select File

Mr. Kremer moved to return LB 1349 to Select File for the following specific amendment:

1. In section 1, line 4, strike "one thousand" and insert "~~one thousand~~ *eight hundred*".

2. In section 2, lines 3 and 4, strike "one thousand" and insert "~~one thousand~~ *eight hundred.*".

Mr. Carpenter asked unanimous consent to amend the Kremer amendment to read "six hundred". No objections. So ordered.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

MOTION—Return LB 1341 to Select File

Mr. Duis moved to return LB 1341 to Select File for the following specific amendment:

1. Insert a new section to be known as section 8 and to read as follows:

"Sec. 8. That section 79-2203, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 215, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:

79-2203. (1) Each educational service unit shall be governed by a board to be known as the Board of Educational Service Unit No. .... The educational service unit board shall consist of one member from each county and four members at large, all of whom are residents of the educational service unit, but no more than two of the members at large shall be appointed or elected from the same county unless any one county within the educational service unit has a population in excess of one hundred fifty thousand inhabitants or the educational service unit consists of only one county. The county superintendent of each county shall call a meeting within thirty days after November 18, 1965, of the presidents of boards of education and school boards in the county. The presidents of the boards of education and school boards shall submit not less than six names from the county to the Governor for possible appointment to the initial board of the educational service unit in which the county is located. Within ninety days after November 18, 1965, the Governor shall appoint the initial members of the board. One member from each county shall be appointed for a term of two years; the four members at large shall be appointed for terms of four years. Successors to the members initially appointed shall be elected for terms of four years as provided for in Chapter 32, articles 4 and 5, commencing in 1968. Candidates filing for membership on the board as the representative of the county in which they reside shall file their written applications with the county clerk of the county in which they reside sixty days prior to the election. Candidates for the position of members at large shall file their written applications with the Secretary of State sixty days prior to the election. No filing fee shall be required of any candidate filing for the office of board member of the boards of educational service units. Whenever any vacancy occurs on the board of the educational service unit, the remaining members of such board shall appoint an individual from the county where the vacating member resided to serve for the balance of the unexpired term. Whenever any county is excluded from an educational service unit in the manner provided in subsection (2) of this section, the term of the member of the board representing that county, and of any member at large residing in that county, shall be automatically terminated. Whenever the term of a member at large is terminated in this manner, the remaining members of such board shall appoint an individual residing within the revised boundaries of the educational service unit to serve for the balance of the unexpired term. Members of the board shall not be actively engaged in the educational profession and shall receive no compensation for their services but shall be reimbursed for the actual and necessary expenses incurred in the performance of their duties under sections 79-2201 to 79-2212.

(2) The provisions of Chapter 32, article 7, shall apply as nearly as may be practicable to proceedings under the provisions of this subsection. ~~Within thirty days after the initial boards of educational service units have been appointed by the Governor, and no~~ *Any county which has been excluded from an educational service unit under*

prior provisions of this section may be readmitted in the manner provided by this section. No later than March 31 prior to any general election, petitions may be filed with the Secretary of State seeking ~~the exclusion of any county from an educational service unit~~ *such readmission.* Such petitions shall be signed by at least twenty per cent of the registered voters in each county. Upon the filing of such petitions, the Secretary of State shall order the question placed on the ballot at the next general election to be held in the county. If a majority of the voters voting on the issue vote for ~~exclusion~~ *readmission*, the county shall be ~~excluded from the educational service unit~~ *readmitted.* ~~If the vote to exclude a county occurred at a general election held prior to the time the educational service unit has provided any supplementary educational services to any of the local school districts within such county, any person who has paid a tax on his property in that county levied for the educational service unit during the year in which the election was held, may claim a refund for the tax so collected for the educational service unit. Such claim for refund shall be filed within sixty days after payment of the tax, or within sixty days after June 23, 1967, whichever is the later, under the procedure set forth in section 79-2203.01.~~

~~(3) Any county which has been excluded from an educational service unit under the provisions of subsection (2) of this section may be readmitted thereto by the results of an election held under the provisions of such subsection.~~

~~(4)~~ *(c)* Any local joint school district located in two or more counties and in two or more educational service units shall be considered a part of the educational service unit in which the greater number of school age children of such joint school district reside. All registered voters who are qualified electors of any such joint school district shall be eligible to vote in all elections and hold office in the educational service unit of which the district is a part.

~~(5) If a county in which is located a joint school district lying in two or more counties elects to withdraw from an educational service unit, the joint school district shall be governed by the action of the county in which the greater number of school age children of such joint school district reside.~~

~~(6)~~ *(4)* The administrator of each educational service unit, prior to March 1 of each year in which a state primary election is to be held, shall certify to the county clerk of each county located within the unit the names and numbers of each school district located within the county. If a school district is a joint district located in two or more counties or two or more educational service units, the administrator shall certify to each county clerk the unit or county of which the district is considered to be a part.".

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

MOTION—Return LB 798 to Select File

Mr. Ziebarth moved to return LB 798 to Select File for the following specific amendment:

1. In new section 1, line 94, insert "*or of any other lease*" after "72-232"; in line 97 insert "*or tracts*" after "tract"; in line 108 insert "*or hold any other lease*" after "72-232"; and in line 115 insert "*Provided, that any other land held by the petitioner under written lease may be so attached with the written consent of the owner or owners without the requirement that children of school age reside thereon;*" after the semicolon.

2. In the title, line 9, insert "to provide for transfer of leased land as prescribed;" after the second semicolon.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 1349. The Kremer specific amendment, as amended, found in this Day's Journal was adopted with 37 ayes, 0 nays and 12 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1341. The Duis specific amendment found in this Day's Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 798. The Ziebarth specific amendment found in this Day's Journal was adopted with 32 ayes, 0 nays and 17 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 1341 to Select File

Mr. Ziebarth moved to return LB 1341 to Select File for the following specific amendment:

1. Insert a new section to be known as section 8 and to read as follows:

"Sec. 8. *Any candidate for membership on the board of an educational service unit in the primary election in 1970 shall file for election in the appropriate educational service unit as such units will be constituted after July 1, 1970.*".

2. Renumber section 8 as section 9.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

MOTION—Return LB 1183 to Select File

Mr. Ziebarth moved to return LB 1183 to Select File for the following specific amendment:

1. In line 2 of E & R amendment 3 and line 3 of E & R amendment 4, both adopted 9/16, strike "82-263.39" and insert "81-263.39".

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

MOTION—Return LB 798 to Select File

Mr. Stull moved to return LB 798 to Select File for the following specific amendment:

1. Strike the Waldron amendment and insert a new section to read:

"Sec. 2. *The board of education of any school district of the sixth class maintaining an accredited high school may pay the regular high school tuition for any pupil residing in such school district and attending an accredited or approved high school outside such school district when such high school shall be located at least ten miles closer to the place of residence of such pupil than the school maintained by such school district and when, in the opinion of the board of education, the best interest of such pupil or such school district may so require.*".

2. Strike E & R amendments 2 and 3 adopted 9/17.

3. In the title, strike beginning with "and" in line 5 through the third comma in line 8; and strike beginning with the third "to" in line 9 through "districts" in line 10 and insert "to provide for tuition payments as prescribed".

4. Add Saving's clause.

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 1341. The Ziebarth specific amendment found in this Day's Journal was adopted with 32 ayes, 0 nays and 17 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 1183. The Ziebarth specific amendment found in this Day's Journal was adopted with 32 ayes, 0 nays and 17 not voting.

Re-advanced to E and R for engrossment.

LEGISLATIVE BILL 798. The Stull specific amendment found in this Day's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Re-advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 552. Replaced on Select File as amended.

E and R amendments to LB 552:

1. Pursuant to the Holmquist amendment, strike sections 1 and 2 and insert three new sections as attached hereto:

2. In the title, as amended, strike lines 2 to 6 and insert:

"FOR AN ACT to amend section 2, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 1, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriations; to increase an appropriation to the Legislative Council; to repeal the original section; and to declare an emergency.".

	General (G) Fund	Fund Distribution Cash (C) Fund	 Federal (F) Fund Estimated	Total Appropriation By Program
Section 1. That section 2, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 1, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 2. Legislative Council - Agency No. 3				
(1) Program No. 1 - Legislators' Salaries				
The unexpended balance existing on June 30, 1969, of funds as provided by Legislative Bill 320, Eightieth Session, Nebraska State Legislature, 1969, is hereby reappropriated.				
(2) Program No. 121 - Officers and Employees of Legislature - Salaries	$ ~~35,525~~ *105,525*			$ ~~35,525~~ *105,525*
The unexpended balance existing on June 30, 1969, of funds as provided by Legislative Bill 303, Eightieth Session, Nebraska State Legislature, 1969, is hereby reappropriated.				
(3) Program No. 122 - Legislative Services	868,916			868,916
Expenditures for Personal Services shall not exceed $202,924 during the period July 1, 1969 - June 30, 1970, nor $214,995 during the period July 1, 1970 - June 30, 1971. The Personal Services limitations include $119,384 for the Legislative Fiscal Office during				

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
the period July 1, 1969 - June 30, 1970, and $126,576 during the period July 1, 1970 - June 30, 1971, from which expenditures for Personal Services shall not be made in any other subprogram of this subsection.				
The sum of $300,000 is included for the support of Legislative Council interim study committees, the retention of consultants, and for research studies. At the discretion of the Executive Board of the Legislative Council, expenditures for Personal Services may be made from this appropriation which shall not be included within the limitations imposed for Personal Services in this subsection.				
(4) Program No. 123 - Legislative Clerical Services	82,032			82,032
Expenditures for Personal Services shall not exceed $35,113 during the period July 1, 1969 - June 30, 1970, nor $37,516 during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 125 - Bill Drafting Services	72,783			72,783
Expenditures for Personal Services shall not exceed $26,281 during the period July 1, 1969 - June 30, 1970, nor $42,256 during the period July 1, 1970 - June 30, 1971.				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 501 - Intergovernmental Cooperation	36,391			36,391
(7) Program No. 502 - Revisor of Statutes	162,722			162,722
Expenditures for Personal Services shall not exceed $25,929 during the period July 1, 1969 - June 30, 1970, nor $27,231 during the period July 1, 1970 - June 30, 1971.				
(8) Program No. 601 - Interstate Education Compact	21,000			21,000
(9) Program No. 625 - Conflicts of Interest Committee	33,942			33,942
Expenditures for Personal Services shall not exceed $11,390 during the period July 1, 1969 - June 30, 1970, nor $11,352 during the period July 1, 1970 - June 30, 1971.				
For Informational Purposes only: Total Appropriations to Agency No. 3 and Fund Source	~~1,312,311~~ *1,383,311*			~~1,312,311~~ *1,383,311*

Sec. 2. That original section 1, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 552. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

Adjournment

At 4:05 p.m., on a motion by Mr. Kremer, the Legislature adjourned until 9:00 a.m., Thursday, September 18, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED SIXTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, September 18, 1969

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Everroad presiding.

The Chaplain introduced Father Leo Missinne, Dean of the Faculty of Education and Psychology of the University of Kinshasa (Congo) who offered the prayer.

Prayer

God, help this assembly to be an instrument of your peace and your love. Illuminate the mind of all the members of this assembly, that they through their discussions and legislation give more prosperity to the whole state of Nebraska. May God give his blessings over all the members of this honorable assembly. Amen.

The roll was called and all members were present except Mr. Clark, who was excused until 10:15 a.m.; Mr. Knight, who was excused until 11:15 a.m.; and Mr. Skarda, who was excused.

UNANIMOUS CONSENT—Amend LB 848

Miss Reynolds asked unanimous consent to amend her pending amendments found in the Legislative Journal for the One Hundred Fifty-sixth Day as follows. No objections. So ordered.

1. In renumbered section 2, reinstate the stricken matter in lines 7 to 9, and after line 9 insert "**the State of Nebraska:** *Provided, no such salary shall be reduced by more than four hundred twenty dollars*".

MOTION—Return LB 848 to Select File

Miss Reynolds renewed her pending motion found in the Legislative Journal for the One Hundred Fifty-sixth Day to return LB 848 to Select File for the following specific amendment, as amended:

1. In the bill add two new sections to read as follows:

"Sec. 3. ~~*In order to defray the expenses of section 79-1270, Revised Statutes Supplement, 1967*~~, *There is hereby appropriated to the State Department of Education from the state General Fund, the sum of one hundred ninety-six thousand one hundred forty dollars for the biennium July 1, 1969 to June 30, 1971, for the purpose of this act.*

Sec. 4. *The Director of Administrative Services is hereby authorized and directed to draw his warrants upon the proper fund in the state treasury for, but never in excess of, the sum herein specified upon presentation of proper vouchers. The State Treasurer shall pay the warrants out of money in the General Fund not otherwise appropriated.*".

2. Renumber original section 4 as section 5.

Mr. Klaver requested a record vote.

Voting in the affirmative, 21:

Batchelder
Bloom
Burbach
Hanna
Hasebroock
Holmquist
Johnson
Klaver
Kokes
Mahoney
Marvel
Moylan
Nore
Orme
Reynolds
Schmit
Stull
Waldo
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 16:

Carpenter
Carstens
Danner
Elrod
Harsh
Kennedy
Kremer
Moulton
Pedersen
Proud
Robinson
Schreurs
Swanson
Waldron
Warner
Wylie

Not voting, 12:

Budd
Clark
Craft
Duis
Keyes
Knight
Luedtke
Simpson
Skarda
Syas
Whitney
Ziebarth

The motion lost.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1422. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 103.

Mr. Carpenter requested a Call of the House. The Call showed 42 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

LR 103 was rejected with 19 ayes, 8 nays and 22 not voting.

LEGISLATIVE RESOLUTION 104. Re: Method of Electing President.

Introduced by Henry F. Pedersen, Jr., 4th District; and Wayne W. Ziebarth, 37th District.

WHEREAS, there are now pending in the Congress of the United States several proposals for changing the method of electing the President and the Vice President of the United States; and

WHEREAS, there is a need for a change in the present electoral college system; and

WHEREAS, one such proposal is contained in Senate Joint Resolution 12 cosponsored by Senator Carl Curtis of Nebraska, and under this proposal each congressional district would have one electoral vote which would go to the winning presidential candidate, and each state would have two additional votes which would go to the winner in the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature endorses and urges the adoption of Senate Joint Resolution 12.

2. That copies of this resolution be sent to Senator Curtis and the other members of the Nebraska delegation in Congress.

MOTION—Reconsider Action on LB 1096

Mr. Wylie moved to reconsider action on the adoption of the Marvel amendment to LB 1096 found in the Legislative Journal for the One Hundred Sixtieth Day.

Mr. Hanna moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 40 ayes, 0 nays and 9 not voting.

Mr. Wylie requested a Call of the House. The Call showed 46 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Mr. Wylie requested a record vote on the motion to reconsider.

Voting in the affirmative, 23:

Budd
Burbach
Clark
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kokes
Marvel
Moylan
Nore
Robinson
Schreurs
Stull
Swanson
Waldo
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 22:

Batchelder
Bloom
Carpenter
Carstens
Craft
Danner
Elrod
Kennedy
Keyes
Klaver
Kremer
Luedtke
Mahoney
Moulton
Pedersen
Proud
Schmit
Simpson
Syas
Waldron
Warner
Ziebarth

Not voting, 4:

Knight
Orme
Reynolds
Skarda

The motion lost.

Members Excused

Miss Reynolds asked unanimous consent to be excused at 10:00 a.m. for the balance of the morning. No objections. So ordered.

Mr. Wallwey asked unanimous consent to be excused at 10:45 a.m. for the balance of the day. No objections. So ordered.

MOTION—Suspend Rules

Mr. Pedersen moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 41 ayes, 0 nays and 8 not voting.

MOTION—Return LB 552 to Select File

Mrs. Craft moved to return LB 552 to Select File for the following specific amendment:

1. Add a new section to read as follows:

"Sec. Notwithstanding the limitations contained in section 11, Legislative Bill 1096, Eightieth Session, Nebraska State Legislature, 1969, the limitations on expenditures for personal services in Program No. 57 - Enforcement of Standards - Dairy Food and Drugs of Agency No. 18 - Department of Agriculture - shall be $391,072 for the period July 1, 1969 - June 30, 1970, and $423,372 for the period July 1, 1970 - June 30, 1971.".

Mrs. Craft requested a Call of the House. The Call showed 32 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The original motion lost with 22 ayes, 6 nays and 21 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 216.

A BILL FOR AN ACT relating to education; to provide state aid for area vocational technical schools; and to repeal section 79-1445.14, Revised Statutes Supplement, 1967.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Bloom
Burbach
Carpenter
Craft
Duis
Elrod
Hanna
Harsh
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Ziebarth

Voting in the negative, 1:

Wylie

Not voting, 13:

Batchelder
Budd
Carstens
Clark
Danner
Hasebroock
Holmquist
Knight
Reynolds
Schreurs
Skarda
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Simpson Presiding

LEGISLATIVE BILL 449.

A BILL FOR AN ACT to amend section 70-624.02, Reissue Revised Statutes of Nebraska, 1943, relating to public power districts; to permit members of boards of directors to serve as prescribed with compensation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Bloom
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 1:

Klaver

Not voting, 11:

Batchelder
Budd
Danner
Hanna
Knight
Kokes
Orme
Reynolds
Skarda
Wallwey
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 527.

Introduced by Roland A. Luedtke, 28th District; Maurice A. Kremer, 34th District; W. H. Hasebroock, 18th District; Harold D. Simpson, 46th District; Wayne W. Ziebarth, 37th District; William F. Swanson, 27th District; Loran Schmit, 23rd District; Willard H. Waldo, 31st District; Theodore C. Wenzlaff, 32nd District; John E. Knight, 26th District; Donald Elrod, 35th District; Henry F. Pedersen, Jr., 4th District

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, sections 6 and 10, of the Constitution of Nebraska, relating to legislative power; to provide for annual sessions of the Legislature of limited length unless extended as prescribed; to provide bills and resolutions under consideration of the Legislature at adjournment of a regular session held in an odd-numbered year may be considered at the next regular session of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, sections 6 and 10, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 6. The Legislature shall consist of not more than fifty members and not less than thirty members. The sessions of the Legislature shall be annual except as otherwise provided by this constitution or as may be otherwise provided by law.

Sec. 10. Beginning with the year 1971, regular sessions of the Legislature shall be held annually, commencing at 12:00 o'clock (noon) on the first Tuesday in January of each year. The duration of regular sessions held shall not exceed ninety legislative days in odd-numbered years unless extended by a vote of four-fifths of all members elected to the Legislature, and shall not exceed sixty legislative days in even-numbered years unless extended by a vote of four-fifths of all members elected to the Legislature. Bills and resolutions under consideration by the Legislature upon adjournment of a regular session held in an odd-numbered year may be considered at the next regular session, as if there had been no such adjournment. The Lieutenant Governor shall preside, but shall vote only when the Legislature is equally divided. A majority of the members elected to the Legislature shall constitute a quorum; the Legislature shall determine the rules of its proceedings and be the judge of the election, returns, and qualifications of its members, shall choose its own officers, including a Speaker to preside when the Lieutenant Governor shall be absent, incapacitated, or shall act as Governor. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense. The Legislature may punish by imprisonment any person not a member thereof who shall be guilty of disrespect to the Legislature by disorderly or contemptuous behavior in its presence, but no such imprisonment shall extend beyond twenty-four hours at one time, unless the person shall persist in such disorderly or contemptuous behavior."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

> "Constitutional amendment to provide for annual sessions of the Legislature limited to ninety legislative days in odd-numbered years and sixty legislative days in even-numbered years unless extended by a four-fifths vote of all members elected to the Legislature and to provide that bills and resolutions being considered upon adjournment of a regular session held in an odd-numbered year may be considered at the next regular session.
>
> ☐ For
> ☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Waldron
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 10:

Batchelder
Budd
Burbach
Holmquist
Klaver
Kokes
Marvel
Syas
Warner
Wylie

Not voting, 5:

Bloom
Knight
Reynolds
Skarda
Wallwey

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

President Everroad Presiding

LEGISLATIVE BILL 567.

A BILL FOR AN ACT to amend section 35-508, Reissue Revised Statutes of Nebraska, 1943, relating to rural or suburban fire protection districts; to authorize a rural or suburban fire protection district to execute contracts with the Game and Parks Commission for fire protection of property of the commission located in the district; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Knight
Marvel
Reynolds
Skarda
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 672. With emergency.

A BILL FOR AN ACT relating to the Department of Aeronautics; to provide for the sale of certain lands as prescribed and the use of the proceeds thereof; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Proud
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Duis

Not voting, 8:

Carstens
Klaver
Orme
Pedersen
Reynolds
Skarda
Syas
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1345. With emergency.

A BILL FOR AN ACT relating to the investment of state funds; to define terms; to create the Nebraska Investment Council; to provide for its membership; to define its purpose; to provide for a state investment officer, and to define his duties and powers; to provide for the investment of state funds; to provide for the transfer of duties and responsibilities for the investment of certain funds; to prescribe the types of investments which may be made with such funds; to provide for the allocations of income from such investments; to delete obsolete matter; to harmonize with previous legislation; to provide how part of this act may be cited; to amend sections 2-1547, 2-1808, 2-2317, 19-2044, 37-206, 37-428, 39-7,136, 39-1390, 44-116, 44-333.02, 44-707.03, 45-127, 45-165, 48-617, 48-620, 48-621, 54-112, 54-147, 54-150, 54-1173, 57-919, 60-409.01, 60-449, 60-1409, 60-1704, 68-301, 68-612, 70-1020, 71-1,132.23, 71-1,147.02, 71-222.02, 71-332, 71-1336, 71-2016, 71-2201, 72-202, 72-716.01, 79-1438.01, 79-1444, 79-2107, 81-528, 81-812.02, 81-815.30, 81-815.34, 81-815.39, 81-845, 81-880, 81-8,112, 81-8,162, 81-912, 81-1119, 82-108.02, 83-210.01, 83-304, 84-1301, 84-1305, 85-113, 85-122, 85-161, 85-168, and 85-170, Reissue Revised Statutes of Nebraska, 1943, sections 2-115, 2-1503.01, 2-1506.11, 2-2501, 3-126, 8-1120, 19-2043, 24-704, 71-3808, 71-4206, 71-4210, 79-1332, 79-1345, 79-1501, 79-1502, 79-1503, 79-1503.01, 79-1545, 79-1556, 79-1557, 80-111, 80-401, 81-263.67, 81-1120.08, 83-169, 84-111, 84-1308, 84-1309, 85-123.01, and 85-192, Revised Statutes Supplement, 1967, section 1-111, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 103, Eightieth Session, Nebraska State Legislature, 1969, section 35-601, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 470, Eightieth Session, Nebraska State Legislature, 1969, section 39-1323.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1178, Eightieth Session, Nebraska State Legislature, 1969, section 55-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 29, Legislative Bill 186, Eightieth Session, Nebraska State Legislature, 1969, section 60-446, Reissue Revised Statutes of Nebraska, 1943, as amended by section 5, Legislative Bill 1369, Eightieth Session, Nebraska State Legislature, 1969, section 66-421, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1301, Eightieth Session, Nebraska State Legislature, 1969, section 72-1005, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1404, Eightieth Session, Nebraska State Legislature, 1969, section 80-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 176, Eightieth Session, Nebraska State Legislature, 1969, section 81-8,107, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1158, Eightieth Session, Nebraska State Legislature, 1969, section 81-1117, Reissue Revised Statutes of Nebraska, 1943, as amended by section 11, Legislative Bill 1327, Eightieth Session, Nebraska State Legislature, 1969, section 83-150, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1336, Eightieth Session, Nebraska State Legislature, 1969, section 85-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 20, Legislative Bill 275, Eightieth Session, Nebraska State Legislature, 1969, section 79-1247.07, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1098, Eightieth Session, Nebraska State Legislature, 1969, section 81-275.28, Revised Statutes Supplement, 1967, as amended by section 3, Legislative Bill 777, Eightieth Session, Nebraska State Legislature, 1969, and sections 85-106, 85-191, 85-195, and 85-320, Revised Statutes Supplement, 1967, as amended by sections 1, 2, 3, and 4, respectively, Legislative Bill 452, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections and also sections 72-202.01, 72-252, 77-2302, 77-2330, 77-2331, and 77-2332, Reissue Revised Statutes of Nebraska, 1943, section 19-2048, and Chapter 72, article 12, revised Statutes Supplement, 1967, as amended; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Danner
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Robinson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 4:

Duis
Klaver
Nore
Schmit

Not voting, 9:

Hanna
Johnson
Mahoney
Reynolds
Schreurs
Simpson
Skarda
Wallwey
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 713.

A BILL FOR AN ACT to amend section 60-1701, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 976, Eightieth Session, Nebraska State Legislature, 1969, and section 60-1704, Reissue Revised Statutes of Nebraska, 1943, as amended by section 61, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicle inspection; to provide exceptions; to provide for payment in advance for inspection stickers; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carstens
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 6:

Batchelder
Carpenter
Kokes
Robinson
Syas
Waldron

Not voting, 3:

Reynolds
Skarda
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Recess

At 11:57 a.m., on a motion by Mr. Hasebroock, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., President Everroad presiding.

The roll was called and all members were present except Messrs. Marvel, Skarda, and Wallwey, who were excused.

UNANIMOUS CONSENT—Print in Journal

Mr. Wylie asked unanimous consent to have the following letter printed in the Journal. No objections. So ordered.

August 29, 1969

Senator William M. Wylie, Chairman
Committee on Committees
State Capitol
Lincoln, Nebraska

Dear Senator Wylie:

This is to inform you that I am withdrawing the name of Drexel Sibbernsen, previously submitted for appointment to the Clean Waters Commission.

Since the legislation establishing the Commission has since been declared unconstitutional, the Commission has not functioned as such and for that reason I wish to withdraw the appointment.

Respectfully submitted,

(Signed) Norbert T. Tiemann, Governor

NTT:sjs

MOTION—Return LB 552 to Select File

Mrs. Orme moved to return LB 552 to Select File for the following specific amendment:

1. Add a new section to read as follows:

Sec. *There is hereby appropriated from the unexpended balance existing on June 30, 1969, in the State Building Fund $1,115,000 and for the 1969-71 biennium $1,225,000 to the University of Nebraska for the construction of a Home Economics facility on the East Campus, the total cost of such facility not to exceed $2,240,000 from state funds.".*

The motion prevailed with 30 ayes, 2 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 552. The Orme specific amendment found in this Day's Journal was offered.

Mrs. Orme requested a Call of the House. The Call showed 44 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

The original motion prevailed with 34 ayes, 2 nays and 13 not voting.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 216. Correctly enrolled.

LEGISLATIVE BILL 449. Correctly enrolled.

LEGISLATIVE BILL 527. Correctly enrolled.

LEGISLATIVE BILL 567. Correctly enrolled.

LEGISLATIVE BILL 672. Correctly enrolled.

LEGISLATIVE BILL 1345. Correctly enrolled.

LEGISLATIVE BILL 713. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

President Signs

While the Legislature was in session and capable of transacting business, the President signed: LB 216 LB 449 LB 527 LB 567 LB 672 LB 1345 LB 713

MOTION—Reconsider Action

Mr. Carpenter moved to reconsider action on Mrs. Craft's motion to return LB 552 to Select File for the specific amendment found in this Day's Journal.

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

MOTION—Return LB 552 to Select File

Mrs. Craft moved to return LB 552 to Select File for the following specific amendment:

1. Add a new section to read as follows:

"Sec.   Notwithstanding the limitations contained in section 11, Legislative Bill 1096, Eightieth Session, Nebraska State Legislature, 1969, the limitations on expenditures for personal services in Program No. 57 - Enforcement of Standards - Dairy Food and Drugs of Agency No. 18 - Department of Agriculture - shall be $391,072 for the period July 1, 1969 - June 30, 1970, and $423,372 for the period July 1, 1970 - June 30, 1971.".

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 552. The Craft specific amendment found in this Day's Journal was adopted with 33 ayes, 0 nays and 16 not voting.

Re-advanced to E and R for engrossment.

Mr. Simpson Presiding

MOTION—Return LB 1096 to Select File

Speaker Warner moved to return LB 1096 to Select File for specific amendments.

Motion pending.

MOTION—Return to Final Reading

Mr. Burbach moved to return to Final Reading for the purpose of taking up bills with fiscal impact, namely LB 979 LB 177 LB 1222 LB 1263 LB 1280 LB 1357.

The motion prevailed.

Presented to the Governor

Presented to the Governor for approval on September 18, 1969 at 2:20 p.m.: LB 672 LB 567 LB 527 LB 449 LB 216 LB 713 LB 1345

(Signed) Ruth Bossard, Enrolling Clerk

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 552. Replaced on Select File as amended.

E and R amendments to LB 552:

1. Number the new sections added by the Orme and Craft amendments as sections 2 and 3 respectively and renumber original sections 2 and 3 as sections 4 and 5.

2. Amend renumbered section 4 to read:

"Sec. 4. That original section 2, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 1, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, is repealed.".

3. In the title, line 8 insert "to reappropriate and appropriate funds for a Home Economics facility; to provide personal services limitations;" after the first semicolon.

LEGISLATIVE BILL 1349. Replaced on Select File as amended.

E and R amendment to LB 1349:

1. In the title, line 5, insert "to reduce the maximum population;" after the semicolon.

LEGISLATIVE BILL 1341. Replaced on Select File as amended.

E and R amendments to LB 1341:

1. Renumber the new section added by the Ziebarth amendment adopted 9/17 as section 9 and renumber original sections 8 and 9 as sections 10 and 11.

2. In renumbered section 10, line 8, strike "and"; and in line 11 insert ", and section 79-2203, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 215, Eightieth Session, Nebraska State Legislature, 1969" after "1969".

3. In E & R amendment 11, adopted 8/27, line 10, strike "and"; and in line 13 insert ", and section 79-2203, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 215, Eightieth Session, Nebraska State Legislature, 1969" after "1969".

4. In the title, line 25, insert "to strike provisions for county exclusion; to change provisions for county readmission;" after the semicolon.

LEGISLATIVE BILL 798. Replaced on Select File as amended.

E and R amendments to LB 798:

1. Add a new section to read:

"Sec. 3. If any section of this act or any part of any section shall be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining portions thereof.".

2. Renumber sections 3 and 4 as sections 4 and 5.

3. In the title, line 10, insert "to provide severability;" after the semicolon.

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 552. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1349. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1341. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 798. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 552. Correctly engrossed.

LEGISLATIVE BILL 798. Correctly re-engrossed.

LEGISLATIVE BILL 1183. Correctly re-engrossed.

LEGISLATIVE BILL 1341. Correctly re-engrossed.

LEGISLATIVE BILL 1349. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Member Excused

Mr. Schreurs asked unanimous consent to be excused at 3:30 p.m. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 979.

A BILL FOR AN ACT relating to higher education; to provide for a comprehensive community college system as prescribed; to amend sections 79-1422, 79-1428, and 79-1429, Reissue Revised Statutes of Nebraska, 1943, and section 79-321.01, Revised Statutes Supplement, 1967, and section 37-214.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 608, Eightieth Session, Nebraska State Legislature, 1969, and section 79-1233, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 655, Eightieth Session, Nebraska State Legislature, 1969; to provide for elections for exclusion; to provide an operative date; to provide severability; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Pedersen requested a Call of the House. The Call showed 43 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Voting in the affirmative, 25:

Bloom
Budd
Carpenter
Carstens
Elrod
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Swanson
Syas
Wenzlaff
Ziebarth

Voting in the negative, 18:

Batchelder
Burbach
Clark
Craft
Danner
Duis
Hanna
Hasebroock
Holmquist
Johnson
Kokes
Stull
Waldo
Waldron
Warner
Whitney
Wiltse
Wylie

Not voting, 6:

Harsh
Marvel
Orme
Schreurs
Skarda
Wallwey

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 177.

A BILL FOR AN ACT providing for the establishment of the Vocational Technical School at Omaha; to provide for a site for such school; and to provide for the operation and supervision of such school by the State Board of Vocational Education.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 21:

Carstens
Danner
Duis
Hanna
Johnson
Kennedy
Keyes
Klaver
Luedtke
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Simpson
Swanson
Syas
Waldron
Wylie

Voting in the negative, 19:

Batchelder
Bloom
Budd
Burbach
Carpenter
Clark
Elrod
Harsh
Hasebroock
Holmquist
Knight
Kokes
Kremer
Moulton
Stull
Waldo
Warner
Whitney
Wiltse

Not voting, 9:

Craft
Mahoney
Marvel
Proud
Schreurs
Skarda
Wallwey
Wenzlaff
Ziebarth

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1222. With emergency.

A BILL FOR AN ACT to amend section 60-305.04, Reissue Revised Statutes of Nebraska, 1943, sections 77-1241.03, 77-1241.04, 77-1241.06, 77-1241.07, and 77-1241.08, Revised Statutes Supplement, 1967, and section 60-305.09, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 1304, Eightieth Session, Nebraska State Legislature, 1969, relating to motor vehicles; to provide for central assessment and taxation of prorate motor vehicles; to transfer duties; to provide for the disposition of receipts; to provide severability; to repeal the original sections, and also section 77-1241.05, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Budd requested a Call of the House. The Call showed 44 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Voting in the affirmative, 37:

Budd
Burbach
Carpenter
Clark
Craft
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 5:

Batchelder
Bloom
Carstens
Danner
Waldron

Not voting, 7.

Duis
Hanna
Marvel
Orme
Schreurs
Skarda
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1263. With emergency.

A BILL FOR AN ACT to amend sections 28-406, 28-408, 28-410, 28-413, 29-2605, 29-2606, and 29-2903, Reissue Revised Statutes of Nebraska, 1943, and section 28-417, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 700, Eightieth Session, Nebraska State Legislature, 1969, relating to crimes and criminal procedure; to change penalties for certain offenses; to provide additional safeguards in connection with the custody, parole, commutation, or release of sexual psychopaths and sex offenders; to provide for notice of escapees and the arrest thereof; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Danner
Duis
Klaver
Proud
Schreurs
Simpson
Skarda
Wallwey
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1280.

A BILL FOR AN ACT to amend sections 79-1604, 79-1605.03, and 79-1621, Revised Statutes Supplement, 1967, relating to education; to change the petition requirements for formation of junior college districts; to increase the amount of state financial support to junior college districts as prescribed; to provide for nonresident tuition payments to junior college districts and area vocational technical schools; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Bloom
Burbach
Carpenter
Carstens
Craft
Elrod
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Ziebarth

Voting in the negative, 4:

Batchelder
Clark
Holmquist
Robinson

Not voting, 12:

Budd
Danner
Duis
Keyes
Klaver
Kokes
Mahoney
Schreurs
Skarda
Wallwey
Wiltse
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1357.

A BILL FOR AN ACT relating to natural resources; to provide for the creation of natural resources districts; to provide for the powers and duties of such districts; to declare policy; to define terms; to provide the natural resources districts shall assume the assets, liabilities, and obligations of soil and water conservation districts, watershed conservancy districts, watershed districts, watershed advisory boards, watershed planning boards, and mosquito abatement districts; to provide standards for removal of ground water from the state; to provide duties for the Revisor of Statutes, the Secretary of State, county clerks and election commissioners, and the Nebraska Soil and Water Conservation Commission; to amend section 46-613.01, Reissue Revised Statutes of Nebraska, 1943, and sections 2-1502, 2-1504, and 2-1507, Revised Statutes Supplement, 1967, and section 2-1503, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1356, Eightieth Session, Nebraska State Legislature, 1969; to change the method of electing members of the Nebraska Soil and Water Conservation Commission; to remove obsolete matter; to provide severability; and to repeal the original sections and also section 2-1501, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Bloom
Burbach
Carpenter
Carstens
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Pedersen
Proud
Schreurs
Simpson
Swanson
Waldo
Waldron
Warner
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 9:

Batchelder
Budd
Clark
Hanna
Holmquist
Orme
Schmit
Stull
Wiltse

Not voting, 11:

Craft
Danner
Klaver
Knight
Kokes
Reynolds
Robinson
Skarda
Syas
Wallwey
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 979. Correctly enrolled.

LEGISLATIVE BILL 1222. Correctly enrolled.

LEGISLATIVE BILL 1263. Correctly enrolled.

LEGISLATIVE BILL 1280. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 979 LB 1222 LB 1263 LB 1280

MOTION—Suspend Rules

Mr. Holmquist moved to suspend the rules to take up LR 105.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 105. Re: Electrical Service

Introduced by Executive Committee of the Legislative Council, Claire W. Holmquist, 16th District, Chairman; William M. Wylie, 40th District; Henry F. Pedersen, Jr., 4th District; William F. Swanson, 27th District and Jerome Warner, 25th District.

WHEREAS, for the purpose of providing the people of Nebraska with adequate electrical service at the lowest cost possible, consistent with good business practices, it is the policy of this state to avoid and eliminate conflict and competition among public power districts, public power and irrigation districts, municipalities, electric membership associations, and cooperatives in furnishing electric energy to retail customers, and to avoid and eliminate the duplication of facilities and resources which result therefrom; and

WHEREAS, adequate supplies of power in all areas of the state are essential to the further agricultural and industrial growth of Nebraska; and

WHEREAS, the Nebraska Legislature over the past few years has established interim study committees to review the progress being made in the reorganization of the wholesale public power generation and transmission agencies; and

WHEREAS, this process of reorganization is still under way, and it is important that its pace be quickened so that a more unified and efficient public power system can be realized for the benefit of all the state; and

WHEREAS, the public power system was established by, and operates under, the laws of the State of Nebraska; and

WHEREAS, the rate of taxation of all publicly-owned power and gas suppliers directly affects the taxpayers of the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That a committee of the Legislative Council be established to consider the progress being made in the reorganization of the public power facilities of the state, and to report thereon to the next regular session of the Legislature.

2. That the study include the matter of taxation of all publicly-owned electric and gas suppliers.

3. That the study to be undertaken be all-inclusive, that it include all public power agencies, including municipalities, and that it cover any and all aspects of the state's public power system as determined by this committee.

Mr. Carpenter offered the following amendment, which was adopted:

Amend LR 105 to include a new paragraph:

4. Study the feasibility and problems of energy by erection of atomic plants and costs of same on contracts let.

LR 105 was adopted as amended with 41 ayes, 0 nays and 8 not voting.

MOTION—Suspend Rules

Mr. Stull moved to suspend the rules to take up LR 106.

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 106. Re: Inspection of State Buildings

Introduced by Leslie A. Stull, 49th District; Rudolf C. Kokes, 41st District and Leslie Robinson, 36th District.

WHEREAS, the State of Nebraska has a major investment in buildings for the use of public institutions; and

WHEREAS, the Legislature at each session is asked to appropriate millions of dollars for the construction of new buildings and the renovation and repair of existing buildings; and

WHEREAS, the Legislature has had little opportunity to determine for itself the actual condition of state buildings; and

WHEREAS, it would be advisable for the Legislature to be informed on a regular basis as to the condition of state buildings so that proper decisions could be made on budget requests.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Executive Board of the Legislative Council appoint a Building Committee of five members of the Legislature.

2. That the Building Committee shall annually inspect all buildings of the University of Nebraska, the state colleges, and the Department of Public Institutions and report on the condition of such buildings to each regular session of the Legislature.

3. That the Building Committee is authorized to employ engineers, architects, and other experts in the field of building construction and maintenance to assist it in its inspections, and to seek the assistance of the State Fire Marshal and other state officials.

LR 106 was adopted with 33 ayes, 1 nay and 15 not voting.

Presented to the Governor

Presented to the Governor for approval on September 18, 1969, at 4:55 p.m.: LB 979 LB 1222 LB 1263 LB 1280

(Signed) Ruth Bossard, Enrolling Clerk

Adjournment

At 4:55 p.m., on a motion by Mr. Pedersen, the Legislature adjourned until 9:00 a.m., Friday, September 19, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED SIXTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Friday, September 19, 1969

Pursuant to adjournment, the Legislature met at 9:05 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

O God, be merciful when we pray with half our heart or listen with half our mind, and pity us that we are torn as we are, bedeviled with compromises. Vainly we long for life without such difficult decisions, yet we know that we have only ourselves to blame for the tensions in which we live. We need to pray that our own eyes will be opened to the truth. Deliver us from the reservations that would pray: "Thy kingdom come—but not yet; Thy will be done—by other people." Help each of us to see that if Thou art to lead our State, Thou must be permitted to lead us. If Thy will is to be done, we are the ones who must be doing it. O God, consider not our cowardice, but forgive us our failures. Hearken to those prayers of our hearts which come to us in high moments when we forget ourselves and think first of Thee and others. Amen.

The roll was called and all members were present except Mr. Clark, who was excused until 10:20 a.m.; and Mr. Danner who was excused.

Corrections for the Journal

Page 4169, line 24, after "stricken" insert "matter"; line 25, after "of" insert "Nebraska;".

Page 4178, line 43, delete "81-263.77" and insert "81-263.67".

Page 4176, line 19, delete "propose" and insert "proposed".

The Journal for the One Hundred Sixty-first Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1357. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1357 LR 8 LR 28 LR 32 LR 35 LR 44 LR 45 LR 47 LR 49 LR 52 LR 62 LR 63 LR 70 LR 72 LR 73 LR 74 LR 75 LR 77 LR 79 LR 80 LR 81 LR 82 LR 84 LR 85 LR 86 LR 87 LR 88 LR 89 LR 90 LR 91 LR 92 LR 93 LR 94 LR 95 LR 97

Member Excused

Mr. Simpson asked unanimous consent to be excused Monday, Tuesday and Wednesday, September 22, 23 and 24. No objections. So ordered.

Mr. Simpson Presiding

Speaker Warner Presiding

RESOLUTIONS

LEGISLATIVE RESOLUTION 107. Re: Hugo F. Srb

Introduced by the Legislative Council Executive Board, C. W. Holmquist, 16th District, Chairman; William F. Swanson, 27th District; Jerome Warner, 25th District; William M. Wylie, 40th District and Henry F. Pedersen, Jr., 4th District; Irving F. Wiltse, 1st District; Rick Budd, 2nd District; Orval A. Keyes, 3rd District; Eugene T. Mahoney, 5th District; Harold T. Moylan, 6th District; William R. Skarda, Jr., 7th District; C. F. (Pat) Moulton, 8th District; Sam Klaver, 9th District; Clifton B. Batchelder, 10th District; Edward R. Danner, 11th District; Richard F. Proud, 12th District; George Syas, 13th District; Florence B. Reynolds, 14th District; E. Thome Johnson, 15th District; Elmer Wallwey, 17th District; W. H. Hasebroock, 18th District; J. W. Burbach, 19th District; Bill K. Bloom, 20th District; Thomas C. Kennedy, 21st District; Herb Nore, 22nd District; Loran Schmit, 23rd District; Wayne L. Schreurs, 24th District; John E. Knight, 26th District; Roland A. Luedtke, 28th District; Fern Hubbard Orme, 29th District; Fred W. Carstens, 30th District; Williard H. Waldo, 31st District; Theodore C. Wenzlaff, 32nd District; Richard D. Marvel, 33rd District; Maurice A. Kremer, 34th District; Donald Elrod, 35th District; Leslie Robinson, 36th District; Wayne Ziebarth, 37th District; Lester Harsh, 38th District; Herbert J. Duis, 39th District; Rudolf C. Kokes, 41st District; J. James Waldron, 42nd District; Don Hanna, Jr., 43rd District; Ramey C. Whitney, 44th District; Ellen E. Craft, 45th District; Harold D. Simpson, 46th District; Robert L. Clark, 47th District; Terry Carpenter, 48th District and Leslie A. Stull, 49th District.

WHEREAS, Hugo F. Srb will retire as Clerk of the Nebraska Legislature as of the date of the adjournment sine die of the Eightieth Session of the Nebraska Legislature; and

WHEREAS, Mr. Srb has been Clerk of the Legislature since the first session of the Unicameral Legislature convened on January 5, 1937, which was the Fifty-Second Session of the Nebraska Legislature; and

WHEREAS, Mr. Srb had also served as a State Senator from Dodge County in the 1931 and 1933 sessions of the former bicameral Legislature; and

WHEREAS, there is a need for the preparation of an authoritative history of the adoption of the Unicameral Legislature in Nebraska, and of its role in the government of this state over the past thirty-two years, not only as an addition to the historical archives of Nebraska, but as an important tool in the instruction of the school children of Nebraska in the functioning of their state government; and

WHEREAS, there is no person better qualified by knowledge and experience to prepare this history than Mr. Srb.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That the Legislature hereby expresses its appreciation to Mr. Hugo F. Srb for his many years of loyal and devoted service to the Unicameral Legislature and the State of Nebraska.

2. That Mr. Srb be commissioned to prepare a history of the origin and development of the Nebraska Unicameral Legislature, and be designated as Clerk of the Legislature Emeritus.

3. That Mr. Srb be paid a salary during the course of this project as determined by the Executive Board of the Legislative Council, which would be for an estimated period of two years, and that suitable office space and clerical assistance be furnished him in the State Capitol.

Mr. Holmquist moved to suspend the rules and take up the resolution today.

The motion prevailed with 43 ayes, 0 nays and 6 not voting.

Mr. Carpenter moved to instruct the Executive Board to approve a salary for the new position of Hugo Srb equal to that which he has been receiving for a period not to exceed two years and to provide for expenses necessary in carrying out his duties in compiling the history of Nebraska.

The motion prevailed.

LR 107 was adopted by unanimous consent.

Mr. Srb addressed the members.

The Chair requested that the remarks relating to LR 107 be included in the official record.

President: May I have the attention of the members? I would at this time like to read a resolution by every member of the Body, LR 107. (Reads Resolution) Senator Holmquist.

Senator Holmquist: Mr. President, Members of the Legislature, I move for — that the rules be suspended and the Resolution be adopted.

President: Motion is to suspend the rules and take up the Resolution today. Is there any discussion on taking up the Resolution today? Senator Nore.

Senator Nore: I think this is a rather cruel and abrupt way of doing this. Now there is a lot of work to be done and I think we'd better be sure that he is going to have the same salary from now on, that he's getting now. Something to that effect. Because this thing looks to me like it's a sort of a shotgun deal to me.

President: Senator Holmquist.

Senator Holmquist: Mr. President, Members of the Legislature, the Executive Board of the Legislative Council has set a retirement date as the end of the session. And had decided that the end of December would be the closing date relative to the salary that Hugo has been drawing as Legislative Clerk. We, as yet, have not set a salary that he will get for doing the work that is requested of him relative to writing the history of the Unicameral or a book that can be used as a textbook in secondary education.

President: Motion pending is the suspension of the rules after which the motion will be made to adopt the resolution. Is there further discussion on the suspension? Senator Nore.

Senator Nore: Mr. Chairman, could this be laid over until the Executive Board makes up their minds as to what they are going to do? In the way of salary?

President: Are you asking me if it can be? Of course, it can be.

Senator Nore: I think it should be, we want to know what is going to happen, we don't want anything to happen here that is undesirable.

President: Senator Carpenter.

Senator Carpenter: I think, Senator Nore, you're a little ahead of the gun, I'm in sympathy with your opinion, if I understand you, I would hope we would suspend the rules, dispose of the problem, and let the Legislature rule as to solving other things that might want to be changed in the resolution. The only motion now, is to suspend the rules and bring this before the Body.

President: Senator Swanson.

Senator Swanson: Mr. President, Members of the Legislature, I would like to assure Senator Nore that the Executive Board has had some conversations among ourselves regarding this salary situation and I can assure you, Senator Nore, that the salary that is finally established will be agreeable both to the Board and to Mr. Srb.

President: Motion then, is to suspend the rules and take up the resolution today. If there is no further discussion, those in favor vote aye, opposed vote nay. Requires 33 votes. Have you all voted? Clerk will record.

Clerk: 43 ayes, 1 nay, remainder not voting.

President: Motion carried, rules are suspended. Senator Holmquist.

Senator Holmquist: Mr. President, Members of the Legislature, I move the adoption of the Resolution. Senator Nore said that this is not one of the easiest things that you do, a person when he accepts an office has a job to do and Hugo has had a job to do since 1937 relative to the Unicameral and has done a fine job which we all know. The laws of the State of Nebraska, of course, have a retirement date and, in order to be treating everybody the same, the Executive Board in 1968, I think, had in mind that Hugo should retire at that time. But the Legislative Body in January voted to keep him as Legislative Clerk for the Eightieth Session of the Legislature. And this has been done. So, the Executive Board of the Legislative Council has thought that it was one of their duties to retire Hugo Srb as Legislative Clerk and we discussed this quite a lot. Alone and also with Hugo. We arrived at the one thing, I think that was real important for the State of Nebraska and for Hugo that he is — will be commissioned to write a history of the Unicameral, and, also, to write a textbook that can be used in the schools of Nebraska, or in the schools anyplace. This is something we've needed for a long, long time. I know you people who are elected to the Unicameral, like I did, when you were elected you went around trying to find a book that would describe the workings of the Unicameral. That would give you the history of it. I couldn't find any. I finally arrived at buying this little pamphlet, I think it was put out by the League of Women Voters. Hugo is certainly capable, he has the knowledge, and I am sure that he would compile the history in a handbook that would be a tribute to him and also, I think, to the Unicameral and to the State of Nebraska. I, as Chairman of the Executive Council want to thank him for his service to the State of Nebraska and hope that in the next few years he is going to write the handbook, the history that we can use that will live long, long after he is gone from this earth.

President: Senator Swanson.

Senator Swanson: Mr. President, Members of the Legislature, I have a few remarks in regard to this resolution that I would like to share with you at this time. It seems to me that in the life of all men there does come a time when they change directions and move forward on a somewhat different course than they have pursued in the past. In my knowledge there are few men in the State of Nebraska who have given more freely of themselves, their talents and energies in public service than Hugo Srb. I'm certain that we are all well aware that the stamp of his direction and leadership, wise counsel are indelibly imprinted on this rather unique Legislative Body that we have in Nebraska. I'm certain that there is no man who has been more beloved or held in higher esteem by his peers and associates than our good friend, Hugo. But, now we come to a time when he will be pursuing a new course for channeling of his considerable talents and abilities. As Senator Holmquist has pointed out for many years people throughout Nebraska and across this nation have asked for and evidently there has been a real need for an in-depth study in text covering all phases of operation, philosophy and history of the Unicameral Legislature. And it also seems to me that a compilation and the writing and the editing of such a book is not a retirement pursuit, but it's a major undertaking. I would expect that this book would actually be a literary hallmark of sorts. It is not going to be simply a pamphlet which we hand out to people who inquire about the operations of this Body, and it's not going to be just another thesis prepared by a student at one of our State colleges or universities in Nebraska, but I feel very strongly about this matter of having this textbook, this history, this operational manual prepared. And, I, also, conceive that this would be a book that could be used by every American Government class in the State of Nebraska and there is just nobody other than Hugo Srb who is in a position to prepare such a text. We visited with Hugo about this, we tried to impress on Hugo the importance of getting at this task, of writing this book now. He's the one man who can do it and he should do it now. He had been an integral part of this Legislative system ever since its inception, and if he accepts this new challenge and assignment, I'm certain that he's going to be able to leave a tribute to his public service and life which would far exceed anything he has done up to the present time. I'm certainly not underestimating what he has done for the State of Nebraska in his position as Clerk. So, I feel that this is not a retirement assignment, but it's a new challenge and a change in direction in the life of Hugo Srb, and if Hugo undertakes to complete this task, it should be one of the best things that ever happened to the State of Nebraska.

President: Further discussion? Senator Waldo.

Senator Waldo: Mr. President, Members of the Legislature, I would have to agree with everything that has been said, I've been around this Legislature a good many years, in and out, I've always found Hugo Srb a real dedicated public servant, this has really been his life for many years, he has done a most excellent job, he has always been willing to help anyone regardless of whether you are a green senator coming in here for the first time, or someone that has been around for several sessions. I just want to say that I, and I know others all agree, that we really appreciate what Hugo has done and I think this is a real opportunity for him to continue and complete the job that he has been doing in selling the Unicameral to all the people and especially to the schools in the State of Nebraska.

President: Senator Nore.

Senator Nore: Mr. Chairman, I concur with Senator Swanson and Senator Waldo. I think sometimes we have folks before us, near us, we have a man in Hugo Srb that is one of the — probably the only Nebraskan who is carried in the Profiles of Courage by John F. Kennedy, probably we won't appreciate his services as much now as we will maybe several generations from now.

President: Senator Pedersen.

Senator Pedersen: Hugo Srb, known as Senator Srb, is an institution in Nebraska. He has been kind and considerate to me, since I've known him as a small boy. And he remains to this day a very close friend to me and I know to all of us here in this room. When on this day of importance for Hugo and for all of us, having him with us for two more years in a different capacity, will be important, we're wondering what we can say, and I'm wondering what I can say — I can best say what I want by giving forth with some statements that have been made by people who have much more wisdom that I'll ever have. Hugo's philosophy, I think, can be equated very much in a prayer that I've kept with me and one of the lines says "May I do the good I know, serving gladly here below." Hugo, for all these years has served good and well and gladly. Hugo's philosophy has certainly been this: "Sometimes when you think you're too small to do big things, then do small things in a big way." Hugo has always done things in a big way whether they are big or small. Hugo's philosophy is and always will be: "Always dream big dreams, even though you can't attain them, always constantly dream and strive." There was a Vietnam veteran who wrote a few days before he died, and maybe we can equate what he said to what we're doing here and Hugo has seen it all these many years when this Vietnam warrior said "We slip and slog and slash through our own Hell here on earth, and none of us is outcast by reason of our birth, we plod on tired legs, and we tread on infected feet, but America (and we can say Nebraska) flashes in our brains and our hearts, we take up the beat." Hugo Srb has written things for us to follow, we needed what he has written. A man once said "Isn't it strange that princes and kings, and clowns that caper in sawdust rings, and common people like you and me, are builders for eternity? To each is given a bag of tools, a shapeless mask and a book of rules, and each must make ere life has flown, stumbling block or a stepping stone." Hugo Srb has given to me a stepping stone. He has used his bag of tools wisely and, in conclusion, the one that was given to me by the head of the Optimist International, the year that he was taken away to eternal heaven, was this: "To solid granite once my name, I gave as a perpetual trust, an earthquake rent it to its base, and now it lies o'erlaid with dust. Now, this has failed in wiser mood, I turn and ask myself what then? If I would have my name endure, I'll write it on the hearts of men." Hugo has written his philosophy, his way of life, on all of our hearts, we're proud that he is going to write down what he has done and what we have done, so that those who come after us can look and say "Senator Srb really knew about the Legislature."

President: Senator Carpenter.

Senator Carpenter: Mr. President, I don't think it is necessary for me to say anything more in the area of the words that have been spoken by the previous members of this Body. We are all confronted with the element of time. And time goes very rapidly. No one knows that any more than I do. The Council had a very difficult responsibility. One that took an equal amount of courage in order to bring about a change in the thing that is self-evident. I think we ought to consider giving our Clerk something more than words. It is self-evident that, as time goes on that this Body is more or less made successful or unsuccessful by those who have the prime responsibility to correlate and to make this Body efficient from a standpoint of the projection and the work and the continuance and the continuity of the words and the language. I don't think there is any operation, insofar as the Clerk's office that is operated any more efficiently insofar as courtesy and availability of information and interest and desire to help than the whole staff that's been under the Clerk of this Legislature. On the other hand, we do realize, and I think that this is the proper time to say it, that as long as we are going to make a change, and I presume we are, I think we should, we ought to make a complete change. Because, insofar as my observation is concerned — now I'm not talking about the Clerk's office — there is a lack of continuity, there's a lack of a desire to cooperate, there's a lack of the determination where it starts and when it ends, and I realize the Council does not have the responsibility, except by indirection, is to end this. And I presume that that probably is the responsibility of former Senator Gerdes. I think and I would hope that it will work out satisfactorily. But somewhere along the line, we have to knock heads together, and we've got to streamline this thing and cut out a lot of nonsense that now exists in the overall structure of the operation of this Legislature in our employee structure. Because the State of Nebraska, I think, is on the verge of a great area of progress which ultimately becomes the sole responsibility of this Legislature now, as in the future. But, I do think we owe Hugo Srb something besides words. And I'd like to change the Resolution in the area of the proper place. That beginning January 1 of next year that Hugo Srb be employed for a period of not to exceed two years at the same salary he is now getting and with the understanding that if, and when, it is necessary for him to incur expenses beyond what is available in the City of Lincoln, he be reimbursed to that extent with, of course, the approval of the Council itself. And I so move.

President: Senator Carpenter, would it be appropriate with you if we adopt that — that the Executive Board would assume that to be the direction of the Legislature, rather than to be inserted in the wording of the Resolution?

Senator Carpenter: Yes.

President: Any discussion on the Carpenter motion? Seeing none, those in favor signify by saying aye, opposed nay. Motion carried.

Further discussion on the Resolution? If not, the Chair would request the Members record their vote for this Resolution by standing and give Hugo the type of hand that I know would express the collective appreciation of his service. (Applause) The Chair would declare the Resolution unanimously adopted.

Mr. Srb: Mr. President, may I speak for a moment or two here. I talked at the Cornhusker at a specific meeting one time and when I started they gave me such a complimentary introduction that everybody stood up when I got up to speak and I said that was very unusual, I'd rather they'd save it until after I got through, if they felt that way. I got two that way. But, I've always felt that it would be nice if we could do things for people while they are alive, not to wait until afterwards, many times we hear that. Certainly no more eloquent things could have been said, I don't feel, than you have said and I know having been in politics, I know it would have been very easy to have had someone file and run in opposition if you hadn't been in favor of what I was doing, and if you didn't think I was doing an acceptable job. I appreciate everything you have said, I do get disturbed, as you do with the many problems that you have to face. And I've always felt that I was more or less on both sides of the fence. I was working here and at the same time I was thinking about what you are having to do, and one time my senator said "It looks like we have two senators." I wasn't trying to tell him what to do, but I get disturbed about things that you are facing, the problems. When I've talked to groups, I've tried to impress them with the responsibilities that go with serving in the Legislature. The Committee system where all your committees are meeting at the same time, you can't know what is going on in the other committees, a great share of the time you don't know what is going on in yours. You are going to have to appear on bills in other committees. You may be called out by one of your 30,000 constituents and you lose out on the discussion on the floor, and then you are required to vote for or against what you believe to be the best interests of the State. It's been a most rewarding thing, I used to start, when I'd talk to somebody, I'd say, I remembered a man who came out on the street one day, and he said "Now, I may not be so good, but, by golly, I'm different!" Well, that applies to me as the Clerk of a one-house Legislature, I may not be so good, but I was among all the others, I was different. And so, I would tell them at one of our national meetings, I told something at one of our banquet meetings and then the next year the man came back, he was the Clerk of the Legislature from Minnesota, he said "What was that story you told about at the last meeting?" He said "I repeated it at several meetings and then I forgot it. It had something to do with a cemetery." And I tried to think back and when I went back that evening, finally I thought of it, it said that the man was so sold on what he was doing, at that time I was talking of the Unicameral, we got into a discussion, he said, this man was so sold on what he was doing that when he died he had this inscription put on his tombstone. He said "See, I told you I was sick." When I talk about the Legislature, there are four things that I stress. I say that this Body is the most representative because you increase the size of the District. We've had three Representatives and one Senator so we've had a larger district, for one individual. And, it's easier for the people to know what the workings of the man of that district is. Second, I think it's the most responsible Legislature in the country. Under the constitution any member can ask for a record vote on any proposition, that which is necessary and forthright. There is no escaping your responsibilities here. It's a most difficult job. Third, I think it is the most efficient, in spite of some of the inefficiencies that exist. It does add more efficiency, it should and it does. Because you only have one house, whereas if you had two, you'd have to do all the same things over. You'd have to have two hearings and if they couldn't agree, you'd have the conference committee. Actually the power that went to that small six-member group and that's the thing that I think you have to study, and work on to keep the responsibility right here in this Body. Norris said it would be the most important, the most powerful Body in the world. You can check me on that. That is the law, governed by your constitution of limitations. So, to serve in the Body, is an extreme privilege, the highest lawmaking body in the state. I think because of the smallness of the salaries, that they don't recognize what your tasks are, what your responsibilities are, and how hard you work, the hardest working and responsible men to be selected by the people, in whom I've had the highest esteem. I don't agree with all the motions and all the bills that are passed here, and you don't, but that's the system and if you had the difficult task of deciding what shall it be, either black or white? That would be easy, but as these things move back and forth—ideas, the most challenging thing is ideas, those ideas move back and forth, amended so that sometimes you wouldn't vote for your own bill after it's amended, things of that type, and that's what I try to say when I speak to groups. I remember your father, Senator Warner, when I talked with him one time. When I got through he said, "You sure elevate that Legislature". Well, I feel they have earned it, you have done a good job. I want to say that I share the same frustrations as Senator Carpenter has when he stands up here and says, "Why can't we do some of these things that ought to be done?" "Why do we have to pass a bill in the Legislature, then pass another bill to get the money to do it?" That shouldn't be necessary. We were getting that money through, like we amend the bills. We'll have something to go right along with it, but it is still two bills. I think the Constitution ought to be worked out so that we can do that. Some bills in the past, in the bicameral, I think the bills had the appropriations and the other in one bill. I'd like to do some research on that if the Legislature would like in connection with my study, or have some of your attorneys here do this research. But I do appreciate everything you have done and it's more than I deserve. Thank you very much.

President: Senator Swanson.

Senator Swanson: Mr. President, Members of the Legislature, I regret that we do not have available this morning for formal presentation to Hugo the suitably inscribed plaque which the Executive Board is arranging, and we'll be taking care of that some weeks from now when the plaque is finished. But I did want this Body to know that we do have a suitable memento of this occasion and it will be presented to Hugo at a later date.

President: Senator Proud.

Senator Proud: I'd just like to say to Hugo that when he writes his book, before he writes the chapter on a non-partisan Legislature, I hope he will consult me.

President: Senator Holmquist.

Senator Holmquist: Mr. President, Members of the Legislature, in one of the in-depth studies put out by the School of Journalism at the University of Nebraska, they labeled Hugo Srb as "Mr. Unicameral" and I would like for Senator Swanson and Senator Pedersen when they make up the material for this plaque that they consider calling Hugo Srb "Mr. Unicameral" and having it inscribed on it.

Mr. Srb: May I say a word about that. You know, I used to try to decide who really was the "father of the Unicameral" since John Norton is the one that first presented the bill for a one-house Legislature in 1913, and in 1917 he presented it, in 1920 in the Constitutional Convention they almost got it over then, to have it submitted to the people, but it wasn't until 1934 before they finally got it on the ballot. So the question is, who is the father? But I certainly wouldn't call myself that. I've always thought of myself as the mother. I was going to keep it going, I felt some of the responsibility was mine.

President: Senator Holmquist.

Senator Holmquist: Mr. President, Members of the Legislature, maybe we'd better change that to "Mrs. Unicameral".

President: The Chair suggests, I understand that the recording machine was working, and certainly the resolution and the comments made by the Senators prior to the adoption and Hugo's remarks should be included as part of the official records in the Journal. If there are no objections. So ordered.

MOTION—Return LB 552 to Select File

Mr. Holmquist moved to return LB 552 to Select File for the following specific amendment:

Strike Sec. 1 of the bill.

Remove my name.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 552. The Holmquist specific amendment found in this Day's Journal was adopted with 33 ayes, 0 nays and 16 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 831 to Select File

Mr. Holmquist moved to return LB 831 to Select File for the following specific amendment:

Strike the entire bill and insert Sec. 1 of LB 552.

Add Holmquist name to the bill.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 831. The Holmquist specific amendment found in this Day's Journal was adopted with 37 ayes, 0 nays and 12 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 552 to Select File

Mr. Stull moved to return LB 552 to Select File for the following specific amendment:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Section 44, Board of Education of State Normal Schools - Agency No. 49				
(1) Program No. 47 - Office of Coordinator	*$ 63,062*			*$ 63,062*
Expenditures for Personal Services shall not exceed $20,828 during the period July 1, 1969-June 30, 1970, nor $31,021 during the period July 1, 1970-June 30, 1971.				
(2) Program No. 48 - Office of Secretary	64,411			64,411
Expenditures for Personal Services shall not exceed $ 24,034 during the period July 1, 1969-June 30, 1970, nor $ 25,247 during the period July 1, 1970-June 30, 1971.				
(3) Program No. 616 - Federal Coordinating Program	30,000		$ 101,369	131,369
Expenditures for Personal Services shall not exceed $ 45,191 during the period July 1, 1969-June 30, 1970, nor $ 47,513 during the period July 1, 1970-June 30, 1971.				
For Information Purposes only: Total Appropriations to Agency No. 49 and Fund Source	*157,473*		101,369	*258,842*

The motion prevailed with 25 ayes, 1 nay and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 552. The Stull specific amendment found in this Day's Journal was offered.

Mr. Stull requested a Call of the House. The Call showed 32 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 28 ayes, 8 nays and 13 not voting.

The amendment was rejected with 19 ayes, 5 nays and 25 not voting.

Advanced to E and R for engrossment.

MOTION—Reconsider Action on LR 83

Mr. Duis moved to reconsider action on LR 83.

Mr. Duis requested a Call of the House. The Call showed 36 members present.

Mr. Duis moved the Call be raised. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Mr. Duis requested a record vote on the motion to reconsider.

Voting in the affirmative, 19:

Bloom
Carpenter
Duis
Hanna
Kennedy
Klaver
Knight
Kokes
Mahoney
Marvel
Moulton
Moylan
Nore
Reynolds
Schmit
Stull
Syas
Waldron
Wallwey

Voting in the negative, 4:

Craft
Harsh
Holmquist
Pedersen

Not voting, 26:

Batchelder
Budd
Burbach
Carstens
Clark
Danner
Elrod
Hasebroock
Johnson
Keyes
Kremer
Luedtke
Orme
Proud
Robinson
Schreurs
Simpson
Skarda
Swanson
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

The motion lost.

MOTION—Order of Business

Mr. Burbach moved to take up Final Reading at this time.

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1070.

A BILL FOR AN ACT to amend sections 24-706 and 24-713, Reissue Revised Statutes of Nebraska, 1943, sections 24-701, 24-703, and 24-710, Revised Statutes Supplement, 1967, and section 26-102, Revised Statutes Supplement, 1967, as amended by section 4, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969, relating to courts; to establish categories of original and future members for purposes of the Nebraska Retirement Fund for Judges, and establish separate funds within such fund; to harmonize provisions with previous legislation; to provide when the full term of a municipal judge shall commence; to provide for remittances; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Wallwey

Not voting, 4:

Danner
Duis
Kennedy
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 848.

A BILL FOR AN ACT to amend section 79-1276, Reissue Revised Statutes of Nebraska, 1943, and section 79-1279, Revised Statutes Supplement, 1967, relating to Reserve Teachers; to provide qualification and salary of Reserve Teachers; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Batchelder
Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 2:

Kokes
Wallwey

Not voting, 5:

Danner
Duis
Hanna
Holmquist
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 934. With emergency.

A BILL FOR AN ACT to amend sections 54-1501, 54-1507, and 54-1509, Reissue Revised Statutes of Nebraska, 1943, relating to hog cholera; to regulate the importation of serum as prescribed; to provide when claims for indemnity shall be disallowed; to provide a burden of proof; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Bloom
Budd
Burbach
Carstens
Craft
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Knight
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 7:

Carpenter
Keyes
Klaver
Kokes
Mahoney
Robinson
Waldron

Not voting, 6:

Batchelder
Clark
Danner
Duis
Wallwey
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 968.

A BILL FOR AN ACT relating to communications; to define terms; to make certain acts unlawful; to provide penalties; to authorize the interception of wire or oral communications and provide procedures therefor as prescribed; to require reports as prescribed; and to repeal section 86-328, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Budd
Burbach
Carstens
Craft
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schreurs
Simpson
Stull
Syas
Waldo
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 17:

Batchelder
Bloom
Carpenter
Clark
Duis
Hanna
Klaver
Kokes
Mahoney
Marvel
Robinson
Schmit
Skarda
Swanson
Waldron
Wallwey
Wylie

Not voting, 1:

Danner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1066. With emergency.

A BILL FOR AN ACT to amend sections 23-320.01 and 23-320.06, Reissue Revised Statutes of Nebraska, 1943, and sections 23-320.03 and 23-320.07, Revised Statutes Supplement, 1967, relating to flood control; to provide for the payment of construction costs and expenses of flood control projects as prescribed; to require an election before bonds may be issued to pay certain costs; to provide for an increase in the mill levy as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 30:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Elrod
Hasebroock
Holmquist
Johnson
Kokes
Kremer
Luedtke
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 7:

Hanna
Kennedy
Knight
Wallwey
Wenzlaff
Whitney
Wylie

Not voting, 12:

Batchelder
Craft
Danner
Duis
Harsh
Keyes
Klaver
Mahoney
Marvel
Pedersen
Robinson
Schreurs

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 30:

Budd
Burbach
Carpenter
Carstens
Clark
Elrod
Hasebroock
Holmquist
Johnson
Klaver
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Nore
Orme
Proud
Reynolds
Schmit
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse
Ziebarth

Voting in the negative, 5:

Hanna
Kennedy
Knight
Wenzlaff
Whitney

Not voting, 14:

Batchelder
Bloom
Craft
Danner
Duis
Harsh
Keyes
Mahoney
Pedersen
Robinson
Schreurs
Simpson
Wallwey
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 1099. With emergency.

A BILL FOR AN ACT to amend sections 71-604.01 and 71-604.02, Revised Statutes Supplement, 1967, relating to public health and welfare; to require that all infants born in this state be screened for metabolic disease as prescribed by the Department of Health; to provide for rules and regulations; to require certain reports to the department; to provide duties; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Batchelder
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock

Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Bloom
Danner
Marvel
Wylie

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1186.

A BILL FOR AN ACT relating to nursing homes; to provide for the licensing of nursing home administrators; to provide duties; to provide for standards; to provide for waivers; and to provide a board, its composition, duties, and compensation.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Knight
Kokes
Kremer
Luedtke
Marvel
Moulton
Moylan
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 1:

Skarda

Not voting, 7:

Batchelder
Danner
Kennedy
Klaver
Mahoney
Nore
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1228. With emergency.

A BILL FOR AN ACT to amend section 16-328, Revised Statutes Supplement, 1967, relating to cities of the first class; to extend provisions to cities of the second class; to provide that such cities may contribute money for funding past service benefits of employee retirement programs; to repeal the original section, and also section 17-719, Revised Statutes Supplement, 1967; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Bloom
Budd
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Batchelder
Burbach
Danner
Keyes
Marvel
Wallwey

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Member Excused

Mr. Marvel asked unanimous consent to be excused from 11:30 a.m. until 1:30 p.m. No objections. So ordered.

LEGISLATIVE BILL 1255.

A BILL FOR AN ACT to amend section 79-2208, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 967, Eightieth Session, Nebraska State Legislature, 1969, relating to education and educational service units; to define the authority of a board of an educational service unit to provide supplementary educational services; and to repeal the original section, and also section 79-2211, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Kokes
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Danner
Hanna
Harsh
Keyes
Marvel
Skarda
Wallwey
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1308.

A BILL FOR AN ACT relating to veterans; to define terms; to provide a preference for veterans in employment by the state or its governmental subdivisions; to provide exceptions; to provide procedures; to provide penalties; to amend section 55-156.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 59, Legislative Bill 186, Eightieth Session, Nebraska State Legislature, 1969; to change reemployment rights; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keys
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 0.

Not voting, 6:

Carpenter
Danner
Hanna
Kokes
Marvel
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1390.

A BILL FOR AN ACT relating to state institutions; to establish a Division of Medical Services in the Department of Public Institutions; to provide for a Director of Medical Services; to define the duties, responsibilities and authority of the Division of Medical Services and the Director of Medical Services; to provide for the administration of the clinical programs and services of the division; to change the official names of the Lincoln State Hospital, Norfolk State Hospital, and Hastings State Hospital as prescribed; to harmonize the provisions thereof with previous legislation; to amend sections 83-107.02, 83-305, 83-306, 83-307.01, 83-308, 83-312, 83-322, 83-324, 83-327, 83-336, 83-339, 83-340, 83-348, and 83-362, Reissue Revised Statutes of Nebraska, 1943, section 83-107.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 6, Legislative Bill 601, Eightieth Session, Nebraska State Legislature, 1969, section 83-125, Reissue Revised Statutes of Nebraska, 1943, as amended by section 72, Legislative Bill 1307, Eightieth Session, Nebraska State Legislature, 1969, and section 83-227.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 19, Legislative Bill 286, Eightieth Session, Nebraska State Legislature, 1969; and to repeal the original sections and also section 83-142, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 717, Eightieth Session, Nebraska State Legislature, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Bloom
Budd
Burbach
Carpenter
Carstens
Craft
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie
Ziebarth

Voting in the negative, 2:

Batchelder
Schmit

Not voting, 10:

Clark
Danner
Duis
Hanna
Klaver
Kremer
Marvel
Reynolds
Simpson
Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1396. With emergency.

A BILL FOR AN ACT relating to cities of the metropolitan class; to make findings; to define terms; to provide for the construction and leasing of parking facilities as prescribed; to provide for leasing of air space as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kremer
Luedtke
Mahoney
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson

Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 4:

Batchelder
Danner
Kokes
Marvel

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 552. Replaced on Select File as amended.

E and R amendments to LB 552:

1. In the title, strike lines 2 to 9 and amendments thereto and insert:

"FOR AN ACT relating to appropriations; to appropriate funds for the operation of state government for the 1969-1971 biennium; and to declare an emergency.".

2. Strike section 4 and renumber sections 2, 3, and 5 as sections 1 to 3 respectively.

LEGISLATIVE BILL 831. Replaced on Select File as amended.

E and R amendments to LB 831:

1. In the title, strike lines 2 to 12 and amendments thereto and insert:

"FOR AN ACT to amend section 2, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 1, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriations; to increase an appropriation to the Legislative Council; to repeal the original section; and to declare an emergency.".

2. Add two new sections to read;

"Sec. 2. That original section 2, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 1, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 552. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 831. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 552. Correctly re-engrossed.

LEGISLATIVE BILL 831. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Presented to the Governor

Presented to the Governor for approval on September 19, 1969 at 10:00 a.m.: LB 1357

(Signed) Ruth Bossard, Enrolling Clerk

Recess

At 11:59 a.m., on a motion by Mr. Bloom, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:37 p.m., Mr. Simpson presiding.

The roll was called and all members were present except Messrs. Budd and Burbach who were excused until 2:00 p.m.; and Mr. Danner who was excused; and Mr. Luedtke who was excused until 3:00 p.m.

MOTION—Reconsider Action on LB 885

Mr. Johnson moved to reconsider action on LB 885.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

MOTION—Return LB 885 to Select File

Mr. Carpenter moved to return LB 885 to Select File for the following Johnson specific amendment:

Strike all but Sec. 1 and 2 of the bill and add the emergency clause.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 885. The Johnson specific amendment found in this Day's Journal was adopted with 36 ayes, 0 nays and 13 not voting.

Advanced to E and R for engrossment.

MOTION—Return LB 552 to Select File

Mr. Swanson moved to return LB 552 to Select File for the following specific amendment:

Insert a new section into LB 552 as follows:

That section 41, Legislative Bill 1421, Eightieth Session,
Nebraska State Legislature 1969, as amended by section 27,
Legislative Bill 928, Eightieth Session, Nebraska State
Legislature, be amended to read as follows:

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 41. Board of Barber Examiners - Agency No. 45				
Program No. 80 - Enforcement of Standards - Barbering		$ ~~65,273~~ 69,424		$ ~~65,273~~ 69,424

Expenditures for Personal Services shall not exceed $19,591 during the period July 1, 1969 - June 30, 1970, nor $20,008 during the period July 1, 1970 - June 30, 1971. The sum of $1,450 is included for central data processing charges and shall not be expended for any other purpose.

The unexpended Cash Fund balances existing on June 30, 1969, are hereby reappropriated.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
For Information Purposes only: Total Appropriations to Agency No. 45 and Fund Source		~~65,273~~ 69,424		~~65,273~~ 69,424

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

SELECT FILE

LEGISLATIVE BILL 552. The Swanson specific amendment found in this Day's Journal was adopted with 32 ayes, 1 nay and 16 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 798 to Select File

Mr. Ziebarth moved to return LB 798 to Select File for the following specific amendment:

1. In section 1, line 145, insert "*, or who may attend,*" after "attending".

The motion prevailed with 32 ayes, 1 nay and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 798. The Ziebarth specific amendment found in this Day's Journal was adopted with 30 ayes, 1 nay and 18 not voting.

Advanced to E and R for engrossment.

MOTION—Return LB 798 to Select File

Mr. Wylie moved to return LB 798 to Select File for the following specific amendment:

1. In section 1, line 13 and line 42, strike "or Class" and show stricken and insert an underscored comma, and after "II" insert "*III, IV, or V*"; in line 98 strike "Class I, II, or VI" and show stricken.

The motion lost with 9 ayes, 21 nays and 19 not voting.

Message from the Governor

September 19, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on September 17, 1969, I approved LB 1193, LB 1440, LB 171, LB 825, LB 1429, LB 1438, and LB 1409 and on September 18, 1969, I approved LB 216, LB 449, LB 527, LB 567, LB 1280, LB 1222, and LB 1345.

Respectfully,

(Signed) Norbert T. Tiemann, Governor

NTT:skb

MOTION—Return LB 1341 to Select File

Mr. Harsh moved to return LB 1341 to Select File for the following specific amendment:

1. In section 8, lines 54 and 55, strike "shall not be actively engaged in the educational profession and", and show as stricken.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1341. The Harsh specific amendment found in this Day's Journal was adopted with 31 ayes, 0 nays and 18 not voting.

Advanced to E and R for engrossment.

MOTION—Return LB 1096 to Select File

Mr. Batchelder moved to return LB 1096 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Batchelder requested a Call of the House. The Call showed 36 members present.

Mr. Keyes moved the Call be raised. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

Mr. Carpenter requested a record vote on the original motion.

Voting in the affirmative, 13:

Batchelder
Carpenter
Clark
Duis
Hanna
Kokes
Mahoney
Moylan
Nore
Skarda
Stull
Wallwey
Wylie

Voting in the negative, 24:

Bloom
Budd
Burbach
Carstens
Elrod
Harsh
Hasebroock
Holmquist

Kennedy
Keyes
Knight
Moulton
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Swanson
Waldo
Warner
Wenzlaff
Ziebarth

Not voting, 12:

Craft
Danner
Johnson
Klaver
Kremer
Luedtke
Marvel
Reynolds
Syas
Waldron
Whitney
Wiltse

The motion lost.

Member Excused

Mr. Waldron asked unanimous consent to be excused for the balance of the day. No objections. So ordered.

MOTION—Return LB 1096 to Select File

Speaker Warner moved to return LB 1096 to Select File for the following specific amendment:

Amendment 1.

Amend Section 6 of LB 1096 as follows:

1) In line 8, strike "51,543,032" and insert "50,771,719" and strike "52,039,821" and insert "51,268,508". In line 24, strike "$1,093,313" and insert "$322,000".

2) In line 56, strike "1,955,212" and insert "3,762,337", and strike "9,814,218" and insert "11,621,343". In line 60, strike "$1,237,500" and insert "$614,625". After the word "purpose" in line 62, insert the following, "nor shall any payments be made from this appropriation to any of the four state colleges or to Agency 51 - the University of Nebraska.". After the period in line 62, insert the following; "Included in the above General Fund appropriation is $2,430,000 which sum shall be credited to the Post-High School Occupational Education Fund which is hereby appropriated for distribution in accordance with the provisions of Legislative Bill 979, Eightieth Session, Nebraska State Legislature, 1969.

3) Strike lines 98 - 105.

4) In line 159, strike "64,072,930" and insert "65,108,742" and strike "122,265,672" and insert "123,301,484".

Amend LB 1096 to insert a new section as follows:

		Fund Distribution		
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. State Board of Community Colleges - Agency No. 82				
Program No. 634 - Community Colleges	$ 1,248,185			$ 1,248,185
Included in the appropriation is $1,093,290, which sum shall be credited to the Transfer College Credit Fund which is hereby appropriated for distribution in accordance with the provisions of Legislative Bill 979, Eightieth Session, Nebraska State Legislature, 1969.				
For Informational Purposes only: Total Appropriations to Agency No. 82 and Fund Source	1,248,185			1,248,185

Amendment 2.

Amend section 19 that relates to the Department of Public Welfare as follows:

In the General Fund column strike "37,147,155" each time it appears; in the Federal Fund column strike "74,474,571" each time it appears; in the Total column strike "111,639,726" each time it appears; insert in lieu thereof "36,591,464", "74,084,576", and "110,694,040" respectively.

Amendment 3.

Amend section 33 as follows:

1. Strike subsection (5).
2. In subsection (6) strike "326,793" in the General Fund and Total columns and insert "308,792" in both places. Amend the Personal Services limitations by striking "104,692" and "123,191" and inserting in lieu thereof "97,146" and "112,736", respectively.
3. In the last line of the section strike "4,217,521" and "7,239,707" and insert in lieu thereof "3,462,264" and "6,484,450", respectively.

Amendment 4.

Amend section 41 as follows:

1. In subsection (1) that relates to the Department of Public Institutions subject to the passage of LB 1263, strike "625,037", "304,598", and "320,439" and insert in lieu thereof "425,469", "139,696", and "285,773", respectively.
2. Strike subsection (3).
3. Strike subsection (4).
4. Strike subsection (5).
5. Strike subsection (6).
6. Strike subsection (10).
7. In subsection (11) that relates to Program 620 of the Department of Health, strike "39,100", "9,400", and "18,800", and insert in lieu thereof "5,330", "240", and "300", respectively. In line 3 of the subsection strike "Cash Funds" and insert in lieu thereof "the General Fund".
8. In subsection (12) that relates to Program 617 of the Game and Parks Commission, strike "166,000" and "148,000" and insert in lieu thereof "8,300" and "7,400", respectively.

9. In subsection (13) that relates to Program 334 of the Soil and Water Conservation Commission subject to the passage of LB 1357, strike "95,000" and insert "85,000".

10. In subsection (14) that relates to Program 610 of the Nebraska Investment Council subject to the passage of LB 1345, strike "137,412", "46,926", and "46,926", and insert in lieu thereof "152,051", "50,681", and "57,650", respectively.

11. In subsection (18) that relates to Program 70 of the Department of Motor Vehicles subject to the passage of LB 1222, strike "68,509" and insert "106,509".

12. Renumber remaining subsection accordingly.

Amendment 5.

Amend section 4, line 18 by striking "State Claims Board" and inserting in lieu thereof "Tort Claims Division".

Amendment 6.

Amend section 3 that relates to the office of the Auditor as follows:

Add a new subsection and after the subsection number insert "Program No. 635 - Nebraska Budget Act". In the General Fund column opposite the program title insert "95,800"; in the Total column insert "95,800". Insert the following paragraph:

> "Expenditures for Personal Services shall not exceed $13,000 during the period July 1, 1969 - June 30, 1970, nor $18,600 during the period July 1, 1970 - June 30, 1971."

In the last line of section 3 strike "808,676" each time it appears and insert in lieu thereof "904,476".

Amendment 7.

Amend LB 1096 by adding a new section as follows:

"Expenditures of Cash Funds appropriated as provided in sections 45, 46, 47, and 48 of Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by sections 29, 30, 31, and 32, respectively, of Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, for programs 221, 222, 223, and 224 shall not be limited to the amounts shown in column (C)."

Amendment 8.

Strike section 18 and insert in lieu thereof the following:

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
	Fund Distribution			
"Sec. 18. That section 23, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 16, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, be amended to read as follows:				
Sec. 23. Department of Public Institutions - Agency No. 25				
(1) Program No. 33 - Department Central Office	$ ~~1,710,884~~ *1,835,876*			$ ~~1,710,884~~ *1,835,876*
Expenditures for Personal Services shall not exceed $~~529,448~~ *556,702* during the period July 1, 1969 - June 30, 1970, nor $~~554,807~~ *625,237* during the period July 1, 1970 - June 30, 1971. The sum of $150,000 is included for research and special studies and $70,000 is included for Central Data Processing charges, which funds shall not be expended for any other purposes. *Expenditures from Cash Funds for the program in this subsection shall be unlimited.*				
(2) Program No. 355 - Blind Rehabilitation (Service for Visually Impaired)	*193,654*	1,080	*730,077*	*924,811*

Expenditures for Personal Services shall not exced ~~$159,620~~ *$164,750* during the period July 1, 1969 - June

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
30, 1970, nor ~~$167,924~~ *$183,954* during the period July 1, 1970 - June 30, 1971, exclusive of commissions paid to operators or blind enterprises.				
(3) Program No. 356 - Parole Administration Expenditures for Personal Services shall not exceed $73,479 during the period July 1, 1969 - June 30, 1970, nor $82,552 during the period July 1, 1970 - June 30, 1971.	*200,249*			*200,249*
(4) Program No. 361—Mental Patient Care (Hastings State Hospital)	~~8,839,605~~	~~1,100,955~~ *1,118,728*	792,816	~~10,164,574~~ *10,751,149*
Expenditures for Personal Services shall not exceed $~~4,088,790~~ *4,225,513* during the period July 1, 1969 - June 30, 1970, nor $~~4,292,911~~ *4,721,455* during the period July 1, 1970 - June 30, 1971.				
(5) Program No. 362—Mental Patient Care (Norfolk State Hospital)	7,553,841	~~834,260~~ *852,033*	50,000	~~7,994,065~~ *8,455,874*
Expenditures for Personal Services shall not exceed $~~3,235,742~~ *3,345,371* during the period July 1, 1969 - June 30, 1970, nor $~~3,387,549~~ *3,738,419* during the period July 1, 1970 - June 30, 1971.				

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(6) Program No. 363—Mental Patient Care (Lincoln State Hospital)	9,725,142	~~1,031,700~~ *1,031,473*	281,208	~~10,441,530~~ *11,037,823*

Expenditures for Personal Services shall not exceed ~~$4,266,060~~ *4,408,433* during the period July 1, 1969 - June 30, 1970, nor ~~$4,473,135~~ *4,925,758* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(7) Program No. 364—Panhandle Mental Health Clinic	189,625	4,000		193,625

Expenditures for Personal Services shall not exceed ~~$80,950~~ *$83,521* during the period July 1, 1969 - June 30, 1970, nor ~~$94,996~~ *$93,286* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(8) Program No. 371—Custody and Rehabilitation (Girls' Training School)	887,247	18,000		905,247

Expenditures for Personal Services shall not exceed ~~$324,010~~ *$334,301* during the period July 1, 1969 - June 30, 1970, nor ~~$340,007~~ *$373,383* during the period July 1, 1970 - June 30,

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(9) Program No. 372—Custody and Rehabilitation (Penal and Correctional Complex)	5,449,204	682,278		6,131,482

Expenditures for Personal Services shall not exceed ~~$1,690,597~~ *$1,917,784* during the period July 1, 1969 - June 30, 1970, nor ~~$1,990,500~~ *$2,058,416* during the period July 1, 1970 - June 30, 1971.

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(10) Program No. 373—Custody and Rehabilitation (State Reformatory for Women)	242,683	111,842		354,525

Expenditures for Personal Services shall not exceed ~~$118,295~~ *$122,052* during the period July 1, 1969 - June 30, 1970, nor $~~124,242~~ *$136,321* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(11) Program No. 374—Custody and Rehabilitation (Boys' Training School)	1,819,552	75,800		1,895,352

Expenditures for Personal Services shall not exceed ~~$652,391~~ *$673,113* during the period July 1, 1969 - June 30, 1970, nor ~~$800,133~~ *$751,804* during the period July 1, 1970 - June 30, 1971.

	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
(12) Program No. 421—Care of Mentally Retarded (Beatrice State Home)	~~9,820,564~~	~~1,452,725~~ *1,470,498*	1,221,688	~~11,371,839~~ *12,512,750*

Expenditures for Personal Services shall not exceed $~~4,560,002~~ *4,711,785* during the period July 1, 1969 - June 30, 1970, nor $~~5,027,931~~ *5,515,724* during the period July 1, 1970 - June 30, 1971. Funds are included for the purpose of employing additional educational and training personnel in order to extend the educational program to a larger number of residents and to conduct a

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
third session daily if existing facilities are not adequate to accommodate the number of residents in the program in two sessions.				
(13) Program No. 422—Care of Mentally Retarded (Norfolk State Hospital)	273,207			273,207
Expenditures for Personal Services shall not exceed ~~$101,780~~ *$105,023* during the period July 1, 1969 - June 30, 1970, nor ~~$107,082~~ *$117,301* during the period July 1, 1970 - June 30, 1971.				
(14) Program No. 423—Care of Mentally Retarded (Tuberculosis Hospital)	341,018			341,018
Expenditures for Personal Services shall not exceed ~~$127,800~~ *$131,442* during the period July 1, 1969 - June 30, 1970, nor ~~$133,000~~ *$146,809* during the period July 1, 1970 - June 30, 1971.				
(15) Program No. 424—Care of Mentally Retarded	~~47,174~~		~~86,641~~	~~133,815~~
	683,194			*683,194*
Expenditures for Personal Services shall not exceed $~~43,102~~ *51,448* during the period July 1, 1969 - June 30, 1970, nor $~~45,905~~ *59,251* during the period July 1, 1970 - June 30, 1971.				
(16) Program No. 519—Care of Aged (Soldiers' and Sailors' Home)	1,530,015	1,362,719		2,892,734

	General (G) Fund	Fund Distribution Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(17) Program No. 520—Care of Tubercular (Tuberculosis Hospital)	1,184,416	75,700		1,260,116
Expenditures for Personal Services shall not exceed ~~$457,067~~ *$471,605* during the period July 1, 1969 - June 30, 1970, nor ~~$479,018~~ *$526,738* during the period July 1, 1970 - June 30, 1971.				
Expenditures of Cash Funds shall not be limited to the amount shown in Column (C).				
(18) Program No. 521—Orthopedic Care (Orthopedic Hospital)	1,737,567	94,184		1,831,751
Expenditures for Personal Services shall not exceed ~~$691,322~~ *$713,280* during the period July 1, 1969 - June 30, 1970, nor ~~$742,282~~ *$796,666* during the period July 1, 1970 - June 30, 1971.				
(19) Program No. 548—Mental Health Institute (Nebraska Psychiatric Institute)	3,307,188	~~463,061~~ *480,834*	206,000	~~3,753,228~~ *3,994,022*
Expenditures for Personal Services shall not exceed $~~1,660,694~~ *1,720,285* during the period July 1, 1969 - June 30, 1970, nor $~~1,748,465~~ *1,923,350* during the period July 1, 1970 - June 30 1971. The Personal Services limitations shall not apply to personnel in				

	Fund Distribution			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
positions funded from federal and private research grants.				
(20) Program No. 589 - Citizens' Committee on Mental Retardation	6,000			6,000
The unexpended Cash Fund balances existing on June 30, 1969, for the programs in subsections (1) to (20) of this section are hereby reappropriated to the respective programs.				
For Informational Purposes only: Total Appropriations to Agency No. 25 and Fund Source	~~51,898,556~~ *55,819,847*	~~7,280,304~~ *7,379,169*	~~3,351,550~~ *3,281,789*	~~62,531,410~~ *66,480,805*".

Mr. Bloom moved to return LB 1096 to strike everything but the title.

The Chair ruled the motion out of order.

Mr. Bloom challenged the decision of the Chair. The Chair asked, "Shall the Chair be sustained in its ruling?"

The Chair was sustained with 26 ayes, 14 nays and 9 not voting.

The Warner motion to return prevailed with 33 ayes, 5 nays and 11 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 848. Correctly enrolled.

LEGISLATIVE BILL 934. Correctly enrolled.

LEGISLATIVE BILL 968. Correctly enrolled.

LEGISLATIVE BILL 1099. Correctly enrolled.

LEGISLATIVE BILL 1186. Correctly enrolled.

LEGISLATIVE BILL 1228. Correctly enrolled.

LEGISLATIVE BILL 1255. Correctly enrolled.

LEGISLATIVE BILL 1308. Correctly enrolled.

LEGISLATIVE BILL 1390. Correctly enrolled.

LEGISLATIVE BILL 1396. Correctly enrolled.

LEGISLATIVE BILL 1066. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Warner Presiding

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LR 105 LR 106 LB 848 LB 934 LB 968 LB 1099 LB 1186 LB 1228 LB 1255 LB 1308 LB 1390 LB 1396 LB 1066

Mr. Simpson Presiding

Message from the Secretary of State

September 19, 1969

Mr. Hugo F. Srb
Clerk of the Legislature
State Capitol
Lincoln, Nebraska

Dear Mr. Srb:

This letter is to officially notify you that I am in receipt of Legislative Bill 1425 which was forwarded to my office, pursuant to a motion duly adopted by the Legislature on September 16, 1969.

Please be advised that I have also received a copy of the resolution pertaining to L.B. 1425 and a copy of the letter from Governor Norbert T. Tiemann addressed to the Legislature setting forth his disapproval of certain items in L.B. 1425.

These documents are now a part of the public record in this office.
Sincerely yours,

(Signed) Frank Marsh, Secretary of State

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 885. Replaced on Select File as amended.

E and R amendments to LB 885:

1. Insert two new sections to read:

"Sec. 3. That original section 43-514, Reissue Revised Statutes of Nebraska, 1943, and section 43-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 514, Eightieth Session, Nebraska State Legislature, 1969, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, as it appears in the Final Reading bill, strike lines 2 to 4 and insert:

"FOR AN ACT to amend section 43-514, Reissue Revised Statutes of Nebraska, 1943, and"; and strike beginning with the first "to" in line 11 through "1943" in line 15, and insert "to repeal the original sections".

SELECT FILE

LEGISLATIVE BILL 885. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 885. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Members Excused

Mr. Batchelder asked unanimous consent to be excused at 3:00 p.m. for the remainder of the day and tomorrow. No objections. So ordered.

Mr. Kokes asked unanimous consent to be excused at 3:00 p.m. for one hour. No objections. So ordered.

MOTION—Order of Business

Mr. Carpenter moved to take up Final Readings at this time.

The motion prevailed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1405.

A BILL FOR AN ACT to amend sections 17-540, 19-2905, and 19-2907, Reissue Revised Statutes of Nebraska, 1943, relating to municipalities; to provide for the use of certain funds; to provide for retention of records of annual audits subject to public inspection as prescribed; to provide a penalty for failure to cause an annual audit and file same with the Auditor of Public Accounts as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 9:

Batchelder
Danner
Harsh
Klaver
Knight
Kokes
Kremer
Schreurs
Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1432. With emergency.

A BILL FOR AN ACT to amend section 45-335, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1384, Eightieth Session, Nebraska State Legislature, 1969, relating to installment sales; to redefine a term; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carpenter
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Danner
Holmquist
Klaver
Knight
Kokes
Kremer
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 1437 to Select File

Mr. Carpenter moved to return LB 1437 to Select File for the following specific amendment:

Strike the enacting clause.

The motion lost with 11 ayes, 23 nays and 15 not voting.

Members Excused

Messrs. Ziebarth and Clark and Miss Reynolds asked unanimous consent to be excused at 3:40 p.m. for the balance of the day. No objections. So ordered.

LEGISLATIVE BILL 1437. With emergency.

A BILL FOR AN ACT to amend sections 10-304, 10-406, 10-407, 10-502, 10-601, 10-602, 10-603, 10-606, 10-607, 10-610, 10-613, 10-705, 10-717, 10-802, 14-365.02, 14-365.06, 14-515, 14-1215, 14-1218, 14-1220, 15-713, 16-214, 16-630, 16-653, 16-669, 16-671.01, 16-672.07, 16-672.09, 16-672.11, 16-724, 17-152, 17-165, 17-534, 17-557.01, 17-908, 17-911, 17-920, 17-922, 17-923, 17-939, 17-958, 18-502, 18-506, 18-511, 18-611, 18-1202, 18-1502, 19-1307, 19-1403, 19-2403, 19-2404, 19-2405, 19-2406, 19-2414, 23-131, 23-343, 23-1602, 31-125, 31-336, 31-416, 31-417, 31-422, 31-510, 31-531, 31-544, 31-709, 31-725, 31-824, 31-825, 31-826, 35-512, 39-837, 39-860, 39-1616, 39-1619, 39-1645, 39-1648, 45-106, 46-146, 46-196, 46-198, 46-1,112, 46-1,119, 46-563, 46-632, 46-1015, 71-1622, and 79-531, Reissue Revised Statutes of Nebraska, 1943, sections 10-101, 10-409, 16-623, 16-626, 16-695, 17-520, 17-529.08, 17-903, 17-925, 17-950, 17-963, 17-967, 17-976, 18-1804, 18-2003, 18-2125, 18-2126, 19-2419, 23-343.13, 23-343.54, and 23-343.65, Revised Statutes Supplement, 1967, section 14-1029, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 213, Eightieth Session, Nebraska State Legislature, 1969, sections 16-670 and 16-671, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 1 and 2, Legislative Bill 206, Eightieth Session, Nebraska State Legislature, 1969, section 16-803, Reissue Revised Statutes of Nebraska, 1943, as amended by section 27, Legislative Bill 435, Eightieth Session, Nebraska State

Legislature, 1969, section 19-2103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 415, Eightieth Session, Nebraska State Legislature, 1969, section 31-739, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 403, Eightieth Session, Nebraska State Legislature, 1969, section 46-567.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 123, Eightieth Session, Nebraska State Legislature, 1969, section 15-834, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1373, Eightieth Session, Nebraska State Legislature, 1969, sections 17-515 and 17-516, Revised Statutes Supplement, 1967, as amended by sections 1 and 2, Legislative Bill 1273, Eightieth Session, Nebraska State Legislature, 1969, section 17-903, Revised Statutes Supplement, 1967, as amended by section 4, Legislative Bill 659, Eightieth Session, Nebraska State Legislature, 1969, section 23-343.07, Revised Statutes Supplement, 1967, as amended by section 1, Legislative Bill 1375, Eightieth Session, Nebraska State Legislature, 1969, and section 79-520, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 1418, Eightieth Session, Nebraska State Legislature, 1969, relating to interest; to remove limitations on interest rates on certain bonds as prescribed; to provide when interest shall be paid as prescribed; to remove an exception; to remove obsolete matter; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Duis requested a Call of the House. The Call showed 35 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 26 ayes, 0 nays and 23 not voting.

Voting in the affirmative, 26:

Bloom
Budd
Burbach
Carstens
Craft
Duis
Elrod
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Schmit
Schreurs
Simpson
Swanson
Syas
Warner
Wenzlaff
Wiltse

Voting in the negative, 9:

Carpenter
Hanna
Marvel
Pedersen
Robinson
Skarda
Stull
Waldo
Whitney

Not voting, 14:

Batchelder
Clark
Danner
Harsh
Johnson
Klaver
Kokes
Kremer
Nore
Reynolds
Waldron
Wallwey
Wylie
Ziebarth

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 27:

Bloom
Budd
Burbach
Carstens
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Luedtke
Mahoney
Moulton
Moylan
Orme
Proud
Schmit
Schreurs
Simpson
Swanson
Syas
Wallwey
Wenzlaff
Wiltse

Voting in the negative, 12:

Carpenter
Hanna
Marvel
Nore
Pedersen
Robinson
Skarda
Stull
Waldo
Warner
Whitney
Wylie

Not voting, 10:

Batchelder
Clark
Danner
Johnson
Klaver
Kokes
Kremer
Reynolds
Waldron
Ziebarth

A constitutional majority having voted in the affirmative with the emergency clause stricken, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1439. With emergency.

A BILL FOR AN ACT relating to multihandicapped children; to establish a program for such children; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Bloom
Burbach
Carpenter
Carstens
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Kennedy
Keyes
Knight
Luedtke
Mahoney

Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 0.

Not voting, 12:

Batchelder
Budd
Clark
Danner
Johnson
Klaver
Kokes
Kremer
Reynolds
Waldron
Wiltse
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Presented to the Governor

Presented to the Governor for approval on September 19, 1969 at 3:25 p.m.: LB 1066 LB 1396 LB 1390 LB 1308 LB 1255 LB 1228 LB 1186 LB 1099 LB 968 LB 934 LB 848

(Signed) Mary Ostdiek,
Ass't Enrolling Clerk

Members Excused

Mr. Budd asked unanimous consent to be excused at 4:15 p.m. for the balance of the day. No objections. So ordered.

Mr. Holmquist asked unanimous consent to be excused at 4:25 p.m. for the balance of the day. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1096. The Warner specific amendments found in this Day's Journal were offered.

Amendment 1 was adopted with 34 ayes, 1 nay and 14 not voting.

Amendment 2 was adopted with 32 ayes, 1 nay and 16 not voting.

Amendment 3 was adopted with 28 ayes, 1 nay and 20 not voting.

Amendment 4 was adopted with 27 ayes, 1 nay and 21 not voting.

Amendment 5 was adopted with 31 ayes, 0 nays and 18 not voting.

Amendment 6 was adopted with 29 ayes, 0 nays and 20 not voting.

Amendment 7 was adopted with 32 ayes, 0 nays and 17 not voting.

Amendment 8 was adopted with 31 ayes, 0 nays and 18 not voting.

Advanced to E and R for engrossment.

MOTION—Return LB 1096 to Select File

Speaker Warner moved to return LB 1096 to Select File for the following specific amendment:

Amend Section 18, LB 1096 as follows:

1. In subsection 1, strike "1,835,876" in both places and insert "1,881,671". Strike "$556,702" and insert "$573,002," and strike "$625,237" and insert "$646,662."
2. Adjust agency totals by increasing the General Fund and Total appropriation columns by 45,795.

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 1096. The Warner specific amendment found in this Day's Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Re-advanced to E and R for engrossment.

Mr. Luedtke Presiding

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 552. Replaced on Select File as amended.

E and R amendments to LB 552:

1. Number the new section added by the Swanson amendment as section 1; furnish paragraphing to line 1 thereof; in line 2 insert a comma after "Legislature"; in line 4 insert "1969," after the comma; furnish underscoring to the new matter; and in the next to the last line strike "Information" and insert "Informational".

2. Renumber sections 1 and 2 as sections 2 and 3.

3. Insert a new section to read:

"Sec. 4. That original section 41, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 27, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, is repealed.".

4. Renumber section 3 as section 5.

5. In the title, line 2, insert "to amend section 41, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 27, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969," after "ACT"; and in line 4 insert "to repeal the original section;" after the semicolon.

LEGISLATIVE BILL 1341. Replaced on Select File as amended.

E and R amendment to LB 1341:

1. In line 28 of the title as it appears in the Final Reading (Second) bill, insert "to change qualifications;" after the semicolon.

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 552. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1341. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

Members Excused

Messrs. Nore and Carstens asked unanimous consent to be excused Monday, September 22. No objections. So ordered.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 552. Correctly re-engrossed.

LEGISLATIVE BILL 798. Correctly re-engrossed.

LEGISLATIVE BILL 1341. Correctly re-engrossed.

LEGISLATIVE BILL 1432. Correctly enrolled.

LEGISLATIVE BILL 1439. Correctly enrolled.

LEGISLATIVE BILL 1405. Correctly enrolled.

LEGISLATIVE BILL 1437. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Warner Presiding

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1432 LB 1439 LB 1405 LB 1437

Mr. Luedtke Presiding

MOTION—Reconsider Action on LB 1070

Mr. Mahoney moved to reconsider action on LB 1070.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

MOTION—Return LB 1070

Mr. Mahoney moved to return LB 1070 to Select File for the following specific amendment:

1. Amend the bill by adding a new section 8 to read as follows:

"Sec. 8. *The full term of office of each judge shall commence: (1) On the first Thursday after the first Tuesday in January next succeeding the election referred to in sections 24-813 to 24-818, or (2) If appointed pursuant to Article V of the Constitution of the State of Nebraska, on the date of his appointment, as the case may be.*".

2. Renumber section 8 as section 9.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

SELECT FILE

LEGISLATIVE BILL 1070.

The Mahoney specific amendment found in this Day's Journal was adopted with 31 ayes, 0 nays and 18 not voting.

Advanced to E and R for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 104.

Mr. Syas asked unanimous consent to lay it over until Monday.

Mr. Pedersen objected.

Mr. Syas moved to lay it over until Monday.

The motion lost with 12 ayes, 16 nays and 21 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 29:

Bloom
Carpenter
Craft
Duis
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Luedtke
Mahoney
Marvel
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Robinson
Schmit
Schreurs
Stull
Swanson
Waldo
Warner
Wenzlaff
Whitney
Wiltse

Voting in the negative, 2:

Skarda
Syas

Not voting, 18:

Batchelder
Budd
Burbach
Carstens
Clark
Danner
Elrod
Hanna
Holmquist
Klaver
Kokes
Kremer
Reynolds
Simpson
Waldron
Wallwey
Wylie
Ziebarth

LR 104 was adopted.

Mr. Syas moved that the Clerk send along a copy of the roll call vote with the resolution to Senator Hruska.

The motion lost.

UNANIMOUS CONSENT—Order of Business

Mr. Bloom asked unanimous consent that his amendments to LB 1096 be the first order of business on Monday, September 22. No objections. So ordered.

Visitors

Mr. Elrod introduced Bernie and Jan Gress of North Platte, publishers of Central Nebraska Publishing Company, and his wife, Helen.

Mr. Whitney introduced the parents of Vincent Brown, Mr. and Mrs. Joe Brown of Trenton, Nebraska.

Mr. Carstens introduced Mr. and Mrs. Charles Safford and children of Iowa, and Mrs. Carstens.

Mr. Kennedy introduced Mr. and Mrs. E. M. McGinnes of Norfolk.

Mr. Pedersen introduced former senator and Mrs. Sidney J. Cullingham.

Adjournment

Mr. Nore moved to adjourn until 9:00 a.m., Monday, September 22, 1969.

Mr. Waldo amended it to 1:30 p.m.

At 5:12 p.m., on a motion by Mr. Nore, as amended by Mr. Waldo, the Legislature adjourned until 1:30 p.m., Monday, September 22, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED SIXTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Monday, September 22, 1969

Pursuant to adjournment, the Legislature met at 1:35 p.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Dear Father, quicken our consciousness of Thee that we may find our peace in Thee. Quicken our awareness of others so we may live in peace with them. Quicken our esteem of ourselves so we may be true to the value of our own lives. Quicken our understanding of service that we may perform our responsibilities well. Quicken our understanding of Christ so we may find our salvation in His grace. Amen.

The roll was called and all members were present except Messrs. Batchelder, Carstens, Klaver, Kremer, Moylan, and Simpson, who were excused; Mr. Pedersen who was excused until 2:00 p.m. and Mr. Carpenter who was excused until 2:10 p.m.

Corrections for the Journal

Page 4196, delete lines 21 through 39 and insert the following:

"Introduced by the Legislative Council Executive Board, Claire W. Holmquist, 16th District, Chairman; William F. Swanson, 27th District, Vice-chairman; Jerome Warner, 25th District; William M. Wylie, 40th District and Henry F. Pedersen, Jr., 4th District. Irving F. Wiltse, 1st District; Rick Budd, 2nd District; Orval A. Keyes, 3rd District; Eugene T. Mahoney, 5th District; Harold T. Moylan, 6th District; William R. Skarda, Jr., 7th District; C. F. Moulton, 8th District; Sam Klaver, 9th District; Clifton B. Batchelder, 10th District; Edward R. Danner, 11th District; Richard F. Proud, 12th District; George Syas, 13th District; Florence B. Reynolds, 14th District; E. Thome Johnson, 15th District; Elmer Wallwey, 17th District; W. H. Hasebroock, 18th District; Thomas C. Kennedy, 21st District; Herb Nore, 22nd District; Loran Schmit, 23rd District;

Wayne L. Schreurs, 24th District; John E. Knight, 26th District; Roland A. Luedtke, 28th District, Fern Hubbard Orme, 29th District; Fred W. Carstens, 30th District; Willard H. Waldo, 31st District; Theodore C. Wenzlaff, 32nd District; Richard D. Marvel, 33rd District; Maurice A. Kremer, 34th District; Donald Elrod, 35th District; Leslie Robinson, 36th District; Wayne W. Ziebarth, 37th District; Lester Harsh, 38th District; Herbert J. Duis, 39th District; Rudolf C. Kokes, 41st District; J. James Waldron, 42nd District; Don Hanna, Jr., 43rd District; Ramey C. Whitney, 44th District; Ellen E. Craft, 45th District; Harold D. Simpson, 46th District; Robert L. Clark, 47th District; Terry Carpenter, 48th District and Leslie A. Stull, 49th District."

Page 4198, line 25, insert a space between "I" and "think"; line 28, delete "shotfun" and insert "shotgun"; line 30, correct spelling of "Senator".

Page 4200, line 36, correct spelling of "evidently".

Page 4202, line 25 after "up the" insert "beat."; line 30, delete "e're" and insert "ere"; line 31, delete second "has" and insert "his".

Page 4203, line 43, delete "correction" and insert "direction".

Page 4204, line 12, delete "through" and insert "two".

Page 4205, in the last line, delete "though" and insert "through".

Page 4206, line 13, delete "incribed placque" and insert "inscribed plaque"; lines 15 and 27, correct spelling of "plaque"; line 29, delete "cribed" and insert "scribed".

Page 4209, after line 12, insert "Advanced to E & R for engrossment.".

Page 4223, delete first line of heading "Fund Distribution".

Page 4224, line 23, correct spelling of "stricken"; in the last line, after "1969," delete "1" and insert "I".

Page 4227, delete "Fund Distribution" from heading; insert line 5 at the top of page before headings.

Page 4229, line 2, delete "and".

Page 4230, at top of page before headings, insert "Amendment 8."; on line 20 of the amendment, delete "*193,654*" and insert "~~190,424~~"; delete "*730,077*" and insert "~~713,187~~"; delete "*924,811*" and insert "~~903,711~~"; on line 21, under General (G) Fund, insert "*193,654*"; under Federal (F) Fund, insert "*730,077*" and under Total Appropriation by Program, insert "*924,811*"; line 22, after "exceed" insert "$~~150,830~~" before "*164,750*".

Page 4231, line 23 of amendment, after "nor" insert "$~~187,024~~" and delete dollar sign before "183,954"; line 32 of amendment, delete "*8,839,605*" and insert "~~8,290,803~~"; delete "~~792,816~~" and insert "*792,816*"; line 33, under General (G) Fund insert "*8,839,605*"; line 39, delete "7,553,841" and insert "~~7,108,805~~"; line 40 insert under General (G) Fund "*7,553,841*".

Page 4233, line 66 of amendment, delete "$2,058,416" and insert

"$~~1,998,568~~ *2,058,416*"; line 69, delete "242,683" and "354,525" and insert "~~226,848~~" and "~~339,600~~"; line 70 insert under General (G) column "*242,683*"; under Total Appropriation column insert "*354,525*"; line 71, delete "$122,052" and insert "$~~119,205~~ *122,052*"; line 72 delete "$136,321" and insert "$~~124,242~~ *136,321*"; line 75 delete "1,819,552" and "1,895,352" and insert under General (G) column "~~1,735,150~~"; under Total Appropriation column insert "~~1,810,950~~"; line 76, under (G) column insert "*1,819,552*" and under Total Appropriation column insert "*1,895,352*"; line 77, delete "$673,113" and insert "$~~652,901~~ *673,113*"; line 78, delete "$751,804" and insert "$~~699,132~~ *751,804*"; under line 81, under (G) column delete "9,820,564" and insert "~~9,107,443~~"; line 81, under (G) column insert "9,820,564".

Page 4234, line 94, delete "273,207" both places and insert in lieu thereof "~~259,755~~" both places; line 95 under (G) column and Total Appropriation, insert "273,207", both places; line 96, delete "$105,023" and insert "$~~101,700~~ *105,023*"; line 97, delete "$117,301" and insert "$~~107,082~~ *117,301*"; line 100, delete "341,018" both columns and insert "~~324,022~~" both places; line 101, under (G) column and Total Appropriation column insert both places "*341,018*"; line 102, delete "$131,442" and insert "$~~127,299~~ *131,442*"; line 103, delete "$146,809" and insert "$~~133,960~~ *146,809*"; line 113, delete "1,530,015" under (G) column and insert "~~1,396,061~~"; under Total Appropriation column delete "2,892,734" and insert "~~2,743,700~~"; on next line under Column (G) insert "*1,530,015*" and under Total Appropriation insert "*2,892,734*".

Page 4235, line 117, delete figures under (G) column and Total Appropriation column and insert "~~1,122,973~~" and "~~1,198,673~~" respectively; line 118, under (G) column insert "*1,184,416*"; under Total Appropriation, insert "*1,260,116*"; line 119, delete "$471,605" and insert "$~~457,087~~ *471,605*"; line 120, delete "$526,738" and insert "$~~470,812~~ *526,738*"; line 125 delete figures under Columns (G) and Total Appropriation and insert in lieu thereof "~~1,661,225~~" and "~~1,755,400~~" respectively; on next line under same columns insert "*1,737,567*" and "*1,831,751*" respectively; line 127, delete "$713,280" and insert "~~691,322~~ *713,280*"; line 128 delete "$796,666" and insert "$~~742,292~~ *796,666*"; line 131 under (G) column delete "3,307,188" and insert "~~3,084,167~~"; on the following line, under Column (G) insert "*3,307,188*".

Page 4248, line 3, insert "LEGISLATIVE BILL 1070." before "The"; after line 4 insert the following paragraph: "Advanced to E and R for engrossment.".

The Journal for the One Hundred Sixty-second Day was approved as corrected.

Additional Corrections for the Journal for the One Hundred Sixty-first Day:

Page 4183, line 32, delete "Mr." and insert "Speaker".

Page 4184, line 4, delete "LB 122" and insert "LB 1222".

Page 4189, after line 4, insert the following paragraph:

"A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to."

Page 4192, line 8, after "by" delete the colon; line after "Holmquist," insert 16th District,".

Page 4193, line 21, after "by" delete the colon.

Visitors

Mrs. Orme introduced Mr. Robert Sandberg, acting president of Hiram Scott College in Scottsbluff, and Dr. Marvin E. Stromer, former senator.

Dr. Stromer addressed the members and presented his former colleagues with a copy of his book, "The Making of a Political Leader: Kenneth S. Wherry".

Communications

Letter from Congressman Glenn Cunningham acknowledging receipt of LR 64.

Presented to the Governor

Presented to the Governor for approval on September 19, 1969 at 4:55 p.m.: LB 1439 LB 1432 LB 1405 LB 1437

(Signed) Mary Ostdiek, Asst. Enrolling Clerk

September 19, 1969

The Honorable Fern Orme
Nebraska State Senator
State Capitol Building
Lincoln, Nebraska 68509

Dear Senator Orme:

Mr. Walter Dennis, Safety Inspector of the State Department of Labor, and I reinspected the Home Economics Building on the University of Nebraska East Campus relative to the depth of damage done by termites.

To intelligently inspect the building would require removing considerable areas of inside finish, such as ceiling tile, plaster, flooring, etc.

Open areas in the basement, particularly in the south and west portion show termite damage. The selected areas directly above this portion reveal a definite weakness in the flooring.

Termite activity within the building has not been arrested; live termites were discovered and viewed in all termite runs that were opened.

At this point, it is impossible to determine the structural stability of the building relative to the safety of the occupants. The load bearing capabilities of the building are changing daily, controlled only by the activities of the termites.

In due time, if the termite activity is not arrested and structural portions of the building reinforced or replaced, both Mr. Dennis and I are positive an architect or structural engineer would declare the building untenantable and unsafe for occupancy.

Respectfully yours,

(Signed) Don H. Venter, State Fire Marshal

DHV:glk
cc: Mr. Walter Dennis, State Department of Labor

Messages from the Governor

September 22, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on September 17, 1969, Governor Norbert T. Tiemann approved LB 1250 and on September 19, 1969, he approved LB 1357, LB 1367, LB 928, LB 672, LB 1263, LB 1066, LB 1396, LB 1390, LB 848, LB 1308, LB 1255, LB 1186, LB 1439, LB 1405, LB 1432, LB 1099, LB 713, LB 934, LB 1228 and LB 968 and on September 21, 1969, he approved LB 1437.

Respectfully,

(Signed) Lois Tefft, Personal Secretary

LT:skb

September 19, 1969

The President, The Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Senators of the Eightieth Session:

I am returning LB 979 without my signature for the following reasons:

1. The boundaries of the districts established by LB 979 are inconsistent with the planning and development region boundaries established earlier by me pursuant to the directive of the Bureau of the Budget of the United States Government in anticipation of the directions outlined in LB 536, passed earlier this Legislative Session. If we are to make a serious effort to avoid duplication and to provide for energetic and reasonable growth of our State, we must do so along the guidelines set out by the Planning and Development Regions. No effort apparently was made to conform the district boundaries in LB 979 with the boundaries of the Planning and Development Regions, although effort was made on behalf of my office to obtain consistency. Although there are many examples of inconsistent boundaries in the bill, the most glaring is the location of Saunders County, a county with close and increasing ties with both the Omaha and Lincoln areas, in the same district as such towns as Alma, Holdrege, Kearney, Grand Island, and Ord. While this association is wrong now, it certainly would be even more wrong with each passing year.
2. A second reason that I am returning LB 979 without my signature is found in the potential unconstitutionality of the bill. The objections found in the Attorney General's opinion on LB 979 dated June 12, 1969, have not been eliminated. There are still serious questions about this bill being invalid class legislation, violating the separation of powers, and impairing rights of contract guaranteed by the full faith and credit provisions of the Constitution, both of Nebraska and the United States. I attach a copy of that Attorney General's opinion for your review.
3. While the funding for LB 979 has not as yet been fully determined, it appears that it might run as high as $3,000,000 or more. I do not believe that we should spend that amount of money at this time for a bill which seriously violates the planning and development efforts we are making in the State and that has such strong aspects of unconstitutionality about it.

I do not oppose the concept of coordination of Community College and Vocational Technical School development. Likewise, I do not oppose the concept of increased Vocational Technical Schools. I strongly supported LB 177 to establish such a Vocational Technical School and have continually stressed the need for such schools in our State. At the same time, however, I feel that the over-riding problems in LB 979 are so great that I cannot sign the bill.

Respectfully submitted,

(Signed) Norbert T. Tiemann, Governor

NTT:lt
Enclosure

June 12, 1969

Senator William M. Wylie
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator Wylie:

This letter is in response to your inquiry regarding the authority of the Legislature under L. B. 979 to completely do away with a system of vocational technical schools heretofor established and where taxes have been levied for the specific purpose of providing vocational and technical education programs of instruction.

If enacted into operative law, L. B. 979 would divide the State of Nebraska into eight (8) community college areas, each of which would be governed by a community college board. Title to all interest in real estate, choses in action and all other assets, including but not limited to assignable contracts, cash, deposits in county funds, equipment, buildings, facilities, and appurtenances thereto held by or for a local school district or an area vocational-technical school and obtained identifiably with federal, state or local funds appropriated for junior college purposes or post-high school vocational technical education purposes are to vest in or be assigned to the appropriate community college board. However, the ultimate decision and approval with respect to the allocation and disposition of the assets under this section is to be made by the Governor and his decision may be appealed to the courts. See, renumbered section 12 of L. B. 979.

It is, of course, common knowledge that all parts of the State of Nebraska are not included in a junior college district. It is also common knowledge that all parts of the State of Nebraska are not included in the territory of an area vocational technical school. It is therefore patent that L. B. 979 does not operate uniformally on those persons presently within either a junior college district or the territory of an area vocational technical school, or both, and those persons who are not presently within either a junior college district or the territory of an area vocational technical school. Simply put, L. B. 979 does not operate alike upon all parts of the

State of Nebraska since some parts of the State would be forced to surrender the assets of their junior college district or vocational technical school, or both, to a community college area whereas other parts of the State are not required to surrender any of existing assets whatsoever to a community college area. It would therefore appear, and it is our opinion, that L. B. 979 is invalid class legislation. See, section 18 of Article VII of the Constitution of Nebraska; Steinacher v. Swanson, 131 Neb. 439, 269 N. W. 317; United States Cold Storage Corp. v. Stolinski, 168 Neb. 513, 96 N. W. 2d 408. The fact that L. B. 979 also provides that the ultimate decision and approval with respect to the allocation and disposition of the assets is to be made by the Governor and his decision may be appealed to the courts does not, in our opinion, cure the defect of invalid class legislation but adds another constitutional demension to the act. Simply put, the same violates the separation of powers guaranteed by the Constitution.

There are several collateral constitutional issues. Neb. Rev. Stat. §79-1445.29 (Supp. 1967) permits the governing board of an area vocational technical school to borrow money and issue bonds of indebtedness. These bonds are protected by the full faith and credit provisions of the Constitution of Nebraska and the Constitution of the United States. Neb. Rev. Stat. §79-1438.01 (Reissue 1966) authorizes the State Board of Vocational Education to issue revenue bonds for the purpose of constructing dormitories at the Nebraska Vocational Technical School at Milford and it has done so. These revenue bonds are also protected by the full faith and credit provisions of the Constitution of Nebraska and the Constitution of the United States. To the extent that the security of these two types of bondholders would be impaired by the enactment of L. B. 979, serious constitutional questions would arise and quite possibly the bondholders would be entitled to an injunction or monetary damages, or both.

In summary, we are of the opinion that the constitutionality of L. B. 979 would be very difficult to defend. If we may be of any further assistance to you in this matter, you need only to advise.

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Harold Mosher
Assistant Attorney General

HM:hw

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1070. Replaced on Select File as amended.

E and R amendment to LB 1070:

1. In line 6 of E & R amendment 11, adopted 8/19/69, strike "a municipal" and insert "each".

LEGISLATIVE BILL 1096. Replaced on Select File as amended.

E and R amendments to LB 1096:

1. In all amendments, show as stricken the old matter being stricken and underscore all new matter.

2. Number the new section for Agency No. 82, added on 9/19, as section 39 and the new section relating to cash funds as section 43.

3. Renumber sections 39 to 41 as sections 40 to 42, and sections 42 to 44 as sections 44 to 46.

4. In section 18 as amended, line 147 strike "*55,819,847*" and "*66,480,805*" and insert "*55,865,642*" and "*66,526,600*".

5. Number the new subsection added to section 3 as subsection (3).

6. In section 33, strike the new subsection numbers and reinstate the stricken subsection numbers in lines 49, 58, 67, and 75, and in line 81 strike "*(10)*" and insert "*(9)*".

7. In the amendment 2 to section 6 adopted 9/19, line 7, strike the first period.

(Signed) Wayne W. Ziebarth, Chairman

SELECT FILE

LEGISLATIVE BILL 1070. E and R amendment found in this Day's Journal was adopted.

Advanced to E and R for engrossment.

LEGISLATIVE BILL 1096. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1070. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legisature was in session and capable of transacting business, the Speaker signed: LR 104 LR 107

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 793.

A BILL FOR AN ACT relating to retirement; to amend sections 79-1514, 79-1521, 79-1528, 79-1536, 79-1540, 79-1546, and 79-1552, Reissue Revised Statutes of Nebraska, 1943, and sections 15-1007, 79-1512, 79-1522, 79-1527, 79-1530, 79-1532, and 79-1545.02, Revised Statutes Supplement, 1967, and sections 79-1501 and 79-1502, Revised Statutes Supplement, 1967, and sections 79-1501 and 79-1502, Revised Statutes Supplement, 1967, as amended by sections 84 and 85, respectively, Legislative Bill 1345, Eightieth Session, Nebraska State Legislature, 1969; to harmonize provisions with previous legislation; to clarify provisions; to delete obsolete matter; to provide for funding of unfunded accrued liabilities of the school retirement system; to increase the pension contributions of policemen and firemen as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 7:

Batchelder
Carstens
Klaver
Kremer
Moylan
Proud
Simpson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Suspend Rules

Mr. Mahoney moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 1422. With emergency.

A BILL FOR AN ACT to amend section 81-101, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, section 81-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 140, Eightieth Session, Nebraska State Legislature, 1969, and sections 81-1120.02, 81-1120.03, 81-1120.05, 81-1120.06, 81-1120.07, and 81-1120.09, Revised Statutes Supplement, 1967, relating to state administrative departments; to create the Department of Telecommunications as prescribed; to provide for transfer of property, records, and funds; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Bloom
Budd
Burbach
Carpenter
Clark
Craft
Danner
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Pedersen
Reynolds
Robinson
Schmit
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 8:

Batchelder
Carstens
Hanna
Klaver
Kremer
Moylan
Proud
Simpson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1183.

A BILL FOR AN ACT to amend section 81-263.39, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 964, Eightieth Session, Nebraska State Legislature, 1969, relating to dairy industry trade practices; to clarify a provision; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Waldo requested a Call of the House. The Call showed 41 members present.

Mr. Skarda moved the Call be raised. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

Voting in the affirmative, 24:

Burbach
Carpenter
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Luedtke
Mahoney
Marvel
Moulton
Nore
Orme
Reynolds
Schreurs
Skarda
Swanson
Waldo
Waldron
Warner
Ziebarth

Voting in the negative, 17:

Budd
Clark
Danner
Hanna
Knight
Kokes
Pedersen
Proud
Robinson
Schmit
Stull
Syas
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 8:

Batchelder
Bloom
Carstens
Keyes
Klaver
Kremer
Moylan
Simpson

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1349.

A BILL FOR AN ACT to amend sections 17-201 and 17-307, Reissue Revised Statutes of Nebraska, 1943, relating to villages; to provide for limitations on the proposed incorporation of villages as prescribed; to reduce the maximum population; to change the number of petitioners; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Bloom
Budd
Burbach
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Knight
Kokes
Luedtke
Moulton
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Whitney
Wiltse
Ziebarth

Voting in the negative, 1:

Schmit

Not voting, 13:

Batchelder
Carpenter
Carstens
Danner
Hanna
Klaver
Kremer
Mahoney
Marvel
Moylan
Simpson
Wallwey
Wylie

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Send Flowers

Mr. Holmquist moved to send flowers and an appropriate message to Senator Kremer at Aurora Memorial Hospital.

The motion prevailed.

RESOLUTIONS

LEGISLATIVE RESOLUTION 108. Re: Constitutional Amendment

Introduced by J. W. Burbach, 19th District.

A RESOLUTION for submission to the electors of an amendment to Article III, section 27, of the Constitution of Nebraska, relating to the legislative; to provide that all acts shall take effect on January 1 following adjournment of the Legislature unless an emergency is declared; to provide for the submission of the proposed amendment to the electors at the general election in November, 1970; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Section 1. That at the general election in November, 1970, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 27, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 27. ~~No act~~ *All acts* shall take effect ~~until three calendar months~~ *on January 1* after the adjournment of the session at which it passed, unless in case of emergency, to be expressed in the preamble or body of the act, the Legislature shall, by a vote of two thirds of all the members elected to each House otherwise direct. All laws shall be published in book form within sixty days after the adjournment of each session and distributed among the several counties in such manner as the legislature may provide."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to provide that all acts passed by the Legislature shall take effect on January 1 following adjournment of the session at which they are passed, except in case of emergency expressed in the act.

☐ For

☐ Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

MOTION—Rule Change

Mr. Simpson moved the adoption of the following rule change:

Amendment to Rule 11.

Sec. 1(b) In addition to causing to be printed the revisor bills the Clerk shall number and cause to be printed all bills delivered to him by the executive board, provided said board, ~~or a committee designated by them, or the Lt. Governor~~, has referred said bills to a standing committee. No bill so printed shall be withdrawn until after the Legislature convenes.

The rule change was adopted with 34 ayes, 0 nays and 15 not voting.

MOTION—Reconsider Action on LB 177

Mr. Schreurs moved to reconsider action on LB 177.

Mr. Harsh moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

Mr. Schreurs asked unanimous consent to hold the motion until LB 979 is reconsidered.

Mr. Bloom objected.

Mr. Schreurs asked unanimous consent to withdraw his motion.

Mr. Carpenter objected.

Mr. Schreurs requested a Call of the House. The Call showed 34 members present.

Mr. Bloom moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The motion to reconsider action on LB 177 lost with 25 ayes, 7 nays and 17 not voting.

MOTION—Override Governor's Veto

Mr. Pedersen moved to override the Governor's veto on LB 979.

Whereupon the President stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 15:

Bloom
Carpenter
Kennedy
Keyes
Knight
Luedtke
Mahoney
Marvel
Orme
Pedersen
Proud
Reynolds
Skarda
Syas
Ziebarth

Voting in the negative, 19:

Burbach
Clark
Danner
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kokes
Schmit
Stull
Waldo
Waldron
Wallwey
Wenzlaff
Whitney
Wiltse
Wylie

Not voting, 15:

Batchelder
Budd
Carstens
Craft
Elrod
Klaver
Kremer
Moulton
Moylan
Nore
Robinson
Schreurs
Simpson
Swanson
Warner

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed to pass notwithstanding the objections of the Governor.

MOTION—Return LB 1096 to Select File

Mr. Bloom moved to return LB 1096 to Select File for the following specific amendment:

Strike each section, section by section.

Ease

The Legislature was at ease from 3:15 p.m. until 3.21 p.m.

Mr. Bloom requested a Call of the House. The Call showed 32 members present.

Mr. Wylie moved the Call be raised. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

The original motion lost with 12 ayes, 13 nays and 24 not voting.

Ease

The Legislature was at ease from 3:30 p.m. until 3:40 p.m.

MOTION—Return LB 1096 to Select File

Mr. Marvel moved to return LB 1096 to Select File for the following specific amendment:

Amend amendment 1 of the Warner Amendment.

(1) In Subsection (1) strike 50,771,719 and insert 51,615,920 and strike 51,268,508 and insert 52,112,709 and strike 322,000 and insert 1,166,201.

(2) In subsection (2) strike 3,762,337 and insert 3,276,337 and strike 11,621,343 and insert 11,135,343 and strike $2,430,000 and insert 1,944,000 and strike the last four lines of the subsection beginning with "sum . . ." and insert "sum is included for payment to area vocational technical schools as per the provisions of LB 216 and this sum shall not be expended for any other purpose."

(3) In subsection (4) strike 65,108,742 and insert 65,466,943 and strike 123,301,484 and insert 123,659,685.

(4) Strike the entire section relating to Agency 82—State Board of Community Colleges.

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 1096. The Marvel specific amendment found in this Day's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Re-advanced to E and R for engrossment.

MOTION—Return LB 1096 to Select File

Mr. Marvel moved to return LB 1096 to Select File for the following specific amendment:

1. Strike section 39 and insert a new section to read:

"Sec. 39. *If the amounts appropriated in section 6 of this act pursuant to Legislative Bills 216 and 1280 are insufficient to make the payments in full as provided in such bills, the amounts appropriated shall be pro rated among the various schools.*".

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 1096. The Marvel specific amendment found in this Day's Journal was adopted with 32 ayes, 0 nays and 17 not voting.

Re-advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 793. Correctly enrolled.

LEGISLATIVE BILL 1349. Correctly enrolled.

LEGISLATIVE BILL 1422. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 793 LB 1349 LB 1422

Recess

At 4:05 p.m., on a motion by Mr. Hasebroock, the Legislature recessed until 4:45 p.m.

After Recess

The Legislature reconvened at 4:43 p.m., Speaker Warner presiding.

The roll was called and all members were present except Messrs. Batchelder, Carstens, Danner, Klaver, Knight, Kremer, Moylan, Simpson, Swanson and Waldo, who were excused.

Presented to the Governor

Presented to the Governor for approval on September 22, 1969, at 4:10 p.m.: LB 793 LB 1349 LB 1422

(Signed) Mary Ostdiek
Assistant Enrolling Clerk

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 1096. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Members Excused

Messrs. Bloom, Proud and Syas asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

Messrs. Carpenter and Skarda asked unanimous consent to be excused tomorrow. No objections. So ordered.

MOTION—Return LB 798 to Select File

Mr. Pedersen moved to return LB 798 to Select File for the following specific amendment:

1. Strike the Ziebarth amendments adopted September 17 and September 19.

2. In section 1, strike the new matter in line 50; in line 51 after "off" insert "*or children who are not attending a public school in such district but who will attend a public school in the district to which the land will be attached,*";

in line 54 after the period insert "*Failure of such children to attend a public school in the district to which the land is attached shall invalidate the transfer from the date of approval.*".

3. In section 1, line 97, after "tract" insert "*or tracts*".

4. In section 1, line 140, after "school" insert "*or children who are not attending a public school in such district but who will attend a public school in the district to which the land will be attached. Failure of such children to attend a public school in the district to which the land is attached shall invalidate the transfer from the date of approval.*".

5. In section 1, strike beginning with "from" in line 99 through line 100 and show the same as stricken.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 798. The Pedersen specific amendment found in this Day's Journal was adopted with 35 ayes, 0 nays and 14 not voting.

Re-advanced to E and R for engrossment.

Explanation of Vote

Had I been present I would have voted "aye" on the following final reading bills: LB 739 LB 843 LB 850 LB 1028 LB 1259 LB 334 LB 538 LB 951 LB 1308 LB 339 LB 976 LB 1037 LB 1307 LB 462 LB 581 LB 728 LB 1075 LB 1334 LB 1395; and "nay" on LB 964.

(Signed) Henry F. Pedersen, Jr.

Ease

The Legislature was at ease from 5:07 p.m. until 5:50 p.m.

Mr. Wylie Presiding

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 798. Replaced on Select File as amended.

E and R amendments to LB 798:

1. In section 1, as it appears in the Final Reading (Third) copy, line 145, strike *, or who may attend,*".

2. In the title, as it appears in the Final Reading (Third) copy strike "transfer of leased lands as prescribed" and insert "invalidation of transfers".

(Signed) Wayne W. Ziebarth, Chairman

Speaker Warner Presiding

SELECT FILE

LEGISLATIVE BILL 798. E and R amendments found in this Day's Journal were adopted.

Advanced to E and R for engrossment.

UNANIMOUS CONSENT—Return LB 552 to Select File

Mrs. Orme asked unanimous consent to return LB 552 to Select File for the following specific amendment:

Sec. 2, line 3, strike "$1,115,000" and insert "$1,015,000".

No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 552. The Orme specific amendment found in this Day's Journal was adopted by unanimous consent.

Re-advanced to E and R for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 552. Correctly re-engrossed.

LEGISLATIVE BILL 798. Correctly re-engrossed.

(Signed) Wayne W. Ziebarth, Chairman

Adjournment

At 5:55 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 1:30 p.m., Tuesday, September 23, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED SIXTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, September 23, 1969

Pursuant to adjournment, the Legislature met at 1:30 p.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Speak, silent God, for we wait upon Thee with expectation. Move, motionless God, for we yearn to see Thee in life. Create, creator God, for we look for Thy works in our days. Save, redeemer God, for without Thee life is a great probing after light. Dwell with us, Thou ever present God, for apart from Thee we live alone. Live in us, Thou who art Spirit, for apart from Thee we strike in vain to build the structures of peace and certainty in this state. Thus do we invoke Thy presence in our lives not because Thou dost ever absent Thyself from us but because we absent ourselves from Thee. Amen.

The roll was called and all members were present except Messrs. Carpenter, Danner, Klaver, Knight, Kremer, Mahoney, Marvel, Simpson, and Skarda, who were excused; and Mr. Waldron who was excused until 2:35 p.m.

MOTION—Suspend Rules

Mr. Holmquist moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT—Unbracket LB 566

Mr. Duis asked unanimous consent to unbracket LB 566 on Final Reading.

Mr. Stull objected.

Communications

Letter received from Sarpy County Commissioners relating to a resolution they adopted commending the Legislature.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 831. With emergency.

A BILL FOR AN ACT to amend section 2, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 1, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriations; to increase an appropriation to the Legislative Council; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 10:

Carpenter
Danner
Klaver
Knight
Kremer
Mahoney
Marvel
Simpson
Skarda
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 885. With emergency.

A BILL FOR AN ACT to amend section 43-514, Reissue Revised Statutes of Nebraska, 1943, and section 43-504, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 514, Eightieth Session, Nebraska State Legislature, 1969, relating to public welfare; to correct an age; to provide what shall be the county of legal settlement for dependent children; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 11:

Batchelder
Carpenter
Danner
Klaver
Knight
Kremer
Mahoney
Marvel
Simpson
Skarda
Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1341. With emergency.

A BILL FOR AN ACT to amend section 79-2201, Reissue Revised Statutes of Nebraska, 1943, section 79-2202, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 215, Eightieth Session, Nebraska State Legislature, 1969, section 79-2204, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 280, Eightieth Session, Nebraska State Legislature, 1969, section 79-2210, Reissue Revised Statutes of Nebraska, 1943, as amended by section 47, Legislative Bill 1433, Eightieth Session, Nebraska State Legislature, 1969, and section 79-2203, Revised Statutes Supplement, 1967, as amended by section 2, Legislative Bill 215, Eightieth Session, Nebraska State Legislature, 1969, relating to education; to change the number of educational service units as prescribed; to prescribe the geographical boundaries thereof; to redefine the procedure for filing for board membership; to provide for board membership of the reorganized educational service unit; to provide for the registration of warrants during an interim period; to provide for the transfer of assets and liabilities from existing educational service units to reorganized ones; to provide for the termination of contracts and leases of existing educational service units; to change qualifications; to strike provisions for county exclusion; to change provisions for county readmission; to repeal the original sections, and also section 79-2203.01, Revised Statutes Supplement, 1967; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 13:

Batchelder
Carpenter
Danner
Klaver
Knight
Kremer
Mahoney
Marvel
Simpson
Skarda
Stull
Waldron
Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Committee on Committees

September 22, 1969

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor Norbert T. Tiemann. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Paul E. Burket - Director, Department of Aeronautics

Robert McManus - Director, Department of Administrative Services

Rev. W. C. Ollenburg - Board of Parole

G. L. Kuchel - Board of Parole

Respectfully submitted,

(Signed) Wm. M. Wylie, Chairman
Committee on Committees

Mr. Wylie moved the adoption of the report and a record vote taken on each confirmation.

The motion prevailed.

Vote on Mr. Burket

Voting in the affirmative, 36:

Batchelder
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schmit
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 13:

Bloom
Carpenter
Danner
Klaver
Knight
Kremer
Mahoney
Marvel
Robinson
Simpson
Skarda
Waldron
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Burket confirmed.

Vote on Mr. McManus

Voting in the affirmative, 34:

Batchelder
Budd
Burbach
Clark

Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 15:

Bloom
Carpenter
Carstens
Danner
Klaver
Knight
Kremer
Mahoney
Marvel
Robinson
Schmit
Simpson
Skarda
Waldron
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. McManus confirmed.

Vote on Mr. Ollenburg

Voting in the affirmative, 37:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 12:

Carpenter
Danner
Klaver
Knight
Kremer
Mahoney
Marvel
Schmit
Simpson
Skarda
Waldron
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Ollenburg confirmed.

Vote on Mr. Kuchel

Voting in the affirmative, 34:

Budd
Burbach
Carstens
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Kokes
Luedtke
Moulton
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schreurs
Stull
Swanson
Syas
Waldo
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie

Voting in the negative, 0.

Not voting, 15:

Batchelder
Bloom
Carpenter
Clark
Danner
Klaver
Knight
Kremer
Mahoney
Marvel
Schmit
Simpson
Skarda
Waldron
Ziebarth

Having received a majority of the votes of all members, the President declared the appointment of Mr. Kuchel confirmed.

RESOLUTIONS

LEGISLATIVE RESOLUTION 109. Re: Payments of State Aid to Vocational Technical Schools

Introduced by Lester Harsh, 38th District.

WHEREAS, this Legislature has adopted Legislative Bill 216 providing state aid to area vocational technical schools on the basis of student instructional hours; and

WHEREAS, this Legislature has adopted Legislative Bill 1280 providing state aid to junior colleges on the basis of credit hours acceptable at any university or state college of the State of Nebraska; and

WHEREAS, the Legislature has determined that the costs of providing an instructional hour in a vocational technical school are one hundred fifty per cent of the costs of providing a credit hour in a junior college, and such determinations are reflected in the appropriations to fund the state aid programs provided by Legislative Bills 216 and 1280.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That it is the intent of the Legislature that payments of state aid for students in vocational technical schools shall be at the rate of one hundred fifty per cent of the rate for students in junior colleges.

Mr. Harsh moved to suspend the rules and take up the Resolution today.

The motion prevailed with 36 ayes, 1 nay and 12 not voting.

Mr. Whitney offered the following amendment to LR 109, which was adopted:

The words "full time equivalent" be entered after the word "for" in Sec. 1, lines 2 and 4.

LR 109, as amended, was adopted with 28 ayes, 4 nays and 17 not voting.

Visitors

Mr. Holmquist introduced Joel Christiansen of Pender.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1341. Correctly enrolled.

LEGISLATIVE BILL 885. Correctly enrolled.

LEGISLATIVE BILL 831. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 1341 LB 885

Election of Members to the Nebraska Constitutional Revision Commission

Mr. Holmquist presented for consideration the nominees selected by the Executive Board of the Legislative Council for election to serve on the Nebraska Constitutional Revision Commission as set forth in LB 244.

Mr. Holmquist asked unanimous consent to have the following Attorney General's opinion on LB 244 read to the members and printed in the Journal. No objections. So ordered.

September 22, 1969

Senator C. W. Holmquist
Nebraska State Legislature
State House
Lincoln, Nebraska

Dear Senator Holmquist:

This is submitted in accordance with your suggestion, made after our conversation this morning relative to L. B. 244. That bill deals with the creation of a Constitutional Revision Commission. I have taken a personal interest in the bill because I feel that the Commission could be a very effective group in developing needed changes in our State Constitution.

It is suggested that the Legislative members of the Commission, at the first meeting, give such assurance as they can to the other members of the Commission that any recommendations for constitutional changes agreed upon by a substantial majority of the Commission will not be amended in the Legislature; that they will either be submitted to the people in the form recommended by the Commission, or they will be killed; that if members of the Legislature disagree with the wording recommended by the Commission, they will be urged to submit a separate bill containing their ideas, and that both proposals will then be submitted to the people in accordance with the part of our Constitution which provides that, "If conflicting measures submitted to the people at the same election be approved, the one receiving the highest number of affirmative votes shall thereby become law as to all conflicting provisions."

Here is the principal reason for making such a suggestion. The Commission has a tremendous assignment. Developing appropriate language for a constitutional amendment involves a great deal of thought and research if the job is to be done properly. It means reading many opinions of the Supreme Court to determine what effect the present language has on state government. It means a great deal of research to determine the effect of new language. It means that the members of the Commission are going to have to become thoroughly familiar with the entire Constitution, and not just parts of it, to make certain that proposed changes fit in with other parts of the Constitution.

It further occurs to me that such a policy of no amendment of Commission recommendations is in accord with the language of L. B. 244, because Section 4 provides:

> "* * * The recommendations of the commission shall be considered at the next regular session of the Legislature to determine *which* of them, if any, *should be submitted* to the voters *for approval or rejection.*"

It would be even more helpful if the entire present Legislature would give such assurance as it can that recommendations of the Commission will be submitted or rejected by the Legislature, but will not be amended.

Very truly yours,

(Signed) Clarence A. H. Meyer
Attorney General

CAHM: dnj

Legislative Nominations

Congressional Dist. #1	**Congressional Dist. #2**	**Congressional Dist. #3**
W. H. Hasebroock	Clifton B. Batchelder	Herbert J. Duis
Fern Hubbard Orme	Henry F. Pedersen, Jr.	Rudolf C. Kokes
Elmer Wallwey	Richard F. Proud	Ramey C. Whitney

Mr. Proud declined the nomination.

Non-Legislative Nominations

Mrs. James Weber
Adam Breckenridge
Bob Thomas
Phil Gass
A. V. Sorensen
Harry Anderson
Larry Schaffer
Albert Kjar
Marvin Stromer

Mr. Holmquist moved that additional names may be written in or nominated from the floor and that 25 votes were required to be elected; if the first ballot fails to give 25 votes to any one position on the commission then a vote would be taken on the high two.

The motion prevailed.

Mr. Waldron nominated Mr. Luedtke from District #1.

Mr. Holmquist nominated Mr. Syas from Omaha. Mr. Syas declined the nomination.

The Chair appointed Mr. Swanson and Mr. Schreurs to collect the ballots and act as counting board for the election.

On the first ballot:

District #1

W. H. Hasebroock	14
Fern Hubbard Orme	8
Elmer Wallwey	12
Roland A. Luedtke	4

District #2

Clifton B. Batchelder	17
Henry F. Pedersen, Jr.	16
Richard F. Proud	3

George Syas	2
C. W. Holmquist	1

District #3

Herbert J. Duis	8
Rudolf C. Kokes	8
Ramey C. Whitney	20

Mr. Duis and Mr. Kokes withdrew their names and conceded to Mr. Whitney.

Non-Legislative

Mrs. James Weber	26
Adam Breckenridge	3
Bob Thomas	8
Phil Gass	19
A. V. Sorensen	12
Harry Anderson	7
Larry Schaffer	7
Albert Kjar	13
Marvin Stromer	13

On the second ballot:

District #1

W. H. Hasebroock	28
Fern Hubbard Orme	7

District #2

Clifton B. Batchelder	19
Henry F. Pedersen, Jr.	20

Non-Legislative

Phil Gass	24
A. V. Sorensen	11
Albert Kjar	27
Marvin Stromer	9

Mr. Wylie moved that if the nominees did not get 25 votes on the third ballot that the voting be postponed until tomorrow when more members would be present.

The motion prevailed.

On the third ballot:

District #2

Clifton B. Batchelder	17
Henry F. Pedersen, Jr.	18

Non-Legislative

Phil Gass	21
A. V. Sorensen	14

The voting was postponed until tomorrow.

Presented to the Governor

Presented to the Governor for approval on September 23, 1969, at 3:00 p.m.: LB 885 LB 1341

(Signed) Mary Ostdiek, Asst. Enrolling Clerk.

Adjournment

At 3:46 p.m., on a motion by Mr. Elrod, the Legislature adjourned until 9:00 a.m.. Wednesday, September 24, 1969.

Hugo F. Srb
Clerk of the Legislature

LEGISLATIVE JOURNAL—EIGHTIETH SESSION

ONE HUNDRED SIXTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, September 24, 1969

Pursuant to adjournment the Legislature met at 9:00 a.m., Speaker Warner presiding.

Prayer was offered by the Chaplain.

Prayer

Heavenly Father, in this moment of prayer, when there is silence in this senate chamber, may there not be silence in Thy presence; may each of us be praying to Thee, and may our prayers be heard. May no short circuits be made by our lack of faith, our high professions joined to low attainments, our fine words hiding shabby thoughts, or friendly faces masking cold hearts. Out of the same old needs, conscious of the same old faults, we pray on the same old terms for new mercies and new blessings. In the name of Jesus Christ our Lord. Amen.

The roll was called and all members were present except Messrs. Carpenter, Danner, Kremer, Mahoney, Moulton, who were excused; and Mr. Bloom who was excused until 9:20 a.m.

Corrections for the Journal

Page 4273, line 35, delete "Committee on Committee" and insert "Committee on Committees".

Page 4275, line 19, correct spelling of "affirmative".

The Journal for the One Hundred Sixty-fourth Day was approved as corrected.

Corrections for the Journal for the One Hundred-sixtieth Day.

Page 4091, line 50 of the amendment, strike "4,024.441" and insert "4,024,441".

Page 4099, line 18 of the amendment, delete "Dairy Food and Drugs" and insert "(3) Program No. 301 - State and Municipal".

Page 4105, line 104 of the amendment, delete *"tive programs"*, and insert same on line 103; correct line numbers and delete line 107.

Page 4113, line 86 of the amendment, delete "Fund" and insert "Funds".

Page 4118, line 13 of the amendment, delete "197." and insert "1971.".

Page 4119, line 29 of the amendment, delete *"745,891"* and insert *"735,891"*.

Page 4121, line 28 of the amendment, delete "ot" and insert "to".

Page 4125, line 10 of the amendment, delete "156.618 and insert "156,618".

Page 4157, line 12, after "LR" insert "49".

Page 4159, delete lines 4, 5, and 6.

The Journal for the One Hundred-sixtieth Day was approved as corrected.

Member Excused

Mr. Duis asked unanimous consent to be excused at 9:05 a.m. until 9:30 a.m. No objections. So ordered.

Communications

September 24, 1969

Mr. President, Mr. Speaker and
Members of the Legislature

Dear Senators:

The following names were submitted as appointments by Governor Norbert T. Tiemann. As time did not permit the personal appearance of these appointees before the Committee on Committees, no further action was taken by the Committee on Committees to recommend approval or disapproval:

Harold Strode—Director, Department of Public Welfare

Harold D. Smith—Board of Parole

Respectfully yours,

(Signed) Wm. M. Wylie, Chairman
Committee on Committees

MOTION—Suspend Rules

Mr. Syas moved to suspend the rules and take up tomorrow's Final Readings today.

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

UNANIMOUS CONSENT—Unbracket LB 566

Mr. Clark asked unanimous consent to unbracket LB 566 on Final Reading. No objections. So ordered.

Mr. Syas moved to return LB 566 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Syas asked unanimous consent to withdraw his motion. No objections. So ordered.

Visitors

Mr. Ziebarth introduced 60 citizens from Guide Rock, Nebraska, interested in LB 798.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 566. With emergency.

A BILL FOR AN ACT relating to schools; to provide for tuition payments for the children of parents employed by and required by the employer to be residing on tax-exempt land owned or controlled by the Game and Parks Commission or by the State Board of Education; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 30:

Budd
Burbach
Clark
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Waldron
Warner
Whitney
Wylie

Voting in the negative, 9:

Batchelder
Carstens
Harsh
Kokes
Skarda
Syas
Wallwey
Wenzlaff
Wiltse

Not voting, 10:

Bloom
Carpenter
Craft
Danner
Duis
Keyes
Kremer
Mahoney
Moulton
Ziebarth

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 33:

Budd
Burbach
Carstens
Clark
Elrod
Hanna
Hasebroock
Holmquist
Johnson
Kennedy
Klaver
Knight
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Waldo
Waldron
Warner
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 7:

Batchelder
Harsh
Kokes
Skarda
Syas
Wallwey
Wenzlaff

Not voting, 9:

Bloom
Carpenter
Craft
Danner
Duis
Keyes
Kremer
Mahoney
Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 552. With emergency.

A BILL FOR AN ACT to amend section 41, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by section 27, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, relating to appropriations; to appropriate funds for the operation of state government for the 1969-1971 biennium; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 27:

Carstens
Clark
Craft
Elrod
Hasebroock
Holmquist
Johnson
Keyes
Knight
Luedtke
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson

Stull
Swanson
Syas
Waldo
Waldron
Warner
Wiltse

Voting in the negative, 12:

Batchelder
Budd
Burbach
Hanna
Kennedy
Klaver
Kokes
Skarda
Wallwey
Whitney
Wylie
Ziebarth

Not voting, 10:

Bloom
Carpenter
Danner
Duis
Harsh
Kremer
Mahoney
Marvel
Moulton
Wenzlaff

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 30:

Bloom
Carstens
Clark
Craft
Elrod
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Knight
Luedtke
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Stull
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Wiltse

Voting in the negative, 11:

Batchelder
Budd
Burbach
Hanna
Kennedy
Klaver
Kokes
Skarda
Wallwey
Whitney
Wylie

Not voting, 8:

Carpenter
Danner
Duis
Kremer
Mahoney
Marvel
Moulton
Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL 798. With emergency.

A BILL FOR AN ACT to amend section 79-403, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1378, Eightieth Session, Nebraska State Legislature, 1969, relating to schools; to redefine a term; to provide for invalidation of transfers; to provide for tuition payments as prescribed; to provide severability; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Skarda
Stull
Swanson
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wylie

Voting in the negative, 2:

Schreurs
Wiltse

Not voting, 9:

Carpenter
Danner
Elrod
Kremer
Mahoney
Moulton
Moylan
Syas
Ziebarth

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1070.

A BILL FOR AN ACT to amend sections 24-706 and 24-713, Reissue Revised Statutes of Nebraska, 1943, sections 24-701, 24-703, and 24-710, Revised Statutes Supplement, 1967, and section 26-102, Revised Statutes Supplement, 1967, as amended by section 4, Legislative Bill 1293, Eightieth Session, Nebraska State Legislature, 1969, relating to courts; to establish categories of original and future members for purposes of the Nebraska Retirement Fund for Judges, and establish separate funds within such fund; to harmonize provisions with previous legislation; to provide when the full term of each judge shall commence; to provide for remittances; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Batchelder
Bloom
Budd
Burbach
Carstens
Clark
Craft
Duis
Elrod
Hanna
Harsh
Hasebroock
Holmquist
Johnson
Kennedy
Keyes
Klaver
Knight
Kokes
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Skarda
Stull
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Whitney
Wiltse
Wylie
Ziebarth

Voting in the negative, 0.

Not voting, 5:

Carpenter
Danner
Kremer
Mahoney
Moulton

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Syas asked unanimous consent that the members be allowed to leave their seats during the reading of the next bill.

Mr. Wylie objected.

Mr. Pedersen moved to suspend the rules and allow the members to leave their seats during the reading of LB 1096.

The motion lost with 17 ayes, 13 nays and 19 not voting.

Ease

The Legislature was at ease from 9:55 a.m. until 10:03 a.m.

LEGISLATIVE BILL 1096. With emergency.

A BILL FOR AN ACT making appropriations for state government for the biennium beginning July 1, 1969, and ending June 30, 1971; to amend section 43, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969, sections 1, 12, 13, 15, 17, 22, 27, 31, 51, and 52, Legislative Bill 1421, Eightieth Session Nebraska State Legislature, 1969, and sections 7, 8, 9, 10, 11, 14, 16, 18, 19, 20, 21, 23, 24, 25, 26, 28, 29, 30, 32, 34, 42, 59, 60, 62, 70, and 75, Legislative Bill 1421, Eightieth Session, Nebraska State Legislature, 1969, as amended by sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 28, 35, 36, 38, 45, and 49, respectively, Legislative Bill 928, Eightieth Session, Nebraska State Legislature, 1969; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Pedersen requested a Call of the House. The Call showed 44 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 25 ayes, 13 nays and 11 not voting.

Mr. Luedtke requested a Call of the House. The Call showed 23 members present.

Mr. Wylie moved the Call be raised. The motion lost with 21 ayes, 18 nays and 10 not voting.

Mr. Wylie moved that the Sergeant-At-Arms be directed to bring in the absent members.

Mr. Waldo moved to adjourn until Friday, September 26, at 1:30 p.m.

Mr. Wenzlaff offered an amendment to adjourn until 1:30 p.m., Monday, September 29.

Mr. Wallwey offered an amendment to adjourn sine die.

The Wallwey amendment was rejected with 6 ayes, 34 nays and 9 not voting.

The Wenzlaff amendment was rejected with 1 aye, 40 nays and 8 not voting.

The Waldo motion was rejected with 3 ayes, 37 nays and 9 not voting.

Mr. Wylie asked unanimous consent to withdraw his motion to bring in the absent members.

Mr. Waldo objected.

Mr. Wylie moved to withdraw his motion to bring in the absent members.

The motion prevailed.

Mr. Burbach moved to recess until 1:00 p.m. today. The motion lost with 14 ayes, 28 nays and 7 not voting.

Mr. Clark moved the Call be raised. The motion prevailed with 30 ayes, 9 nays and 10 not voting.

Mr. Simpson Presiding

Speaker Warner moved to return LB 1096 to Select File for specific amendments.

The Chair ruled the motion out of order.

Voting in the affirmative, 30:

Bloom
Burbach
Carstens
Craft
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Schreurs
Simpson
Swanson
Syas
Waldo
Waldron
Warner
Wenzlaff
Ziebarth

Voting in the negative, 9:

Batchelder
Budd
Holmquist
Klaver
Kokes
Skarda
Stull
Wiltse
Wylie

Not voting, 10:

Carpenter
Clark
Danner
Duis
Hanna
Kremer
Mahoney
Moulton
Wallwey
Whitney

Having failed to receive a constitutional two-thirds majority voting in the affirmative with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 33:

Bloom
Burbach
Carstens
Clark
Craft
Duis
Elrod
Harsh
Hasebroock
Johnson
Kennedy
Keyes
Knight
Luedtke
Marvel
Moylan
Nore
Orme
Pedersen
Proud
Reynolds
Robinson
Schmit
Simpson
Swanson
Syas
Waldo
Waldron
Wallwey
Warner
Wenzlaff
Wylie
Ziebarth

Voting in the negative, 4:

Batchelder
Klaver
Skarda
Wiltse

Not voting, 12:

Budd
Carpenter
Danner
Hanna
Holmquist
Kokes
Kremer
Mahoney
Moulton
Schreurs
Stull
Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

STANDING COMMITTEE REPORTS

Budget

LEGISLATIVE BILL 1343. Indefinitely postponed.

LEGISLATIVE BILL 1344. Indefinitely postponed.

LEGISLATIVE BILL 1372. Indefinitely postponed.

LEGISLATIVE BILL 1394. Indefinitely postponed.

LEGISLATIVE BILL 1408. Indefinitely postponed.

(Signed) Richard D. Marvel, Chairman

RESOLUTONS

LEGISLATIVE RESOLUTION 110. Re: In Memory of Deceased Members

Introduced by Jerome Warner, 25th District.

WHEREAS, we are born, we live, and we die; and

WHEREAS, as we meet today we find that the Almighty Father has taken into His charge many of our former members, who will not return from their glorious resting place; and

WHEREAS, those former members who are peaceably resting in that glorious abode above be assured that their efforts are being preserved and their memories are being cherished.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That we pause in our deliberations and stand in silent tribute to the memories of John L. Copeland, George C. Weborg, Otto H. Liebers, and Tony Asimus, who have preceded us here and who, by their labors, helped to mold the institutions and traditions which we now seek to preserve and perpetuate.

2. That the Clerk of the Legislature be directed to spread at large on the Legislative Journal this resolution, and that a copy of said resolution, properly authenticated and suitably engrossed, be sent by the Clerk to each of the families of the deceased members

above named as an expression of our respect for the deceased and our sympathy for the bereaved.

Speaker Warner moved to suspend the rules and take up the Resolution today.

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

LR 110 was adopted with 35 ayes, 0 nays and 14 not voting.

MOTION—Reconsider Action on LR 109

Mr. Syas moved to reconsider action on LR 109.

Mr. Ziebarth requested a Call of the House. The Call showed 32 members present.

Mr. Harsh moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Ziebarth requested a record vote on the motion to reconsider.

Voting in the affirmative, 18:

Bloom
Burbach
Craft
Duis
Elrod
Hanna
Kokes
Luedtke
Marvel
Moylan
Pedersen
Robinson
Schmit
Skarda
Swanson
Syas
Waldron
Ziebarth

Voting in the negative, 17:

Clark
Harsh
Hasebroock
Holmquist
Johnson
Keyes
Knight
Nore
Orme
Proud
Schreurs
Stull
Waldo
Warner
Wenzlaff
Whitney
Wiltse

Not voting, 14:

Batchelder
Budd
Carpenter
Carstens
Danner
Kennedy
Klaver
Kremer
Mahoney
Moulton
Reynolds
Simpson
Wallwey
Wylie

The motion lost.

Recess

At 11:54 a.m., on a motion by Mr. Holmquist, the Legislature recessed until 1:30 p.m.

After Recess

The Legislature reconvened at 1:30 p.m., Mr. Wylie presiding.

The roll was called and all members were present except Messrs. Nore, excused until 1:50 p.m., Budd and Burbach until 2:10 p.m., Knight until 2:20 p.m. and Carpenter, Danner, Elrod, Klaver, Kremer, Mahoney, Moulton, Simpson and Wallwey, who were excused.

Communications

Letter from Delmar L. Rasmussen, Executive Secretary-Treasurer of the League of Nebraska Municipalities along with a copy of their Resolution #5.

RESOLUTIONS

LEGISLATIVE RESOLUTION 111. Re: Responsibility of Local School Boards to Reduce Property Taxes

Introduced by Speaker Jerome Warner, 25th District.

WHEREAS, the Legislature appropriated ten million dollars for additional state aid to schools annually; and

WHEREAS, it is the concern of the Legislature that the increase in state aid to schools is to be reflected in reduced local property taxes; and

WHEREAS, the initiative for reduction in taxes is the responsibility of the local school boards.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTIETH SESSION ASSEMBLED:

1. That local school boards be encouraged to request their county boards to reduce their property tax request for their current budget to reflect the increase of state aid to schools in order to reduce local property taxes, and

2. That the Legislature directs the Executive Board of the Legislative Council to determine those school districts in violation of this intent and report to the Legislature.

Speaker Warner moved to suspend the rules to take up the resolution today.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Bloom moved the previous question. The question is, "Shall the debate now cease?"

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

LR 111 was adopted with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE RESOLUTION 102.

Speaker Warner offered the following amendment, which was adopted:

Strike the entire first WHEREAS paragraph and insert the following:

WHEREAS, serious questions have been raised relative to the validity of certain appropriations contained in Appropriation Bills of the Eightieth Session, Nebraska State Legislature, 1969; and

LR 102 was adopted with 29 ayes, 0 nays and 20 not voting.

Report of Registered Lobbyists

In accordance with LB 302, passed in the 1965 session of the Legislature, the following is a list of those lobbyists who registered during the period August 15, 1969 through September 23, 1969.

(Signed) Hugo F. Srb
Clerk of the Legislature

B. Frank Watson, Lincoln; Taxation, insurance, banking.

Visitors

Mr. Waldo introduced Mr. and Mrs. Ralph Schmohr of DeWitt. They visited the Legislature September 22 and helped their daughter, who is secretary for Mr. Luedtke and Mr. Waldo, celebrate her 19th birthday.

Explanation of Vote

Had I been present I would have voted "aye" on LB 1212 LB 205 LB 818 LB 1322 LB 6 LB 878 LB 1165 LB 1075 LB 1334 LB 380 LB 790 LB 1415 LB 1427 LB 452 LB 601 LB 1184 LB 1369 LB 1399 LB 1426 LB 1431 LB 1434 LB 932 LB 1036 LB 1261 LB 508 LB 723 LB 1295 LB 1433 LB 1327 LB 1425 LB 667; and "nay" on LB 964 LB 857

(Signed) Henry F. Pedersen, Jr.

MOTION—Instruct Attorney General

Mr. Syas moved that the Attorney General be instructed to file a court action before the State Supreme Court to determine the constitutionality of LB 566.

The motion lost with 12 ayes, 11 nays and 26 not voting.

Election of Members to the Nebraska Constitutional Revision Commission

On the fourth ballot:

District #2

Clifton B. Batchelder	19
Henry F. Pedersen, Jr.	17

Non-Legislative

Phil Gass	19
A. V. Sorensen	15

Mr. Pedersen asked unanimous consent to have his name and Mr. Batchelder's withdrawn and nominate Mr. Proud.

Mr. Batchelder objected to his name being withdrawn.

Mr. Swanson moved to nominate Mr. Syas.

Mr. Bloom raised a point of order as to whether or not any more nominations could be accepted.

The Chair ruled that they could.

Mr. Bloom moved to override the decision of the Chair. The question is, "Shall the Chair be sustained?"

The Chair was not sustained with 14 ayes, 16 nays and 25 not voting.

Mr. Harsh moved to reconsider action on yesterday's ruling.

Mr. Harsh requested a Call of the House. The Call showed 32 members present.

Mr. Bloom moved the Call be raised. The motion prevailed with 26 ayes, 5 nays and 18 not voting.

The motion to reconsider lost with 22 ayes, 11 nays and 16 not voting.

On the fifth ballot:

District #2

Richard F. Proud	5
Clifton B. Batchelder	15
Henry F. Pedersen, Jr.	10
George Syas	10

Non-Legislative

Phil Gass	21
A. V. Sorensen	16
Mr. Henningson	2

On the sixth ballot:

District #2

Clifton B. Batchelder	17
Henry F. Pedersen, Jr.	7
George Syas	15

Non-Legislative

Phil Gass	25
A. V. Sorensen	10
Mr. Henningson	1
Mr. Anderson	1

On the seventh ballot:

District #2

Clifton B. Batchelder	16
George Syas	23

Mr. Batchelder withdrew his name in favor of Mr. Syas.

Mr. Proud moved to nominate Mr. Syas and vote on the machine.

The motion prevailed and Mr. Syas was elected with 35 ayes, 0 nays and 14 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 108.

Mr. Burbach requested a Call of the House. The Call showed 31 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

LR 108 was rejected with 14 ayes, 20 nays and 11 not voting.

Speaker Warner Presiding

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 552. Correctly enrolled.

LEGISLATIVE BILL 566. Correctly enrolled.

LEGISLATIVE BILL 798. Correctly enrolled.

LEGISLATIVE BILL 1070. Correctly enrolled.

LEGISLATIVE BILL 1096. Correctly enrolled.

(Signed) Wayne W. Ziebarth, Chairman

Speaker Signs

While the Legislature was in session and capable of transacting business, the Speaker signed: LB 552 LB 798 LB 1070 LB 1096 LB 566 LR 102 LR 109 LR 110 LR 111 LB 831

Visitors

Mr. Schmit introduced 21 seniors from Mead High School and Lloyd Lamb, Principal.

MOTION—Advise Governor's Office

Mr. Schreurs moved that a committee of two be appointed to advise the Governor's Office that the Eightieth Session of the Nebraska State Legislature is about to complete its work, and to return with any message the Governor may have for the Legislature.

The motion prevailed.

The Chair appointed Messrs. Schreurs and Wenzlaff to advise the Governor's office.

Presentation

Mr. Luedtke presented a gift to Mr. Ziebarth, Chairman of the Enrollment and Review Committee in recognition of his service. Mr. Ziebarth thanked the members.

MOTION—Group Picture

Mr. Proud moved that the University be requested and authorized to place a group picture of the members of the Eightieth Session in the West Senate Lounge, and that the Legislature express its appreciation for this service.

The motion prevailed.

MOTION—Approve Printing

Mrs. Orme moved that the Legislature approve the printing of the Permanent Legislative Journal, Session Laws, Bills, Separates, and Journal Indexes by Joe Christensen, and letterheads and envelopes by Capitol Printing Company.

The motion prevailed.

Message from the Governor

September 19, 1969

The President, The Speaker and
Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators of the Eightieth Session:

You have come to the end of a long, arduous and powerful legislative session. In this brief farewell message, I would like to congratulate you, not only for physically enduring throughout these 165 legislative days, but, more seriously, congratulate you for reviewing and passing such a great amount of far-reaching legislation.

Reviewed in perspective with the last previous legislative session, this session must be differently labeled. The earlier session made real breakthroughs in traditional attitudes of Nebraska citizens toward state government. Real and meaningful changes were made not only in specific programs, such as a fair tax system, local tax relief through state aid to schools, cities, and counties, etc., but also in the attitude of the citizens of our state. That was an excruciatingly difficult session, not from the point of view of time spent by the senators or the number of bills reviewed, but from the point of view of the difficulty of the problems presented and the solutions proposed.

This current session necessarily built itself upon the foundation of that earlier session and will be judged historically in relationship to that session. A flood of legislation has been urged upon you by your constituents, a flood that probably became as large as it did because of last session's desire to focus on fewer and individually more momentous bills. You have survived that flood well.

One must not conclude from the fact that you reviewed many bills that the bills were not significant. A most far-reaching package of highway legislation was passed during this session—a package that surpassed all earlier efforts at developing our highway program. Future generations will benefit from your foresight in this field. National landmark bills have been passed in the field of penal corrections and investment of state funds, and major bills have been passed in personnel, mental health, re-organization of government, state planning, and many other areas. Many of these bills not only will provide better service to the citizens of our state, but will permit long-run savings of tax dollars.

Perhaps most important to me, you passed the Nebraska Civil Rights Act of 1969, the Open Housing Bill that our Constitution has promised all citizens of the state for 100 years. Your wisdom in passing this bill was deeply appreciated by all citizens of the state, not only because legally it was the correct thing to do, but also because morally it was the right and honest thing to do.

Without dwelling further on major pieces of legislation, let me publicly commend the Little Hoover Commission for its efforts during this legislative session . . . and you for your understanding of the problems faced by the Commission. Many of their ideas were implemented administratively, and among those which required your action a great number were passed and many of the remainder are awaiting further consideration by you during upcoming sessions. This is the most important effort ever made in our state to combine the thoughts and suggestions of businessmen with the political acumen of our elected representatives to create ideas which will benefit all citizens of Nebraska.

We have had some disputes during this session. I think that is natural. No session as long as this one and involving as many bills as this one could be free of such disputes. As Governor, I feel strongly about the power of the Executive Branch as outlined by the Constitution. I recognize that you, as senators, feel just as strongly about the powers of the Legislative Branch. In most instances, our disputes can be traced to our differences of opinion concerning the relative powers of these two branches. Fortunately, the framers of our Constitution provided an arbitrator for such disputes, namely, the Supreme Court. Over the next few months I'm sure that the Court will decide many of these disputes.

Again, my sincere best wishes to all of you.

Very truly yours,

(Signed) Norbert T. Tiemann, Governor

MOTION—Send Bills

Mr. Wiltse moved that the Clerk be directed to send to each member of the Legislature a file of bills passed, as soon as printed, and the expense in so doing be paid out of the legislative expense appropriation.

The motion prevailed.

MOTION—File Bills and Records

Mr. Burbach moved that the chairman of each standing committee be requested to file with the Clerk of the Legislature any bills and standing committee records remaining in his possession, so that a proper record may be made of the final disposition of such bills.

The motion prevailed.

MOTION—Print Brochure

Mr. Waldron moved that the Clerk of the Legislature be directed to prepare the usual brochure showing a comparison of the bicameral and unicameral legislative system and other pertinent data.

The motion prevailed.

MOTION—Mailing of Permanent Journal and Session Laws

Mr. Johnson moved that the Clerk of the Legislature be instructed to send to each Member of the Legislature, and to each authorized member of the Press assigned to the Legislature for the Eightieth Session, a copy of the Permanent Legislative Journal and Session Laws of the Eightieth Session, when completed; and that the proper officers of the Legislature be authorized to issue vouchers against the fund provided for expenses of the Eightieth Session of the Nebraska Legislature in payment of necessary postage or express and necessary wrapping material for sending said Legislative Journal and Session Laws to the Members of the Legislature, and that the Press and Members of the Legislature be allowed to keep their Statutes and Supplements and Letter Files.

The motion prevailed.

MOTION—Retain Help

Mr. Robinson moved that the Executive Board of the Legislative Council be directed to retain such help as may be required to check the bills, supplies, legislative chamber furniture, and otherwise complete the business of the office for the Eightieth Session of the Legislature, and to employ such help as is necessary during the interim.

The motion prevailed.

MOTION—Appreciation to Administrative Members

Mr. Wylie moved that the Eightieth Session of the Nebraska State Legislature express its appreciation to Hugo F. Srb, Vincent

D. Brown, John J. Wilson and Emory Burnett, administrative members, in performance of a very difficult duty to the complete satisfaction of the membership of this body. Without their counsel, advice, and experience this Legislature would have been hard-put to perform and expedite the duties assumed and performed by its membership.

The motion prevailed.

MOTION—Appreciation to Lieutenant Governor

Mrs. Craft moved that this Eightieth Session of the Nebraska State Legislature give a standing vote of appreciation to the outstanding performance of Lieutenant Governor John E. Everroad, who as Lieutenant Governor, is the presiding officer of this body and has demonstrated to this Legislature an example of impartiality and fairness.

The motion prevailed.

MOTION—Appreciation to Employees

Mr. Carstens moved that the Legislature take this opportunity to express its gratitude and appreciation of the efficient and conscientious performance of their duties by the employees of this body. It is through their efforts that this body has been able to efficiently perform their duties to serve the people of this State.

The motion prevailed.

MOTION—Appreciation to Press

Mr. Marvel moved that a standing vote of thanks be given to the newspapers and the press associations for their accuracy and fairness in reporting to the people of our State the activities of this Eightieth Session of the Legislature.

The motion prevailed.

MOTION—Appreciation to Radio and TV

Mr. Kokes moved that this body express its thanks and appreciation to the radio and television stations for broadcasting news of the Eightieth Session of the Legislature to the citizens of the State.

The motion prevailed.

MOTION—Present Flags

Mr. Syas moved that as evidence of our sincere appreciation of our presiding officers for the fair and impartial performance of their duties, we obtain a Nebraska flag, similar to those used previously for such occasions and present one to the Lieutenant Governor, John E. Everroad, and one to Speaker Jerome Warner.

The motion prevailed.

MOTION—Present Gavel

Mr. Swanson moved that the Lieutenant Governor, John E. Everroad, be presented with the gavel used during the Eightieth Session of the Nebraska Legislature.

The motion prevailed.

MOTION—Present Gavel

Mr. Schmit moved that Speaker Jerome Warner be presented with a gavel, emblem of his serving as a fair and impartial presiding officer.

The motion prevailed.

MOTION—Appreciation

Mr. Holmquist moved that the Eightieth Session of the Nebraska Legislature express its appreciation to Reverend Robert Palmer, Chaplain; Ray R. Wilson, Sergeant-at-Arms; Edmund R. Francke, Assistant Sergeant-at-Arms; and Mrs. Olga Hoffman, Postmistress.

The motion prevailed.

Appreciation

Mr. President:

The elective officers and employees of the Eightieth Session hereby express their appreciation for the privilage of serving this Legislature and for the courtesies extended to them by each and every member.

(Signed) Hugo F. Srb

MOTION—Present Flag

Mr. Holmquist moved to present a Nebraska flag to Hugo Srb, retiring Clerk of the Legislature.

The motion prevailed.

Presented to the Governor

Presented to the Governor for approval on September 24, 1969 at 3:05 p.m.: LB 552 LB 798 LB 1070 LB 1096 LB 831 LB 566

(Signed) Ruth Bossard, Enrolling Clerk

MOTION—Adjournment

Mr. President: I move that the Journal for the One Hundred Sixty-fifth Day, as prepared by the Clerk, be approved, and that the Eightieth Session of the Legislature, having finished all business before it, now at 3:21 p.m. we adjourn sine die.

(Signed) John E. Knight

The motion prevailed.

Hugo F. Srb
Clerk of the Legislature

Received after adjournment

MESSAGE FROM THE GOVERNOR

September 26, 1969

The Honorable Frank Marsh
Secretary of State
State Capitol
Lincoln, Nebraska

Dear Secretary Marsh:

I am vetoing LB 1422 and filing it and my objections to it with you pursuant to Section 15 of Article IV of the Constitution of the State of Nebraska. In that article it states:

> "Any bill which shall not be returned by the governor within five days (Sundays excepted) after it shall have been presented to him, shall become a law in like manner as if he had signed it; unless the legislature by their adjournment prevent its return; in which case it shall be filed, with his objections, in the office of the secretary of state within five days after such adjournment, or become a law."

My objections are as follows:

1. I am against further proliferation of state departments. There is no need to create an additional department to handle the functions currently being handled by the Telecommunications Division of the Department of Administrative Services. We have made an attempt throughout my administration to consolidate departments of state government. Acceptance of this proposed bill as law would run directly contrary to those efforts.

2. Although it appears that there has been no additional funding established by the Legislature for the proposed new department, it is quite clear that we would be spending additional money in the future simply because of the department status of this activity. Such additional funding to support an unnecessary organizational layer is unreasonable.

3. LB 605, passed during the 77th session of the Legislature, was a well thought out, well conceived, and heavily debated bill. The situation has not changed sufficiently since the passage of that bill to justify a radical change in organization. The division of Telecommunications still belongs, like all other service divisions, within the Department of Administrative Services.

My veto of this bill does not in any way reflect a changed attitude on my part with respect to our careful, business-like approach to consolidated communications in Nebraska. We will proceed with all deliberate speed to do everything in the area of telecommunications which will benefit the citizens of our state.

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor
State of Nebraska

NTT/sph

September 29, 1969

The Honorable Frank Marsh
Secretary of State
State Capitol
Lincoln, Nebraska

Dear Secretary Marsh:

Pursuant to Section 15 of Article IV of the Constitution of the State of Nebraska, I am disapproving and vetoing Section 2 of LB 552. That section in its entirety read as follows:

> "There is hereby appropriated from the unexpended balance existing on June 30, 1969, in the State Building Fund $1,015,000 and for the 1969-71 biennium $1,225,000 to the University of Nebraska for the construction of a Home Economics facility on the East Campus, the total cost of such facility not to exceed $2,240,000 from state funds."

I am not disapproving or vetoing any of the remainder of LB 552.

My objections are as follows:

1. As I stated previously on September 4, 1969 when I vetoed this item in LB 1425, I am convinced that state government can best serve the citizens of the state by not constructing this facility at this time.

2. The Board of Regents of the University of Nebraska placed a very low priority on this item. I agree with that priority listing. Compared with other needs in our state, the need to construct this facility must necessarily be a low priority item.

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor
State of Nebraska

NTT/sph

September 29, 1969

The Honorable Frank Marsh
Secretary of State
State Capitol
Lincoln, Nebraska

Dear Secretary Marsh:

Pursuant to Section 15 of Article IV of the Constitution of the State of Nebraska, I am disapproving and vetoing LB 566 and filing it with you with my objections.

My objections are as follows:

1. This bill does not require that the children for whom tuition is required be the children of state employees. Children of any employees required by their employers to reside on tax exempt land owned or controlled by the Game Commission or the State Board of Education would be eligible for tuition payments from the state general fund. As a matter of public policy this should not be encouraged.

2. It is extremely difficult to determine what expense we are creating for the taxpayers with this bill. Cost figures are extremely difficult to arrive at, particularly since children of persons other than state employees might be involved in receiving tuition payments from the Game Commission. I do not approve of such open-ended legislation.

3. No money was appropriated by the Legislature to fund this bill and it is clear that no payments can be made under the bill because of the lack of funding. I see no need to create a law which requires funding to be effective and then not fund it. Such bills should not become laws.

Respectfully submitted,

(Signed) Norbert T. Tiemann
Governor
State of Nebraska

NTT/sph

September 29, 1969

Mr. Vince Brown, Clerk
Nebraska Unicameral Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Brown:

On September 26, 1969 Governor Norbert T. Tiemann sent to my office, Legislative Bill 1422. This bill was accompanied by the veto message of Governor Norbert T. Tiemann. The bill was delivered to my office without the signature of the Governor.

The vetoed bill was sent to my office pursuant to Section 15 of Article IV of the Constitution of the State of Nebraska. In that article it states:

> "Any bill which shall not be returned by the governor within five days (Sundays excepted) after it shall have been presented to him, shall become a law in like manner as if he had signed it; unless the legislature by their adjournment prevent its return; in which case it shall be filed, with his objections in the office of the Secretary of State within five days after such adjournment, or become a law."

You should be officially advised that L.B. 1422 with the accompanying veto message has been received in my office and will be filed as a matter of public record as a vetoed bill. For your reference and record, I am enclosing an official photocopy of Governor Norbert T. Tiemann's veto message with regard to Legislative Bill 1422.

With best wishes and kind regards, I remain,

Sincerely yours,

(Signed) Frank Marsh
Secretary of State

Enclosure

cc: Governor Norbert T. Tiemann

September 30, 1969

Mr. Vince Brown, Clerk
Nebraska Unicameral Legislature
State Capitol
Lincoln, Nebraska 68509

Dear Vince:

This letter is to officially notify you that on September 29, 1969, Governor Norbert T. Tiemann sent to my office L.B. 552. This bill was sent to my office pursuant to Section 15 of Article IV of the Constitution of the State of Nebraska.

Legislative Bill 552 was sent to my office without the signature of the Governor and it was accompanied by the Governor's "line-item" veto message in which he disapproved the entire section 2 of L.B. 552, relating to a Home Economics facility on the East Campus, University of Nebraska.

For your record and reference, I'm enclosing an exact copy of Governor Tiemann's disapproval message which accompanied L.B. 552 when received in this office.

These documents are now a part of the public record in this office.

Sincerely yours,

(Signed) Frank Marsh
Secretary of State

Enclosure
cc: Honorable Norbert T. Tiemann

September 30, 1969

Mr. Vince Brown, Clerk
Nebraska Unicameral Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Brown:

On September 29, 1969, Governor Norbert T. Tiemann sent to my office, Legislative Bill 566. This bill was accompanied by the veto message of Governor Norbert T. Tiemann. The bill was delivered to my office without the signature of the Governor.

The vetoed bill was sent to my office pursuant to Section 15 of Article IV of the Constitution of the State of Nebraska. In that article it states:

> "Any bill which shall not be returned by the governor within five days (Sundays excepted) after it shall have been presented to him, shall become a law in like manner as if he had signed it; unless the legislature by their adjournment prevent its return; in which case it shall be filed, with his objections in the office of the Secretary of State within five days after such adjournment, or become a law."

You should be officially advised that L. B. 566 with the accompanying veto message has been received in my office and will be filed as a matter of public record as a vetoed bill. For your reference and record, I am enclosing an official photocopy of Governor Norbert T. Tiemann's veto message with regard to Legislative Bill 566.

With best wishes and kind regards, I remain,

Sincerely yours,

(Signed) Frank Marsh
Secretary of State

Enclosure
cc: Governor Norbert T. Tiemann

September 30, 1969

The President, the Speaker
and Members of the Legislature
State Capitol
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on September 26, 1969 I approved LB 793, LB 831, LB 885, LB 1070 and LB 1349, on September 29, 1969 I approved LB 1096 and LB 1341 and on September 30, 1969 I approved LB 798.

Respectfully,

(Signed) Norbert T. Tiemann
Governor

NTT:sb

CERTIFICATE

I, Hugo F. Srb, Clerk of the Legislature, hereby certify that the foregoing Volumes I and II are a true and correct copy of the Legislative Journal of the Eightieth Session of the Legislature of the State of Nebraska, convened and held in the City of Lincoln, State of Nebraska, January 7, 1969 to September 24, 1969.

(Signed) Hugo F. Srb
Clerk of the Legislature

September 30, 1969
Lincoln, Nebraska

LEGISLATIVE BILLS ENACTED INTO LAW

Eightieth Session

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2 Carpenter et al. Cannabis (marijuana), sale and possession.
7 Carpenter. Nebraska Educational Television Commission membership.
15 Carpenter et al. Public employees, negotiation act.
19 Carpenter. Attorney General, duties.
20 Carpenter. Tax Commissioner, duties, assessment of property.
21 Carpenter. County assessor, qualifications.
23 Carpenter. County assessors, bonds, penal provisions.
24 Carpenter. County assessors, neglect of duties, liabilities.
25 Carpenter. County assessors, remove from county offices.
27 Carpenter. Property, real, personal, tax exempt status.
28 Carpenter. Motor vehicles, tax exemption.
29 Carpenter. Motor vehicles, appeals, tax exemption.
30 Carpenter. Motor vehicles, forms for tax exemption.
31 Carpenter. Personal property, motor vehicles, Tax Commissioner review, exempt tax status.
32 Carpenter. County treasurers, monthly remittances.
33 Carpenter. Tax Commissioner prescribe tax assessment forms.
34 Carpenter. State property tax levy, repeal obsolete sections.
35 Carpenter. County board of equalization, date for levy.
39 Carpenter. Documentary stamp tax, exceptions.
42 Carpenter. Real property, require building permits for improvements.
49 Pedersen. Parental liability for acts of minors.
50 Carpenter. Delete limitations on salaries of first-class city employees.
53 Carpenter. Councils, first-class cities, pay bond premium of city treasurer.
54 Carpenter. Repeal residency requirement of officers of second-class cities and villages.
55 Carpenter. Qualifications, officers of first-class cities, repeal.
56 Carpenter. Clarify content of published notices of municipal improvements.
57 Carpenter. Delete restrictions on salary of park board members in first-class cities.
58 Carpenter. Delete salary restrictions, second-class cities and villages.
59 Carpenter. Duties of city attorney, second-class cities and villages.
60 Carpenter. ETV Commission, acquire land in Morrill County.

61 Carpenter. ETV Commission employees, exempt from basic work week.
62 Carpenter. ETV Commission, coordinate program functions.
63 Carpenter. ETV Commission, funds for program promotion.
65 Carpenter. ETV Commission, telecommunications building.
66 Carpenter et al. ETV Commission meetings, stand-ins.
71 Pedersen. Municipal court clerks, salary increase.
73 Pedersen. Define salary exemption from garnishee.
74 Pedersen. Attachment of property, additional grounds without undertaking.
75 Budd et al. Conflicts of interest.
77 Clark. Zoning changes, cities and villages, particular classes.
78 Mahoney et al. Attorney General, salary increase.
84 Carpenter et al. Counties, reappraisal requirements.
85 Carpenter. Liquor dealers, gifts, remove exemption.
88 Carpenter. State Game Commission, consecutive reappointment.
89 Mahoney et al. Merit system, Department of Labor, safety division.
91 Clark. Vocational Technical Schools, extend curriculum.
97 Carpenter. Cities and villages, all, fire department tax.
101 Committee on Judiciary. Obsolete statutes, repeal.
102 Committee on Judiciary. Sections unconstitutional, repeal.
103 Committee on Judiciary. Accountants, harmonizing provisions.
104 Committee on Judiciary. Agriculture, harmonizing provisions.
105 Committee on Judiciary. Banking, correct internal references.
106 Committee on Judiciary. Bonds and oaths, harmonizing provisions.
107 Committee on Judiciary. Cities and villages, all, harmonizing provisions.
108 Committee on Judiciary. Cities and villages, particular classes, toll bridges.
109 Committee on Judiciary. Cooperative credit associations, harmonizing provisions.
110 Committee on Judiciary. Counties, harmonizing provisions.
111 Committee on Judiciary. Courts, harmonizing provisions.
112 Committee on Judiciary. Criminal procedure, harmonizing provisions.
113 Committee on Judiciary. Drainage ditches, harmonizing provisions.
114 Committee on Judiciary. Elections, harmonizing provisions.
115 Committee on Judiciary. Volunteer firemen, harmonizing provisions.
116 Committee on Judiciary. Statute of frauds, correct internal references.

117 Committee on Judiciary. Game and fish, harmonizing provisions.

118 Committee on Judiciary. Guardian and ward, eliminate obsolete matter.

119 Committee on Judiciary. Highways, harmonizing provisions.

120 Committee on Judiciary. Infants, harmonizing provisions.

121 Committee on Judiciary. Insurance, harmonizing provisions.

122 Judiciary Committee. Interest, harmonizing provisions.

123 Judiciary Committee. Irrigation, corrections of offenses.

124 Judiciary Committee. Jails, harmonizing and eliminating obsolete matter.

125 Judiciary Committee. Employment security, harmonizing provisions.

126 Judiciary Committee. Law, statutes, distributions, reallocations.

127 Judiciary Committee. Legislature, special sessions, petitions, corrections.

128 Judiciary Committee. Liens, harmonize foreclosures.

129 Judiciary Committee. Liquors, remove unconstitutional matter.

130 Judiciary Committee. Militia, harmonizing provisions.

131 Judiciary Committee. Mineral, oil, gas, harmonizing provisions.

132 Judiciary Committee. Motor vehicles, harmonizing provisions.

133 Judiciary Committee. Public welfare, harmonizing provisions.

134 Judiciary Committee. Public power and irrigation districts, harmonizing provisions.

136 Judiciary Committee. Mineral lands development, harmonizing provisions.

137 Judiciary Committee. Motor carriers, correct internal references.

138 Judiciary Committee. Revenue and taxation, eliminating unconstitutional provisions.

139 Judiciary Committee. Schools, harmonizing provisions.

140 Judiciary Committee. State administrative departments, harmonizing provisions.

141 Judiciary Committee. State institutions, harmonizing provisions.

142 Judiciary Committee. State officers, harmonizing provisions.

143 Judiciary Committee. Colleges and universities, harmonizing provisions.

144 Judiciary Committee. Revisor of Statutes, updating 1962 Volumes I and IA.

145 Judiciary Committee. Laws, harmonizing provisions.

146 Judiciary Committee. When real estate notice filing is required.

147 Judiciary Committee. Personal property, harmonizing provisions.
148 Judiciary Committee. Civil procedure, district court, harmonize provisions.
150 Carpenter. Judges, salaries, various courts.
151 Carpenter. Beer and liquor manufacturers and distributors, gifts prohibited.
152 Clark. Cable TV and radio, regulation.
153 Clark. Policemen pension funds, contributions.
154 Luedtke et al. State tort claims board.
155 Luedtke et al. Political subdivisions tort claims.
156 Pedersen. Consolidation, county and township offices.
160 Waldo. Fraudulent deaf and dumb relief claims.
162 Waldo et al. Agricultural associations, define status.
163 Luedtke. Voting precincts, merge.
165 Luedtke. Workmen's Compensation Court, select presiding judge.
166 Luedtke. Workmen's Compensation Court judges, prohibit practice of law.
167 Mahoney. Minor's age.
168 Mahoney. Constitutional amendment, minimum voting age.
169 Klaver et al. Jurors, reduce minimum age.
170 Carpenter. Board of Regents, powers, academic tenure.
171 Burbach. Multistate Tax Compact.
172 Carpenter et al. Trainable mentally retarded, education provisions.
173 Mahoney. Liquor Control Commission, increase salaries.
174 Carpenter et al. Commissioners, Douglas County, election.
176 Elrod et al. Nebraska Soldiers' and Sailors' Home, rename.
178 Danner et al. Textbooks, ethnic groups.
180 Harsh et al. Constitutional amendment, Board of Trustees of Higher Education.
182 Elrod. Uniform Commercial Code, uniform size for documents.
183 Swanson et al. Workmen's Compensation, include military.
184 Swanson et al. Workmen's Compensation, computing military benefits.
185 Swanson et al. State Code of Military Justice.
186 Swanson et al. Recodification of military laws.
188 Syas et al. Board of Regents, increase size.
189 Johnson et al. County boards, special meetings.
190 Carpenter. Establish limited urban renewal authorities.
192 Carpenter et al. Authorizing charge for premature payment of loans.
193 Proud. Sanitary and improvement district, tax levy.
194 Proud. Sanitary and improvement district, tax levy after annexation.
195 Proud et al. Metropolitan water districts, rules and regulations.

196 Simpson et al. Health insurance, include healing arts.
199 Johnson et al. Building and loan associations, investments in service corporations.
200 Duis. Real property transfer, tax liability.
201 Waldo. Noxious weed control fund, delete duty of county clerk.
202 Duis. Bank loans, increase limit.
203 Luedtke et al. Rehabilitation program for injured employees.
204 Luedtke et al. Notaries public, ink stamp seals.
206 Budd et al. Water and sewer districts, remove limitation on bonds.
208 Stull et al. Raise estate value which can avoid probate.
209 Elrod. Assistance, aged, blind, disabled, revise formula.
213 Moulton et al. Metropolitan utilities district, borrow money.
214 Moulton et al. Metropolitan water or utilities districts, delete redeemable bond requirement.
215 Harsh. Educational service units, vote required for dissolution.
216 Harsh. Vocational technical schools, repeal certain appropriation.
219 Moylan et al. Sanitary and improvement districts, file certificate of organization.
220 Luedtke. Register of deeds and county clerk, filing fees.
222 Luedtke et al. Glue sniffing.
223 Duis. Vacated street or alley, clarify status.
224 Moylan. Official Omaha newspaper.
229 Waldron. Controlled shooting area, remove limit.
236 Harsh. School district elections, delete property ownership requirement.
237 Waldron. Hospital districts, county attorney represent.
241 Budd et al. Define purpose of Nebraska School for Visually Handicapped.
242 Budd et al. Nebraska School for Visually Handicapped, contract for educational services.
244 Adamson et al. Constitutional Revision Commission.
245 Stull. Increasing interest rate on delinquent taxes.
246 Hasebroock et al. Authorizing banks to invest in agricultural credit corporation or livestock loan company.
247 Luedtke et al. Constitutional amendment, delete final reading of legislative bills.
248 Hasebroock et al. Increasing State Board of Health membership.
249 Swanson et al. War veterans' metal markers, prohibit removal by cemetery trustees.
250 Swanson et al. Providing Veterans Administration with records without charge.
251 Matzke et al. First and second class school districts, change annual meeting.
252 Swanson et al. Veteran or widow burial expense payments.

253 Swanson et al. Revising name and functions of county veterans service committee.
254 Swanson et al. Veterans exempt from motor vehicle tax.
257 Pedersen. Deficit appropriation for Commission on Judicial Qualifications.
258 Pedersen. Providing when a person's written statement may be used against him.
259 Swanson et al. Require explanatory statement for initiative or referendum petitions.
261 Swanson et al. Authority and salary of Veterans Affairs Director.
263 Mahoney. Insurance coverage of dependent children.
264 Reynolds et al. Depth of property assessment for special improvements in metropolitan cities.
265 Reynolds et al. Special assessment for improvements in metropolitan cities.
267 Swanson. Defining exercise of a foreign corporation franchise.
268 Swanson. Duties of real estate commission.
269 Swanson et al. Define conflicts of interest by city official.
270 Swanson et al. Removal of vegetation from railroad right-of-way.
271 Swanson et al. Special assessment districts in Lincoln.
272 Swanson. Actions against nonresident manufacturers and distributors of motor vehicles.
273 Swanson. License fees for motor vehicle dealers.
274 Bloom et al. Employee selection of physician.
275 Robinson et al. Change name of State Normal Schools and Normal Board.
276 Robinson et al. Compensation for certain fire protection district directors.
277 Robinson et al. Exempt from sales tax, purchases by fire protection districts.
280 Robinson et al. Provide treasurer of Board of Educational Service Unit.
281 Robinson et al. Sale of land in Buffalo County.
282 Luedtke. Delete lien amount in title certificate.
283 Luedtke. Indemnification of directors of nonprofit corporations.
284 Luedtke. Indemnification of directors of corporations.
286 Wallwey et al. Liability of relatives for patients in mental institutions.
288 Budd. Election of city councilmen to specific positions on the council.
290 Waldo et al. Constitutional amendment to permit classification of personal property.
291 Craft. First-class cities issue public building bonds.
292 Craft. Require cash bond for election on liquor by the drink.
295 Carstens et al. Increase in bailiff's compensation in counties under 60,000.

297 Adamson et al. Registration of motor vehicles by nonresidents.

298 Adamson et al. Taxation of motor vehicles owned by student.

299 Elrod et al. Prohibit leaving unattended children in motor vehicle.

302 Swanson. Compensation for physicians for examinations made for county mental health boards.

303 Marvel. Appropriations to pay legislative session costs.

304 Hasebroock et al. Banks authorized to make secured home loans to their officers or employees.

305 Elrod. Renewal of driver licenses of spouses of armed service members.

310 Luedtke et al. Municipalities authorized to abate nuisances.

311 Luedtke et al. Appeals from board of equalization.

312 Skarda. Prohibit public defenders from engaging in private law practice.

313 Skarda. Clarifying manner of service of process upon president of a corporation.

314 Skarda. Appointment of referees by Douglas County board of equalization for hearings.

315 Skarda. Increasing the per diem for transporting prisoners to the Nebraska Penal Complex.

316 Skarda. Authorize county boards to use electronic date processing for taxation processing.

317 Proud. Increase county judge fees.

318 Adamson et al. County boards authorized to mail tax statements.

320 Marvel. Appropriation to pay salaries of legislators.

321 Waldo et al. Define who may accredit SPF swine.

322 Waldo et al. Registration of cabin trailers.

327 Swanson et al. Consolidation procedures for building and loan associations.

328 Swanson et al. Limits on holding of investment stock by building and loan associations.

329 Swanson et al. State building and loan associations rights and powers.

330 Luedtke et al. Nebraska Professional Corporation Act.

333 Orme. Medicine and surgery qualifications, license suspension or revocation.

334 Hasebroock et al. Radio interference with law enforcement, prohibited.

335 Hasebroock et al. Prohibiting false reports of emergencies.

337 Swanson et al. Defining certain holiday dates to be observed on Monday.

338 Orme et al. Issuance of temporary licenses to practice medicine.

339 Orme et al. Examination and qualifications, Board of Examiners of Psychologists.

341 Waldo et al. Reducing minimum number covered by group insurance.
342 Revenue Committee. Procedure for taxation of mobile homes.
343 Burbach et al. Distribution of tax revenue from grain and seed.
344 Burbach et al. Eliminate record keeping and bond requirements for seed and grain dealers.
345 Burbach et al. Nebraska Seed Law.
346 Revenue Committee. Cabin trailers permanently attached, classified as real property or real estate.
347 Revenue Committee. Eliminating statement requirement that cabin trailers remain permanently attached to real estate.
348 Holmquist. Permit continuing payments for condemned easements.
349 Moylan. Deleting requirement that automatic insurance dividend option be paid in cash.
351 Holmquist et al. Certain acts related to mechanic's liens unlawful.
354 Duis. Reducing the age for executing contract for insurance.
355 Kremer. Qualifications of State Water Resources Director.
358 Whitney. Permit mill levy for airport purposes.
361 Holmquist et al. Insurance Director may disapprove contracts of merger.
362 Holmquist et al. Clarifying provisions of law relating to insurance sold with credit transactions.
363 Keyes et al. Registration and taxation of camper units.
364 Judiciary Committee. Clarifying law related to public lands.
365 Pedersen. Appropriations for judiciary.
369 Orme et al. Constitutional amendment permitting proposed amendment to Home Rule Charter by 10% of registered voters.
370 Carpenter. Creation of housing authorities.
373 Pedersen. Exempting hobby device boilers from inspection.
374 Proud et al. Regulation of air conditioning contractors.
375 Pedersen et al. Eliminate verification of pleadings.
376 Pedersen et al. Residency requirements for adoption by military personnel.
377 Pedersen et al. Redefine dead man's statute.
381 Carpenter. Reporting individual political contributions.
383 Carpenter. Removing certain penalties for failure to list property.
384 Kremer et al. Nebraska Soil and Water Conservation Commission authorized to establish a data bank.
389 Carpenter. Delete approval time for records and forms.
390 Carpenter. Transfer duties from State Board of Equalization to Tax Commissioner.
391 Carpenter et al. Define Tax Commissioner intercounty equalization duties.
392 Carpenter. Provide training courses for assessors.

393 Carpenter. Certificates of achievement for completing training courses.
394 Carpenter. Tax Commissioner review of changes by county boards.
395 Kremer et al. Nebraska Soil and Water Conservation Committee authorized to accept grants and payments.
396 Carpenter. Taxation of railroad car companies.
397 Carpenter. Taxation of nonresident motor carriers transferred to the Tax Commissioner.
398 Carpenter. Listing of property for taxation by a lessee as agent.
400 Carpenter. Delivery of unit tax ledgers to county treasurers.
402 Carpenter. Levy of tax on air carriers transferred to Tax Commissioner.
403 Proud. Extending powers of sanitary and improvement districts.
405 Proud. Duties of advisory watershed improvement boards.
406 Whitney et al. Require State Board of Equalization to equalize assessments.
407 Carstens. Redefine powers of the Game and Parks Commission.
411 Orme et al. Repealing female employment law.
412 Orme et al. Authorizing municipalities with comprehensive zoning ordinances to require street dedication.
413 Orme. Sanitary and safety requirements for swimming pools.
414 Orme. Authority of Department of Health to control ionizing radiation.
415 Orme. Establish and operate solid waste disposal areas.
416 Orme. Providing for solid waste disposal areas outside zoning jurisdiction of a city or village.
417 Orme. Marking of Health Department vehicles.
418 Carpenter. Define railroad property to be assessed.
421 Carstens. Appointment of attorneys to assist county attorneys.
422 Carstens. Increasing the schedule of benefits under Workmen's Compensation Laws.
426 Harsh. Class VI students eligible for transportation allowances.
428 Carpenter. Permit State Health Board to fix salary of State Health Director.
429 Kokes et al. Power districts authorized to sell assets to nonprofit corporations.
430 Clark et al. Exempting tax on deeds to family corporations.
431 Kokes et al. Division of rural or suburban fire protection districts.
435 Carpenter et al. Eliminating of special assessments for off-street parking districts.
441 Wallwey et al. Utilize full capacity of power facilities.
442 Knight. Adoption of a plumbing code.
443 Waldo et al. Annual refresher courses for licensed veterinarians.

444 Carstens. Provide that appeal to district court will not stay enforcement of order by juvenile court.

447 Orme et al. Rules of the road at intersections.

448 Orme et al. Rules of the road for right-of-way at intersections.

449 Holmquist et al. Standards for determining the operating area of a public power and irrigation district.

450 Swanson et al. Authorized investments by public power districts.

452 Robinson et al. Purchase of retirement annuity contracts for employees of state colleges.

454 Orme et al. Mandatory vaccination of dogs against rabies.

455 Elrod et al. Lien priority on employment security contributions.

456 Elrod et al. Modify disqualification provisions for unemployment benefits.

457 Elrod et al. Extending unemployment benefit table to raise maximum benefit.

458 Elrod et al. Provide when unemployment benefits may be paid while an appeal is pending.

459 Syas. Constitutional amendment requiring redistricting Supreme Court districts after each decennial census.

461 Hasebroock et al. Provide for excluding federal obligations when computing maximum bank loans.

462 Orme. Bond for operations of solid waste disposal.

463 Orme. Define full time legislative employees for vacation purposes.

466 Holmquist et al. Civil penalties for directors of public power districts.

469 Syas et al. Permit purchase of firearms in contiguous states.

470 Orme. Transfer control of Emergency Fire Fighting Fund to State Fire Marshal.

473 Proud. Designate canoes as Class I boats.

474 Bloom et al. Penalties for fraudulently obtaining food or lodging.

475 Luedtke. Substitute chairman of board for justice of the peace.

476 Luedtke. Constitutional amendment eliminating county courts and justices of the peace.

477 Luedtke. State auditor duty to audit certain justices of the peace.

479 Swanson. Establish title insurance rating organizations.

480 Swanson. Prohibit execution of dual purchase contracts.

482 Luedtke. Procedure for changing corporate registered agents.

483 Luedtke. Increase filing and copy fees charged by Secretary of State.

484 Luedtke. Authorize Fontenelle Forest Association to organize as a nonprofit corporation.

485 Luedtke. Revising law for trade-marks and trade names.

486 Luedtke. Permit summons to be served on a corporation vice president.
487 Luedtke. Permit medical examinations to be made by nonresident doctors for workmen's compensation.
489 Holmquist et al. Increase county agricultural societies levy.
491 Marvel et al. Remove limit on appropriation for support of law enforcement among Indians.
492 Holmquist et al. Transfer supervision of law enforcement aid for Indians to State Patrol Superintendent.
493 Swanson et al. Increase salary of judges of Workmen's Compensation Court.
495 Luedtke et al. Provide notice of mechanic's lien to record owner of real property.
497 Marvel et al. Prohibit sale or use of a master key to a motor vehicle.
501 Orme et al. Eliminate discrimination in pay between the sexes for comparable work.
503 Burbach et al. Eliminate floating trusts for purposes of income taxation.
504 Burbach et al. Extend sales and use tax to cover cable TV.
506 Wylie et al. Quieting title to real estate held by noxious weed districts.
507 Wallwey et al. Authorize limited deer permits to farmers and ranchers.
508 Syas. Cover vehicles hauling sand, gravel or refuse.
509 Mahoney. Licensing of agents of fraternal benefit societies.
511 Orme. Clarify authority for destruction of certain public records.
512 Orme. Increase authority of State Records Board over records of political subdivisions.
514 Carpenter. Assistance benefits to dependent children receiving foster care.
515 Carpenter. Eliminating mothers' pensions, and revising provisions for aid to paupers.
516 Carpenter. Penalties for fraud in obtaining public assistance.
517 Carpenter. Permit home repair payments for recipients of aid to dependent children.
518 Carstens et al. Short form administration of decedents' estates.
519 Carstens et al. Constitutional amendment permitting retired judges to be called for temporary duty on Supreme Court.
520 Carstens et al. Providing for determination of inheritance tax in the absence of probate.
521 Schmit et al. Creating office of public counsel (ombudsman).
522 Adamson et al. Provide indemnity payment for animals destroyed for tuberculosis.
523 Adamson et al. Duties of State Veterinarian in livestock auction market inspections.

526 Waldron. Placing a membership limit on mutual insurance groups.

527 Luedtke et al. Constitutional amendment providing for annual legislative sessions.

530 Pedersen. Retirement benefits for Omaha school district.

534 Reynolds et al. Flashing colored lights on motor vehicles.

536 Budd et al. Designation of planning and development districts.

538 Carpenter et al. State aid for professional nursing schools.

540 Carpenter. Assistance payments for best interests of dependent child.

541 Carpenter. Procedure for exempting property from taxation.

542 Carpenter. Coordinating municipal and school elections with other elections.

546 Pedersen et al. Designate State Health Department as air pollution control authority.

547 Orme et al. Repealing sterilization law.

548 Burbach. Repealing law providing for commissioners of deeds.

550 Adamson et al. Brucellosis test procedures.

552 Wiltse. Nine member school boards in class III districts.

554 Waldron. Delete bid requirement by county under $5,000.

556 Carstens et al. Defining motor vehicle homicide.

557 Johnson et al. Changing conditions under which building and loan associations may purchase, hold or sell real estate.

558 Marvel et al. Require Governor approval for application for federal funds.

559 Marvel. Qualifications of Director of DAS.

560 Marvel. Limiting postage money deposits with State Purchasing Agent.

563 Kennedy et al. Jurors mileage allowance and pay restrictions.

564 Warner. Obligations of annexed districts by a municipality.

565 Warner. Prohibit leasing farm lands by penal complex.

567 Warner. Game and Parks Commission to contract for fire protection.

568 Warner. State Purchasing Agent to buy radio equipment for rural fire districts.

570 Swanson. State Auditor, salary increase.

571 Swanson. Regulating insurers not authorized to conduct insurance business in Nebraska.

572 Swanson et al. Governor, salary increase.

574 Budd et al. Determining tax rate, food sales tax credit.

575 Klaver. Permit condemnee to receive copy of appraiser's report.

576 Kokes. Game and Parks Commission headquarters location.

578 Carpenter. State aid allocations to counties and cities.

580 Elrod et al. Raise county officers minimum salaries.

581 Holmquist et al. Requiring public notice of proposed locations of power district pole lines.

587 Waldron. Authorizing Department of Labor to enforce safety rules for railroad employees.

590 Keyes. County building, exception to limits.

593 Ziebarth. Second-class cities and villages, maximum levy for fire department.

597 Schmit et al. Real Estate Commission law, redefine unfair practices.

598 Orme et al. Authorizing appointment of acting Director of Health.

599 Luedtke et al. Procedure organizing new political party.

600 Simpson et al. Delete bidding by electric distribution systems.

601 Carstens et al. Establish a separate eastern boy's training school.

602 Carstens et al. Define possession of a lethal weapon as a felony.

603 Carstens et al. Division of juvenile delinquency with the Institutions Department.

604 Moylan et al. Interstate Compact on Mental Health.

606 Carstens et al. Authorize sale of old Rock Island Railroad right-of-way.

608 Stull. Permit hunting without permits by civilian conservation personnel.

610 Holmquist. Investments by domestic insurance companies.

611 Luedtke. Permit loan and investment companies to issue capital notes.

612 Luedtke. Permit branch banking by industrial loan and investment companies.

613 Luedtke. Permit industrial loan and investment company audits in lieu of examination.

615 Budd et al. Permits to kill deer, antelope and wild turkeys.

617 Wylie. Truck standards for hauling grain out-of-state.

620 Wiltse et al. Change license plate letter designation for certain trucks.

621 Wiltse et al. Require commercial trailers to carry registration certificates at all times.

623 Wiltse et al. Eliminate traffic violation endorsement on driver's license.

624 Stull. Acquire state school land for solid waste disposal.

628 Skarda. Authorize Game Commission meeting outside Capitol.

629 Pedersen et al. Eliminate ceiling on salaries of municipal judges and clerks.

631 Danner. Correct address of Department of Roads.

633 Keyes. Revise formula for calculation of school foundation and equalization fund.

634 Keyes. Repeal ceding of jurisdiction of state land to federal government.

636 Duis et al. Create position of legislative budget director.

639 Carstens. Uniform Recognition of Acknowledgments Act.

641 Carstens. Uniform Deceptive Trade Practices Act.

642 Carstens. Uniform Disposition of Unclaimed Property Act.

643 Carstens. Uniform Rendition of Accused Persons Act.

644 Carstens. Uniform Rendition of Prisoners as Witnesses Act.
646 Carstens. Uniform Federal Tax Lien Registration Act.
647 Carstens. Nebraska Uniform Gifts to Minors Act.
648 Swanson et al. Notice of adoption of amendment of a zoning ordinance.
651 Stull. Rules of the road for highways divided by median.
652 Stull. Driver's license for mentally ill.
654 Marvel. Social Security Act, state powers and duties.
655 Ziebarth. Teacher aides for schools.
657 Holmquist et al. Borrowing or rental of securities by insurance companies.
659 Holmquist. Delete restriction on contracting for electricity.
660 Luedtke. Insurer's rights under a group life policy.
661 Luedtke. Clarify application of a chapter in insurace law.
662 Luedtke. Real estate investments by domestic insurance companies.
663 Luedtke. Delete certain limitations on insurance policy beneficiary.
664 Luedtke. Ownership or beneficiary designations of insurance.
666 Warner. Fiscal year for Class III school districts.
667 Warner. State aid to schools appropriation.
669 Warner. Annual cash rent for publicly-owned farm lands.
672 Wenzlaff et al. Army airfield land sales.
673 Warner et al. Home rule charter cities to certify taxes.
675 Warner et al. City or village authorized to repair or remove unsafe building.
676 Warner et al. Joint use of jails.
678 Simpson et al. Demolition of unsafe buildings.
680 Waldo et al. Dissolving and distributing assets of watershed conservancy districts.
681 Carpenter. Cross appeals by county from board of equalization.
682 Carpenter. Food stamp denial appeals.
684 Budd et al. General fund money for county industrial development and advertising.
685 Carstens. Parole and peace officers authority to arrest individual on parole.
686 Carpenter. Detailing railroad property to be assessed by county assessors and State Board of Equalization.
688 Carpenter. Impoundment of motor vehicles of minors who possess liquor.
690 Carpenter. Condition for furnishing transcripts of agency hearings.
691 Mahoney. Authorize use of lotteries.
692 Moulton. Reallocating unused federal highway funds.
694 Danner. Unlawful camping on state or county highway property.
695 Danner. Increase monthly allocation to the Grade Crossing Protection Fund.

696 Johnson et al. First-class cities regulate private parking lots.
698 Kremer et al. District courts authorize fiduciaries to mortgage real estate.
699 Carstens et al. School transportation for multihandicapped.
700 Carstens. Punishment for kidnapping to be set by court.
701 Carstens. Permit murder trials without a jury.
702 Carstens. Use of discovery of confessions.
703 Carstens. Warrants for inspection of property.
705 Simpson. Require railroads to provide drinking water and toilet facilities.
706 Knight. Uniform plumbing, heating and electricity standards for mobile homes and travel trailers.
711 Swanson. Extend time for obtaining motor vehicle title and registration.
712 Swanson. Repeal supply requirement for dealer.
713 Swanson. Increase motor vehicle inspection fee.
714 Hasebroock et al. Harmonize frozen food locker plant law.
715 Kremer et al. Grade A Milk Law.
717 Moylan et al. Use of oleomargarine at state institutions.
718 Elrod et al. Open housing, prohibit discrimination.
719 Pedersen. Impoundment of driver's license for reckless driving.
720 Pedersen. Use of tape recording to preserve testimony.
721 Orme. Create position of vice-chairman for State Board of Health.
723 Reynolds et al. Compensation of directors of certain drainage districts and real estate conveyance.
724 Swanson. Relatives exempt from liability for support of paupers.
725 Holmquist et al. Safety standards for gas pipe line transportation enforced by State Fire Marshal.
726 Skarda et al. State Labor Commissioner administer health and safety regulations.
727 Pedersen. Provide date for transfer of school land between districts.
728 Simpson et al. Voluntary admission and discharge of mentally retarded.
729 Kremer et al. Little blue stem designated as official state grass.
732 Adamson et al. Delinquency of unpaid motor vehicle taxes.
739 Wylie et al. Require domestic stock insurers to file reports relating to ownership and insider trading.
742 Clark. Special certificate for teaching in nonpublic schools.
746 Stull. Possession of revolvers or firearms by minors.
748 Wylie et al. Make Discharge Record of veterans confidential.
750 Robinson et al. Establishment and restoration of land survey corners.
751 Robinson et al. Recording of land surveys.
753 Elrod. Rules and regulations of city and county health departments.

754 Elrod. Safety precautions for high voltage line work.
756 Luedtke et al. Requirements for mausoleums and other structures.
757 Burbach et al. Skull and crossbone labels for certain economic poisons.
758 Burbach et al. Emergency snow removal fund.
759 Wylie. Tendering of insufficient-fund and no-fund check.
760 Wylie. Bedding standards for hotels, motels, etc.
761 Adamson. Zoo acquisition and disposal of birds, fish and mammals.
762 Simpson. Highway control exercised by local authority.
763 Warner. Membership of committee to determine disability of Governor.
764 Warner et al. Repeal alcoholics and general advisory boards to state mental hospitals.
766 Warner et al. Place limitations on removal of roads from state system.
767 Burbach et al. Collection of inspection fees from the manufacturer or first handler of commercial feeds.
768 Burbach et al. County treasurer's fees for collecting money for watershed districts.
769 Burbach et al. Collection of inspection fees for commercial fertilizer.
770 Waldo et al. Establish position of predator control aide in the Department of Agriculture.
771 Waldo et al. Revise inspection fees of nursery stock by Department of Agriculture.
774 Luedtke et al. Create position of lieutenant colonel in Nebraska State Patrol.
775 Luedtke. Penalty for false bomb scare.
776 Orme et al. Nebraska Academy of Sciences appropriation.
777 Clark. Increase shell egg license fees.
784 Skarda et al. Merit system in the office of the Douglas County sheriff.
785 Luedtke et al. Procedure for calling of grand juries.
787 Luedtke. Delete procedures for presiding judges of municipal courts.
788 Luedtke. Increase maximum jurisdiction in municipal court.
789 Luedtke. Harmonize laws related to nonprofit corporations.
790 Luedtke. Change monthly formula annuity of school retirement system.
791 Warner. Legislative Council study of future capital construction.
793 Warner. Harmonize provisions of school retirement system law.
798 Harsh. Class VI school districts to cover K-12.
801 Waldron. Authorize county board of supervisors to establish township boundaries.

803 Waldron. Revise deadlines for notices to rescind insurance licenses.
804 Waldron. Director of Insurance, powers.
809 Carpenter. Provide permanent colors for license plates.
810 Carpenter. Constitutional amendment to provide revenue bonds for university and college facilities.
811 Carpenter. Delete requirement that Tax Commissioner submit tax valuation in advance of each regular legislative session.
813 Carpenter. Clarify manner of appeal from Department of Insurance.
816 Carpenter. Constitutional amendment to remove ceiling on county tax levies.
817 Carpenter. Increase fees paid the Railway Commission for issuance of securities.
820 Carpenter. Exempt certain state-owned vehicles from marking requirements.
823 Carpenter. Provide a more efficient administration for collection.
825. Carpenter. Redefine retirement system for counties.
826 Carpenter et al. Provide a presumption in cases of death or disability of firemen or policemen.
829 Stull. Revise formula for school transportation payment.
831 Marvel et al. Redefine DAS powers and duties.
832 Schreurs et al. Adopt Life Safety Code of the National Fire Protection Association.
833 Schreurs et al. Sale of property condemned by Fire Marshal.
835 Schreurs et al. Unlawful to resist firemen under certain circumstances.
836 Swanson et al. Remove limitation on levies for park and recreation facilities.
837 Swanson. Standards for motor carriers permit revocation.
838 Swanson. Investment of state funds in building and loan associations or federal savings and loan associations.
843 Waldo et al. Appointment of members of the Nebraska Wheat Development, Utilization, and Marketing Committee by Districts.
848 Nore et al. Qualification and salary for Reserve Teachers.
850 Knight et al. Unlawful corporation contributions to political funds.
853 Carpenter et al. Salary increase for municipal judges.
855 Wylie et al. Office of mental retardation transferred to Institutions Department.
857 Wylie. Speed and load limits for vehicles hauling unbaled forage.
861 Whitney et al. Authorize second-class cities and villages to invest funds.
862 Pedersen. Disposing of unclaimed dead human bodies.
864 Pedersen et al. Contents of assignment of wages.

869 Syas. Recording of roll call votes at public meetings.
870 Syas. Secretary of State salary increase.
871 Syas. Repeal special eminent domain laws for Omaha.
872 Kokes. Change airport authority formation by combination of cities or counties.
873 Whitney et al. Employment of assistants by the Tax Commissioner.
874 Adamon et al. Define farm trailers as other than commercial trailers.
876 Adamson et al. Authorize children to work at night jobs under certain circumstances.
877 Adamson. Predator control.
878 Orme. Revise State Employees Retirement Act provisions.
879 Skarda. Increase salaries of district court reporters.
882 Marvel. Appropriation of funds not otherwise appropriated.
883 Carpenter. Clarify medical assistance to include care home services.
885 Carpenter. State pay medical assistance when county not able.
886 Elrod. Welfare rate of pay for hospital care.
887 Hasebroock et al. Increase per diem, Board of Examiners in Optometry.
889 Kremer et al. Butterfat content test.
890 Kremer et al. Adopt Manufacturing Milk Act.
893 Orme. Motor vehicle operation without registration.
895 Orme. Prohibit two persons from occupying a moving motorcycle.
897 Wallwey et al. Increase optometry and pharmacy license fees.
899 Wallwey et al. State Welfare Director's qualifications.
902 Wylie et al. Nebraska Brand Committee powers.
906 Marvel. Procedure for obtaining telephone exchange service.
907 Keyes. County expenditures for markers and historic sites.
908 Swanson. Provide probation of a person convicted of a felony.
909 Elrod et al. First-class city annex second-class city or village.
910 Elrod et al. Increase per day nonresident high school tuition rate.
911 Holmquist et al. Increase weight limitations on trucks.
916 Proud et al. Increase number of judges in District 4.
917 Carpenter. Increase burial allowance under assistance laws.
918 Johnson et al. Authorize tax for Parking District Act.
921 Wiltse. Motor vehicle mileage proration in noncontracting or nonreciprocity states.
922 Luedtke et al. Revise policeman and fireman pension law.
923 Bloom et al. Authorize credit unions to make a service charge on small loans.
924 Bloom et al. Increase size of credit union loan on which security is required.
925 Batchelder et al. Adopt Self Defense Act.
928 Budget Committee. Appropriations for state government.

931 Burbach. Increase school bus speed limit.
932 Burbach et al. Homestead tax exemption.
934 Waldo. Prohibit hog importation unless vaccinated for cholera.
935 Holmquist et al. Withdrawal of signature petition.
937 Carstens. Adopt Model Uniform Choice of Forum Act.
943 Kremer et al. Rename vocational technical training schools.
945 Mahoney et al. State Treasurer salary increase.
948 Burbach et al. Create Highway Bond Commission.
948 Warner et al. Clarify duties of Director-State Engineer.
950 Carstens et al. Office of judicial district public defender.
951 Warner et al. Motor vehicle inspection stations to file a bond in lieu of certificate of property damage insurance.
953 Warner et al. Increase salaries of State Railway Commissioners.
954 Bloom et al. Merger and consolidation of credit unions.
955 Bloom et al. Life memberships in credit unions.
956 Luedtke. Prohibit vehicle registration when arrest warrant outstanding.
957 Luedtke. Prohibit issuance of drivers' license when arrest warrant outstanding.
959 Wylie et al. Standards and procedures for classifying and accrediting school systems.
961 Warner et al. Political subdivisions may issue permits for waterway obstructions.
962 Pedersen et al. Local boards of health fix compensation schedules for staff members.
964 Burbach et al. Minimum prices for dairy products.
967 Pedersen. Educational service units may contract for school health services.
968 Pedersen. Permit wiretapping.
970 Luedtke. Work release program for certain jail prisoners.
971 Luedtke. Uniform Commercial Code, transfer or pledge of securities within central depository system.
972 Bloom. Redefine bank to include credit union for gifts to minors.
976 Warner. Trailers weighing more than 5,000 pounds subject to inspections.
983 Carpenter. Motor vehicle values to be provided by Tax Commissioner.
984 Carpenter. Eliminate bond in lieu of policy of insurance for transportation of liquid fuels.
985 Carpenter. Clarify language of law related to oil and motor fuels.
987 Waldo et al. Electrician and plumbers code.
988 Harsh. Lien on unpaid rent on state school lands.
991 Wiltse et al. Penalties for destruction of property used in construction projects.
992 Orme et al. Create College of Home Economics.

994 Orme et al. Define right-of-way at highway intersections.

995 Elrod. Provide for sewer and water connection districts in first-class cities.

997 Elrod. Permit first-class cities to include county industrial area in street improvement districts.

1001 Robinson et al. State colleges and universities bond reserve.

1002 Knight. Cosmetologist license.

1004 Stull. Define altering of U. S. coins as a felony.

1006 Pedersen et al. Contractor liability when public permitted to use road under construction.

1007 Kremer. Revise and clarify sections related to food.

1009 Wenzlaff et al. Game Commission coordinate hunter safety training.

1010 Carpenter. Delete cash in lieu of bond provision by motor fuel dealers.

1011 Carpenter. Remove provisions for cash bonds related to motor fuels.

1012 Carpenter. Liquor retailers keep proof of age record.

1013 Burbach et al. Sale of liquor on premises controlled by State Board of Agriculture.

1014 Swanson. Person failing to provide family support subject to prosecution.

1015 Swanson. Permit trustee named in will to be beneficiary of insurance policies.

1020 Waldron et al. Constitutional amendment, Commission on Legislative Compensation.

1021 Moylan. Delete election requirement approving certain low rent housing projects.

1023 Budd et al. Liberalize investment and capitalization restriction on insurers.

1024 Holmquist. Revise law related bank reserves and reserve requirements.

1025 Kokes et al. Authorize counties to acquire and govern aviation fields.

1026 Luedtke et al. Insurance policy in lieu of bond for abstracters.

1027 Luedtke. Indexing of certain security documents by register of deeds.

1028 Elrod et al. Fund to help remove natural obstructions in floodways.

1030 Elrod et al. Counties require watercourses be cleaned of obstructions.

1031 Carpenter. Cabin trailers reported for tax purposes.

1035 Carpenter. Reporting of aircraft to Tax Commissioner.

1036 Orme. Permit Christian Scientists to determine standards for certain homes for aged.

1037 Clark. Post nuptial agreements relating to decedents' estates.

1039 Klaver. Release guardian from bond and other aspects.

1040 Carpenter. Advisory council for fitting and selling hearing aids.
1041 Pedersen. Remove limit on welfare child maintenance payments.
1043 Danner. Summer session for Class V districts.
1046 Kennedy et al. Change sales and use tax exemptions.
1047 Knight. Nebraska Poultry Improvement Act.
1049 Mahoney. Minimum wage for persons compensated by gratuities.
1051 Whitney et al. Evidence in prosecution for insufficient-fund checks.
1054 Kokes et al. Joint Airport Authorities Act.
1059 Waldron. County attorney qualifications.
1061 Knight. Private correspondence school solicitor requirements.
1063 Stull. Collection and disbursement of school taxes by county treasurer.
1066 Nore. Construction costs and expenses for flood control.
1067 Carpenter et al. Testing and weighing of sugar beets.
1068 Carpenter. Impose tax on credit unions.
1070 Warner et al. Define original and future members of the Nebraska Retirement Fund for Judges.
1071 Pedersen. Transfer duties certifying high school equivalency.
1072 Luedtke. Exempt magazine subscriptions from sales tax.
1073 Budget Committee. Repeal a section of law related to DAS.
1074 Budget Committee. Transfer supervision of state Home for Children.
1075 Holmquist et al. Application of mortgage loan proceeds for construction of improvements on real property.
1076 Schreurs. Personal property exempt from attachment.
1080 Duis et al. Land condemnation for flood control purposes.
1083 Mahoney et al. Constitutional amendment, state aid to nonpublic school students.
1084 Simpson. Radio equipment for county sheriffs.
1085 Wenzlaff. Game Commission employee claim payments.
1088 Adamson. Board of Educational Lands and Funds per diem increase.
1089 Pedersen. Municipal judges exchange courts.
1095 Orme et al. State employees not required to work on holidays.
1096 Budget Committee. Appropriations for state government.
1097 Ziebarth. Educational service units hold hearings before levying tax.
1098 Ziebarth. Application fee refund when teacher certificate denied.
1099 Orme. Screen newborn infants for metabolic disease.
1102 Judiciary Committee at Governor's request. Revise law related to business corporations.

1103 Judiciary Committee at Governor's request. Corporation reports and dissolution.

1104 Judiciary Committee at Governor's request. Nonprofit corporation reports, dissolution, renewal and revival.

1106 Public Health and Welfare Committee at Governor's request. Inspection of public and correctional institutions.

1109 Public Works Committee at Governor's request. Insurance company soliciting agents' licenses.

1110 Public Works Committee at Governor's request. Secretary of State approval for certain bonds of state officers and employees.

1122 Public Works Committee at Governor's request. Nebraska Railway Commission fees for filing complaints and petitions.

1141 Budget Committee at Governor's request. Harmonizing soft drink law and disbursement of fees.

1142 Budget Committee at Governor's request. Harmonizing frozen dessert law and disbursement of fees.

1147 Miscellaneous Subjects Committee at Governor's request. Transfer of duties to State Historical Society.

1148 Miscellaneous Subjects Committee at Governor's request. Historical Society acquire state records.

1150 Agriculture and Recreation Committee at Governor's request. Feeding of garbage to swine.

1158 Government and Military Affairs Committee at Governor's request. Duties of Personnel Director and Personnel Board.

1160 Government and Military Affairs Committee at Governor's request. Constitutional amendment, eliminate Lt. Governor as presiding officer of Legislature.

1165 Government and Military Affairs Committee at Governor's request. Transfer duty of establishing uniform system of accounting for county officers.

1167 Public Works Committee at Governor's request. Traffic signs to be purchased from Institutions Department.

1168 Public Works Committee at Governor's request. Interstate commerce carriers permit.

1174 Luedtke. Clarify when ownership of a motor vehicle has changed hands.

1175 Carstens. Reduce time in which default of trust deed may be cured.

1178 Holmquist. State Engineer execute instruments.

1181 Carpenter. Special services to former and potential recipients of assistance payments.

1182 Waldo et al. Hog Cholera Control and Eradication Act.

1184 Waldo et al. Nebraska Livestock Dealer Licensing Act.

1185 Proud. Interest rate on warrants of sanitary and improvement districts.

1186 Wallwey. Licensing of nursing home administrators.

1187 Waldron. Sheriffs, increase mileage and prisoner boarding fees.

1188 Waldron. Limit personal liability of sheriffs and deputies.
1191 Schmit et al. Abandonment of domestic animal.
1193 Swanson. Bond on equipment sold on contract.
1197 Orme. Reduce content of alcohol considered to be intoxicating.
1198 Orme et al. Board of Registration of Sanitarians, member qualification.
1201 Holmquist. Retained payment interest rates on highway construction contracts.
1202 Skarda. Increase resident hunting, fishing and trapping permits.
1205 Carpenter. Constitutional amendment authorizing Legislature to call special state elections.
1206 Carpenter. Adopt Potato Development Act.
1207 Pedersen. Exceptions to mailing of notice of judgment in civil procedures.
1210 Warner. Game Commission regulate training and running of dogs.
1212 Mahoney et al. Place Medal of Honor winners in Nebraska Hall of Fame.
1213 Warner et al. Nebraska Livestock Sellers Protective Act.
1216 Pedersen et al. Define trespass.
1217 Wallwey et al. Reports required when soliciting donations.
1218 Pedersen. Sanitary and improvement districts, contractors interest rate.
1219 Schreurs et al. Revise law relating to professional practices commission.
1220 Luedtke. Revise law covering filing of agency rules with Legislature.
1222 Budd et al. Revise method of taxing motor vehicles.
1223 Carpenter. Osteopathic license.
1224 Carpenter. Bingo license.
1227 Carpenter. Filing of documents by domestic insurers.
1228 Clark. First-class cities contribute money for past service benefits of employee retirement programs.
1232 Swanson. Filing of illegally assessed tax claims.
1233 Revenue Committee. Extend time for filing personal property schedule.
1234 Schmit et al. Pipe line rules and regulations.
1235 Waldron. County surveyor expenses and compensation.
1236 Simpson et al. Increase compensation of election commissioners and officials.
1238 Carpenter. Director of Insurance rules and procedures.
1248 Harsh. Jurors, selection, qualifications.
1249 Harsh. Property condemnation compensation for irrigation districts.
1250 Whitney. Agricultural machinery values for tax purposes.
1254 Syas et al. Authorize special Nebraskalander permits.

1255 Ziebarth et al. Permit supplementary educational services by service units.

1256 Waldron. Exceptions to unlawful offenses related to game and fish.

1258 Carpenter. Insurance Depatrment annual report to Governor, fees, charges.

1259 Carpenter. Regulate and license companies issuing variable annuities.

1262 Carpenter. Cities and villages all, delete board of adjustment hearings for exemptions or variances.

1263 Pedersen et al. Reduce pardon and parole privileges for sexual psychopaths.

1264 Luedtke et al. Hospital records considered as business records.

1269 Proud. Additional fees for trust reports.

1270 Pedersen et al. Consent for adoption when spouse is in armed forces.

1272 Hasebroock et al. Clarify language relating to villages.

1273 Hasebroock et al. Second-class cities and villages, powers of governing body.

1276 Schmit. Applications for aid from Nebraska Veterans' Aid Fund.

1277 Carpenter. Notification to other states of teacher certificate revocations, suspension or reinstatements.

1279 Carpenter. State aid to junior college districts.

1280 Carpenter. Increase rate of state aid to junior colleges.

1282 Carpenter. Authorize junior college districts to issue warrants.

1283 Carpenter. Fraudulent use of telephone credit cards.

1285 Proud. Public power director conflicts of interest.

1292 Waldo et al. Soil testing, certificates, board, members.

1293 Carpenter. Municipal courts in all first-class cities.

1294 Schmit et al. Revise Nebraska election laws.

1295 Carpenter. Change method of naming members of municipal civil service commission.

1296 Warner et al. Create Nebraska Transportation Advisory Committee.

1298 Warner et al. Board of Examiners for County Highway Superintendents.

1299 Warner et al. Rural and urban motor vehicle registration, prorate funds.

1300 Warner et al. Increase gasoline and special fuel taxes.

1301 Warner et al. Highway motor fuel tax, disbursement, investment.

1302 Warner et al. Classification of all highways, roads and streets.

1303 Warner et al. New formula for Highway Allocation Fund.

1304 Warner et al. Increase motor vehicle registration fees.

1305 Carpenter. Authorize highway revenue bonds.

1306 Government and Military Affairs Committee. Standards for transporting anhydrous ammonia.

1307 Knight et al. Create Division of Corrections, Board of Parole.

1308 Government and Military Affairs Committee. Employment preference for veterans.

1309 Education Committee. Junior college districts include same territory as school districts.

1310 Budget Committee. 15% of Oil and Gas Conservation Commission fees to General Fund.

1312 Warner et al. Distribution of state funds to counties for road purposes.

1314 Warner et al. Distribution of state funds to cities for road purposes.

1319 Government and Military Affairs Committee at Governor's request. Sale of surplus property by Purchasing Agent.

1320 Government and Military Affairs Committee at Governor's request. Create Transportation Service Bureau.

1322 Government and Military Affairs Committee at Governor's request. General Service Division Administrator.

1323 Government and Military Affairs Committee at Governor's request. Create Capital Facilities Planning Bureau.

1325 Government and Military Affairs Committee at Governor's request. Create five bureaus within Materiel Division of DAS.

1327 Government and Military Affairs Committee at Governor's request. Reorganize DAS into various divisions, powers, duties.

1328 Agriculture and Recreation Committee at Governor's request. Increase fees for milk and cream testing.

1330 Banking, Commerce and Insurance Committee at Governor's request. Constitutional amendment, Legislature provide for management and investment of school lands and funds.

1334 Miscellaneous Subjects Committee at Governor's request. Increase fees for vending machine concessions.

1336 Miscellaneous Subjects Committee at Governor's request. Change name of prison made goods.

1341 Education Committee at Governor's request. Revise number of educational service units and provisions.

1345 Proud et al at Governor's request. Create Nebraska Investment Council.

1346 Simpson et al at Governor's request. State Law Enforcement Training Center.

1347 Government and Military Affairs Committee. Regional or joint planning agencies.

1349 Government and Military Affairs Committee. Limitations on proposed incorporation of village.

1350 Government and Military Affairs Committee. Filing initiative and referendum petitions.

1351 Government and Military Affairs Committee. Cities and villages, manager plan, council fix salary.

1352 Waldron et al at Governor's request. Commission on Law Enforcement and Criminal Justice.

1353 Agriculture and Recreation Committee. Drainage, apportionment financing.

1356 Agriculture and Recreation Committee. Pollution prevention and control.

1357 Kremer et al. Natural resource districts, combine all conservancy districts.

1358 Government and Military Affairs Committee. Reduce age to play bingo.

1359 Revenue Committee. Sales and use tax constitute a trust fund in hands of retailer.

1360 Revenue Committee. Tax mechanical amusement devices.

1361 Revenue Committee. Liens and lien priority on persons owing a tax.

1362 Revenue Committee. Permit Tax Commissioner to deposit monies in designated bank.

1363 Revenue Committee. Withholding tax deductions constitute a trust in hands of employer.

1364 Revenue Committee. Authorize Tax Commissioner to conduct hearings.

1365 Budget Committee. Appropriations to Department of Health and Department of Welfare.

1367 Agriculture and Recreation Committee. Meat inspection.

1368 Budget Committee. Appropriations, change various funding accounts.

1369 Budget Committee. State Patrol Retirement System.

1370 Government and Military Affairs Committee. Reduce percentage of votes required to approve public buildings.

1371 Government and Military Affairs Committee. Display American flag until end of Vietnam conflict.

1373 Urban Affairs Committee. Limit on interest of primary-class cities bonds.

1374 Government and Military Affairs Committee. Restrict use of stud tires.

1375 Urban Affairs Committee. Interest rates on county hospital bonds.

1376 Government and Military Affairs Committee. Drainage improvement district elections.

1377 Education Committee. School districts include K-12.

1378 Education Committee. Land transfer from Class I and nonaccredited schools.

1379 Swanson at Governor's request. Setting aside adjudication of delinquency of minors.

1380 Miscellaneous Subjects Committee. Historical Society acquire Neligh Mills.

1381 Government and Military Affairs Committee. Prohibit riots and impose penalties.

1382 Public Works Committee. Damages for relocation due to highway acquisition.

1383 Banking, Commerce and Insurance Committee. Remove requirement for statement of loan amount and rate of charge.

1384 Banking, Commerce and Insurance Committee. Regulation of installment sales.

1385 Judiciary Committee. Seizure of vehicle used in transporting drugs.

1386 Urban Affairs Committee. Restrict acreage acquired by sanitary and improvement districts.

1387 Education Committee. Sale of school land for interchange construction.

1388 Urban Affairs Committee. Lease of real or personal property by first-class cities.

1389 Miscellaneous Subjects Committee. Authorize Governor to transfer real estate to Norfolk.

1390 Wallwey at Governor's request. Division of Medical Services in Institutions Department, change names of state hospitals.

1391 Public Health and Welfare Committee. Temporary license to practice medicine and surgery.

1393 Budget Committee. Appropriation for Code of Ethics Board and Committee.

1395 Budget Committee. Dormitories for university and state colleges.

1396 Urban Affairs Committee. Parking Authority Law.

1397 Education Committee. High school tuition payments to person attending another district.

1398 Swanson at Governor's request. Create State Office of Planning and Programming.

1399 Swanson at Governor's request. Cities and villages secure urban renewal services through Department of Economic Development.

1400 Public Works Committee. Vehicle operator's license, exempt military personnel.

1401 Judiciary Committee. Judicial proceeding open to public.

1402 Banking, Commerce and Insurance Committee. Redefine installment sales.

1404 Budget Committee. Periodic transfers to State Building Fund.

1405 Government and Military Affairs Committee. Cities and villages file annual audit with State Auditor.

1406 Miscellaneous Subjects Committee. State-owned property, release easement and right-of-way in Dawson County.

1407 Salaries and Claims Committee. Appropriation for payment of claims.

1409 Judiciary Committee. Grant University of Nebraska power of eminent domain.

1410 Government and Military Affairs Committee. County surveyor qualifications.

1413 Revenue Committee. Payment of income tax on percentage of gross sales.

1414 Revenue Committee. Extend time for filing and payment of tax.

1415 Revenue Committee. Nonresident contractors registration, bond, penalties.

1416 Revenue Committee. Natural Disaster Fund.

1417 Pedersen at Governor's request. Procedure for discovery in felony cases.

1418 Harsh. Authorize Class II and VI school districts to borrow money.

1419 Warner. Fix term of Commissioner of Education.

1420 Budget Committee. Salaries of the officers of the Nebraska state government.

1421 Budget Committee. Appropriations for state government.

1423 Kokes. School district bonds.

1424 Danner et al. Appropriations to match federal funds for handicapped children.

1425 Budget Committee. State construction appropriations.

1426 Carpenter. New locations for state fairgrounds.

1427 Harsh et al. Change qualifications of voters at school election meetings.

1428 Holmquist et al. Conflicts of Interest Committee salaries, expenses.

1429 Waldo. Electrician license fee.

1430 Burbach. School finances, collection and disbursement of taxes.

1432 Proud. Redefine installment sales.

1433 Carpenter. Nebraska Budget Act.

1434 Proud et al. Elections of state officers and political subdivisions.

1435 Holmquist et al. Appropriations for state construction.

1436 Mahoney et al. Game and Parks Commission headquarters and buildings.

1437 Carstens et al. Bonds, increase interest rates.

1438 Carpenter. Liquor violation penalties.

1439 Wylie at Governor's request. Establish a program for multi-handicapped children.

1440 Marvel. Salaries of Nebraska state government officers.

LEGISLATIVE BILLS

By Original Introducers*

ELVIN ADAMSON

167 Define minor.
168 Constitutional amendment to reduce minimum voting age.
187 Exempting from sales tax certain feed for horses and dogs.
244 Establishing a Constitutional Revision Commission.
297 Registration of motor vehicles by nonresidents.
298 Taxation of motor vehicles owned by student.
318 County boards authorized to mail tax statements.
522 Provide indemnity payment for animals destroyed for tuberculosis.
523 Duties of State Veterinarian in livestock auction market inspections.
550 Brucellosis test procedures.
614 Fill canal crossing Kearney State College campus.
707 Constitutional amendment to change regular session of Legislature.
731 Motor vehicle registration when owner has two residences.
732 Delinquency of unpaid motor vehicle taxes.
761 Zoo acquisition and disposal of birds, fish and mammals.
874 Define farm trailers as other than commercial trailers.
875 High school equivalency certificates.
876 Authorize children to work at night jobs under certain circumstances.
877 Predator control.
989 Revise law covering transfer of school land from one district to another.
1017 Tunnel to office building.
1088 Board of Educational Lands and Funds per diem increase.
75, 188, 276, 277, 304, 492, 501, 558, 589, 718, 747, 748, 758, 847, 859, 902, 911, 949, 951, 1096, 1190, with others.

CLIFTON B. BATCHELDER

851 Game Commission land purchase require Legislature approval.
925 Adopt Self Defense Act.
944 Prohibit tax fund recipient from participating in election campaigns.
1, 75, 188, 864, 916, 974, 992, with others.

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* See also Bills Introduced by Committees page 4375 and Chronology of Bills, page 4390.

BILL K. BLOOM

274 Employee selection of physician.
352 Notice of meetings wtih members of building and loan associations.
474 Penalties for fraudulently obtaining food or lodging.
923 Service charge on small credit union loans.
924 Credit union loan on which security is required.
954 Merger and consolidation of credit unions.
955 Life memberships in credit unions.
963 Special tax levy on hotel and motel room rentals.
972 Redefine bank to include credit union for gifts to minors.
1, 15, 75, 154, 155, 172, 174, 177, 195, 249, 250, 252, 253, 254, 255, 256, 261, 287, 336, 350, 464, 465, 468, 501, 525, 584, 601, 602, 603, 604, 723, 728, 752, 776, 782, 783, 784, 826, 845, 903, 916, 925, 950, 964, 979, 1082, 1212, 1346, 1424, 1431, with others.

RICK BUDD

75 Regulation of conflicts of interest in legislative and executive branches of government.
206 Remove limitation on certain water and sewer district bonds.
241 Define purpose of Nebraska School for Visually Handicapped.
242 School for the visually handicapped contract for educational services.
288 Election of city councilmen to specific positions.
471 Define qualifications for Director of Economic Development.
524 Change interest factor of standard of valuation law.
536 Designation of planning and development districts.
552 Authorizing nine member school boards in Class III districts.
574 Determining tax rate, food sales tax credit.
615 Permits to kill deer, antelope and wild turkeys.
616 Provide that 30% of special hunting permits go to farmers or ranchers.
684 General Fund money for county industrial development.
1023 Liberalize investment and capitalization restrictions on insurers.
1222 Revise method of taxing motor vehicles.
276, 277, 361, 362, 501, 502, 503, 504, 525, 534, 581, 582, 583, 648, 657, 1176, with others.

J. W. BURBACH

343 Distribution of tax revenue from grain and seed.
344 Eliminate record keeping and bond requirements for seed and grain dealers.
345 Adopt Nebraska Seed Law.
502 Impose sales and use tax to energy generation of electricity.
503 Eliminate floating trusts for purposes of income taxation.
504 Extend sales and use tax to cover cable TV.

548 Repeal law providing for commissioners of deeds.
549 Electric generation facilities taxing procedures.
757 Skull and crossbone labels for certain economic poisons.
758 Emergency snow removal fund.
767 Inspection fees from manufacturer or first handler of commercial feeds.
768 County treasurer's fees for collecting money for watershed districts.
769 Collection of inspection fees for commercial feeds.
903 Public power districts operate rapid transportation towers, lines and systems.
904 Metropolitan Transportation Authorities Act.
928 Additional funds for the Nebraska Veterans' Aid Fund.
929 Withholding final payment on construction of state buildings until work satisfactory.
930 Limit deductions attributable to farming for tax purposes.
931 Increase school bus speed limit.
932 Homestead tax exemption.
948 Create Highway Bond Commission.
964 Minimum prices for dairy products.
1013 Sale of liquor on premises controlled by State Board of Agriculture.
1430 School finances, collection and disbursement of taxes.
75, 203, 249, 250, 252, 253, 254, 255, 261, 276, 277, 324, 501, 534, 668, 766, 808, 920, 947, 949, 1022, 1082, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1312, 1314, with others.

TERRY CARPENTER

2 Cannabis (marijuana), sale and possession.
3 Electric distribution system, acquisition by a municipality.
4 No-fund checks.
5 Government employees, leave of absence.
6 Unfair sales act.
7 Nebraska Educational Television Commission, membership.
8 College students, marijuana possession.
9 Venereal disease, report to Department of Health.
10 Narcotics, state control.
11 Liquor license, manufacturer, unfair act suspension.
12 Public utilities, delinquent charges, liens.
13 Breads, standardizing weights, wrapping.
14 Liquor prices, discrimination prohibited.
15 Public employees, negotiation act.
16 Prohibit sale of glue or cement to minors.
17 Beer (three-two).
18 Sanitary and improvement districts, contracts.
19 Medical assistance, low-income eligible.
20 Tax Commissioner, duties, assessment of property.

21 County assessor qualifications.
22 County assessors, salaries, members of board.
23 County assessors, bonds, penal provisions.
24 County assessors, neglect of duties.
25 County assessors, remove from county offices.
26 Tax Commissioner, real property, abstract of assessment.
27 Property, real, personal, tax exempt status.
28 Motor vehicles, tax exemption.
29 Motor vehicles, appeals, tax exemption.
30 Motor vehicles, forms for tax exemption.
31 Tax Commissioner review motor vehicle exempt status.
32 County treasurers.
33 Tax Commissioner prescribe tax assessment forms.
34 State property tax levy, obsolete sections.
35 County board of equalization, date for levy.
36 Personal property, lessees report for taxation.
37 Property, assessment at actual value.
38 County assessor, cause for removal.
39 Documentary stamp tax, exemption.
40 Documentary stamp, tax revenue, register of deeds retain 3%.
41 Documentary stamp tax, half of revenue to counties.
42 Real property, building improvements permits.
43 Recording of instruments, valid legal description.
44 Banks, revise capital, surplus, other standards.
45 Branch banking, procedures and standards.
46 Limited branch banking.
47 Statewide branch banking.
50 Delete limitations on salaries of first-class city employees.
53 Councils, first-class cities, pay bond premium of city treasurer.
54 Repeal residency requirement of officers of second-class cities and villages.
55 Qualifications of officers of first-class cities, repeal.
56 Clarify content of published notices of municipal improvements.
57 Delete restrictions on park board members in first-class cities.
58 Delete salary restrictions second-class cities and villages.
59 Duties of city attorney, second-class cities and villages.
60 Authorize ETV Commission to acquire land in Morrill County.
61 ETV Commission employees, exempt from basic work week.
62 ETV Commission coordinate certain program functions.
63 ETV Commission, funds for program promotion.
64 ETV Commission hold all educational television station licenses in Nebraska.
65 Authorize ETV Commission to construct telecommunications building.
66 ETV Commission meetings, stand-ins.
69 Legislative approval of state salaries in excess of $18,000.
70 Create a State Labor Board.
80 Citizen's band license plate.

81 Photographs on driver's license if 21 years or younger.
82 Increase pari-mutuel tax rate.
83 Increase gross premium tax of domestic insurance companies.
84 Optional scientific reappraisals of county property.
85 Liquor dealers, gifts, remove exemption.
86 Occupation tax on liquor licensees.
87 Liquor Commission file rules and regulations with Clerk of Legislature.
88 Consecutive reappointment of Game Commission members.
97 Place fire department tax in a sinking fund.
98 Power district costs for distribution system transfer.
99 Power districts divest themselves of retail distribution systems.
100 City or village requisition of electric distribution system.
149 Broaden law on municipal acquisition of electric distribution system.
150 Supreme Court salaries, district and juvenile judges.
151 Prohibit gifts by beer and liquor manufacturers, distributors.
170 Establish academic tenure for University of Nebraska professors.
171 Constitutional amendment, classification of property for taxation.
172 Expand provisions for education of retarded children.
174 Provide for county wide election of commissioners in Douglas County.
190 Establish limited urban renewal authorities.
192 Authorize charge for premature payment of loans.
225 Leave of absence for public employees.
370 Creation of housing authorities.
371 Liens upon property for performing work.
372 Extend contract and tenure provisions to Class III school districts.
380 Establish six health service regions.
381 Reporting individual political contributions.
382 Intangible property tax on corporation shares.
383 Remove penalties for failure to list property.
385 Repeal statutes relating to real estate mortgages.
386 Repeal taxing values of public land leases.
387 Repeal definition of money.
388 Repeal definition of credits.
389 Delete approval time for farm records.
390 Transfer duties from State Board of Equalization to Tax Commissioner.
391 Define Tax Commissioner intercounty equalization duties.
392 Provide training courses for assessors.
393 Certificates of achievement for completing training courses.
394 Tax Commissioner review of changes by county boards.
396 Taxation of railroad car companies.
397 Taxation of nonresident motor carriers Tax Commissioner duty.

398 Property listing for taxation by lessee as agent.
399 Delete capital stock listing requirements.
400 Delivery of unit tax ledgers to county treasurers.
401 Assistants for the Tax Commissioner.
402 Levy of tax on air carriers transformed to Tax Commissioner.
418 Define railroad property to be assessed.
428 Permit State Health Board to fix salary of State Health Director.
435 Eliminate special assessments for off-street parking districts.
436 Tax attorney fees as costs for judgment against political subdivision.
438 Terminating a teacher's contract in Class I, II, III and VI school district.
439 Terminating a teacher's contract in Class IV and V school district.
467 Dues payment from school funds prohibited.
468 Delete the prohibition of agency shop.
472 Increase the salary of the Attorney General.
514 Assistance benefits to dependent children receiving foster care.
515 Eliminate mothers' pensions and revise aid to paupers.
516 Penalties for fraud in obtaining public assistance.
517 Permit home repair payments for recipients of aid to dependent children.
537 Delete provision that county treasurer collect sales tax on motor vehicles.
538 State aid for professional nursing schools.
539 Limit fee that can be collected by employment agency.
540 Assistance payments for dependent child.
541 Procedure for exempting property from taxation.
542 Coordinate municipal and school elections with other elections.
578 State aid allocations to counties and cities.
653 Limit encumbrance on real estate land contract.
677 Remove penalty for increasing per pupil costs more than 8%.
681 Cross appeals by county from board of equalization.
682 Food stamp denial appeals.
683 Prisoner work agreements.
686 Detail railroad property to be assessed by county assessors and State Board of Equalization.
687 Equalization of property.
688 Impoundment of motor vehicles of minors possessing liquor.
689 Revise the definition of bank holding company.
690 Condition for furnishing transcripts of agency hearings.
809 Provide permanent colors for license plates.
810 Revenue bonds for university and college facilities.
811 Delete Tax Commissioner requirement for advance tax valuation.
812 Report by February 1 cabin trailers located on land as of January 1.

813	Clarify manner of appeal from Department of Insurance.
814	Permit liquor licensees to pay fine in lieu of license suspension.
815	Constitutional amendment to increase maximum tax counties may levy without a vote of the people.
816	Constitutional amendment to remove ceiling on county tax levies.
817	Increase fees paid Railway Commission for issuance of securities.
818	Reduce maximum hours which paid firemen may work.
819	Repeal state law comprising the bank holding company act of 1963.
820	Exempt certain state-owned vehicles from marking requirements.
821	County assessors answerable for injury or oppression in line of duty.
822	Exempt tax commissioner vehicles from marking requirements.
823	Provide efficient administration for collection of state taxes.
824	Deadline for State Board of Equalization for valuation certification to county clerks.
825	Redefine retirement system for counties.
826	Provide a presumption in cases of death or disability of firemen or policemen.
852	Welfare recipients medical assistance.
853	Salary increase for municipal judges.
883	Clarify medical assistance to include care home services.
884	Eliminate special tax treatment of motor vehicles held for resale.
885	State pay medical assistance when county unable.
917	Increase burial allowance under assistance laws.
973	Revise requirements for real estate loans.
979	Provide for a comprehensive community college system.
981	Termination date on contracts between owner and broker for land sales.
982	Revise statute of frauds to require certain contracts for land to provide for specific performance.
983	Motor vehicle values to be provided by Tax Commissioner.
984	Eliminate bond in lieu of policy of insurance for transportation of liquid fuels.
985	Clarify language of law related to oils and motor fuels.
986	Amend aircraft gasoline tax to harmonize with previous legislation.
1010	Delete cash in lieu of bond provision by motor fuel dealers.
1011	Remove provisions for cash bonds related to motor fuels.
1012	Liquor retailers keep proof of age record.
1031	Cabin trailers reported for tax purposes.
1032	Evidence of tax payment for boat registration.
1034	Free delivery of alcoholic liquor to retailers.
1035	Reporting of aircraft to Tax Commissioner.

1040 Advisory council on hearing aids and license to fit.
1045 Prohibit state agencies from performing certain professional services.
1052 State Department of Education employ consultants in specialized fields.
1058 State Board of Education survey and evaluate school district.
1067 Testing and weighing of sugar beets.
1068 Impose tax on credit unions.
1069 Make agricultural and horticultural societies property tax exempt.
1093 Prohibit below cost retailing of liquor.
1181 Special services to former and potential recipients of assistance payments.
1189 Railway Commission regulate gas utilities.
1203 Redefine dependent child in Workmen's Compensation Law.
1204 Revise procedure for assessment of railroad property.
1205 Constitutional amendment authorizing Legislature to call special state elections.
1206 Adopt Potato Development Act.
1223 Osteopathic license.
1224 Bingo license.
1225 Prohibit domestic insurer paying compensation for certain acts.
1226 Regulation of motor clubs.
1227 Filing of documents by domestic insurers.
1238 Director of Insurance hearing rules and procedures.
1239 Change classifications of insurance and revise related law.
1240 Licensing of premium financing companies.
1241 Revise law related to appeals from decisions affecting hospital service corporations.
1242 Regulation of insurers and insurance holding companies.
1258 Insurance Department annual report to Governor, fees, charges.
1259 Regulate license companies issuing variable annuities.
1260 Increase tax on pari-mutuel wagering.
1261 Use of tax derived from pari-mutuel wagering.
1262 Cities and villages all, delete board of adjustment hearings for exemptions or variances.
1277 Notification to other states of teacher certificate revocations, suspensions or reinstatements.
1278 Retirement system for employees of junior college districts.
1279 State aid to junior college districts.
1280 Increase rate of state aid to junior colleges.
1281 Authorize junior college districts to borrow money.
1282 Authorize junior college districts to issue warrants.
1283 Fraudulent use of telephone credit cards.
1289 Certain purchases by contract carriers exempt from sales and use tax.
1290 Magistrate court, jurisdiction, powers, judges, salaries.
1293 Municipal courts in all first-class cities.

1295 Change method of naming members of municipal civil service commission.
1305 Authorize highway revenue bonds.
1366 Constitutional amendment, Legislature provide for Board of Education members.
1426 New location for the state fairgrounds.
1433 Educational service units, certification of taxes raised.
1438 Liquor violation penalties.
1, 75, 76, 78, 89, 90, 96, 180, 250, 252, 253, 430, 451, 493, 500, 501, 502, 503, 504, 547, 573, 600, 604, 607, 636, 668, 716, 855, 909, 918, 919, 920, 1082, 1083, 1179, 1190, 1263, 1346, 1352, with others.

FRED W. CARSTENS

295 Increase bailiffs compensation in counties under 60,000.
407 Redefine powers of the Game and Parks Commission.
421 Appointment of attorneys to assist county attorneys.
422 Increase schedule of benefits under Workmen's Compensation Laws.
423 Establish a maximum security ward at the Nebraska Psychiatric Institute.
444 Provide appeal to district court will not stay enforcement order by juvenile court.
518 Short form administration.
519 Constitutional amendment permitting retired judges to be called for temporary duty on the Supreme Court.
520 Provide for determination of inheritance tax in the absence of probate.
556 Defining motor vehicle homicide.
601 Establish a separate Eastern Boys' Training School.
602 Define possession of a lethal weapon as a felony.
603 Division of Juvenile Delinquency within the Institutions Department.
606 Authorize sale of old Rock Island Railroad right-of-way.
637 Adopt Uniform Certification of Questions of Law Act.
638 Gift of human body after death for specified purposes.
639 Uniform Recognition of Acknowledgements Act.
640 Uniform Child Custody Jurisdiction Act.
641 Uniform Deceptive Trade Practices Act.
642 Uniform Disposition of Unclaimed Property Act.
643 Uniform Rendition of Accused Persons Act.
644 Uniform Rendition of Prisoners as Witnesses Act.
645 Uniform Reciprocal Enforcement of Support Act.
646 Uniform Federal Tax Lien Registration Act.
647 Nebraska Uniform Gifts to Minors Act.
685 Parole and peace officers authority to arrest individual on parole.
699 School transportation for multihandicapped.

700 Punishment for kidnapping to be set by court.
701 Permit murder trials without a jury.
702 Use of discovery of confessions.
703 Warrants for inspection of property.
937 Adopt Model Uniform Choice of Forum Act.
950 Office of judicial district public defender.
990 Provide penalties if defects in school buses are not corrected.
1090 Cosmetology school accreditation requirements.
1175 Reduce time in which default of trust deed may be cured.
1194 County boards restrict vehicle weight limitation on county roads.
1437 Bonds, increase interest rates.
75, 154, 155, 203, 208, 322, 451, 453, 455, 456, 457, 458, 501, 577, 604, 679, 680, 684, 696, 718, 752, 916, 919, 1051, 1216, with others.

ROBERT L. CLARK

77 Zoning changes, cities and villages, particular classes.
79 Underwater equipment standards.
91 Extend vocational technical school courses.
152 Regulation of cable television and radio.
153 Policemen pension funds, contributions.
430 Exempting tax on deeds to family corporations.
777 Increase shell egg license fees.
1037 Post nuptial agreements relating to decedents' estates.
1038 Surviving spouse allowance from deceased spouse estate.
1077 Define false fire alarms as a misdemeanor or felony.
1078 Define false bomb threat as a felony.
1228 First-class cities contribute money for past service benefits of employee retirement programs.
1245 Constitutional amendment to supplement newspaper publications by radio and TV.
1246 Radio and TV broadcast of summaries of legal notices.
75, 248, 277, 281, 290, 501, 589, 737, 742, 778, 964, 1067, 1082, 1190, 1255, 1263, with others.

ELLEN E. CRAFT

291 First-class cities issue public building bonds.
292 Require cash bond for election on liquor by the drink.
293 Planting of trees within the right-of-way prohibited.
294 Exempt war veterans 65 or over from hunting and fishing permits.
779 Increase library mill levy.
780 Extend off-street parking district act to second-class cities.
1086 Authorize banks to purchase stocks.
75, 410, 411, 455, 456, 457, 458, 464, 465, 501, 525, 534, 535, 547, 573, 649, 694, 696, 752, 844, 909, 910, 941, 942, 943, 979, 1190, with others.

EDWARD R. DANNER

177 Establishing a vocational technical school at Omaha.
178 Textbooks, ethnic groups.
207 Authorizing Omaha city council to enforce open housing.
226 Reduce workmen's compensation waiting period.
300 Release lien for aid to aged, blind or disabled.
513 Clerks of courts permitted to waive filing fees by indigent persons.
631 Correct the address of Department of Roads.
694 Unlawful camping on state or county highway property.
695 Increase monthly allocation to Grade Crossing Protection Fund.
735 Prohibit signs or obstructions in highway right-of-way.
736 Registration of voters on election day.
737 10% of liquor tax to be used for rehabilitation of alcoholics.
1033 Metropolitan cities enact ordinances protecting human rights.
1042 Prohibit student transfers which would increase racial segregation.
1043 Summer session for Class V districts.
1044 Class V experimental program for educationally deprived.
1056 School district drop-out surveys.
1087 Provide counsel for indigent and misdemeanor cases.
1424 Appropriations to match federal funds for handicapped children.
1, 75, 453, 464, 465, 501, 601, 602, 603, 718, 730, 783, 784, 794, 916, 950, 1057, 1190, with others.

HERBERT J. DUIS

92 Filing requirements of real property deeds.
93 Repealing section providing State Board of Equalization and Assessment.
94 Two-way radios for school buses.
95 Real property conveyances show actual consideration before recording.
158 Define taxes due January 1, 1970.
200 Tax liability on transfer of real property.
202 Increasing limit of bank loans.
223 Clarify status of vacated street or alley.
354 Reduce the age for executing contract for insurance.
481 Require filing notice of probate involving lands.
494 Require permits for digging up county highways.
625 Prohibit recording of deeds until taxes are paid.
626 Repeal law relating to licensing of insurance agents and brokers.
627 Eliminate audit of trust accounts of real estate brokers.
636 Create position of Legislative Budget Director.
734 Exceptions to truck weight limitations.
1062 Constitutional amendment to create public corporations for generation of electricity.

1080 Land condemnation for flood control purposes.
1422 State telecommunications, director and board.
75, 277, 331, 501, 739, 748, 842, 1190, with others.

DONALD ELROD

176 Nebraska Soldiers' and Sailors' Home, rename.
182 Uniform Commercial Code, uniform size for documents.
209 Revise formula for determining eligibility for assistance to aged, blind or disabled.
210 Votes required to establish junior college district.
211 Delete separate petition for junior college district.
212 Majority vote to establish junior college district.
299 Prohibit leaving unattended children in motor vehicle.
305 Military spouses, driver's license renewal.
350 Court of Industrial Relations determine collective bargaining agents.
445 Constitutional amendment granting tax exemption to homes of totally disabled veterans.
446 Homestead exemption.
455 Lien priority on employment security contributions.
456 Modify disqualification provisions for unemployment benefits.
457 Extending unemployment benefit table to raise maximum benefit.
458 Provide when unemployment benefits may be paid while appeal pending.
580 Raise county officers minimum salaries.
718 Open housing, prohibit discrimination.
752 Merger of county with cities into single governmental unit.
753 Rules and regulations of city and county health departments.
754 Safety precautions for high voltage line work.
886 Welfare rate of pay for hospital care.
909 First-class city annex second-class city or village.
910 Increase per day nonresident high school tuition rate.
995 Provide sewer and water connection districts in first-class cities.
996 Municipalities abate dangerous building.
997 Permit first-class cities to include county industrial area in street improvement districts.
998 Reduce minimum population for city eligibility to adopt civil service boards.
1028 Fund to help remove natural obstructions in floodways.
1029 Increase museum mill levy.
1030 Counties require watercourses be cleaned of obstructions.
75, 249, 250, 252, 253, 254, 255, 256, 261, 285, 286, 337, 464, 465, 501, 527, 604, 684, 717, 728, 864, 916, 917, 919, 941, 942, 943, 953, 961, 979, 1016, 1025, 1054, 1095, 1179, 1294, with others.

LESTER HARSH

179 Homestead exemption.
180 Constitutional amendment, Board of Trustees of Higher Education.
181 Revising procedure of transfer of land between districts.
215 Voting requirements for dissolution of educational service units.
216 Repeal certain appropriations for vocational technical schools.
217 Constitutional amendment permit one day session for emergency legislation.
218 Social Security number on driver's license.
424 Tax on soft drink, alcoholic liquor and beer containers.
425 Counties authorized to contract services of county superintendent.
426 Class VI students eligible for transportation allowances.
427 Eliminating distinction between elementary and secondary for transportation allowances.
432 50% transfer tax be allocated to counties.
433 Require political subdivisions publish lobby expenses.
434 Cities and villages authorized to levy cigarette tax.
437 Waiting period before closing contracts for purchases exceeding $100.
797 Tobacco products tax.
798 Class VI School districts to cover K-12.
969 Public power districts transfer assets when conveying system to municipality.
975 Increase tax on beer and liquor.
980 Remove provisions permitting school land lessee to harvest crops.
988 Lien on unpaid rent on state school lands.
1248 Jurors, selection, qualifications.
1249 Property condemnation compensation for irrigation districts.
1418 Authorize Class II and VI school districts to borrow money.
1427 Change qualifications of voters at school election meetings.
75, 205, 324, 277, 501, 589, 718, 964, 1096, 1291, 1292, with others.

W. H. HASEBROOCK

246 Authorizing banks to invest in agricultural credit corporation or livestock loan company.
248 Increasing State Board of Health membership.
304 Banks authorized to make secured home loans to their officers or employees.
334 Radio interference with law enforcement prohibited.
335 Prohibiting false reports of emergencies.
461 Provide for excluding federal obligations when computing maximum bank loans.
714 Harmonize frozen food locker plant law.

747 Election of volunteer fire chiefs.
887 Increase per diem, Board of Examiners in Optometry.
1272 Clarify language relating to villages.
1273 Second-class cities and villages, powers of governing body.

75, 189, 196, 250, 252, 253, 318, 323, 340, 460, 489, 492, 501, 527, 615, 616, 668, 684, 758, 785, 850, 888, 889, 914, 915, 935, 949, 964, 1075, 1190, 1245, 1246, 1428, with others.

C. W. HOLMQUIST

340 Refund of gasoline tax used in motorboats.
348 Permit continuing payments for condemned easements.
351 Certain acts related to mechanic's liens unlawful.
353 Constitutional amendment authorizing public corporation for electricity generation, transmission or sale.
361 Insurance Director may disapprove contracts of merger.
362 Clarifying provisions of law relating to insurance sold with credit transactions.
449 Standards for determining the operating area of a public power and irrigation district.
466 Civil penalties for directors of Public Power Districts.
489 Increase county agricultural societies levy.
492 Transfer supervision of law enforcement aid for Indians to State Patrol.
581 Requiring public notice of proposed locations of power district pole lines.
582 Transferring administration of securities act.
583 Authorizing county boards to serve as weed district boards.
610 Investments by domestic insurance companies.
657 Borrowing or rental of securities by insurance companies.
658 Retail service areas for suppliers of electricity.
659 Delete restriction on contracting for electricity.
697 Repeal laws forbidding transfer of public power district property to private utility.
725 Safety standards for gas pipeline transportation enforced by State Fire Marshal.
911 Increase weight limitations on trucks.
935 Withdrawal of signature petition.
1024 Revise law relating to bank reserves and reserve requirements.
1075 Application of mortgage loan proceeds for construction of improvements on real property.
1178 State Engineer execute instruments.
1201 Retained payment interest rates on highway construction contracts.
1428 Conflicts of Interest Committee salaries, expenses.
1435 Appropriations for state government.

75, 167, 168, 199, 244, 250, 252, 253, 290, 327, 328, 329, 343, 344, 441, 450, 491, 495, 501, 524, 536, 557, 574, 605, 615, 616, 707, 714, 758, 836, 847, 916, 1006, 1013, 1020, 1023, with others.

E. THOME JOHNSON

189 Authorize county boards to hold special meetings.
199 Authorize building and loan association investments in service corporations.
557 Change conditions under which building and loan associations may purchase, hold or sell real estate.
696 First-class cities regulate private parking lots.
918 Authorize tax for Parking District Act.
919 First and second-class cities create parking and improvement agencies.
1179 Class 5 county attorney full time office.
75, 162, 340, 455, 456, 457, 458, 489, 492, 501, 546, 563, 589, 658, 665, 752, 758, 843, 897, 898, 899, 909, 910, 1013, 1075, 1190, with others.

THOMAS C. KENNEDY

563 Jurors mileage allowance and pay restrictions.
781 Extend Off-Street Parking District Act to second-class cities.
1046 Change sales and use tax exemptions.
75, 321, 345, 440, 443, 501, 525, 589, 604, 668, 752, 758, 909, 964, 979, 1190, with others.

ORVAL KEYES

51 Cities or villages, permit purchase of interstate bridge.
52 County bridge bonds, procedures and remedies.
356 Place Avery West Road on state highway system.
357 Eliminating specific meeting dates for county boards.
363 Registration and taxation of camper units.
590 County buildings, exception to limits.
632 State aid for children of military.
633 Revise formula for calculation of school foundation and equalization fund.
634 Repeal ceding of jurisdiction of state lands to the federal government.
635 Place Avery West Road on state highway system.
907 County expenditures for markers and historic sites.
1053 Bonds for purchasing highway bridge.
75, 501, 629, 630, 726, 888, 916, with others.

SAM KLAVER

169 Jurors, reduce minimum age.
243 Homestead exemption.
309 Constitutional amendment, Douglas County merger, exceptions.
575 Permit condemnee to receive copy of appraiser's report.
854 Eliminate examination for renewal of driver's license.

1039 Release guardian from bond and other aspects.
75, 264, 265, 455, 456, 457, 458, 464, 465, 501, 556, 776, 905, 916, 1190, 1424, with others.

JOHN E. KNIGHT

205 Establishing a coordinating council on higher education.
442 Adoption of a plumbing code.
460 Exceptions to the limit on bank loans to certain individuals.
573 Establishing community college districts.
706 Uniform plumbing, heating and electricity standards for mobile homes and travel trailers.
847 Establish office of Public Counsel.
850 Unlawful corporation contributions to political funds.
920 State Commission for Higher Educational aid.
1002 Cosmetologist license.
1047 Nebraska Poultry Improvement Act.
1061 Private correspondence school solicitor requirements.
1094 Long-term, low interest loans to Nebraska resident students.
1271 Use of funds by educational service units.
1307 Create Division of Corrections, Board of Parole.
75, 280, 368, 369, 412, 447, 448, 454, 461, 464, 465, 497, 501, 527, 650, 673, 674, 675, 676, 697, 958, 979, 1190, 1431, with others.

RUDOLF C. KOKES

429 Power districts authorized to sell assets to nonprofit corporations.
431 Division of rural or suburban fire protection districts.
576 Game and Parks Commission headquarters locations.
671 Telephone service for unserved areas.
865 Eliminate speed limits on trucks hauling U.S. mail.
872 Change airport authority formation by combination of cities or counties.
913 Confirmation of State Game Commissioners at biennial legislative session.
1008 Fees in lieu of tuition when children live on government property.
1025 Authorize counties to acquire and govern aviation fields.
1054 Joint Airport Authorities Act.
1177 Accuracy of accident reports by Department of Motor Vehicles.
1423 School district bonds.
75, 277, 323, 324, 353, 384, 395, 441, 449, 466, 501, 506, 589, 668, 991, 1190, with others.

MAURICE A. KREMER

325 Regulation of soil conditioners and soil amendments.
326 Regulation of agricultural biotics.

355 Qualification of State Water Resources Director.
384 Nebraska Soil and Water Conservation Commission authorized to establish a data bank.
395 Nebraska Soil and Water Conservation Committee authorized to accept grants and payments.
698 District courts authorize fiduciaries to mortgage real estate.
715 Grade A Milk Law.
729 Little blue stem designated as official state grass.
888 Regulate pesticide spraying by aircraft or ground equipment.
889 Butterfat content test.
890 Adopt Manufacturing Milk Act.
891 Clarify county zoning over municipal.
914 Exempt air pollution control facilities from taxation.
915 Exempt water pollution control facilities from taxation.
941 State aid to area vocational technical schools.
942 Area vocational technical schools, occupational instruction and state aid.
943 Rename vocational technical schools.
1007 Revise and clarify sections related to food.
1357 Natural resource districts, combine all conservancy districts.
75, 290, 363, 443, 489, 501, 527, 538, 668, 672, 696, 714, 770, 771, 887, 964, 1028, 1096, 1182, 1184, 1213, 1237, 1291, 1292, with others.

ROLAND A. LUEDTKE

154 State tort claims.
155 Political subdivisions tort claims.
163 Merging of voting precincts.
164 Dividing counties into voting precincts.
165 Selection of presiding judge for Workmen's Compensation Court.
166 Regulating practice of law by Workmen's Compensation judges.
203 Provide rehabilitation program for injured employees.
204 Authorize notaries public to use ink stamp seals.
220 Increase fees for filing instruments with register of deeds and county clerk.
221 Record with register of deeds assessments that will encumber real property.
222 Sales and penalties for glue sniffing.
247 Constitutional amendment to delete final reading of legislative bills.
282 Delete lien amount on title certificate.
283 Indemnification of directors of nonprofit corporations.
284 Indemnification of directors of corporations.
310 Municipalities authorized to abate nuisances.
311 Appeals from Board of Equalization.
330 Nebraska Professional Corporations Act.

475	Substitute chairman of board for justice of peace.
476	Constitutional amendment eliminating county courts and justices of the peace.
477	State Auditor duty to audit certain justices of the peace.
482	Procedure for changing corporate registered agent.
483	Increase filing and copy fees charged by Secretary of State.
484	Authorize Fontenelle Forest Association to organize as a nonprofit corporation.
485	Revising law for trade-marks and trade names.
486	Permit summons to be served on a corporation vice president.
487	Permit medical examinations to be made by nonresident doctors for workmen's compensation.
488	Increase filing fees for Uniform Commercial Code documents.
495	Provide notice of mechanic's lien to record owner of real property.
527	Constitutional amendment providing for annual legislative session.
599	Procedure for organizing new political party.
611	Permit loan and investment companies to issue capital notes.
612	Permit branch banking by industrial loan and investment companies.
613	Permit industrial loan and investment company audits in lieu of examination.
660	Insurer's rights under a group life policy.
661	Clarify application of a chapter in insurance law.
662	Real estate investments by domestic insurance companies.
663	Delete certain limitations on insurance policy beneficiary.
664	Ownership or beneficiary designations of insurance.
756	Requirements for mausoleums and other structures.
774	Create position of lieutenant colonel in State Patrol.
775	Penalty for false bomb scare.
785	Procedure for calling of grand juries.
786	County bids on leasing of road equipment.
787	Delete procedures for presiding judges of municipal courts.
788	Increase maximum jurisdiction in municipal court.
789	Harmonizing laws related to nonprofit corporations.
790	Change monthly formula annuity of school retirement system.
922	Revise policeman and fireman pension law.
956	Prohibit vehicle registration when arrest warrant outstanding.
957	Prohibit issuance of driver's license when arrest warrant outstanding.
970	Work release program for certain jail prisoners.
971	Uniform Commercial Code, transfer or pledge of securities within central depository system.
1000	Increase executors commissions.
1003	Permit domestic life insurance companies to sell through subsidiaries.
1026	Insurance policy in lieu of bond for abstracters.

1027 Indexing of certain security documents by register of deeds.
1072 Exempt magazine subscriptions from sales tax.
1174 Clarify when ownership of a motor vehicle has changed hands.
1216 Create review division in the district court system.
1220 Revise law covering filing of agency rules with Legislature.
1252 Auto accident construed as not a transaction for purposes of dead man's statute.
1253 Suits against county delete 30-day requirement.
1264 Hospital records considered as business records.

75, 183, 184, 185, 186, 196, 249, 250, 252, 253, 254, 255, 256, 261, 269, 270, 271, 351, 368, 369, 375, 376, 377, 464, 465, 501, 518, 519, 520, 525, 545, 551, 556, 577, 596, 597, 649, 673, 674, 675, 676, 678, 698, 827, 844, 905, 916, 938, 953, 964, 978, 1096, 1190, 1195, 1236, 1265, 1270, 1294, with others.

EUGENE T. MAHONEY

1 Omaha school board, election by districts.
48 Bonus to Nebraska veterans.
76 50% of Douglas County inheritance tax to go into Omaha General Fund.
78 Increase salary of Attorney General.
89 Merit system, employees of safety division of Department of Labor.
90 Age limit for board of public power districts.
96 Salary ceiling for power districts.
173 Increase salary of Liquor Control Commissioners.
262 Insurance standards for assessment associations.
263 Insurance coverage of dependent children.
378 Increase amount of earned income of the aged, blind or disabled.
379 Prohibit operating a motorcycle barefoot.
404 Homestead exemption.
509 Licensing of agents of fraternal benefit societies.
691 Authorize use of lotteries.
794 Delete showing race and color on marriage license.
795 State Health Director hold a master's degree in public health.
828 Prohibit buying or selling motor vehicles on Sunday.
945 State Treasurer salary increase.
974 Prohibit use of school equipment in political campaigns.
993 Taxing of insurance companies organized as nonprofit service corporations.
1049 Minimum wage for persons compensated by gratuities.
1083 Constitutional amendment for state aid to nonpublic school students.
1212 Place Medal of Honor Winners in Nebraska Hall of Fame.
1275 Authorize county wheel tax levy.
1431 Constitutional amendment for state aid to nonpublic school students.

1436 Game and Parks Commission headquarters and buildings.
15, 18, 75, 167, 168, 172, 174, 177, 178, 183, 184, 185, 186, 213, 214, 249, 250, 252, 253, 254, 255, 256, 261, 274, 278, 287, 309, 350, 353, 406, 420, 464, 465, 468, 445, 446, 474, 501, 525, 584, 576, 723, 783, 784, 826, 873, 905, 916, 920, 923, 924, 925, 1082, 1424, with others.

RICHARD D. MARVEL

296 County treasurer deadline to remit funds to State Treasurer.
303 Appropriations for legislative session costs.
320 Appropriations for salaries of legislators.
491 Remove limit on appropriation for support of law enforcement among Indians.
497 Prohibit sale or use of motor vehicle master key.
558 Require Governor approval for application for federal funds.
559 Qualifications of Director of DAS.
560 Limit postage money deposits with Purchasing Agent.
619 Eliminate Department of Aeronautics cash fund.
650 Licensing of psychiatric technicians.
654 Social Security Act, state powers and duties.
704 Libraries, museums, charge admission in first-class cities.
831 Redefine DAS powers and duties.
882 Appropriation of funds not otherwise appropriated.
906 Procedure for obtaining telephone exchange service.
1440 Salaries of Nebraska state government officers.
75, 176, 205, 248, 249, 250, 252, 253, 254, 255, 256, 261, 501, 573, 614, 649, 728, 808, 887, 911, 918, 919, 920, 929, 941, 942, 943, 979, 1054, 1190, with others.

STANLEY A. MATZKE

251 Changing the annual meeting of first and second-class school districts.
205, 248, 249, 250, 252, 253, 254, 255, 256, 261, 323, with others.

C. F. MOULTON

213 Authorize metropolitan utilities district to borrow money and incur indebtedness.
214 Delete redeemable bond requirement for metropolitan water or utilities districts.
360 Provide exemptions from sales and use tax.
649 Add podiatrist to State Health Board.
692 Reallocating unused federal highway funds.
693 Director-State Engineer.
936 Truck reclassification of farmers and ranchers.
75, 205, 219, 384, 395, 464, 465, 501, 716, 723, 848, 916, 952, 979, 1082, 1190, 1357, 1424, with others.

HAROLD T. MOYLAN

219 Filing of certificate of organization for sanitary and improvement districts.

224 Selection of official Omaha newspaper.

349 Delete requirement that automatic insurance dividend option be paid in cash.

604 Interstate compact on mental health.

717 Use of oleomargarine at state institutions.

1021 Delete election requirement approving certain low rent housing projects.

1022 Segregating money received from the federal government for educational purposes.

1057 Increase per pupil costs allowed under state aid to schools.

1, 75, 154, 155, 195, 207, 213, 214, 250, 252, 253, 350, 464, 465, 501, 547, 563, 718, 723, 728, 776, 826, 916, 936, 954, 955, 1046, 1082, 1190, 1424, 1431, with others.

HERB NORE

359 Licensing of livestock commission merchants, dealers, buyers or brokers.

743 Prohibit Sunday selling of certain items.

773 Truck overloading penalty.

846 Broaden municipality authority to tax and spend for flood control.

848 Qualification and salary for Reserve Teachers.

1066 Construction costs and expenses for flood control.

75, 277, 323, 324, 332, 384, 395, 501, 601, 602, 745, 758, 770, 925, 950, 964, 979, 1082, 1190, 1357, with others.

FERN HUBBARD ORME

333 Medicine and surgery qualifications, license suspension or revocation.

338 Issuance of temporary licenses to practice medicine.

339 Examination and qualifications, Board of Examiners of Psychologists.

368 Require review before land acquired for housing projects.

369 Constitutional amendment permitting proposed amendment to Home Rule Charter by 10% of registered voters.

410 Changing descent of real property when spouse survives.

411 Repealing female employment law.

412 Authorizing municipalities with comprehensive zoning ordinance to require street dedication.

413 Sanitary and safety requirements for swimming pools.

414 Authority of Department of Health to control ionizing radiation.

415 Establish and operate solid waste disposal areas.

416 Providing for solid waste disposal areas outside zoning jurisdiction of a city or village.
417 Marking of Health Department vehicles.
447 Rules of the road at intersections.
448 Rules of the road for right-of-way at intersections.
454 Mandatory vaccination of dogs against rabies.
462 Bond for operation of solid waste disposal.
463 Define full time legislative employees for vacation purposes.
464 Registration and inspection of hotels transferred to Health Department.
465 Sanitary inspection of food products transferred to Health Department.
470 Transfer control of Emergency Fire Fighting Fund.
501 Eliminate discrimination in pay between sexes for comparable work.
511 Clarify authority for destruction of certain public records.
512 Increase authority of State Records Board over records of political subdivisions.
543 Qualifications for State Fire Marshal.
544 Prohibit toxic substance used for intoxication purposes.
547 Repealing sterilization law.
598 Authorizing appointment of acting Director of Health.
721 Create position of vice chairman for State Board of Health.
776 Nebraska Academy of Sciences appropriation.
866 Ionizing radiation regulations.
867 Appoint an acting Director of Health.
878 Revise State Employees Retirement Act provisions.
892 Extend to second-class cities the mandatory police pension system law.
893 Motor vehicle operation without registration.
894 County attorney designate peace officer to return fugitives.
895 Prohibit two persons from occupying a moving motorcycle.
926 Broaden grounds for divorce in Nebraska.
927 Revise marriage license law.
992 Create College of Home Economics.
994 Define right-of-way at highway intersections.
1036 Permit Christian Scientists to determine standards for certain homes for aged.
1065 Permit spiritual treatment for children.
1095 State employees not required to work on holidays.
1099 Screen newborn infants for metabolic disease.
1180 Inspection of hospitals and institutions twice a year.
1190 Provide annual salary of Legislator to be paid in one sum.
1196 Motorcycle regulations.
1197 Reduce content of alcohol considered to be intoxicating.
1198 Board of Registration of Sanitarians, member qualification.
1199 Eliminate infant urine test for metabolic disease.

1287 County motor fuels tax levy for road construction.
75, 203, 241, 242, 244, 310, 311, 525, 535, 604, 650, 673, 674, 675, 676, 718, 728, 844, 922, 1001, 1005, 1070, 1195, with others.

HENRY F. PEDERSEN, JR.

49 Parental liability for acts of minors.
67 Provide that Legislature set state income tax rate.
68 Protect rights in use of name or picture for advertising.
71 Salary increase of municipal court clerks.
72 Authorize court to evict husband in divorce proceeding.
73 Define salary exemption from garnishee.
74 Provide additional grounds for attachment of property without an undertaking.
156 Consolidation of county and township offices.
157 Homestead exemption.
257 Deficit appropriation for Commission on Judicial Qualifications.
258 Provide when a person's written statement may be used against him.
365 Appropriations for judiciary.
373 Exempt hobby device boilers from inspection.
375 Eliminate verification of pleadings.
376 Residency requirements for adoption by military personnel.
377 Redefine dead man's statute.
451 Limit advertising expenditures by public utilities.
530 Retirement benefits for Omaha school district.
546 Designate State Health Department as air pollution control authority.
577 Require traffic violators to attend driver improvement school.
629 Eliminate ceiling on salaries of municipal judges and clerks.
630 Permit municipal judges outside Omaha and Lincoln to practice law on the side.
716 Political candidate photographs.
719 Impoundment of driver's license for reckless driving.
720 Use of tape recording to preserve testimony.
722 Court consideration of defenses in forcible entry.
727 Provide date for transfer of school land between districts.
862 Disposing of unclaimed dead human bodies.
863 Licensing of certain psychologists without examination.
864 Contents of assignment of wages.
905 Damages for wrongful death of a minor child.
946 Certain sales not final until three business days have elapsed.
952 Constitutional amendment, Legislature adjust retirement benefits of retired public officers.
962 Local boards of health fix compensation schedules for staff members.
967 Educational service units may contract for school health services.

968	Permit wiretapping.
978	Higher education loans to needy Nebraskans.
1005	Redefine terms related to board and care of children.
1006	Contractor liability when public permitted to use road under construction.
1041	Remove limit on welfare child maintenance payments.
1071	Transfer duties certifying high school equivalency.
1089	Municipal judges exchange courts.
1195	Reduce minimum age for first grade and kindergarten.
1207	Exceptions to mailing of notice in judgment in civil procedures.
1216	Define trespass.
1218	Sanitary and improvement districts, contractors interest rate.
1243	Reopening of a school.
1244	Effective dates for transfer of land from one school district to another.
1263	Reduce pardon and parole privileges for sexual psychopaths.
1265	Provide when exemplary damages may be awarded.
1266	County committee representation for school district reorganization.
1267	Remove child maintenance payment restriction.
1268	Define boarding and care of children.
1270	Consent for adoption when spouse is in armed forces.
1286	Exclude from sales tax materials used in readying tangible personal property for sale.
1417	Procedure for discovery in felony cases.
	75, 205, 247, 424, 464, 501, 527, 538, 573, 904, 916, 970, 1000, 1020, 1255, 1264, 1434, with others.

RICHARD F. PROUD

193	Tax levy by sanitary and improvement district.
194	Taxes levied after annexation of sanitary and improvement districts.
195	Metropolitan water district rules and regulations.
317	Increase county judge fees.
374	Regulation of air conditioning contractors.
403	Extending powers of sanitary and improvement districts.
405	Duties of Advisory Watershed Improvement Boards.
473	Designate canoes as Class I boats.
531	Employer contributions for employees.
533	Qualifications of State Banking Director.
584	Authorize shooting of game from county roads.
796	Exempt pleasure boats from property taxes.
808	Create State Electrical Board to regulate electricians.
901	Procedures for municipal requisition of generating plants and transmission lines.
916	Increase number of judges in District 4.
1048	Exempt certain aircraft fuels from taxation.

1091 Mechanic's lien shall apply only to labor performed.
1092 Acquisition of interstate bridge by cities and villages.
1100 Recourse for bondholders when bridge bonds in default 10 years or more.
1185 Interest rate on warrants of sanitary and improvement districts.
1215 Limit age, employment and number of Legislators.
1269 Additional fees for trust reports.
1285 Public power director conflicts of interest.
1345 Create Nebraska Investment Council.
1432 Redefine installment sales.
1434 Elections of state officers and political subdivisions.
75, 244, 249, 250, 252, 253, 254, 255, 256, 261, 501, 538, 572, 756, 850, 978, 1190, 1219, 1254, with others.

FLORENCE B. REYNOLDS

264 Depth of property assessment for special improvements in metropolitan cities.
265 Special assessment for improvements in metropolitan cities.
534 Flashing colored lights on motor vehicles.
535 Instruction for unmarried pregnant girls or mothers.
723 Compensation of directors of certain drainage districts and real estate conveyance.
1, 75, 324, 410, 411, 464, 465, 501, 502, 503, 504, 848, 916, 925, 945, 1082, 1190, with others.

LESLIE ROBINSON

275 Change name of State Normal Schools and Normal Board.
276 Compensation for certain fire protection district directors.
277 Exempt from sales tax, purchases by fire protection districts.
278 Define extension of credit for liquor law.
279 Automatic signals and gates at all railroad crossings.
280 Provide treasurer of Board of Educational Service Unit.
281 Authorizing sale of land in Buffalo County.
452 Purchase of retirement annuity contracts for employees of state colleges.
453 Funding gym at Kearney Boys' Training School.
532 Rules of road for highway under construction.
750 Establishment and restoration of land survey corners.
751 Recording of land surveys.
999 Permits for transportation of livestock.
1001 State colleges and universities bond reserve.
1237 Mergers with Class III district require board of education vote.
75, 205, 206, 244, 250, 252, 253, 293, 295, 330, 350, 443, 455, 456, 457, 458, 464, 465, 501, 546, 573, 574, 576, 580, 604, 614, 733, 752, 1025, 1028, 1029, 1030, 1096, 1190, 1222, 1307, with others.

LORAN SCHMIT

490 Designate cottonwood as the state tree.
521 Create office of public counsel (ombudsman).
596 Nebraska residency requirement for brokers selling out-of-state property.
597 Real estate commission law, redefine unfair practices.
679 Acquisition of land by small watershed district.
845 Unlawful to wear uniform resembling a police uniform.
933 Approval for a telephone utility to operate beyond its territory.
1191 Abandonment of domestic animal.
1234 Pipe line rules and regulations.
1276 Applications for aid from Nebraska Veterans' Aid Fund.
1288 Metering devices for tank wagons delivering motor fuels.
1294 Revise Nebraska election laws.
1, 75, 162, 323, 501, 525, 527, 599, 665, 680, 715, 770, 848, 916, 961, 991, 1213, with others.

WAYNE L. SCHREURS

832 Adopt life safety code of the National Fire Protection Association.
833 Sale of property condemned by Fire Marshal.
834 Regulation of open fires.
835 Unlawful to resist firemen under certain circumstances.
1076 Personal property exempt from attachment.
1219 Revise law relating to professional practices commission.
572, 573, 598, 708, 718, 729, 964, 978, with others.

HAROLD D. SIMPSON

196 Health insurance to cover services rendered by Osteopath, Chiropractor or Podiatrist.
197 Revise meeting requirements of advisory committee to Department of Public Welfare.
198 Realign advisory committee to Department of Public Institutions.
419 Prohibiting obscene or indecent entertainment.
440 Authorize public power district to deposit funds in directors bank.
545 Owner held responsible for overloading.
551 Old age assistance lien exemptions.
600 Delete bidding by electric distribution systems.
678 Demolition of unsafe buildings.
705 Require railroads to provide drinking water and toilet facilities.
728 Voluntary admission and discharge of mentally retarded.
762 Highway control exercised by local authority.
912 Prohibit certain loans by public utilities.
1084 Radio equipment for county sheriffs.

1208 Distribution of federal food stamps.
1209 Establish Nebraska Thoroughbred Fund.
1236 Increase compensation of election commissioners and officials.
1284 County tax levy for road construction and maintenance.
1346 State Law Enforcement Training Center.

75, 203, 221, 222, 249, 250, 252, 253, 254, 255, 256, 259, 260, 261, 269, 270, 271, 310, 311, 325, 326, 341, 345, 350, 368, 369, 412, 447, 453, 464, 465, 501, 525, 527, 546, 547, 556, 601, 602, 603, 604, 673, 674, 675, 676, 764, 786, 828, 844, 916, 922, 950, 962, 1020, 1190, 1352, with others.

WILLIAM R. SKARDA, Jr.

312 Prohibit public defenders from engaging in private law practice.
313 Clarify manner of service of process upon president of corporation.
314 Appointment of referees by Douglas County Board of Equalization for hearings.
315 Increase per diem for transporting prisoners to the Nebraska Penal Complex.
316 Authorize county boards to use electronic data processing equipment for taxation processing.
332 Lawyers licensed to practice before Interstate Commerce Commission eligible to practice before the State Railway Commission.
336 Reduce the minimum age of jurors to 19.
561 Records management in municipal court.
562 Authorize microfilm records of municipal court.
628 Authorize holding Game Commission meeting outside the Capitol.
726 State Labor Commissioner administer health and safety regulations.
782 Metropolitan county commission on youth.
783 County civil service commission in Douglas County.
784 Merit system in the office of the Douglas County sheriff.
879 Increase salaries of district court reporters.
880 Increase prior service annuity credit under state retirement act.
966 Prohibit Liquor Commission from requiring manufacturers and distributors month-end report of sales.
1050 Membership and compensation for Nursing Home Advisory Council.
1202 Resident hunting, fishing and trapping permit increase.
1221 Set bond amount for tax on liquor manufacturers or distributors.
1274 County tax levy for road construction and maintenance.

15, 75, 172, 174, 177, 178, 192, 213, 214, 274, 300, 309, 468, 474, 501, 525, 538, 584, 601, 602, 603, 716, 723, 826, 916, 923, 924, 953, 993, 1190, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1312, 1314, 1424, 1431, with others.

LESLIE A. STULL

175 Bond weed district board members.
208 Raise estate value which can avoid probate.
245 Increase interest rate on delinquent taxes.
319 Repeal deputies pay provision.
408 Prohibit sale of liquor on Sunday by nonprofit corporations.
409 Eliminate restriction on sale of package liquor by nonprofit corporations.
608 Permit hunting without permits by civilian conservation personnel.
624 Acquire state school land for solid waste disposal.
651 Rules of the road for highways divided by median.
652 Driver's license for mentally ill.
746 Possession of revolvers or firearms by minors.
829 Revise formula for school transportation payments.
830 Time and place for political party caucuses to nominate candidates.
1004 Define altering of U.S. coins as a felony.
1063 Collection and disbursement of school taxes by county treasurers.
1064 Public power district payments in lieu of taxes to go to the state.

75, 275, 297, 298, 324, 408, 409, 452, 501, 716, 841, 1001, 1190, with others.

WILLIAM F. SWANSON

183 Extend workmen's compensation to guardsmen.
184 Computing guardsmen's compensation benefits.
185 Adopt State Code of Military Justice.
186 Revise law relating to the militia.
249 Prohibit removal of war veteran's metal marker by cemetery trustees.
250 Provide Veterans Administration with records without charge.
252 Veteran or widow burial expense payments.
253 Revise name and functions of county veterans service committee.
254 Exempt from sales tax motor vehicle purchased by veteran.
255 Exempt from taxes motor vehicle owned by disabled veteran.
256 Exempt from income taxes Nebraska servicemen serving in combat zone.
259 Require explanatory statement for initiative or referendum petitions.
260 Lancaster county commissioners salary increase.
261 Authority and salary of Veterans Affairs Director.

266 Define a construction mortgage and preventing stay of sale.
267 Define exercise of foreign corporation franchise.
268 Duties of real estate commission.
269 Define conflicts of interest by city official.
270 Removal of vegetation from railroad right-of-way.
271 Create special assessment districts in Lincoln.
272 Actions against nonresident manufacturers and distributors of motor vehicles.
273 License fees for motor vehicle dealers.
287 Certificates of high school equivalency to military veterans.
301 Lincoln Housing Authority authorized to purchase non low income property.
302 Compensation for physicians for examinations made for County Mental Health Boards.
327 Consolidation procedures for building and loan associations.
328 Limit holding of investment stock by building and loan associations.
329 State building and loan associations rights and powers.
337 Defining certain holiday dates to be observed on Monday.
450 Authorized investments by public power districts.
479 Establish title insurance rating organizations.
480 Prohibit execution of dual purchase contracts.
493 Increase salary of judges of Workmen's Compensation Court.
510 Specify condition for setting migratory waterfowl seasons.
569 Protective eyeglasses in shops and laboratories.
570 State Auditor salary increase.
571 Regulate insurers not authorized to conduct insurance business in Nebraska.
572 Governor salary increase.
579 Director of Public Institutions, qualifications.
595 Cause for revocation of insurance agent's license.
648 Notice of adoption of amendment of a zoning ordinance.
711 Extend time for obtaining motor vehicle title and registration.
712 Repeal supply requirement for dealer.
713 Increase motor vehicle inspection fee.
724 Relatives exempt from liability for support of paupers.
772 Consider customer in determining retail electric service.
836 Remove limitation on levies for park and recreation facilities.
837 Standards for motor carriers permit revocation.
838 Investment of state funds in building and loan associations or federal savings and loan associations.
839 Qualifications for county attorneys.
840 Registration periods for motor vehicles.
881 Eliminate installment payment of truck registration fees.
908 Provide probation of a person convicted of a felony.
939 University employee retirement payments be regarded as reduction of salary.
940 Adopt local option revenue act.

1014 Person failing to provide family support subject to prosecution.
1015 Permit trustee named in will to be beneficiary of insurance policies.
1192 State Welfare Director administer services to medically indigent persons.
1193 Bond on equipment sold on contract.
1229 College and university domicile requirements.
1230 Constitutional amendment, procedure for calling of constitutional convention.
1231 Raise maximum rate of interest.
1232 Filing of illegally assessed tax claims.
1379 Setting aside adjudication of delinquency of minors.
1398 Create State Office of Planning and Programming.
1399 Cities and villages secure urban renewal services.
75, 176, 199, 204, 205, 310, 311, 334, 335, 368, 369, 412, 445, 446, 447, 448, 464, 465, 474, 501, 525, 527, 532, 536, 557, 718, 728, 832, 833, 834, 835, 855, 875, 876, 911, 916, 928, 979, 991, 994, 1020, 1055, 1077, 1078, 1190, 1222, 1307, with others.

GEORGE SYAS

188 Increase size of Board of Regents.
459 Constitutional amendment requiring the redistricting of Supreme Court districts after each decennial census.
469 Permit purchase of firearms in contiguous states.
508 Cover vehicles hauling sand, gravel or refuse.
868 Prohibit petition efforts for constitutional amendments unless approved by party convention.
869 Recording of roll call votes at public meetings.
870 Secretary of State salary increase.
871 Repeal special eminent domain laws for Omaha.
938 Designate official state insect.
1254 Authorize special Nebraskalander permits.
75, 203, 384, 395, 406, 420, 455, 456, 457, 458, 615, 849, 873, 916, 923, 924, 954, 955, 962, 1009, 1357, 1424, 1434, with others.

WILLARD H. WALDO

159 Scientific reappraisals of property.
160 Fraudulent deaf and dumb relief claims.
161 Intersection right-of-way.
162 Define status of agricultural associations.
201 Delete county clerk duty on weed control fund.
289 Removal of certain property from exemption against attachment.
290 Constitutional amendment to permit classification of personal property.
321 Define who may accredit SPF swine.

322 Registration of cabin trailers.
323 Bounty for killing predatory animals.
331 Constitutional amendment increasing maximum number of legislators.
341 Reducing minimum number covered by group insurance.
443 Annual refresher courses for licensed veterinarians.
680 Dissolving and distributing assets of watershed conservancy districts.
708 Place Pleasant Dale interchange on state highway system.
770 Establish position of predator control aide in Department of Agriculture.
771 Revise inspection fees of nursery stock by Department of Agriculture.
843 Appointment of members of Nebraska Wheat Development, Utilization, and Marketing Committee by districts.
934 Prohibit hog importation unless vaccinated for cholera.
987 Electrician and plumbers code.
1182 Hog Cholera Control and Eradication Act.
1183 Dairy industry, price discrimination.
1184 Nebraska Livestock Dealer Licensing Act.
1291 Division of Public Safety to coordinate and administer state border inspection.
1292 Soil testing, certificates, board, members.
1429 Electrician license fee.

75, 259, 277, 299, 343, 344, 345, 391, 401, 501, 521, 522, 523, 527, 550, 573, 589, 620, 621, 622, 623, 679, 668, 757, 758, 767, 768, 769, 779, 890, 904, 979, 992, 1082, 1190, 1234, with others.

J. JAMES WALDRON

227 Shooting of unprotected wildlife species.
228 Shooting deer without a permit by farmer or rancher.
229 Remove 640-acre limit on controlled shooting areas.
230 Constitutional amendment exempting from taxation motor vehicles purchased by paraplegics.
231 Reduce penalty for refusal to submit to sobriety test.
232 Financial responsibility proof to register motor vehicle.
233 Propagating pheasants by hunting permit fees.
234 Permits not required for 4-H Club members to raise pheasants.
235 Regulation of TV cables and rates.
236 Delete property ownership requirement to vote at school district elections.
237 Eliminate provisions for county attorneys to represent hospital districts.
238 Prohibit public power districts from wiring of buildings.
239 Refund of taxes upon motor fuel used in school buses.
240 Restrict age of board of directors of power districts.
306 Salary increase for county sheriffs.

307 Minimum salary for policemen in first and second-class cities.
308 Labeling of frozen foods.
496 Require cities and villages to levy a tax for governmental functions.
498 Aid for tax supported vocational schools.
499 Standards for licensing controlled shooting areas.
500 State, wholesale liquor distributor, except beer.
526 Placing membership limit on mutual insurance groups.
528 Provide that new and stricken matter be shown on amendments.
529 Requiring distinctive uniforms for police officers.
553 Eliminating registration classifications of local commercial trucks.
554 Delete bid requirement by county under $5,000.
555 Abolishing gross negligence requirement for guest passengers.
585 Judges, disqualification if affidavit filed by either party.
586 Exempting certain items from sales tax purchased for farm residential use.
587 Authorizing Department of Labor to enforce safety rules for railroad employees.
588 Full time deputy sheriffs, minimum salary.
607 Establish position of Game and Parks Commissioner.
609 Establish executive position of Game and Parks Commissioner.
709 Revolving charge account rates.
710 Reduce maximum installment loan interest rates.
740 Reduce maximum interest rates on revolving charge accounts.
741 Reduce maximum interest rates on installment sales.
799 Reduce maximum interest on loans by industrial loans and investment companies and banks.
800 Constitutional amendment to reapportion districts.
801 Authorize county board of supervisors to establish township boundaries.
802 Increase judges retirement benefits.
803 Revise deadlines for notices to rescind insurance licenses.
804 Director of Insurance, powers.
805 Limit term of office of public power directors.
806 Legalize mourning doves as game birds.
807 Authorize copying of insurance policies involved in certain litigation.
827 Regulate home solicitation sales and cancellations.
844 Prohibit discrimination against women jockeys.
1016 Increase food sales tax credit.
1020 Constitutional amendment, Commission on Legislative Compensation.
1059 County attorney qualifications.
1060 Increase judges in Judicial District 11.
1096 Topographic mapping.
1187 Sheriffs, increase mileage and prisoner boarding fees.

1188 Limit personal liability of sheriffs and deputies.
1235 County surveyor expenses and compensation.
1247 Exempt from tax certain purchase by nonprofit institutions.
1256 Exceptions to unlawful offenses related to game and fish.
1352 Commission on Law Enforcement and Criminal Justice.

75, 154, 155, 180, 183, 184, 185, 186, 247, 249, 250, 252, 253, 254, 255, 256, 261, 501, 502, 503, 504, 507, 589, 758, 774, 848, 865, 913, 916, 999, 1195, 1427, with others.

ELMER WALLWEY

285 Transfer of mentally handicapped children to Beatrice State Home.
286 Liability of relatives for patients in mental institutions.
324 Legislature approve highways to be dropped from state system.
420 Adoption of Real Property Contract Appraisers Act.
441 Utilize full capacity of power facilities.
507 Authorize limited deer permits to farmers and ranchers.
896 Eliminate food sales tax credit.
897 Increase optometry and pharmacy license fees.
898 Delete requirement that chief of dental health be full time.
899 State Welfare Director's qualifications.
900 Establish new divisions in Health Department.
1081 Provide exclusion of precincts from hospital districts.
1186 Licensing of nursing home administrators.
1217 Reports required when soliciting donations.
1390 Division of Medical Services in Institutions Department, change names of state hospitals.

75, 248, 275, 323, 406, 429, 431, 449, 452, 466, 501, 505, 546, 589, 604, 738, 758, 766, 859, 873, 991, 1001, 1182, with others.

JEROME WARNER

564 Obligations of annexed districts by a municipality.
565 Prohibit leasing farm lands by penal complex.
566 Tuition payment for children whose parents reside on Game and Parks Commission land.
567 Game and Parks Commission to contract for fire protection.
568 State Purchasing Agent buy radio equipment for rural or suburban fire districts.
665 Exempt motor vehicles owned by volunteer firemen from registration.
666 Fiscal year for Class III school districts.
667 State aid to schools appropriation.
668 Prohibit farming by corporations.
669 Annual cash rent for publicly-owned farm lands.
670 Uniform urban renewal authority for all cities and villages.
673 Home Rule Charter cities to certify taxes.

674 Remove restrictions on electricity agreements.
675 City or village authorized to repair or remove unsafe buildings.
676 Joint use of jails.
763 Membership committee to determine disability of Governor.
764 Repeal alcoholics advisory boards to state mental hospitals.
765 Change filing date for reports and state aid payments to schools.
766 Place limitations on removal of roads from state system.
778 Constitutional amendment relating to highway user taxes.
791 Legislative Council study of future capital construction.
792 Constitutional amendment to change date legislative acts become effective.
793 Harmonize provision of school retirement system law.
947 Reduce motor vehicle fuel shrinkage allowance.
949 Weighing stations and accident records, transferred to Department of Motor Vehicles.
951 Motor vehicle inspection stations file bond in lieu of certificate of property damage insurance.
953 Increase salaries of State Railway Commissioners.
961 Political subdivisions may issue permits for waterway obstructions.
976 Trailers weighing more than 3,000 pounds subject to inspections.
977 Acquisition of vehicle inspection stickers.
1018 Tax value of agricultural land.
1019 Adding access roads to state highway system.
1070 Define original and future members of the Nebraska Retirement Fund for Judges.
1210 Game Commission regulate training and running of dogs.
1211 Provide program of state aid to public school district.
1213 Nebraska Livestock Sellers Protective Act.
1257 Assessment of improvements on leased public lands.
1296 Create Nebraska Transportation Advisory Committee.
1297 Board of Examiners for City Street Superintendents.
1298 Board of Examiners for County Highway Superintendents.
1299 Rural and urban motor vehicle registration, prorate funds.
1300 Increase gasoline and special fuel taxes.
1301 Highway motor fuel tax, disbursement, investment.
1302 Classification of all highways, roads and streets.
1303 New formula for Highway Allocation Fund.
1304 Increase motor vehicle registration fees.
1312 Distribution of state funds to counties for road purposes.
1314 Distribution of state funds to cities for road purposes.
1419 Fix term of Commissioner of Education.
75, 250, 251, 252, 253, 260, 368, 369, 412, 447, 448, 501, 619, 672, 678, 758, 847, 948, 994, 1017, 1083, 1096, with others.

THEODORE C. WENZLAFF

525 Issuance of license plates for three years.
672 Army airfield land sales.
744 Preservation of certain wildlife.
755 Homestead exemption.
849 Unlawful hunting from certain highways.
965 Provide retirement income credit against individual income tax.
1009 Game Commission coordinate hunter safety training.
1055 Board of Education meet once each year in each class district.
1085 Game Commission employee claim payments.
75, 249, 250, 252, 253, 254, 255, 256, 261, 469, 501, 527, 563, 589, 716, 928, 1046, 1190, 1263, with others.

RAMEY C. WHITNEY

358 Permit mill levy for airport purposes.
406 Require State Board of Equalization to equalize assessments.
478 Permit four persons to occupy front seat of vehicle.
589 Sales and use tax, exempt farm machinery.
859 Earning capacity factor in ascertaining actual value of property.
860 Authorize first-class cities to invest in certificates of deposit.
861 Authorize second-class cities and villages to invest funds.
873 Employment of assistants by the Tax Commissioner.
1051 Evidence in prosecution for insufficient fund checks.
1082 Revise formula for distribution of state aid to schools.
1214 Distribution of state aid to schools.
1250 Agricultural machinery values for tax purposes.
1251 Prohibit discrimination in selling or renting of property.
75, 293, 324, 420, 501, 731, 732, 738, 776, 896, 958, 959, 1096, 1190, 1195, 1271, 1286, with others.

IRVING F. WILTSE

620 Change the license plate letter designation for certain trucks.
621 Commercial trailers to carry registration certificates at all times.
622 Allow Motor Vehicles Department to use unmarked cars.
623 Eliminate traffic violation endorsement on driver's license.
730 Walkways on railroad bridges.
745 Penalties for motorcycle headgear and license violations.
921 Motor vehicle mileage proration in noncontracting or reciprocity states.
991 Penalties for destruction of property used in construction projects.
1176 Fund allocation for automatic railroad crossing signals.
75, 206, 275, 277, 289, 290, 323, 452, 501, 552, 606, 672, 684, 770, 1001, 1190, with others.

WILLIAM M. WYLIE

505 Restrict open season on upland game birds.
506 Quieting title to real estate held by noxious weed districts.
617 Truck standards for hauling grain out-of-state.
618 Registration fees for mixers and grinders attached to motor vehicles.
733 Name change for Board of Examiners for Professional Engineers and Architects.
738 Property to be assessed at actual value.
739 Require domestic stock insurers to file reports relating to ownership and insider trading.
748 Make discharge record of veterans confidential.
749 Reduce excise tax on grain and seed, change distribution.
759 Tendering of insufficient-fund and no-fund check.
760 Bedding standards for hotels, motels, etc.
855 Office of mental retardation transferred to Institutions Department.
856 Increase sales and use tax on cigarettes.
857 Speed and load limits for vehicles hauling unbaled forage.
858 Licensing and regulating insurance adjustors.
902 Nebraska Brand Committee powers.
958 Suspension or revocation of educators' certificate when involved in work stoppages.
959 Standards and procedures for classifying and accrediting school systems.
960 Provide notice when livestock are moved from one county to another.
1079 Penalty for retail liquor credit violation.
1200 Constitutional amendment to limit number of legislative bills introduced.
1439 Establish a program for multihandicapped children.

75, 187, 246, 277, 279, 285, 286, 290, 338, 406, 420, 501, 550, 607, 609, 671, 725, 750, 751, 758, 832, 833, 834, 835, 842, 859, 873, 874, 875, 876, 911, 1023, 1026, 1077, 1078, 1082, 1217, with others.

WAYNE W. ZIEBARTH

591 Authorize qualified electors of joint school district to vote in all elections.
592 Post property when using poison bait.
593 Second-class cities and villages, maximum levy for fire department.
594 Annual filing for gasoline tax refund.
605 90-day limit for collection of motor fuels tax by dealers.
655 Teacher aides for schools.
656 Define the word "teach".
841 Extend to children on all tax-exempt land certain provisions for payment of tuition.

842	Special hunting permits for Nebraska servicemen on leave.
1097	Educational service units hold hearings before levying tax.
1098	Application fee refund when teacher certificate denied.
1255	Permit supplemental educational services by service unit.
	75, 250, 252, 254, 255, 256, 277, 280, 287, 321, 501, 525, 527, 536, 668, 748, 749, 920, 999, 1025, 1054, 1195, 1272, 1273, with others.

LEGISLATIVE BILLS INTRODUCED BY COMMITTEES

Agriculture and Recreation

1150 Feeding of garbage to swine.
1151 Revise status of Bureau of Animal Industry within the Agriculture Department.
1152 Governor to appoint a chief or the Bureau of Dairies, Foods, Drugs and Animal Industry.
1153 Redistribute Board of Examiners in Veterinary Medicine license fees.
1154 Payroll and expense payments of brand inspectors.
1328 Increase fees for milk and cream testing.
1329 Reorganize Game and Parks Commission.
1353 Drainage, apportionment financing.
1356 Pollution prevention and control.
1367 Meat inspection.
1403 Regulate storage and transportation of anhydrous ammonia.

Banking, Commerce and Insurance

1330 Constitutional amendment, Legislature provide for management and investment of school lands and funds.
1331 Require school districts to insure school property.
1332 Insurance companies furnish liability coverage information to Department of Motor Vehicles.
1383 Remove requirement for statement of loan amount and rate of charge.
1384 Regulation of installment sales.
1402 Redefine installment sales.

Budget Committee

928 Appropriations for state government.
1073 Repeal a section of law related to DAS.
1074 Transfer supervision of State Home for Children.
1096 Appropriation for state government.
1117 Remission of rendering plant fees to Department of Revenue.
1118 Abstracters Board of Examiners fee collection responsibilities.
1119 Establish Board of Examiners for Professional Engineers and Architects.
1120 Establish State Board of Examiners for Land Surveyors.
1121 Board of Nursing fee deposits and disbursements.
1123 Certain professional license fees go to General Fund.

1124 Motor Vehicle Dealers License Board deposits and disbursements.
1125 Board of Examiners in Veterinary Medicine revenue.
1126 Psychologists Board money to go to General Fund.
1127 Board of Examiners in Massage fees to go to General Fund.
1128 State Real Estate Commission deposits and disbursements.
1129 Board of Barbers Examiners deposits and disbursements.
1130 Remove certain limits on expenditures of examining boards.
1131 State Athletic Commissioner deposits and disbursements.
1132 Place fees of examining boards in General Fund.
1133 Disbursement of Soldiers' and Sailors' Home funds.
1134 Department of Veterans' Affairs operating expenses.
1135 Expand duties of State Employees Retirement Act.
1136 Transfer duties of administering School Retirement System.
1137 Transfer duties of administering the Nebraska Retirement Fund for Judges.
1138 Transfer duties of administering the Nebraska State Patrolmen's Retirement System.
1140 Harmonizing Agricultural Seed Law and disbursement of fees.
1141 Harmonizing Soft Drink Law and disbursement of fees.
1142 Harmonizing Frozen Dessert Law and disbursement of fees.
1143 Harmonizing Commission Merchants Law and disbursement of fees.
1310 15% of Oil and Gas Conservation Commission fees go to General Fund.
1343 Abolish advisory committees whose members are paid from General Fund.
1344 Abolish advisory committees whose members are paid from federal or cash funds.
1365 Appropriations to Department of Health and Department of Welfare.
1368 Appropriations, change various funding accounts.
1369 State Patrol Retirement System.
1372 Railway Commission assessment of expenses of investigations and appraisals.
1393 Appropriation for Code of Ethics Board and Committee.
1394 Change funds Water Pollution Control Council may administer.
1395 Dormitories for University and State Colleges.
1404 Periodic transfers to State Building Fund.
1408 Nebraska Budget Act.
1420 Salaries of the officers of the Nebraska state government.
1421 Appropriations for state government.
1425 State construction appropriations.

Education

1113 Repeal University authority to take over junior college property.

1114 Establish a State Board of Junior Colleges.
1115 Constitutional amendment concerning Board of Regents.
1116 Constitutional amendment to repeal provision for state colleges.
1309 Junior college districts include same territory as school districts.
1337 Change fees for teacher's certificate.
1338 Remove a reference to school at Cozad.
1339 Delete county superintendent office within educational service unit.
1340 Application, renewal fees for correspondence or trade schools.
1341 Revise number of educational service units and provisions.
1342 Mandatory reorganization of school districts.
1377 School districts include K-12.
1378 Land transfer from Class I and nonaccredited schools.
1387 Sale of school land for interchange construction.
1397 High school tuition payments to person attending another district.
1412 Additional junior college districts when federal funds available.

Government and Military Affairs

1155 Eliminate position of deputy state auditor.
1156 Lt. Governor on Executive Board of Legislative Council.
1157 Redefine agencies exempt from personnel system law.
1158 Duties of Personnel Director and Personnel Board.
1159 Restate purposes of Personnel Department.
1160 Constitutional amendment to eliminate Lt. Governor as presiding officer of Legislature.
1161 Constitutional amendment to make Lt. Governor's office full time.
1162 Create five-member State Personnel Board.
1163 Merit System regulations.
1164 Constitutional amendment to elect Governor and Lt. Governor as team, appoint executive officers.
1165 Transfer establishing uniform accounting system for county officers.
1166 CPA firms audit records of State Auditor.
1306 Standards for transporting anhydrous ammonia.
1308 Employment preference for veterans.
1313 Construction of Supreme Court building.
1315 Cash fund for Military Department.
1316 Revise certain State Treasurer duties.
1317 Establish Commission on Reorganization of State Government.
1318 Redefine terms relating to telecommunications.
1319 Sale of surplus property by Purchasing Agent.
1320 Create Transportation Service Bureau.
1321 Establish Records Management Bureau.
1322 General Service Division Administrator.
1323 Create Capital Facilities Planning Bureau.

1324 State Personnel Office and Administrator.
1325 Create five bureaus within Materiel Division of DAS.
1326 Payment of costs of administrative studies by DAS.
1327 Reorganize DAS into various divisions, powers, duties.
1347 Regional or joint planning agencies.
1349 Limitations on proposed incorporations of village.
1350 Filing initiative and referendum petitions.
1351 Cities and villages, manager plan, council fix salary.
1355 Governor appoint qualified person to review state construction and repairs.
1358 Reduce age to play bingo.
1370 Reduce percentage of votes required to approve public buildings.
1371 Display American flag until end of Vietnam conflict.
1374 Restrict use of stud tires.
1376 Drainage improvement district elections.
1381 Prohibit riots and impose penalties.
1405 Cities and villages file annual audit with State Auditor.
1410 County surveyor qualifications.

Judiciary

101 Repeal obsolete statutes.
102 Certain sections unconstitutional.
103 Accountants, harmonizing provisions.
104 Agriculture, harmonizing provisions.
105 Banking, correct internal references.
106 Bonds and oaths, harmonizing provisions.
107 Cities and villages, all, harmonizing provisions.
108 Cities and villages, particular classes, toll bridges, metropolitan cities.
109 Cooperative credit associations, harmonizing provisions.
110 Counties, harmonizing provisions.
111 Courts, harmonizing provisions.
112 Criminal procedure, harmonizing provisions.
113 Drainage ditches, harmonizing provisions.
114 Elections, harmonizing provisions.
115 Volunteer firemen, harmonizing provisions.
116 Statute of frauds, correct internal references.
117 Game and fish, harmonizing provisions.
118 Guardian and ward, eliminate obsolete matter.
119 Highways, harmonizing provisions.
120 Infants, harmonizing provisions.
121 Insurance, harmonizing provisions.
122 Interest, harmonizing provisions.
123 Irrigation, corrections of offenses.
124 Jails, harmonizing and eliminating obsolete matter.
125 Employment security, harmonizing provisions.

126 Law, statutes, distributions, reallocations.
127 Legislature, special sessions, petitions, correction.
128 Liens, harmonizing foreclosures.
129 Liquors, remove unconstitutional matter.
130 Militia, harmonizing provisions.
131 Mineral, oil and gas, harmonizing provisions.
132 Motor vehicles, harmonizing provisions.
133 Public welfare, harmonizing provisions.
134 Public power and irrigation districts, harmonizing provisions.
135 Public health, clarify meaning.
136 Development of mineral lands, harmonizing provisions.
137 Motor carriers, correct internal references.
138 Revenue and taxation, eliminate unconstitutional provisions.
139 Schools, harmonizing provisions.
140 State administrative departments, harmonizing provisions.
141 State Institutions, harmonizing provisions.
142 State officers, harmonizing provisions.
143 Colleges and universities, classify meaning, harmonizing provisions.
144 Revisor of Statutes, updating 1962 Volume I and IA.
145 Laws, harmonizing provisions.
146 Filing of real estate notice.
147 Personal property, harmonizing provisions.
148 Civil procedure, district court, harmonizing provisions.
364 Clarifying law related to public lands.
366 Filing of security interests.
367 Filing lien notices for corporate occupation taxes.
1101 Deadlines for payment by corporations of fees.
1102 Revise law related to business corporations.
1103 Corporation reports and dissolution.
1104 Nonprofit corporation reports, dissolution, renewal and revival.
1348 Require county judge to be an attorney.
1385 Seizure of vehicle used in transporting drugs.
1401 Judicial proceeding open to public.
1409 Grant University of Nebraska power of eminent domain.

Miscellaneous Subjects

1144 Change license year on certain liquor licenses.
1145 Change date for certain reports by liquor manufacturers and distributors.
1146 Change date for Liquor Commission to file report with Governor.
1147 Transfer of duties to State Historical Society.
1148 Historical Society acquire state records.
1149 Procedure for determining historical sites.
1333 Transfer oil inspections to Department of Agriculture.
1334 Increase fees for vending machine concessions.

1335 School boards use services of State Purchasing Agent.
1336 Change name of prison made goods.
1380 Historical Society acquire Neligh Mills.
1389 Authorize Governor to transfer real estate to Norfolk.
1406 State-owned property, release easement and right-of-way in Dawson County.
1411 Prohibit discrimination in institutions of higher education.

Public Health and Welfare

1105 Remove ban on use of products of any institutional printing plant.
1106 Inspection of public and correctional institutions.
1107 Medical assistance administered by State Welfare Department.
1108 Transfer of certain responsibilities related to dependent or neglected children.
1354 Parental liability for deaf and visually handicapped children.
1391 Temporary license to practice medicine and surgery.

Public Works

1109 Insurance company, soliciting agents' licenses.
1110 Secretary of State approval for certain bonds of state officers and employees.
1111 Insurance claim controversy settlements.
1112 Revolving fund for State Fire Marshal and fire prevention activities.
1122 Nebraska Railway Commission fees for filing complaints and petitions.
1139 Issue motor vehicle license plates every three years.
1167 Traffic signs to be purchased from Institutions Department.
1168 Interstate commerce carriers permit.
1169 Create Department of Public Safety.
1170 Transfer of duties to Department of Public Safety.
1171 Transfer of duties to Railway Commission.
1172 Transfer certain duties to Safety Department.
1173 Three member Railway Commission appointed by Governor.
1382 Damages for relocation due to highway acquisition.
1400 Vehicle operator's license, exempt military personnel.

Revenue

191 Extending sales tax to advertising revenue.
342 Procedure for taxation of mobile homes.
346 Cabin trailers permanently attached, classified as real property or real estate.
347 Eliminating statement requirement that cabin trailers remain permanently attached to real estate.

1233	Extend time for filing personal property schedule.
1359	Sales and use tax constitute a Trust Fund in hands of retailer.
1360	Tax mechanical amusement devices.
1361	Liens and lien priority on persons owing a tax.
1362	Permit Tax Commissioner to deposit moneys in designated bank.
1363	Withholding tax deductions constitute a trust in hands of employer.
1364	Authorize Tax Commissioner to conduct hearings.
1413	Payment of income tax on percentage of gross sales.
1414	Extend time for filing and payment of tax.
1415	Nonresident contractors registration, bond, penalties.
1416	Natural Disaster Fund.

Salaries and Claims

1407	Appropriation for payment of claims.

Urban Affairs

1311	Permit lessor cities serviced by metropolitan city water district to be included in said district.
1373	Limit on interest of primary class city bonds.
1375	Interest rates on county hospital bonds.
1386	Restrict acreage acquired by sanitary and improvement districts.
1388	Lease of real or personal property by first-class cities.
1392	Spouse visitation rights for penal inmates.
1396	Parking Authority Law.

LEGISLATIVE BILLS AND RESOLUTIONS IN COMMITTEES

Agriculture and Recreation

Chairman—Maurice A. Kremer

13 88 162 175 201 227 228 229 233 234 294
308 321 323 325 326 345 355 359 384 395 405
407 443 464 465 473 489 499 505 507 510 522
523 550 576 583 584 592 607 608 609 615 616
628 668 669 679 680 714 715 723 744 760 761
767 769 770 771 777 806 842 843 849 851 877
888 889 890 902 913 934 964 1007 1009 1028 1030
1047 1066 1067 1080 1150 1151 1152 1153 1154 1182 1183
1184 1191 1202 1206 1210 1213 1249 1254 1256 1292 1328
1329 1353 1356 1357 1367 1403

Banking, Commerce and Insurance

Chairman—Richard F. Proud

44 45 46 47 192 196 199 202 232 246 262
263 304 327 328 329 341 349 352 354 361 362
460 461 479 509 524 526 533 557 571 582 595
596 597 610 611 612 613 626 627 653 657 660
661 662 663 664 689 709 710 739 740 741 799
803 804 807 813 819 838 858 923 924 946 954
955 971 972 973 981 982 984 1003 1015 1023 1024
1086 1110 1111 1112 1117 1123 1125 1126 1127 1130 1132
1133 1134 1140 1141 1142 1143 1225 1226 1227 1231 1238
1239 1240 1241 1242 1258 1259 1330 1331 1332 1345 1383
1384 1402 1437

Budget

Chairman—Richard D. Marvel

48 65 257 365 453 470 558 619 636 654 667
776 882 928 939 1001 1017 1073 1096 1279 1310 1343
1344 1372 1394 1408

Education

Chairman—Lester Harsh

1 7 60 62 63 64 66 91 94 170 172
177 178 180 181 188 205 210 211 212 215 216

236 241 242 251 275 280 287 372 425 426 427
438 439 467 498 535 538 552 566 569 573 591
624 632 633 655 656 666 677 727 742 765 798
810 829 841 875 910 920 931 941 942 943 958
959 967 974 978 979 980 988 989 990 992 1008
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1277 1280 1281 1282 1309 1337 1338 1339 1340 1341 1342
1366 1377 1378 1387 1397 1412 1418 LR22 LR31 LR36
LR99

Government and Military Affairs

Chairman—Terry Carpenter

5 23 24 25 32 33 34 35 38 42 54
58 59 75 80 93 156 163 164 168 174 176
183 184 185 186 189 217 220 225 235 244 247
259 269 281 288 296 309 314 316 319 331 334
337 357 381 459 463 471 475 496 527 528 536
542 554 559 560 590 599 648 684 691 707 716
736 752 763 774 783 784 786 791 792 800 801
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1157 1158 1159 1160 1161 1162 1163 1164 1165 1166 1193
1200 1205 1215 1230 1236 1245 1246 1262 1272 1273 1294
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1323 1324 1325 1326 1327 1347 1349 1350 1351 1352 1355
1370 1371 1376 1381 1398 1399 1405 1410 LR12 LR21

Judiciary

Chairman—Fred W. Carstens

4 8 16 43 49 68 72 73 74 92 95
154 155 160 165 166 167 169 204 208 221 222
231 237 249 258 266 267 268 283 284 299 312
313 315 330 332 335 336 348 351 366 367 371
375 376 377 410 419 421 436 444 474 476 477
480 481 482 486 495 506 513 518 519 520 521
544 548 555 556 561 562 575 585 602 623 625
630 637 638 639 640 641 642 643 644 645 646
647 676 683 685 690 698 700 701 702 703 719
720 722 745 746 759 775 782 785 787 788 789
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937 950 956 957 968 970 991 1000 1004 1014 1026
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1089 1091 1101 1102 1103 1104 1175 1179 1187 1188 1197

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1283 1290 1293 1346 1348 1379 1385 1401 1409 1417
LR39

Labor

Chairman—Donald Elrod

15 61 70 89 203 226 274 350 373 411 422
455 456 457 458 468 487 501 531 539 587 705
726 754 818 876 1027 1049 1085 1095 1175 1197 1220
1264 1270 1283 1328 1329

Miscellaneous Subjects

Chairman—Harold T. Moylan

6 11 14 17 85 86 87 151 182 207 224
250 252 253 261 276 278 292 408 409 431 433
437 469 483 484 485 488 490 491 492 497 500
511 512 529 543 563 564 567 568 593 606 614
634 672 688 718 729 733 737 743 747 748 750
751 794 814 820 822 827 828 832 833 834 835
844 868 869 917 966 987 1012 1013 1021 1029 1033
1034 1079 1093 1144 1145 1146 1147 1148 1149 1212 1221
1235 1251 1276 1288 1333 1334 1335 1336 1374 1380 1389
1411 1438

Public Health and Welfare

Chairman—Elmer Wallwey

2 9 10 19 79 197 198 209 248 285 286
300 302 333 338 339 378 380 413 414 415 416
417 423 442 454 462 514 515 516 517 540 547
551 565 579 598 601 603 604 649 650 682 699
706 717 721 724 728 753 756 757 764 795 852
855 862 863 866 867 883 885 886 887 897 898
899 900 962 1002 1005 1036 1040 1041 1050 1065 1074
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1198 1199 1208 1223 1267 1268 1354 1390 1391

Public Works

Chairman—Rick Budd

3 51 52 81 90 96 98 99 100 149 161
218 230 238 240 270 272 273 279 282 293 297
298 305 322 324 347 353 356 363 379 429 440
441 447 448 449 450 451 466 478 494 508 525
532 534 545 546 553 577 581 600 617 618 620
621 622 631 635 651 652 658 659 665 671 674
692 693 694 695 697 708 711 712 713 725 730
731 734 735 762 766 772 773 778 805 808 809

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1171 1172 1173 1174 1176 1177 1178 1189 1194 1196 1201
1234 1253 1285 1291 1296 1297 1298 1302 1306 1382 1400

Retirement Systems

Chairman—C. W. Holmquist

452 530 790 793 802 825 848 878 880 922 952
1070 1135 1136 1137 1138 1228 1278 1345 1369

Revenue

Chairman—J. W. Burbach

20 21 26 27 28 29 30 31 36 37 39
40 41 67 82 83 84 157 158 159 171 179
187 191 200 239 243 245 254 255 256 277 289
290 318 340 342 343 344 346 360 382 383 385
386 387 388 389 390 391 392 393 394 396 397
398 399 400 401 402 404 406 418 420 424 430
432 434 445 446 502 503 504 537 541 549 574
578 586 589 594 605 681 686 687 732 738 749
755 768 779 796 797 811 823 824 856 859 873
896 914 915 930 932 940 960 963 965 975 983
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1301 1303 1304 1305 1312 1314 1359 1360 1361 1362 1363
1364 LR1

Salaries and Claims

Chairman—Rudolf C. Kokes

22 69 71 78 150 173 260 295 306 307 317
428 472 493 570 572 580 588 629 817 853 870
879 945 953 1407

Urban Affairs

Chairman—Bill K. Bloom

12 18 50 53 55 56 57 76 77 97 152
153 190 193 194 195 206 213 214 219 223 264
265 271 291 301 310 311 358 368 369 370 374
403 412 435 670 673 675 678 696 704 780 781
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996 997 998 1026 1051 1089 1179 1185 1188 1207 1218
1248 1263 1295 1311 1353 1356 1373 1375 1386 1388 1392
1396

SUMMARY OF LEGISLATIVE BILLS

The following table shows the final disposition of each bill

Length 165 days

Total Number of Bills Introduced	1440
Total Number of Resolutions Introduced	111
Total Number of Bills to Become Law	858

Approved by the Governor 855:

2 7 15 19 20 21 23 24 25 27 28
29 30 31 32 33 34 35 39 42 49 50
53 54 55 56 57 58 59 60 61 62 63
65 66 71 73 74 75 77 78 84 85 88
89 91 97 101 102 103 104 105 106 107 108
109 110 111 112 113 114 115 116 117 118 119
120 121 122 123 124 125 126 127 128 129 130
131 132 133 134 136 137 138 139 140 141 142
143 144 145 146 147 148 150 151 152 153 154
155 156 160 162 163 165 166 167 168 169 170
171 172 173 174 176 178 180 182 183 184 185
186 188 189 190 192 193 194 195 196 199 200
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219 220 222 223 224 229 236 237 241 242 244
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272 273 274 275 276 277 280 281 282 283 284
286 288 290 291 292 295 297 298 299 302 303
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Indefinitely Postponed 457:

1 4 5 9 10 11 12 14 16 17 18
22 26 36 38 40 41 43 44 45 46 47
48 51 52 64 67 68 69 70 72 76 79
80 81 82 83 86 87 90 92 94 95 96
99 157 158 159 161 179 181 187 191 197 198
210 211 212 217 218 227 228 231 232 233 234
239 240 243 256 260 262 266 278 279 285 287
289 293 294 296 300 306 307 308 309 319 323
324 325 326 331 332 340 350 356 360 366 367
371 372 379 382 385 386 387 388 399 401 404
408 409 419 420 424 427 433 434 437 438 439
440 445 446 451 453 464 465 468 471 472 478
481 488 494 496 498 500 502 505 510 513 525
529 531 532 533 535 537 539 543 545 549 551
553 555 569 573 577 579 583 584 585 586 588
589 591 592 594 595 596 605 607 609 614 618
619 626 627 630 632 637 638 640 645 649 650
653 656 658 665 668 671 674 677 679 683 687
689 693 697 704 707 708 710 716 722 730 731
734 735 736 737 738 740 741 744 745 747 749
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996 998 999 1003 1005 1008 1016 1018 1019 1022 1032
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1138 1140 1143 1144 1145 1146 1149 1153 1155 1156 1157
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1335 1337 1338 1339 1340 1342 1343 1344 1348 1354 1355
1372 1394 1403 1408 1411 1412
LR1 LR12 LR21 LR31 LR36 LR99

Withdrawn 100:

LR22 3 13 37 93 98 100 135 149 164 175

207 221 230 235 238 255 301 336 352 357 359
368 378 410 423 425 432 460 467 499 524 528
544 561 562 582 616 622 625 635 670 709 733
743 752 781 805 808 821 828 844 847 851 854
866 867 881 884 891 919 938 969 974 1029 1050
1064 1077 1078 1090 1092 1100 1101 1107 1118 1119 1120
1121 1124 1128 1129 1131 1133 1139 1151 1152 1154 1177
1189 1190 1196 1204 1243 1244 1251 1252 1266 1267 1268
1290 1321

Returned by the Governor Without Approval 6:

6 8 205 566 979 1422

Item Vetoed by Governor 1:

552

Passed Over the Governor's Veto 1:

925

Bills Effective Without the Governor's Approval 1:

1425

Failed on Final Reading 19:

177 225 226 353 380 436 490 818 827 834 958
1000 1017 1183 1261 1313 1366 1392 1431

CHRONOLOGY OF BILLS

EIGHTIETH SESSION

Page

LEGISLATIVE BILL 1 By Mahoney, Skarda, Reynolds, Bloom, Danner, Moylan, Batchelder, Carpenter

Jan.	8	Read first time	21
Jan.	9	Referred to Committee on Education	67
Jan.	15	Notice of hearing	120
Feb.	3	Placed on General File	345
Feb.	6	Bracketed	438
Feb.	13	Motion. Indefinitely postponed	539

LEGISLATIVE BILL 2 By Carpenter

Jan.	8	Read first time	21
Jan.	9	Referred to Committee on Public Health and Welfare	67
Jan.	21	Notice of hearing	170
Feb.	24	Placed on General File	705
Mar.	18	Co-introducer added. Referred for review	1031
Mar.	20	Placed on Select File	1057
Mar.	21	Referred for engrossment	1101
Mar.	25	Returned to Select File	1146
Mar.	26	Referred for engrossment	1166
Apr.	1	Correctly engrossed	1238
Apr.	8	Final Reading	1301
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 3 By Carpenter

Jan.	8	Read first time	21
Jan.	9	Referred to Committee on Public Works	67
Mar.	27	Notice of hearing	1186
Apr.	2	Hearing cancelled. Withdrawn	1280

LEGISLATIVE BILL 4 By Carpenter

Jan.	8	Read first time	21

			Page
Jan.	9	Referred to Committee on Judiciary	67
Jan.	28	Notice of hearing	255
Feb.	14	Indefinitely postponed	574

LEGISLATIVE BILL 5 By Carpenter

Jan.	8	Read first time	22
Jan.	9	Referred to Committee on Government and Military Affairs	67
Jan.	9	Notice of hearing	74
Feb.	10	Indefinitely postponed	459

LEGISLATIVE BILL 6 By Carptenter

Jan.	8	Read first time	22
Jan.	9	Referred to Committee on Miscellaneous Subjects	67
Feb.	5	Notice of hearing	398
Mar.	25	Placed on General File	1140
Apr.	9	Bracketed	1354
Apr.	18	Bracketed	1530
June	25	Request	2779
July	15	Request	2972
July	16	Rules suspended. Referred for review	2998
July	21	Placed on Select File	3049
July	23	Bracketed	3098
July	28	Motion	3173
July	29	Attorney General's opinion	3213
Aug.	5	Unbracketed. Considered	3326
Aug.	5	Referred for engrossment	3330
Aug.	8	Replaced on Select File	3420
Aug.	11	Referred for engrossment	3440
Aug.	13	Correctly engrossed	3500
Aug.	18	Failed on Final Reading	3605
Aug.	18	Motion	3606
Aug.	21	Final Reading	3800
Aug.	22	Correctly enrolled. Speaker signed. Motion	3824
Aug.	26	Motion renewed	3953
Aug.	26	Presented to Governor	3960
Aug.	29	Returned by Governor without approval	4034
Aug.	29	Attorney General's opinion	4035
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 7 By Carpenter

Jan.	8	Reading first time	22
Jan.	9	Referred to Committee on Education	67
Jan.	22	Notice of hearing	174

			Page
Jan.	28	Hearing cancelled. Hearing reset	265
Feb.	19	Placed on General File	662
Feb.	21	Change of order	698
Mar.	17	Referred for review	1007
Mar.	20	Request	1071
Mar.	21	Placed on Select File	1094
Mar.	24	Referred for engrossment	1126
Mar.	26	Replaced on Select File	1162
Mar.	27	Referred for engrossment	1198
Apr.	2	Correctly engrossed	1270
Apr.	2	Motion	1285
Apr.	9	Motion	1337
Apr.	9	Referred for engrossment	1349
Apr.	11	Replaced on Select File	1383
Apr.	14	Referred for engrossment	1416
Apr.	17	Correctly re-engrossed	1496
Apr.	22	Final Reading	1565
Apr.	23	Correctly enrolled. President signed	1614
Apr.	24	Presented to Governor	1633
Apr.	28	Approved by Governor	1660

LEGISLATIVE BILL 8 By Carpenter

Jan.	8	Read first time	22
Jan.	9	Referred to Committee on Judiciary	67
Jan.	13	Notice of hearing	102
Jan.	20	Hearing cancelled	149
Jan.	21	Notice of hearing	159
Jan.	31	Placed on General File	325
Feb.	4	Referred for review	389
Feb.	6	Placed on Select File	424
Feb.	7	Referred for engrossment	451
Feb.	13	Correctly engrossed	535
Feb.	17	Bracketed	615
Feb.	21	Unbracketed. Final Reading	688
Feb.	24	Correctly enrolled. President signed	711
Feb.	24	Presented to Governor	720
Feb.	25	Returned by Governor without approval	728
Feb.	27	Motion. Passed notwithstanding objection of Governor	769

LEGISLATIVE BILL 9 By Carpenter

Jan.	8	Read first time	22
Jan.	9	Referred to Committee on Public Health and Welfare	67

			Page
Jan.	21	Notice of hearing	170
Feb.	13	Indefinitely postponed	554

LEGISLATIVE BILL 10 By Carpenter

Jan.	8	Read first time	22
Jan.	9	Referred to Committee on Public Health and Welfare	67
Jan.	21	Notice of hearing	170
Feb.	13	Indefinitely postponed	554

LEGISLATIVE BILL 11 By Carpenter

Jan.	8	Read first time	22
Jan.	9	Referred to Committee on Miscellaneous Subjects	67
Feb.	5	Notice of hearing	398
Mar.	14	Indefinitely postponed	983

LEGISLATIVE BILL 12 By Carpenter

Jan.	8	Read first time	23
Jan.	9	Referred to Committee on Urban Affairs	67
Jan.	15	Notice of hearing	129
Jan.	24	Placed on General File	208
Jan.	27	Referred for review	245
Feb.	3	Motion	377
Feb.	3	Indefinitely postponed	378

LEGISLATIVE BILL 13 By Carpenter

Jan.	8	Read first time	23
Jan.	9	Referred to Committee on Agriculture and Recreation	67
Jan.	21	Request. Laid over	160
Jan.	22	Request renewed. Withdrawn	174

LEGISLATIVE BILL 14 By Carpenter

Jan.	8	Read first time	23
Jan.	9	Referred to Committee on Miscellaneous Subjects	67
Feb.	5	Notice of hearing	398
Mar.	25	Indefinitely postponed	1140

LEGISLATIVE BILL 15 By Carpenter

Jan.	8	Read first time	23
Jan.	9	Referred to Committee on Labor	67
Jan.	21	Co-introducers added	160

			Page
Jan.	23	Notice of hearing	196
Feb.	3	Placed on General File	344
Feb.	5	Considered. Laid over	416
Feb.	6	Referred for review	426
Feb.	6	Explanation of vote	437
Feb.	10	Placed on Select File	456
Feb.	11	Laid over	492
Feb.	12	Laid over	528
Feb.	17	Laid over	607
Feb.	18	Laid over	639
Feb.	19	Co-introducer added. Referred for engrossment	658
Feb.	21	Replaced on Select File	689
Feb.	24	Referred for engrossment	716
Feb.	28	Correctly engrossed	775
Mar.	5	Laid over	831
Mar.	6	Bracketed	858
Apr.	9	Unbracketed. Referred for re-engrossment	1352
Apr.	11	Replaced on Select File	1384
Apr.	14	Referred for re-engrossment	1416
Apr.	21	Correctly re-engrossed	1549
Apr.	28	Final Reading	1684
Apr.	29	Correctly enrolled	1708
Apr.	29	President signed	1713
Apr.	29	Presented to Governor	1731
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 16 By Carpenter

Jan.	8	Read first time	23
Jan.	9	Referred to Committee on Judiciary	67
Jan.	13	Notice of hearing	102
Jan.	20	Hearing cancelled	149
Jan.	21	Notice of hearing	159
Mar.	6	Indefinitely postponed	866

LEGISLATIVE BILL 17 By Carpenter

Jan.	8	Read first time	23
Jan.	9	Referred to Committee on Miscellaneous Subjects	67
Jan.	22	Notice of hearing	184
Feb.	12	Indefinitely postponed	515
Feb.	14	Motion. Laid over	583
Feb.	20	Laid over	681
Feb.	24	Motion renewed. Motion lost	720

LEGISLATIVE BILL 18 By Carpenter, Mahoney

Jan.	8	Read first time	24

		Page
Jan. 9	Referred to Committee on Urban Affairs	67
Jan. 15	Notice of hearing	129
Jan. 24	Indefinitely postponed	208

LEGISLATIVE BILL 19 By Carpenter

Jan. 8	Read first time	24
Jan. 9	Referred to Committee on Public Health and Welfare	67
Jan. 21	Notice of hearing	170
Feb. 13	Placed on General File	531
Feb. 19	Request. Laid over	661
Feb. 21	Laid over	698
Feb. 24	Request	721
Mar. 3	Bracketed	809
Mar. 17	Bracketed	1007
June 26	Considered. Laid over	2792
July 8	Referred for review	2858
July 11	Placed on Select File	2919
July 14	Referred for engrossment	2954
July 17	Correctly engrossed	3009
July 22	Final Reading	3070
July 23	Correctly enrolled. Speaker signed	3095
July 24	Presented to Governor	3137
July 28	Approved by Governor	3162
July 28	Explanation of vote	3177

LEGISLATIVE BILL 20 By Carpenter

Jan. 8	Read first time	24
Jan. 9	Referred to Committee on Revenue	67
Jan. 13	Notice of hearing	102
Feb. 25	Placed on General File	741
Mar. 10	Referred for review	906
Mar. 13	Placed on Select File	960
Mar. 14	Referred for engrossment	987
Mar. 17	Replaced on Select File	999
Mar. 18	Laid over	1025
Mar. 19	Referred for engrossment	1045
Mar. 20	Returned to Select File. Referred for engrossment	1084
Mar. 24	Replaced on Select File	1119
Mar. 25	Referred for engrossment	1143
Apr. 2	Correctly engrossed	1270
Apr. 9	Final Reading	1338
Apr. 10	Correctly enrolled	1360
Apr. 10	Speaker signed	1362

			Page
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 21 By Carpenter

Jan.	8	Read first time	24
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Feb.	25	Placed on General File	743
Mar.	10	Referred for review	906
Mar.	13	Placed on Select File	961
Mar.	14	Referred for engrossment	988
Mar.	17	Replaced on Select File	999
Mar.	18	Referred for engrossment	1025
Mar.	21	Correctly engrossed	1098
Mar.	26	Final Reading	1154
Mar.	27	Correctly enrolled. President signed	1177
Mar.	28	Presented to Governor	1218
Apr.	1	Approved by Governor	1232

LEGISLATIVE BILL 22 By Carpenter

Jan.	8	Read first time	24
Jan.	9	Referred to Committee on Salaries and Claims	67
Jan.	24	Notice of hearing	207
Apr.	29	Indefinitely postponed	1713

LEGISLATIVE BILL 23 By Carpenter

Jan.	8	Read first time	24
Jan.	9	Referred to Committee on Government and Military Affairs	67
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	400
Feb.	10	Referred for review	483
Feb.	13	Placed on Select File	532
Feb.	14	Referred for engrossment	584
Feb.	19	Correctly engrossed	646
Feb.	24	Final Reading	711
Feb.	25	Correctly enrolled. Speaker signed	728
Feb.	26	Presented to Governor	759
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 24 By Carpenter

Jan.	8	Read first time	25
Jan.	9	Referred to Committee on Government and Military Affairs	67

			Page
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	400
Feb.	10	Referred for review	484
Feb.	13	Placed on Select File	532
Feb.	14	Referred for engrossment	584
Feb.	19	Correctly engrossed	646
Feb.	24	Final Reading	712
Feb.	25	Correctly enrolled. Speaker signed	728
Feb.	26	Presented to Governor	759
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 25 By Carpenter

Jan.	8	Read first time	25
Jan.	9	Referred to Committee on Government and Military Affairs	67
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	400
Feb.	11	Referred for review	507
Feb.	12	Request	525
Feb.	17	Request. Laid over	606
Feb.	19	Motion	659
Feb.	21	Placed on Select File	690
Feb.	24	Returned to General File. Referred for review	717
Feb.	26	Placed on Select File	747
Feb.	28	Laid over	781
Mar.	3	Laid over	805
Mar.	4	Laid over	822
Mar.	5	Referred for engrossment	840
Mar.	6	Replaced on Select File	854
Mar.	7	Referred for engrossment	883
Mar.	11	Correctly engrossed	922
Mar.	14	Final Reading	976
Mar.	17	Correctly enrolled. President signed	1002
Mar.	18	Presented to Governor	1024
Mar.	20	Approved by Governor	1054

LEGISLATIVE BILL 26 By Carpenter

Jan.	8	Read first time	25
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Feb.	25	Placed on General File	732
Mar.	19	Indefinitely postponed	1049
Mar.	20	Motion. Request	1085
Mar.	24	Motion	1127
Apr.	1	Motion withdrawn	1233

LEGISLATIVE BILL 27 By Carpenter

			Page
Jan.	8	Read first time	25
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Jan.	24	Placed on General File	208
Jan.	27	Referred for review	245
Feb.	5	Returned to Select File	418
Feb.	5	Referred for engrossment	408
Feb.	5	Return to Select File	418
Feb.	6	Referred for engrossment	437
Feb.	7	Replaced on Select File	443
Feb.	10	Referred for engrossment	482
Feb.	11	Replaced on Select File	488
Feb.	11	Referred for engrossment	494
Feb.	17	Correctly engrossed	596
Feb.	19	Final Reading	648
Feb.	20	Correctly enrolled. Speaker signed	667
Feb.	21	Presented to Governor	689
Feb.	25	Approved by Governor	740

LEGISLATIVE BILL 28 By Carpenter

Jan.	8	Read first time	25
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Jan.	24	Placed on General File	208
Jan.	27	Referred for review	245
Feb.	5	Placed to Select File	399
Feb.	5	Referred for engrossment	408
Feb.	5	Returned to Select File	418
Feb.	6	Referred for engrossment	437
Feb.	7	Replaced on Select File	443
Feb.	10	Referred for engrossment	482
Feb.	11	Replaced on Select File	488
Feb.	11	Referred for engrossment	494
Feb.	17	Correctly engrossed	596
Feb.	19	Final Reading	649
Feb.	20	Correctly enrolled. Speaker signed	667
Feb.	21	Presented to Governor	689
Feb.	25	Approved by Governor	740

LEGISLATIVE BILL 29 By Carpenter

Jan.	8	Read first time	25
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Jan.	24	Placed on General File	208

			Page
Jan.	27	Referred for review	245
Feb.	5	Placed on Select File	399
Feb.	5	Referred for engrossment	408
Feb.	5	Returned to Select File	418
Feb.	6	Referred for engrossment	437
Feb.	7	Replaced on Select File	443
Feb.	10	Referred for engrossment	482
Feb.	11	Replaced on Select File	488
Feb.	11	Referred for engrossment	494
Feb.	17	Correctly engrossed	596
Feb.	19	Final Reading	650
Feb.	20	Correctly enrolled. Speaker signed	667
Feb.	21	Presented to Governor	689
Feb.	25	Approved by Governor	740

LEGISLATIVE BILL 30 By Carpenter

Jan.	8	Read first time	25
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Feb.	25	Placed on General File	743
Mar.	19	Referred for review	1050
Mar.	24	Placed on Select File	1121
Mar.	25	Referred for engrossment	1145
Mar.	27	Replaced on Select File	1175
Mar.	28	Referred for engrossment	1222
Apr.	2	Returned to Select File	1281
Apr.	2	Referred for engrossment	1285
Apr.	8	Replaced on Select File	1313
Apr.	9	Referred for engrossment	1349
Apr.	14	Correctly engrossed	1411
Apr.	17	Final Reading	1484
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 31 By Carpenter

Jan.	8	Read first time	26
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Jan.	24	Placed on General File	208
Jan.	27	Referred for review	245
Feb.	5	Placed on Select File	399
Feb.	5	Referred for engrossment	409
Feb.	5	Returned to Select File	418
Feb.	6	Referred for engrossment	437

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Feb.	7	Replaced on Select File	443
Feb.	10	Referred for engrossment	482
Feb.	11	Replaced on Select File	489
Feb.	11	Referred for engrossment	494
Feb.	17	Correctly engrossed	596
Feb.	19	Final Reading	651
Feb.	20	Correctly enrolled. Speaker signed	667
Feb.	21	Presented to Governor	689
Feb.	25	Approved by Governor	740

LEGISLATIVE BILL 32 By Carpenter

Jan.	8	Read first time	26
Jan.	9	Referred to Committee on Government and Military Affairs	67
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	401
Feb.	11	Referred for review	508
Feb.	13	Placed on Select File	532
Feb.	14	Referred for engrossment	584
Feb.	19	Correctly engrossed	646
Feb.	24	Final Reading	712
Feb.	25	Correctly enrolled. Speaker signed	728
Feb.	26	Presented to Governor	759
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 33 By Carpenter

Jan.	8	Read first time	26
Jan.	9	Referred to Committee on Government and Military Affairs	67
Jan.	9	Notice of hearing	74
Jan.	24	Placed on General File	209
Jan.	27	Referred for review	246
Feb.	6	Placed on Select File	423
Feb.	7	Referred for engrossment	450
Feb.	12	Correctly engrossed	514
Feb.	14	Final Reading	587
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 34 By Carpenter

Jan.	8	Read first time	26

			Page
Jan.	9	Referred to Committee on Government and Military Affairs	67
Jan.	9	Notice of hearing	74
Jan.	24	Placed on General File	209
Jan.	27	Referred for review	246
Feb.	6	Placed on Select File	423
Feb.	7	Referred for engrossment	451
Feb.	12	Correctly engrossed	514
Feb.	14	Final Reading	587
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 35 By Carpenter

Jan.	8	Read first time	26
Jan.	9	Referred to Committee on Government and Military Affairs	67
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	401
Feb.	11	Referred for review	508
Feb.	13	Placed on Select File	533
Feb.	14	Referred for engrossment	584
Feb.	19	Correctly engrossed	646
Feb.	24	Final Reading	713
Feb.	25	Correctly enrolled. Speaker signed	728
Feb.	26	Presented to Governor	759
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 36 By Carpenter

Jan.	8	Read first time	26
Jan.	9	Referred to Committee on Revenue	67
Feb.	28	Notice of hearing	791
Apr.	2	Indefinitely postponed	1287

LEGISLATIVE BILL 37 By Carpenter

Jan.	8	Read first time	27
Jan.	9	Referred to Committee on Revenue	67
Feb.	5	Request. Laid over	412
Feb.	6	Request renewed. Withdrawn	426

LEGISLATIVE BILL 38 By Carpenter

Jan.	8	Read first time	27

			Page
Jan.	9	Referred to Committee on Government and Military Affairs	67
Jan.	9	Notice of hearing	74
Jan.	24	Indefinitely postponed	209

LEGISLATIVE BILL 39 By Carpenter

Jan.	8	Read first time	27
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Feb.	17	Placed on General File	596
Feb.	28	Referred for review	783
Mar.	4	Placed on Select File	817
Mar.	5	Referred for engrossment	841
Mar.	6	Replaced on Select File	854
Mar.	7	Referred for engrossment	883
Mar.	11	Correctly engrossed	922
Mar.	14	Final Reading	977
Mar.	17	Correctly enrolled. President signed	1002
Mar.	18	Presented to Governor	1024
Mar.	20	Approved by Governor	1054

LEGISLATIVE BILL 40 By Carpenter

Jan.	8	Read first time	27
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Feb.	20	Indefinitely postponed	679

LEGISLATIVE BILL 41 By Carpenter

Jan.	8	Read first time	27
Jan.	9	Referred to Committee on Revenue	67
Jan.	13	Notice of hearing	102
Feb.	20	Indefinitely postponed	679

LEGISLATIVE BILL 42 By Carpenter

Jan.	8	Read first time	27
Jan.	9	Referred to Committee on Government and Military Affairs	68
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	402
Feb.	11	Referred for review	508
Feb.	13	Placed on Select File	533
Feb.	14	Referred for engrossment	584
Feb.	18	Replaced on Select File	619
Feb.	19	Laid over	658

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Feb. 20	Referred for engrossment	672
Feb. 24	Replaced on Select File	709
Feb. 25	Referred for engrossment	737
Mar. 3	Correctly engrossed	797
Mar. 6	Final Reading	848
Mar. 7	Correctly enrolled. President signed	878
Mar. 10	Presented to Governor	901
Mar. 12	Approved by Governor	944

LEGISLATIVE BILL 43 By Carpenter

Jan. 8	Read first time	27
Jan. 9	Referred to Committee on Judiciary	68
Jan. 28	Notice of hearing	255
Feb. 14	Indefinitely postponed	574

LEGISLATIVE BILL 44 By Carpenter

Jan. 8	Read first time	28
Jan. 9	Referred to Committee on Banking, Commerce and Insurance	68
Jan. 21	Notice of hearing	160
Feb. 25	Indefinitely postponed	744

LEGISLATIVE BILL 45 By Carpenter

Jan. 8	Read first time	28
Jan. 9	Referred to Committee on Banking, Commerce and Insurance	68
Jan. 22	Notice of hearing	184
Mar. 11	Indefinitely postponed	941

LEGISLATIVE BILL 46 By Carpenter

Jan. 8	Read first time	28
Jan. 9	Referred to Committee on Banking, Commerce and Insurance	68
Jan. 22	Notice of hearing	184
Apr. 10	Indefinitely postponed	1372

LEGISLATIVE BILL 47 By Carpenter

Jan. 8	Read first time	28
Jan. 9	Referred to Committee on Banking, Commerce and Insurance	68
Jan. 22	Notice of hearing	184
Feb. 25	Indefinitely postponed	744

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LEGISLATIVE BILL 48 By Mahoney

Jan.	8	Read first time	28
Jan.	9	Referred to Committee on Budget	68
Apr.	25	Notice of hearing	1636
May	6	Indefinitely postponed	1853

LEGISLATIVE BILL 49 By Pedersen

Jan.	8	Read first time	28
Jan.	9	Referred to Committee on Judiciary	68
Jan.	22	Notice of hearing	174
Feb.	14	Placed on General File	575
Feb.	26	Referred for review	757
Feb.	28	Placed on Select File	774
Mar.	3	Referred for engrossment	806
Mar.	4	Replaced on Select File	816
Mar.	5	Referred for engrossment	840
Mar.	7	Correctly engrossed	877
Mar.	12	Final Reading	945
Mar.	13	Correctly enrolled. President signed	963
Mar.	14	Presented to Governor	986
Mar.	17	Approved by Governor	996

LEGISLATIVE BILL 50 By Carpenter

Jan.	8	Read first time	29
Jan.	9	Referred to Committee on Urban Affairs	68
Jan.	15	Notice of hearing	129
Jan.	24	Placed on General File	208
Jan.	27	Referred for review	245
Feb.	5	Placed on Select File	399
Feb.	5	Referred for engrossment	409
Feb.	6	Returned to Select File. Referred for engrossment	426
Feb.	7	Replaced on Select File	442
Feb.	10	Referred for engrossment	481
Feb.	11	Replaced on Select File	488
Feb.	11	Referred for engrossment	494
Feb.	14	Correctly engrossed	572
Feb.	18	Final Reading	627
Feb.	19	Correctly enrolled	646
Feb.	19	Speaker signed	647
Feb.	10	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 51 By Keyes

Jan.	8	Read first time	29

			Page
Jan.	9	Referred to Committee on Public Works	68
Jan.	16	Notice of hearing	131
Feb.	3	Indefinitely postponed	344

LEGISLATIVE BILL 52 By Keyes

Jan.	8	Read first time	29
Jan.	9	Referred to Committee on Public Works	68
Jan.	16	Notice of hearing	131
Feb.	3	Indefinitely postponed	344

LEGISLATIVE BILL 53 By Carpenter

Jan.	8	Read first time	29
Jan.	9	Referred to Committee on Urban Affairs	68
Jan.	22	Notice of hearing	184
Feb.	3	Placed on General File	379
Feb.	6	Referred for review	439
Feb.	10	Placed on Select File	457
Feb.	11	Referred for engrossment	492
Feb.	12	Replaced on Select File	511
Feb.	13	Referred for engrossment	536
Feb.	18	Correctly engrossed	619
Feb.	21	Final Reading	685
Feb.	24	Correctly enrolled. President signed	711
Feb.	24	Presented to Governor	720
Feb.	25	Approved by Governor	732

LEGISLATIVE BILL 54 By Carpenter

Jan.	8	Read first time	29
Jan.	9	Referred to Committee on Government and Military Affairs	68
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	403
Feb.	11	Referred for review	508
Feb.	13	Placed on Select File	533
Feb.	14	Referred for engrossment	584
Feb.	19	Correctly engrossed	646
Feb.	24	Final Reading	714
Feb.	25	Correctly enrolled. Speaker signed	728
Feb.	26	Presented to Governor	759
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 55 By Carpenter

Jan.	8	Read first time	29

			Page
Jan.	9	Referred to Committee on Urban Affairs	68
Jan.	22	Notice of hearing	184
Feb.	10	Placed on General File	460
Feb.	17	Referred for review	615
Feb.	19	Placed on Select File	645
Feb.	20	Referred for engrossment	673
Feb.	21	Replaced on Select File	690
Feb.	24	Referred for engrossment	716
Feb.	27	Correctly engrossed	768
Mar.	4	Final Reading	819
Mar.	5	Correctly enrolled. President signed	830
Mar.	6	Presented to Governor	858
Mar.	7	Approved by Governor	870

LEGISLATIVE BILL 56 By Carpenter

Jan.	8	Read first time	30
Jan.	9	Referred to Committee on Urban Affairs	68
Jan.	22	Notice of hearing	184
Jan.	31	Placed on General File	325
Feb.	4	Referred for review	389
Feb.	6	Placed on Select File	424
Feb.	7	Referred for engrossment	451
Feb.	13	Correctly engrossed	535
Feb.	18	Final Reading	623
Feb.	19	Correctly enrolled	646
Feb.	19	Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 57 By Carpenter

Jan.	8	Read first time	30
Jan.	9	Referred to Committee on Urban Affairs	68
Jan.	22	Notice of hearing	184
Jan.	31	Placed on General File	325
Feb.	4	Laid over	389
Feb.	5	Referred for review	416
Feb.	7	Placed on Select File	444
Feb.	10	Referred for engrossment	483
Feb.	11	Replaced on Select File	489
Feb.	11	Referred for engrossment	494
Feb.	17	Correctly engrossed	596
Feb.	19	Final Reading	651
Feb.	20	Correctly enrolled. Speaker signed	667
Feb.	21	Presented to Governor	689
Feb.	25	Approved by Governor	740

LEGISLATIVE BILL 58 By Carpenter

			Page
Jan.	8	Read first time	30
Jan.	9	Referred to Committee on Government and Military Affairs	68
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	404
Feb.	11	Referred for review	508
Feb.	13	Placed on Select File	533
Feb.	14	Referred for engrossment	584
Feb.	19	Replaced on Select File	644
Feb.	20	Referred for engrossment	672
Feb.	26	Correctly engrossed	747
Mar.	3	Final Reading	801
Mar.	4	Correctly enrolled. President signed	818
Mar.	5	Presented to Governor	838
Mar.	7	Approved by Governor	869

LEGISLATIVE BILL 59 By Carpenter

Jan.	8	Read first time	30
Jan.	9	Referred to Committee on Government and Military Affairs	68
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	404
Feb.	11	Referred for review	509
Feb.	13	Placed on Select File	534
Feb.	14	Referred for engrossment	585
Feb.	19	Correctly engrossed	646
Feb.	24	Final Reading	715
Feb.	25	Correctly enrolled. Speaker signed	728
Feb.	26	Presented to Governor	759
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 60 By Carpenter

Jan.	8	Read first time	30
Jan.	9	Referred to Committee on Education	68
Jan.	22	Notice of hearing	174
Jan.	28	Hearing cancelled. Hearing reset	265
Feb.	19	Placed on General File	662
Mar.	6	Referred for review	859
Mar.	10	Placed on Select File	898
Mar.	11	Referred for engrossment	935
Mar.	13	Correctly engrossed	971
Mar.	18	Final Reading	1012
Mar.	19	Correctly enrolled. President signed	1045

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Mar. 20	Presented to Governor	1076
Mar. 24	Approved by Governor	1110

LEGISLATIVE BILL 61 By Carpenter

Jan. 8	Read first time	30
Jan. 9	Referred to Committee on Labor	68
Jan. 23	Notice of hearing	196
Feb. 3	Placed on General File	344
Feb. 6	Referred for review	437
Feb. 10	Placed on Select File	457
Feb. 11	Referred for engrossment	493
Feb. 12	Replaced on Select File	512
Feb. 13	Referred for engrossment	536
Feb. 18	Correctly engrossed	619
Feb. 21	Final Reading	685
Feb. 24	Correctly enrolled. President signed	711
Feb. 24	Presented to Governor	720
Feb. 25	Approved by Governor	732

LEGISLATIVE BILL 62 By Carpenter

Jan. 8	Read first time	30
Jan. 9	Referred to Committee on Education	68
Jan. 22	Notice of hearing	174
Jan. 28	Hearing cancelled. Hearing reset	265
Feb. 19	Placed on General File	662
Mar. 17	Referred for review	1007
Mar. 21	Placed on Select File	1094
Mar. 24	Referred for engrossment	1126
Mar. 28	Correctly engrossed	1218
Apr. 8	Final Reading	1293
Apr. 9	Correctly enrolled	1328
Apr. 9	Speaker signed	1329
Apr. 10	Presented to Governor	1372
Apr. 11	Approved by Governor	1382

LEGISLATIVE BILL 63 By Carpenter

Jan. 8	Read first time	31
Jan. 9	Referred to Committee on Education	68
Jan. 22	Notice of hearing	174
Jan. 28	Hearing cancelled. Hearing reset	265
Feb. 19	Placed on General File	662
Mar. 17	Laid over	1007
Mar. 18	Referred for review	1028
Apr. 1	Placed on Select File	1240

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Apr. 2	Referred for engrossment	1284
Apr. 8	Replaced on Select File	1313
Apr. 9	Referred for engrossment	1350
Apr. 11	Correctly engrossed	1385
Apr. 16	Final Reading	1454
Apr. 17	Correctly enrolled	1496
Apr. 17	Speaker signed	1506
Apr. 18	Presented to Governor	1512
Apr. 21	Approved by Governor	1541

LEGISLATIVE BILL 64 By Carpenter

Jan. 8	Read first time	31
Jan. 9	Referred to Committee on Education	68
Jan. 22	Notice of hearing	174
Jan. 28	Hearing cancelled. Hearing reset	265
Feb. 19	Indefinitely postponed	662

LEGISLATIVE BILL 65 By Carpenter

Jan. 8	Read first time	31
Jan. 9	Referred to Committee on Budget	68
May 9	Notice of hearing	1922
July 18	Placed on General File	3041
Aug. 12	Referred for review	3491
Aug. 15	Placed on Select File	3587
Aug. 15	Referred for review	3590
Aug. 21	Correctly engrossed	3809
Aug. 25	Final Reading	3910
Aug. 26	Correctly enrolled	3941
Aug. 26	President signed	3942
Aug. 26	Presented to Governor	3960
Sept. 16	Approved by Governor	4055

LEGISLATIVE BILL 66 By Carpenter

Jan. 8	Read first time	31
Jan. 9	Referred to Committee on Education	68
Jan. 28	Notice of hearing	265
Apr. 15	Placed on General File	1441
May 9	Laid over	1920
May 12	Change of order. Referred for review	1946
May 14	Placed on Select File	1983
May 15	Co-introducer added. Referred for engrossment	2015
May 20	Replaced on Select File	2078
May 21	Referred for engrossment	2104
May 22	Correctly engrossed	2128

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May	26	Final Reading	2191
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 67 By Pedersen

Jan.	8	Read first time	31
Jan.	9	Referred to Committee on Revenue	68
Mar.	4	Notice of hearing	815
Mar.	27	Hearing cancelled. Hearing reset	1202
May	12	Indefinitely postponed	1934

LEGISLATIVE BILL 68 By Pedersen

Jan.	8	Read first time	31
Jan.	9	Referred to Committee on Judiciary	68
Jan.	13	Notice of hearing	102
Feb.	14	Indefinitely postponed	575

LEGISLATIVE BILL 69 By Carpenter

Jan.	8	Read first time	31
Jan.	9	Referred to Committee on Salaries and Claims	68
Jan.	24	Notice of hearing	207
Feb.	14	Indefinitely postponed	592

LEGISLATIVE BILL 70 By Carpenter

Jan.	8	Read first time	32
Jan.	9	Referred to Committee on Labor	68
Jan.	23	Notice of hearing	196
Feb.	3	Indefinitely postponed	344

LEGISLATIVE BILL 71 By Pedersen

Jan.	8	Read first time	32
Jan.	9	Referred to Committee on Salaries and Claims	68
Feb.	6	Notice of hearing	433
Mar.	21	Placed on General File	1099
Apr.	9	Referred for review	1353
Apr.	11	Placed on Select File	1385
Apr.	14	Referred for engrossment	1416
Apr.	17	Correctly engrossed	1496
Apr.	22	Final Reading	1565
Apr.	23	Correctly enrolled. President signed	1614
Apr.	24	Presented to Governor	1633
Apr.	28	Approved by Governor	1660

LEGISLATIVE BILL 72 By Pedersen

		Page
Jan. 8	Read first time	32
Jan. 9	Referred to Committee on Judiciary	68
Jan. 22	Notice of hearing	175
Jan. 31	Indefinitely postponed	325

LEGISLATIVE BILL 73 By Pedersen

Jan. 8	Read first time	32
Jan. 9	Referred to Committee on Judiciary	68
Jan. 22	Notice of hearing	175
Jan. 31	Placed on General File	325
Feb. 4	Referred for review	389
Feb. 6	Placed on Select File	424
Feb. 7	Referred for engrossment	451
Feb. 13	Correctly engrossed	535
Feb. 18	Final Reading	624
Feb. 19	Correctly enrolled	646
Feb. 19	Speaker signed	647
Feb. 20	Presented to Governor	674
Feb. 21	Approved by Governor	682

LEGISLATIVE BILL 74 By Pedersen

Jan. 8	Read first time	32
Jan. 9	Referred to Committee on Judiciary	68
Jan. 22	Notice of hearing	175
Feb. 14	Placed on General File	575
Feb. 26	Referred for review	758
Feb. 28	Placed on Select File	774
Mar. 3	Referred for engrossment	806
Mar. 4	Replaced on Select File	816
Mar. 5	Referred for engrossment	841
Mar. 7	Correctly engrossed	877
Mar. 12	Final Reading	946
Mar. 13	Correctly enrolled. President signed	963
Mar. 14	Presented to Governor	986
Mar. 17	Approved by Governor	996

LEGISLATIVE BILL 75 By Budd, Kremer, Reynolds, Harsh, Proud, Burbach, Robinson, Kokes

Jan. 8	Read first time	33
Jan. 9	Referred to Committee on Government and Military Affairs	68
Jan. 23	Co-introducers added	199
Jan. 24	Notice of hearing	207

			Page
Feb.	17	Placed on General File	597
Feb.	24	Bracketed	720
Mar.	4	Considered	824
Mar.	5	Co-introducer added	831
Mar.	6	Referred for review	862
Mar.	12	Placed on Select File	950
Mar.	13	Bracketed	966
Mar.	20	Referred for engrossment	1072
Mar.	24	Replaced on Select File	1119
Mar.	25	Referred for engrossment	1143
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1338
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 76 By Mahoney, Carpenter

Jan.	8	Read first time	33
Jan.	9	Referred to Committee on Urban Affairs	68
Jan.	30	Notice of hearing	298
Apr.	18	Indefinitely postponed	1532

LEGISLATIVE BILL 77 By Clark

Jan.	8	Read first time	33
Jan.	9	Referred to Committee on Urban Affairs	68
Jan.	30	Notice of hearing	298
Feb.	21	Placed on General File	684
Mar.	6	Referred for review	860
Mar.	10	Placed on Select File	899
Mar.	11	Referred for engrossment	935
Mar.	13	Correctly engrossed	971
Mar.	18	Final Reading	1012
Mar.	19	Correctly enrolled. President signed	1045
Mar.	20	Presented to Governor	1076
Mar.	24	Approved by Governor	1110

LEGISLATIVE BILL 78 By Mahoney, Carpenter

Jan.	8	Read first time	33
Jan.	9	Referred to Committee on Salaries and Claims	68
Jan.	16	Notice of hearing	131
Apr.	30	Placed on General File	1737
July	7	Referred for review	2853
July	9	Placed on Select File	2869

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July	14	Referred for engrossment	2950
July	17	Correctly engrossed	3009
July	22	Final Reading	3070
July	23	Correctly enrolled. Speaker signed	3095
July	24	Presented to Governor	3137
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 79 By Clark

Jan.	8	Read first time	33
Jan.	9	Referred to Committee on Public Health and Welfare	68
Jan.	27	Notice of hearing	228
Feb.	24	Indefinitely postponed	706

LEGISLATIVE BILL 80 By Carpenter

Jan.	8	Read first time	34
Jan.	9	Referred to Committee on Government and Military Affairs	68
Jan.	9	Notice of hearing	74
Feb.	5	Indefinitely postponed	404

LEGISLATIVE BILL 81 By Carpenter

Jan.	8	Read first time	34
Jan.	9	Referred to Committee on Public Works	68
Jan.	16	Notice of hearing	131
Mar.	19	Indefinitely postponed	1052

LEGISLATIVE BILL 82 By Carpenter

Jan.	8	Read first time	34
Jan.	9	Referred to Committee on Revenue	68
Feb.	25	Notice of hearing	724
May	12	Indefinitely postponed	1934

LEGISLATIVE BILL 83 By Carpenter

Jan.	8	Read first time	34
Jan.	9	Referred to Committee on Revenue	68
Feb.	25	Notice of hearing	723
June	12	Indefinitely postponed	2501
June	16	Motion	2544
June	23	Motion renewed	2703

LEGISLATIVE BILL 84 By Carpenter

			Page
Jan.	8	Read first time	34
Jan.	9	Referred to Committee on Revenue	68
Jan.	21	Notice of hearing	171
Feb.	25	Placed on General File	743
Mar.	19	Laid over	1050
Mar.	24	Laid over	1128
Mar.	25	Laid over	1152
Apr.	11	Request	1391
Apr.	14	Referred for review	1419
Apr.	16	Returned to General File. Referred for review	1466
Apr.	18	Placed on Select File	1513
Apr.	21	Referred for engrossment	1551
Apr.	21	Returned to Select File	1560
Apr.	21	Referred for engrossment	1561
Apr.	23	Replaced on Select File	1611
Apr.	25	Referred for engrossment	1653
Apr.	30	Replaced on Select File	1735
May	1	Referred for engrossment	1782
May	2	Correctly engrossed	1789
May	7	Final Reading	1876
May	8	Correctly enrolled. President signed	1889
May	9	Presented to Governor	1912
May	13	Approved by Governor	1951

LEGISLATIVE BILL 85 By Carpenter

Jan.	8	Read first time	34
Jan.	9	Referred to Committee on Miscellaneous Subjects	68
Jan.	22	Notice of hearing	184
Feb.	6	Placed on General File	433
Feb.	12	Special order	530
Feb.	19	Referred for review	661
Feb.	21	Placed on Select File	692
Feb.	24	Referred for engrossment	719
Mar.	3	Correctly engrossed	797
Mar.	6	Final Reading	849
Mar.	7	Correctly enrolled. President signed	878
Mar.	10	Presented to Governor	901
Mar.	12	Approved by Governor	944

LEGISLATIVE BILL 86 By Carpenter

Jan.	8	Read first time	34
Jan.	9	Referred to Committee on Miscellaneous Subjects	68
Feb.	5	Notice of hearing	398
Mar.	14	Indefinitely postponed	983

LEGISLATIVE BILL 87 By Carpenter

			Page
Jan.	8	Read first time	35
Jan.	9	Referred to Committee on Miscellaneous Subjects	68
Jan.	22	Notice of hearing	184
Feb.	7	Indefinitely postponed	442

LEGISLATIVE BILL 88 By Carpenter

Jan.	8	Read first time	35
Jan.	9	Referred to Committee on Agriculture and Recreation	68
Feb.	12	Notice of hearing	522
Mar.	28	Placed on General File	1219
Apr.	16	Referred for review	1470
Apr.	21	Placed on Select File	1547
Apr.	22	Referred for engrossment	1591
Apr.	24	Correctly engrossed	1628
May	1	Final Reading	1775
May	2	Correctly enrolled. Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 89 By Mahoney, Carpenter

Jan.	8	Read first time	35
Jan.	9	Referred to Committee on Labor	69
Jan.	31	Notice of hearing	324
Feb.	11	Placed on General File	492
Feb.	19	Bracketed	660
May	6	Unbracketed. Referred for review	1853
May	8	Placed on Select File	1898
May	9	Referred for engrossment	1915
May	13	Correctly engrossed	1967
May	16	Final Reading	2035
May	19	Correctly enrolled	2054
May	19	President signed	2055
May	20	Presented to Governor	2088
May	22	Approved by Governor	2123

LEGISLATIVE BILL 90 By Mahoney, Carpenter

Jan.	8	Read first time	35
Jan.	9	Referred to Committee on Public Works	69
Jan.	16	Notice of hearing	131
Feb.	6	Indefinitely postponed	439

LEGISLATIVE BILL 91 By Clark

			Page
Jan.	8	Read first time	35
Jan.	9	Referred to Committee on Education	69
Jan.	15	Notice of hearing	120
Mar.	5	Placed on General File	845
Mar.	24	Referred for review	1129
Mar.	27	Placed on Select File	1176
Mar.	28	Referred for engrossment	1223
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1339
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 92 By Duis

Jan.	8	Read first time	35
Jan.	9	Referred to Committee on Judiciary	69
Jan.	13	Notice of hearing	102
Jan.	13	Indefinitely postponed	198

LEGISLATIVE BILL 93 By Duis

Jan.	8	Read first time	36
Jan.	9	Referred to Committee on Government and Military Affairs	69
Jan.	27	Notice of hearing	228
Feb.	6	Request. Laid over	422
Feb.	7	Request renewed. Withdrawn	442

LEGISLATIVE BILL 94 By Duis

Jan.	8	Read first time	36
Jan.	9	Referred to Committee on Education	69
Jan.	15	Notice of hearing	120
Jan.	30	Indefinitely postponed	308

LEGISLATIVE BILL 95 By Duis

Jan.	8	Read first time	36
Jan.	9	Referred to Committee on Judiciary	69
Jan.	28	Notice of hearing	255
Feb.	10	Indefinitely postponed	480

LEGISLATIVE BILL 96 By Mahoney, Carpenter

Jan.	8	Read first time	36

			Page
Jan.	9	Referred to Committee on Public Works	69
Jan.	16	Notice of hearing	131
Feb.	6	Indefinitely postponed	439

LEGISLATIVE BILL 97 By Carpenter

Jan.	8	Read first time	36
Jan.	9	Referred to Committee on Urban Affairs	69
Jan.	22	Notice of hearing	184
Feb.	10	Placed on General File	460
Feb.	17	Referred for review	615
Feb.	19	Placed on Select File	645
Feb.	20	Referred for engrossment	673
Feb.	21	Replaced on Select File	690
Feb.	24	Referred for engrossment	717
Feb.	28	Correctly engrossed	775
Mar.	5	Final Reading	832
Mar.	6	Correctly enrolled. President signed	855
Mar.	7	Presented to Governor	880
Mar.	10	Approved by Governor	895

LEGISLATIVE BILL 98 By Carpenter

Jan.	8	Read first time	36
Jan.	9	Referred to Committee on Public Works	69
Mar.	27	Notice of hearing	1186
Apr.	2	Withdrawn. Hearing cancelled	1280

LEGISLATIVE BILL 99 By Carpenter

Jan.	8	Read first time	37
Jan.	9	Referred to Committee on Public Works	69
Mar.	27	Notice of hearing	1186
Apr.	16	Indefinitely postponed	1462

LEGISLATIVE BILL 100 By Carpenter

Jan.	8	Read first time	37
Jan.	9	Referred to Committee on Public Works	69
Mar.	27	Notice of hearing	1186
Apr.	2	Withdrawn. Hearing cancelled	1280

LEGISLATIVE BILL 101 By Judiciary Committee

Jan.	8	Read first time	37
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	125

			Page
Jan.	17	Placed on Select File	142
Jan.	20	Referred for engrossment	156
Jan.	22	Correctly engrossed	173
Jan.	27	Final Reading	229
Jan.	28	Correctly enrolled	250
Jan.	28	Speaker signed	251
Jan.	29	Presented to Governor	277
Jan.	31	Approved by Governor	323

LEGISLATIVE BILL 102 By Judiciary Committee

Jan.	8	Read first time	37
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	125
Jan.	17	Placed on Select File	142
Jan.	20	Referred for engrossment	157
Jan.	22	Correctly engrossed	173
Jan.	27	Final Reading	229
Jan.	28	Correctly enrolled	250
Jan.	28	Speaker signed	251
Jan.	29	Presented to Governor	277
Jan.	31	Approved by Governor	323

LEGISLATIVE BILL 103 By Judiciary Committee

Jan.	8	Read first time	37
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	125
Jan.	17	Placed on Select File	142
Jan.	20	Referred for engrossment	157
Jan.	22	Correctly engrossed	173
Jan.	27	Final Reading	230
Jan.	28	Correctly enrolled	250
Jan.	28	Speaker signed	251
Jan.	29	Presented to Governor	277
Jan.	31	Approved by Governor	323

LEGISLATIVE BILL 104 By Judiciary Committee

Jan.	8	Read first time	37
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	125
Jan.	17	Placed on Select File	142
Jan.	20	Referred for engrossment	157
Jan.	22	Correctly engrossed	173
Jan.	27	Final Reading	231
Jan.	28	Correctly enrolled. Speaker signed	251

			Page
Jan.	29	Presented to Governor	277
Jan.	31	Approved by Governor	323

LEGISLATIVE BILL 105 By Judiciary Committee

Jan.	8	Read first time	38
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	125
Jan.	17	Placed on Select File	142
Jan.	20	Referred for engrossment	157
Jan.	27	Correctly engrossed	234
Jan.	30	Final Reading	306
Jan.	30	Explanation of vote	308
Feb.	3	Explanation of vote	342
Feb.	3	Correctly enrolled. President signed	346
Feb.	4	Presented to Governor	392
Feb.	6	Approved by Governor	422

LEGISLATIVE BILL 106 By Judiciary Committee

Jan.	8	Read first time	38
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	125
Jan.	20	Placed on Select File	150
Jan.	21	Referred for engrossment	170
Jan.	23	Correctly engrossed	199
Jan.	27	Returned to Select File. Referred for re-engrossment	236
Feb.	5	Correctly re-engrossed	399
Feb.	10	Final Reading	462
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 107 By Judiciary Committee

Jan.	8	Read first time	38
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	125
Jan.	20	Placed on Select File	150
Jan.	21	Referred for engrossment	170
Jan.	23	Correctly engrossed	199
Jan.	28	Final Reading	248
Jan.	29	Correctly enrolled. President signed	274

		Page
Jan. 30	Presented to Governor	304
Jan. 31	Approved by Governor	324

LEGISLATIVE BILL 108 By Judiciary Committee

Jan. 8	Read first time	38
Jan. 8	Placed on General File	55
Jan. 15	Referred for review	126
Jan. 20	Placed on Select File	150
Jan. 21	Referred for engrossment	170
Jan. 23	Correctly engrossed	199
Jan. 28	Final Reading	248
Jan. 29	Correctly enrolled. President signed	274
Jan. 30	Presented to Governor	304
Jan. 31	Approved by Governor	324

LEGISLATIVE BILL 109 By Judiciary Committee

Jan. 8	Read first time	38
Jan. 8	Placed on General File	55
Jan. 15	Referred for review	126
Jan. 20	Placed on Select File	150
Jan. 21	Referred for engrossment	170
Jan. 27	Correctly engrossed	234
Jan. 30	Final Reading	307
Feb. 3	Explanation of vote	342
Feb. 3	Correctly enrolled. President signed	346
Feb. 4	Presented to Governor	392
Feb. 6	Approved by Governor	422

LEGISLATIVE BILL 110 By Judiciary Committee

Jan. 8	Read first time	38
Jan. 8	Placed on General File	55
Jan. 15	Referred for review	126
Jan. 20	Placed on Select File	150
Jan. 21	Referred for engrossment	171
Jan. 27	Correctly engrossed	234
Jan. 30	Final Reading	307
Feb. 3	Explanation of vote	342
Feb. 3	Correctly enrolled. President signed	346
Feb. 4	Presented to Governor	392
Feb. 6	Approved by Governor	422

LEGISLATIVE BILL 111 By Judiciary Committee

Jan. 8	Read first time	39
Jan. 8	Placed on General File	55

			Page
Jan.	15	Referred for review	126
Jan.	21	Placed on Select File	161
Jan.	24	Referred for engrossment	205
Feb.	5	Correctly engrossed	399
Feb.	10	Final Reading	462
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 112 By Judiciary Committee

Jan.	8	Read first time	39
Jan.	8	Placed on General File	55
Jan.	15	Laid over	126
Jan.	16	Laid over	134
Jan.	16	Referred for review	137
Jan.	30	Placed on Select File	306
Jan.	31	Referred for engrossment	333
Feb.	11	Correctly engrossed	487
Feb.	14	Final Reading	579
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 113 By Judiciary Committee

Jan.	8	Read first time	39
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	126
Jan.	21	Placed on Select File	161
Jan.	24	Referred for engrossment	205
Feb.	5	Correctly engrossed	400
Feb.	10	Final Reading	463
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 114 By Judiciary Committee

Jan.	8	Read first time	39
Jan.	8	Placed on General File	55

			Page
Jan.	15	Referred for review	126
Jan.	21	Placed on Select File	161
Jan.	24	Referred for engrossment	205
Feb.	5	Correctly engrossed	400
Feb.	10	Final Reading	464
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 115 By Judiciary Committee

Jan.	8	Read first time	39
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	127
Jan.	21	Placed on Select File	161
Jan.	24	Referred for engrossment	205
Feb.	5	Correctly engrossed	400
Feb.	10	Final Reading	464
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 116 By Judiciary Committee

Jan.	8	Read first time	39
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	127
Jan.	21	Placed on Select File	161
Jan.	24	Referred for engrossment	205
Feb.	5	Correctly engrossed	400
Feb.	10	Final Reading	465
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 117 By Judiciary Committee

Jan.	8	Read first time	40

			Page
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	127
Jan.	22	Placed on Select File	173
Jan.	24	Referred for engrossment	205
Feb.	5	Correctly engrossed	400
Feb.	10	Final Reading	466
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 118 By Judiciary Committee

Jan.	8	Read first time	40
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	127
Jan.	22	Placed on Select File	173
Jan.	24	Referred for engrossment	205
Feb.	5	Correctly engrossed	400
Feb.	10	Final Reading	466
Feb.	11	Correctly enrolled	486
Jan.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 119 By Judiciary Committee

Jan.	8	Read first time	40
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	127
Jan.	22	Placed on Select File	173
Jan.	24	Referred for engrossment	205
Feb.	5	Correctly engrossed	400
Feb.	10	Final Reading	467
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 120 By Judiciary Committee

Jan.	8	Read first time	40

			Page
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	128
Jan.	22	Placed on Select File	173
Jan.	24	Referred for engrossment	205
Feb.	6	Correctly engrossed	425
Feb.	10	Final Reading	468
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 121 By Judiciary Committee

Jan.	8	Read first time	40
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	128
Jan.	22	Placed on Select File	173
Jan.	24	Referred for engrossment	205
Feb.	6	Correctly engrossed	425
Feb.	10	Final Reading	468
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 122 By Judiciary Committee

Jan.	8	Read first time	40
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	128
Jan.	23	Placed on Select File	198
Jan.	24	Referred for engrossment	205
Feb.	6	Correctly engrossed	425
Feb.	10	Final Reading	469
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Returned to Final Reading. Returned to Select File	582
Feb.	17	Referred for re-engrossment	612
Feb.	20	Correctly re-engrossed	666
Feb.	25	Final Reading	733

			Page
Feb.	26	Correctly enrolled. Speaker signed	748
Feb.	27	Presented to Governor	768
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 123 By Judiciary Committee

Jan.	8	Read first time	41
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	128
Jan.	23	Placed on Select File	198
Jan.	24	Referred for engrossment	205
Feb.	6	Correctly engrossed	425
Feb.	10	Final Reading	470
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 124 By Judiciary Committee

Jan.	8	Read first time	41
Jan.	8	Placed on General File	55
Jan.	15	Referred for review	128
Jan.	23	Placed on Select File	198
Jan.	24	Referred for engrossment	206
Feb.	6	Correctly engrossed	425
Feb.	10	Final Reading	471
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 125 By Judiciary Committee

Jan.	8	Read first time	41
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	134
Jan.	23	Placed on Select File	198
Jan.	24	Referred for engrossment	206
Feb.	6	Correctly engrossed	425
Feb.	10	Final Reading	471
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487

			Page
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 126 By Judiciary Committee

Jan.	8	Read first time	41
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	135
Jan.	23	Placed on Select File	199
Jan.	24	Referred for engrossment	206
Jan.	27	Returned to Select File. Referred for engrossment	236
Feb.	5	Replaced on Select File	399
Feb.	5	Referred for engrossment	409
Feb.	12	Correctly engrossed	514
Feb.	14	Final Reading	588
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 127 By Judiciary Committee

Jan.	8	Read first time	41
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	135
Jan.	24	Placed on Select File	208
Jan.	27	Referred for engrossment	244
Feb.	6	Correctly engrossed	425
Feb.	10	Final Reading	472
Feb.	11	Correctly enrolled	486
Feb.	11	President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 128 By Judiciary Committee

Jan.	8	Read first time	41
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	135
Jan.	24	Placed on Select File	209
Jan.	27	Referred for engrossment	244
Feb.	6	Correctly engrossed	425

			Page
Feb.	10	Final Reading	473
Feb.	11	Correctly enrolled. President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 129 By Judiciary Committee

Jan.	8	Read first time	42
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	135
Jan.	24	Placed on Select File	209
Jan.	27	Referred for engrossment	244
Feb.	6	Correctly engrossed	425
Feb.	10	Final Reading	473
Feb.	11	Correctly enrolled. President signed	487
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 130 By Judiciary Committee

Jan.	8	Read first time	42
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	135
Jan.	24	Placed on Select File	209
Jan.	27	Referred for engrossment	244
Feb.	7	Correctly engrossed	442
Feb.	11	Final Reading	497
Feb.	12	Correctly enrolled	514
Feb.	12	President signed	515
Feb.	13	Presented to Governor	539
Feb.	17	Approved by Governor	601

LEGISLATIVE BILL 131 By Judiciary Committee

Jan.	8	Read first time	42
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	135
Jan.	24	Placed on Select File	209
Jan.	27	Referred for engrossment	244
Feb.	7	Correctly engrossed	442
Feb.	7	Returned to Select File	445
Feb.	11	Laid over	492
Feb.	12	Referred for engrossment	528

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Feb.	18	Correctly re-engrossed	619
Feb.	21	Final Reading	686
Feb.	24	Correctly enrolled. President signed	711
Feb.	24	Presented to Governor	720
Feb.	25	Approved by Governor	732

LEGISLATIVE BILL 132 By Judiciary Committee

Jan.	8	Read first time	42
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	135
Jan.	27	Placed on Select File	233
Jan.	28	Referred for engrossment	266
Feb.	7	Correctly engrossed	442
Feb.	11	Final Reading	498
Feb.	12	Correctly enrolled	514
Feb.	12	President signed	515
Feb.	13	Presented to Governor	539
Feb.	17	Approved by Governor	601

LEGISLATIVE BILL 133 By Judiciary Committee

Jan.	8	Read first time	42
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	135
Jan.	27	Placed on Select File	234
Jan.	28	Referred for engrossment	266
Feb.	11	Replaced on Select File	487
Feb.	11	Referred for engrossment	493
Feb.	14	Correctly engrossed	572
Feb.	18	Final Reading	628
Feb.	19	Correctly enrolled	646
Feb.	19	Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 134 By Judiciary Committee

Jan.	8	Read first time	42
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	135
Jan.	27	Placed on Select File	234
Jan.	28	Referred for engrossment	266
Feb.	7	Correctly engrossed	442
Feb.	11	Final Reading	499
Feb.	12	Correctly enrolled	514
Feb.	12	President signed	515

		Page
Feb. 13	Presented to Governor	539
Feb. 17	Approved by Governor	601

LEGISLATIVE BILL 135 By Judiciary Committee

Jan. 8	Read first time	43
Jan. 8	Placed on General File	55
Jan. 16	Referred for review	136
Jan. 21	Request. Laid over	171
Jan. 22	Request renewed. Withdrawn	174

LEGISLATIVE BILL 136 By Judiciary Committee

Jan. 8	Read first time	43
Jan. 8	Placed on General File	55
Jan. 16	Referred for review	136
Jan. 27	Placed on Select File	234
Jan. 28	Referred for engrossment	266
Feb. 7	Correctly engrossed	442
Feb. 11	Final Reading	499
Feb. 12	Correctly enrolled	514
Feb. 12	President signed	515
Feb. 13	Presented to Governor	539
Feb. 17	Approved by Governor	601

LEGISLATIVE BILL 137 By Judiciary Committee

Jan. 8	Read first time	43
Jan. 8	Placed on General File	55
Jan. 16	Referred for review	136
Jan. 28	Placed on Select File	250
Jan. 29	Referred for engrossment	277
Feb. 7	Correctly engrossed	442
Feb. 11	Final Reading	500
Feb. 12	Correctly enrolled. President signed	515
Feb. 13	Presented to Governor	539
Feb. 17	Approved by Governor	601

LEGISLATIVE BILL 138 By Judiciary Committee

Jan. 8	Read first time	43
Jan. 8	Placed on General File	55
Jan. 16	Referred for review	136
Jan. 28	Placed on Select File	250
Jan. 29	Referred for engrossment	278
Feb. 11	Replaced on Select File	487
Feb. 11	Referred for engrossment	493

			Page
Feb.	14	Correctly engrossed	572
Feb.	18	Final Reading	629
Feb.	19	Correctly enrolled	646
Feb.	19	Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 139 By Judiciary Committee

Jan.	8	Read first time	43
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	136
Jan.	28	Placed on Select File	250
Jan.	29	Referred for engrossment	278
Feb.	10	Correctly engrossed	458
Feb.	12	Final Reading	516
Feb.	13	Correctly enrolled. President signed	532
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 140 By Judiciary Committee

Jan.	8	Read first time	43
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	136
Jan.	28	Placed on Select File	250
Jan.	29	Referred for engrossment	278
Feb.	10	Correctly engrossed	458
Feb.	12	Final Reading	516
Feb.	13	Correctly enrolled. President signed	532
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 141 By Judiciary Committee

Jan.	8	Read first time	44
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	136
Jan.	29	Placed on Select File	269
Jan.	30	Referred for engrossment	318
Feb.	10	Correctly engrossed	458
Feb.	12	Final Reading	517
Feb.	13	Correctly enrolled. President signed	532
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 142 By Judiciary Committee

			Page
Jan.	8	Read first time	44
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	136
Jan.	29	Placed on Select File	269
Jan.	30	Referred for engrossment	318
Feb.	10	Correctly engrossed	458
Feb.	12	Final Reading	518
Feb.	13	Correctly enrolled. President signed	532
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 143 By Judiciary Committee

Jan.	8	Read first time	44
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	136
Jan.	29	Placed on Select File	269
Jan.	30	Referred for engrossment	318
Feb.	10	Correctly engrossed	458
Feb.	12	Final Reading	518
Feb.	13	Correctly enrolled. President signed	532
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 144 By Judiciary Committee

Jan.	8	Read first time	44
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	136
Jan.	29	Placed on Select File	269
Jan.	30	Referred for engrossment	318
Feb.	10	Correctly engrossed	458
Feb.	12	Final Reading	519
Feb.	13	Correctly enrolled. President signed	532
Feb.	14	Presented to Governor	576
Feb.	18	Approved by Governor	634

LEGISLATIVE BILL 145 By Judiciary Committee

Jan.	8	Read first time	44
Jan.	8	Placed on General File	55
Jan.	16	Referred for review	137
Jan.	30	Placed on Select File	305
Jan.	31	Referred for engrossment	332
Feb.	11	Correctly engrossed	487
Feb.	14	Final Reading	576

			Page
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 146 By Judiciary Committee

Jan.	8	Read first time	45
Jan.	8	Placed on General File	56
Jan.	16	Referred for review	137
Jan.	30	Placed on Select File	305
Jan.	31	Referred for engrossment	332
Feb.	11	Correctly engrossed	487
Feb.	14	Final Reading	577
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 147 By Judiciary Committee

Jan.	8	Read first time	45
Jan.	8	Placed on General File	56
Jan.	16	Referred for review	137
Jan.	30	Placed on Select File	305
Jan.	31	Referred for engrossment	333
Feb.	11	Correctly engrossed	487
Feb.	14	Final Reading	577
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 148 By Judiciary Committee

Jan.	8	Read first time	45
Jan.	8	Placed on General File	56
Jan.	16	Referred for review	137
Jan.	30	Placed on Select File	305
Jan.	31	Referred for engrossment	333
Feb.	11	Correctly engrossed	487
Feb.	14	Final Reading	578
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

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LEGISLATIVE BILL 149 By Carpenter

Jan.	8	Read first time	45
Jan.	9	Referred to Committee on Public Works	69
Mar.	27	Notice of hearing	1186
Apr.	2	Withdrawn. Hearing cancelled	1280

LEGISLATIVE BILL 150 By Carpenter

Jan.	8	Read first time	45
Jan.	9	Referred to Committee on Salaries and Claims	69
Jan.	24	Notice of hearing	207
Apr.	30	Placed on General File	1737
July	7	Referred for review	2853
July	9	Placed on Select File	2869
July	14	Referred for engrossment	2950
July	16	Replaced on Select File	2987
July	17	Referred for engrossment	3017
July	18	Correctly engrossed	3031
July	24	Final Reading	3122
July	25	Correctly enrolled	3147
July	25	Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185

LEGISLATIVE BILL 151 By Carpenter

Jan.	8	Read first time	46
Jan.	9	Referred to Committee on Miscellaneous Subjects	69
Jan.	24	Notice of hearing	207
Feb.	24	Placed on General File	720
Feb.	28	Bracketed	782
Mar.	13	Referred for review	967
Mar.	17	Placed on Select File	999
Mar.	18	Referred for engrossment	1025
Mar.	21	Correctly engrossed	1098
Mar.	25	Request	1141
Mar.	26	Final Reading. Explanation of vote	1155
Mar.	28	Correctly enrolled. Speaker signed	1218
Apr.	1	Presented to Governor	1233
Apr.	2	Approved by Governor	1270

LEGISLATIVE BILL 152 By Clark

Jan.	8	Read first time	46
Jan.	9	Referred to Committee on Urban Affairs	69
Jan.	30	Notice of hearing	298

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Mar.	7	Placed on General File	878
Mar.	27	Referred for review	1200
Apr.	1	Placed on Select File	1235
Apr.	2	Referred for engrossment	1283
Apr.	9	Returned to Select File	1348
Apr.	9	Referred for engrossment	1349
Apr.	11	Replaced on Select File	1384
Apr.	14	Referred for engrossment	1416
Apr.	18	Correctly engrossed	1514
Apr.	25	Final Reading	1637
Apr.	28	Correctly enrolled	1666
Apr.	28	President signed	1682
Apr.	29	Presented to Governor	1731
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 153 By Clark

Jan.	8	Read first time	46
Jan.	9	Referred to Committee on Urban Affairs	69
Jan.	30	Notice of hearing	298
Apr.	2	Placed on General File	1271
May	22	Referred for review	2137
May	28	Placed on Select File	2261
June	3	Referred for engrossment	2295
June	9	Correctly engrossed	2392
June	12	Final Reading	2482
June	13	Correctly enrolled. President signed	2505
June	16	Presented to Governor	2543
June	18	Approved by Governor	2593

LEGISLATIVE BILL 154 By Luedtke, Carstens, Waldron, Bloom, Moylan

Jan.	8	Read first time	46
Jan.	9	Referred to Committee on Judiciary	69
Jan.	28	Notice of hearing	255
Feb.	10	Placed on General File	481
Feb.	18	Bracketed	641
Mar.	21	Special order	1103
Mar.	26	Referred for review	1169
Mar.	28	Placed on Select File	1216
Apr.	1	Laid over	1256
Apr.	2	Bracketed	1282
Apr.	10	Referred for engrossment	1374
Apr.	16	Correctly engrossed	1461
Apr.	21	Final Reading	1541

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Apr.	22	Correctly enrolled. President signed	1580
Apr.	23	Presented to Governor	1619
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 155 By Luedtke, Carstens, Waldron, Bloom, Moylan

Jan.	8	Read first time	46
Jan.	9	Referred to Committee on Judiciary	69
Jan.	28	Notice of hearing	255
Mar.	3	Placed on General File	799
Mar.	26	Referred for review	1170
Mar.	28	Placed on Select File	1217
Apr.	1	Laid over	1256
Apr.	2	Bracketed	1282
Apr.	10	Referred for engrossment	1374
Apr.	16	Correctly engrossed	1461
Apr.	21	Final Reading	1542
Apr.	22	Correctly enrolled. President signed	1580
Apr.	23	Presented to Governor	1619
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 156 By Pedersen

Jan.	8	Read first time	47
Jan.	9	Referred to Committee on Government and Military Affairs	69
Jan.	27	Notice of hearing	228
Feb.	10	Placed on General File	458
Feb.	18	Referred for review	640
Feb.	20	Placed on Select File	665
Feb.	21	Referred for engrossment	697
Feb.	27	Correctly engrossed	768
Mar.	4	Final Reading	820
Mar.	5	Correctly enrolled. President signed	830
Mar.	6	Presented to Governor	858
Mar.	7	Approved by Governor	870

LEGISLATIVE BILL 157 By Pedersen

Jan.	8	Read first time	47
Jan.	9	Referred to Committee on Revenue	69
Feb.	25	Notice of hearing	723
May	9	Indefinitely postponed	1922

LEGISLATIVE BILL 158 By Duis

Jan.	8	Read first time	47

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Jan.	9	Referred to Committee on Revenue	69
Jan.	14	Notice of hearing	118
Jan.	21	Hearing cancelled. Hearing reset	171
Mar.	14	Indefinitely postponed	982

LEGISLATIVE BILL 159 By Waldo

Jan.	8	Read first time	47
Jan.	9	Referred to Committee on Revenue	69
Feb.	25	Notice of hearing	723
May	21	Indefinitely postponed	2119

LEGISLATIVE BILL 160 By Waldo

Jan.	8	Read first time	48
Jan.	9	Referred to Committee on Judiciary	69
Jan.	13	Notice of hearing	102
Jan.	23	Placed on General File	198
Jan.	24	Considered	225
Jan.	24	Referred for review	226
Jan.	30	Placed on Select File	306
Jan.	31	Referred for engrossment	333
Feb.	12	Correctly engrossed	514
Feb.	14	Final Reading	589
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 161 By Waldo

Jan.	8	Read first time	48
Jan.	9	Referred to Committee on Public Works	69
Jan.	23	Notice of hearing	196
Mar.	11	Indefinitely postponed	940

LEGISLATIVE BILL 162 By Waldo

Jan.	8	Read first time	48
Jan.	9	Referred to Committee on Agriculture and Recreation	69
Jan.	14	Co-introducers added	113
Jan.	31	Notice of hearing	339
Feb.	10	Placed on General File	459
Feb.	17	Referred for review	614
Feb.	19	Placed on Select File	645
Feb.	20	Referred for engrossment	673

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Feb.	25	Correctly engrossed	727
Feb.	28	Final Reading	779
Mar.	3	Correctly enrolled	798
Mar.	3	President signed	799
Mar.	4	Presented to Governor	819
Mar.	6	Approved by Governor	848

LEGISLATIVE BILL 163 By Luedtke

Jan.	8	Read first time	48
Jan.	9	Referred to Committee on Government and Military Affairs	69
Jan.	27	Notice of hearing	228
Feb.	10	Placed on General File	458
Feb.	18	Referred for review	640
Feb.	20	Placed on Select File	666
Feb.	21	Referred for engrossment	697
Feb.	24	Replaced on Select File	709
Feb.	25	Referred for engrossment	737
Feb.	27	Replaced on Select File	768
Feb.	28	Referred for engrossment	782
Mar.	5	Correctly engrossed	830
Mar.	10	Final Reading	895
Mar.	10	Explanation of vote	905
Mar.	11	Correctly enrolled. Speaker signed	922
Mar.	12	Presented to Governor	953
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 164 By Luedtke

Jan.	8	Read first time	48
Jan.	9	Referred to Committee on Government and Military Affairs	69
Jan.	27	Notice of hearing	228
Feb.	5	Request. Laid over	408
Feb.	6	Request renewed. Withdrawn	425

LEGISLATIVE BILL 165 By Luedtke

Jan.	8	Read first time	48
Jan.	9	Referred to Committee on Judiciary	69
Jan.	13	Notice of hearing	102
Jan.	20	Hearing cancelled	149
Jan.	21	Notice of hearing	159
Jan.	31	Placed on General File	325
Feb.	4	Referred for review	395
Feb.	6	Placed on Select File	424

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Feb.	7	Referred for engrossment	451
Feb.	14	Correctly engrossed	572
Feb.	18	Final Reading	630
Feb.	19	Correctly enrolled	646
Feb.	19	Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 166 By Luedtke

Jan.	8	Read first time	49
Jan.	9	Referred to Committee on Judiciary	69
Jan.	13	Notice of hearing	102
Jan.	20	Hearing cancelled	149
Jan.	21	Notice of hearing	159
Jan.	31	Placed on General File	325
Feb.	4	Referred for review	395
Feb.	6	Placed on Select File	424
Feb.	7	Referred for engrossment	451
Feb.	14	Correctly engrossed	573
Feb.	18	Final Reading	630
Feb.	19	Correctly enrolled. Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 167 By Adamson, Mahoney, Holmquist

Jan.	8	Read first time	49
Jan.	9	Referred to Committee on Judiciary	69
Jan.	28	Notice of hearing	255
Feb.	10	Placed on General File	481
Feb.	18	Referred for review	641
Feb.	21	Placed on Select File	691
Feb.	24	Referred for engrossment	718
Feb.	25	Replaced on Select File	725
Feb.	25	Introducer withdrawn. Co-introducer withdrawn	738
Feb.	25	Request	739
Feb.	26	Laid over	752
Feb.	28	Referred for engrossment	781
Mar.	3	Replaced on Select File	797
Mar.	4	Referred for engrossment	823
Mar.	6	Correctly engrossed	855
Mar.	11	Final Reading	909
Mar.	12	Correctly enrolled. Speaker signed	952
Mar.	13	Presented to Governor	967
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 168 By Adamson, Mahoney, Holmquist

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Jan.	8	Read first time	49
Jan.	9	Referred to Committee on Government and Military Affairs	69
Jan.	27	Notice of hearing	228
Feb.	24	Placed on General File	706
Feb.	25	Introducer withdrawn. Co-introducer withdrawn	738
June	4	Referred for review	2335
June	9	Placed on Select File	2392
June	10	Referred for engrossment	2451
June	16	Correctly engrossed	2531
June	19	Final Reading	2631
June	20	Correctly enrolled	2664
June	20	President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 169 By Klaver, Syas

Jan.	8	Read first time	49
Jan.	9	Referred to Committee on Judiciary	69
Jan.	13	Notice of hearing	102
Jan.	23	Placed on General File	198
Jan.	27	Referred for review	245
Feb.	5	Placed on Select File	399
Feb.	5	Referred for engrossment	408
Feb.	12	Correctly engrossed	514
Feb.	14	Final Reading	589
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	18	Motion. Returned to Final Reading. Returned to Select File	639
Feb.	18	Referred for re-engrossment	639
Feb.	20	Replaced on Select File	665
Feb.	20	Referred for re-engrossment	667
Feb.	20	Correctly re-engrossed	678
Feb.	25	Final Reading	733
Feb.	26	Correctly enrolled. Speaker signed	748
Feb.	27	Presented to Governor	768
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 170 By Carpenter

Jan.	8	Read first time	49
Jan.	9	Referred to Committee on Education	69

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Feb.	5	Notice of hearing	398
Mar.	14	Placed on General File	982
Apr.	1	Referred for review	1259
Apr.	8	Placed on Select File	1316
Apr.	9	Referred for engrossment	1351
Apr.	14	Correctly engrossed	1411
Apr.	17	Final Reading	1484
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 171 By Carpenter

Jan.	8	Read first time	49
Jan.	9	Referred to Committee on Revenue	69
Feb.	25	Notice of hearing	723
June	24	Placed on General File	2732
Aug.	4	Introducer withdrawn. Introducer added	3308
Aug.	15	Referred for review	3590
Aug.	21	Motion. Returned to General File	3809
Aug.	21	Introducer withdrawn. Introducer added. Referred for review	3810
Aug.	22	Placed on Select File	3830
Aug.	22	Referred for engrossment	3831
Aug.	29	Correctly engrossed	4049
Sept.	17	Final Reading	4084
Sept.	17	Correctly enrolled. Speaker signed	4152
Sept.	17	Presented to Governor	4158
Sept.	19	Approved by Governor	4224

LEGISLATIVE BILL 172 By Carpenter

Jan.	8	Read first time	50
Jan.	9	Referred to Committee on Education	69
Jan.	9	Co-introducers added	74
Feb.	5	Notice of hearing	398
Apr.	2	Placed on General File	1272
Apr.	23	Change of order	1622
May	12	Bracketed	1947
June	25	Change of order	2772
June	25	Referred for review	2774
June	27	Placed on Select File	2821
June	27	Referred for engrossment	2839
July	8	Correctly engrossed	2857
July	14	Returned to Select File	2943
July	14	Referred for engrossment	2958
July	14	Request	2959

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July	14	Replaced on Select File. Referred for re-engrossment	2961
July	15	Correctly re-engrossed	2967
July	17	Returned to Select File	3013
July	17	Bracketed	3019
July	21	Referred for re-engrossment	3055
July	22	Replaced on Select File	3066
July	23	Referred for re-engrossment	3098
July	25	Correctly re-engrossed	3147
July	29	Motion	3187
July	30	Final Reading	3216
July	30	Explanation of vote	3222
July	31	Correctly enrolled. President signed	3237
July	31	Explanation of vote	3237
July	31	Explanation of vote	3254
Aug.	1	Presented to Governor	3268
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331
Aug.	11	Explanation of vote	3469

LEGISLATIVE BILL 173 By Mahoney

Jan.	8	Read first time	50
Jan.	9	Referred to Committee on Salaries and Claims	69
Jan.	16	Notice of hearing	131
Apr.	30	Placed on General File	1737
July	7	Referred for review	2853
July	9	Placed on Select File	2870
July	14	Referred for engrossment	2950
July	16	Correctly engrossed	2989
July	21	Final Reading	3050
July	22	Correctly enrolled	3069
July	22	Speaker signed	3070
July	23	Presented to Governor	3104
July	28	Approved by Governor	3162

LEGISLATIVE BILL 174 By Carpenter, Mahoney, Bloom, Skarda

Jan.	8	Read first time	50
Jan.	9	Referred to Committee on Government and Military Affairs	69
Jan.	27	Notice of hearing	228
Feb.	24	Placed on General File	707
Mar.	19	Referred for review	1048
Mar.	24	Placed on Select File	1121

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Mar.	25	Referred for engrossment	1145
Apr.	1	Correctly engrossed	1241
Apr.	8	Final Reading	1305
Apr.	9	Correctly enrolled	1328
Apr.	9	Speaker signed	1329
Apr.	10	Presented to Governor	1372
Apr.	14	Approved by Governor	1396

LEIGISLATIVE BILL 175 By Stull

Jan.	8	Read first time	50
Jan.	9	Referred to Committee on Agriculture and Recreation	69
Feb.	25	Request. Laid over	732
Feb.	26	Request renewed. Withdrawn	753

LEGISLATIVE BILL 176 By Elrod, Swanson, Marvel

Jan.	8	Read first time	50
Jan.	9	Referred to Committee on Government and Military Affairs	69
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	404
Feb.	7	Bracketed	452
Feb.	12	Referred for review	528
Feb.	14	Placed on Select File	573
Feb.	17	Referred for engrossment	612
Feb.	20	Correctly engrossed	666
Feb.	25	Final Reading	734
Feb.	26	Correctly enrolled. Speaker signed	748
Feb.	27	Presented to Governor	768
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 177 By Danner, Mahoney, Bloom, Skarda

Jan.	8	Read first time	51
Jan.	9	Referred to Committee on Education	69
Feb.	5	Notice of hearing	398
May	14	Indefinitely postponed	1999
May	15	Motion	2018
May	19	Motion renewed. Placed on General File	2058
June	27	Bracketed	2834
July	29	Referred for review	3210
July	31	Placed on Select File	3236
Aug.	1	Bracketed	3272
Aug.	14	Referred for engrossment. Request	3529
Aug.	14	Returned to Select File	3529

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Aug. 14	Considered	3531
Aug. 14	Referred for engrossment	3539
Aug. 15	Motion	3552
Aug. 15	Motion. Co-introducer withdrawn	3553
Aug. 18	Correctly engrossed	3667
Aug. 25	Request	3919
Sept. 18	Failed on Final Reading	4187
Sept. 22	Motion. Motion lost	4264

LEGISLATIVE BILL 178 By Danner, Mahoney, Skarda

Jan. 8	Read first time	51
Jan. 9	Referred to Committee on Education	69
Feb. 5	Notice of hearing	398
Mar. 5	Placed on General File	845
Mar. 21	Considered	1106
Mar. 24	Bracketed	1127
Mar. 26	Referred for review	1169
Mar. 28	Placed on Select File	1215
Apr. 1	Referred for engrossment	1256
Apr. 8	Correctly engrossed	1316
Apr. 11	Special order	1391
Apr. 15	Final Reading	1425
Apr. 16	Correctly enrolled. Speaker signed	1462
Apr. 17	Presented to Governor	1498
Apr. 21	Approved by Governor	1540

LEGISLATIVE BILL 179 By Harsh

Jan. 8	Read first time	51
Jan. 9	Referred to Committee on Revenue	69
Feb. 25	Notice of hearing	723
May 9	Indefinitely postponed	1922

LEGISLATIVE BILL 180 By Harsh, Waldron, Carpenter

Jan. 8	Read first time	51
Jan. 9	Referred to Committee on Education	69
Jan. 28	Notice of hearing	265
Feb. 13	Indefinitely postponed	540
Aug. 4	Motion. Placed on General File. Rules suspended	3306
Aug. 4	Special order	3308
Aug. 4	Referred for review	3309
Aug. 8	Placed on Select File	3421
Aug. 11	Referred for engrossment	3441
Aug. 13	Correctly engrossed	3501

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Aug.	18	Final Reading	3606
Aug.	19	Correctly enrolled. President signed	3713
Aug.	20	Presented to Governor	3778
Aug.	21	Approved by Governor	3808

LEGISLATIVE BILL 181 By Harsh

Jan.	8	Read first time	52
Jan.	9	Referred to Committee on Education	69
Jan.	22	Notice of hearing	174
Feb.	13	Placed on General File	540
Feb.	21	Indefinitely postponed	698

LEGISLATIVE BILL 182 By Elrod

Jan.	8	Read first time	52
Jan.	9	Referred to Committee on Miscellaneous Subjects	69
Jan.	22	Notice of hearing	184
Feb.	12	Placed on General File	515
Feb.	19	Referred for review	661
Feb.	21	Placed on Select File	692
Feb.	24	Referred for engrossment	719
Feb.	28	Correctly engrossed	775
Mar.	5	Final Reading	833
Mar.	6	Correctly enrolled. President signed	855
Mar.	7	Presented to Governor	880
Mar.	10	Approved by Governor	895

LEGISLATIVE BILL 183 By Swanson, Mahoney, Luedtke, Waldron

Jan.	8	Read first time	52
Jan.	9	Referred to Committee on Government and Military Affairs	69
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	404
Feb.	7	Co-introducer added	452
Feb.	7	Referred for review	453
Feb.	11	Placed on Select File	489
Feb.	11	Referred for engrossment	494
Feb.	17	Correctly engrossed	596
Feb.	19	Final Reading	652
Feb.	20	Correctly enrolled. Speaker signed	667
Feb.	21	Presented to Governor	689
Feb.	25	Approved by Governor	740

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LEGISLATIVE BILL 184 By Swanson, Mahoney, Luedtke, Waldron

Jan.	8	Read first time	52
Jan.	9	Referred to Committee on Government and Military Affairs	70
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	405
Feb.	7	Co-introducer added	452
Feb.	7	Referred for review	453
Feb.	11	Placed on Select File	490
Feb.	11	Referred for engrossment	494
Feb.	17	Correctly engrossed	596
Feb.	19	Final Reading	653
Feb.	20	Correctly enrolled. Speaker signed	667
Feb.	21	Presented to Governor	689
Feb.	25	Approved by Governor	740

LEGISLATIVE BILL 185 By Swanson, Mahoney, Luedtke, Waldron

Jan.	8	Read first time	52
Jan.	9	Referred to Committee on Government and Military Affairs	70
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	405
Feb.	7	Co-introducer added	452
Feb.	7	Referred for review	453
Feb.	11	Placed on Select File	490
Feb.	11	Referred for engrossment	494
Feb.	18	Replaced on Select File	619
Feb.	19	Referred for engrossment	658
Feb.	27	Correctly engrossed	768
Mar.	3	Motion	805
Mar.	7	Final Reading	871
Mar.	10	Correctly enrolled	899
Mar.	10	President signed	900
Mar.	11	Presented to Governor	927
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 186 By Swanson, Mahoney, Luedtke, Waldron

Jan.	8	Read first time	52
Jan.	9	Referred to Committee on Government and Military Affairs	70
Jan.	9	Notice of hearing	74
Feb.	5	Placed on General File	405

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Feb.	7	Co-introducer added	452
Feb.	7	Referred for review	453
Feb.	12	Placed on Select File	512
Feb.	13	Referred for engrossment	537
Feb.	24	Correctly engrossed	710
Feb.	27	Final Reading	765
Feb.	28	Correctly enrolled. Speaker signed	775
Mar.	3	Presented to Governor	808
Mar.	4	Approved by Governor	815

LEGISLATIVE BILL 187 By Adamson, Wylie

Jan.	8	Read first time	53
Jan.	9	Referred to Committee on Revenue	70
Jan.	21	Notice of hearing	171
Feb.	17	Indefinitely postponed	596

LEGISLATIVE BILL 188 By Syas, Adamson, Batchelder

Jan.	8	Read first time	58
Jan.	9	Referred to Committee on Education	70
Jan.	22	Notice of hearing	174
Mar.	5	Placed on General File	845
Mar.	24	Bracketed	1129
Mar.	28	Motion	1223
Apr.	1	Bracketed	1233
Apr.	9	Request. Bracketed	1352
Apr.	28	Change of order. Referred for review	1704
Apr.	30	Placed on Select File	1736
May	1	Referred for engrossment	1782
May	5	Correctly engrossed	1824
May	8	Returned to Select File	1895
May	8	Referred for re-engrossment	1904
May	12	Correctly re-engrossed	1933
May	15	Final Reading	2008
May	16	Correctly enrolled	2034
May	19	President signed	2055
May	20	Presented to Governor	2088
May	22	Approved by Governor	2123

LEGISLATIVE BILL 189 By Johnson, Hasebroock

Jan.	8	Read first time	59
Jan.	9	Referred to Committee on Government and Military Affairs	70
Jan.	27	Notice of hearing	228
Feb.	10	Placed on General File	459
Feb.	18	Referred for review	640
Feb.	20	Placed on Select File	666

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Feb.	21	Referred for engrossment	697
Feb.	27	Correctly engrossed	768
Mar.	4	Final Reading	821
Mar.	5	Correctly enrolled. President signed	830
Mar.	6	Presented to Governor	858
Mar.	7	Approved by Governor	870

LEGISLATIVE BILL 190 By Carpenter

Jan.	8	Read first time	59
Jan.	9	Referred to Committee on Urban Affairs	70
Jan.	30	Notice of hearing	298
Feb.	18	Placed on General File	620
Feb.	21	Change of order	698
Feb.	28	Considered. Laid over	784
Mar.	5	Referred for review	844
Mar.	7	Request	888
Mar.	11	Placed on Select File	916
Mar.	13	Referred for engrossment	964
Mar.	17	Replaced on Select File	997
Mar.	18	Referred for engrossment	1025
Mar.	26	Correctly engrossed	1164
Mar.	28	Motion. Final Reading	1213
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	1	Explanation of vote	1254
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293
Apr.	10	Explanation of vote	1361

LEGISLATIVE BILL 191 By Revenue Committee

Jan.	8	Read first time	59
Jan.	9	Referred to Committee on Revenue	70
Feb.	25	Notice of hearing	723
May	13	Placed on General File	1972
Aug.	7	Indefinitely postponed	3411

LEGISLATIVE BILL 192 By Carpenter, Skarda

Jan.	8	Read first time	59
Jan.	9	Referred to Committee on Banking, Commerce and Insurance	70
Jan.	21	Notice of hearing	160
Feb.	5	Placed on General File	419
Feb.	12	Referred for review	529
Feb.	14	Placed on Select File	573

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Feb. 17	Referred for engrossment	612
Feb. 21	Correctly engrossed	692
Feb. 26	Final Reading	748
Feb. 27	Correctly enrolled	768
Feb. 27	Speaker signed	769
Feb. 28	Presented to Governor	778
Mar. 3	Approved by Governor	796

LEGISLATIVE BILL 193 By Proud

Jan. 8	Read first time	59
Jan. 9	Referred to Committee on Urban Affairs	70
Jan. 28	Notice of hearing	255
Feb. 10	Placed on General File	460
Feb. 17	Referred for review	616
Feb. 19	Placed on Select File	645
Feb. 20	Referred for engrossment	673
Feb. 25	Replaced on Select File	725
Feb. 26	Referred for engrossment	751
Mar. 3	Correctly engrossed	797
Mar. 6	Final Reading	849
Mar. 7	Correctly enrolled. President signed	878
Mar. 10	Presented to Governor	901
Mar. 12	Approved by Governor	944

LEGISLATIVE BILL 194 By Proud

Jan. 8	Read first time	60
Jan. 9	Referred to Committee on Urban Affairs	70
Jan. 28	Notice of hearing	255
Feb. 10	Placed on General File	461
Feb. 17	Referred for review	616
Feb. 19	Placed on Select File	646
Feb. 20	Referred for engrossment	674
Feb. 25	Replaced on Select File	725
Feb. 26	Referred for engrossment	751
Mar. 3	Correctly engrossed	797
Mar. 6	Final Reading	850
Mar. 7	Correctly enrolled. President signed	878
Mar. 10	Presented to Governor	901
Mar. 12	Approved by Governor	944

LEGISLATIVE BILL 195 By Proud, Moylan, Bloom

Jan. 8	Read first time	60
Jan. 9	Referred to Committee on Urban Affairs	70
Jan. 28	Notice of hearing	255

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Feb.	10	Placed on General File	461
Feb.	17	Referred for review	615
Feb.	19	Placed on Select File	645
Feb.	20	Referred for engrossment	673
Feb.	26	Correctly engrossed	747
Mar.	3	Final Reading	801
Mar.	4	Correctly enrolled. President signed	818
Mar.	5	Presented to Governor	838
Mar.	7	Approved by Governor	869

LEGISLATIVE BILL 196 By Simpson, Hasebroock, Luedtke

Jan.	8	Read first time	60
Jan.	9	Referred to Committee on Banking, Commerce and Insurance	70
Jan.	16	Notice of hearing	131
Feb.	3	Indefinitely postponed	347
Feb.	6	Motion. Laid over	425
Feb.	10	Placed on General File	475
Feb.	18	Laid over	641
Feb.	19	Laid over. Special order	660
Feb.	20	Referred for review	678
Feb.	24	Placed on Select File	710
Feb.	25	Referred for engrossment	737
Mar.	3	Correctly engrossed	797
Mar.	6	Final Reading	851
Mar.	7	Correctly enrolled. President signed	878
Mar.	10	Presented to Governor	901
Mar.	12	Approved by Governor	944

LEGISLATIVE BILL 197 By Simpson

Jan.	8	Read first time	60
Jan.	9	Referred to Committee on Public Health and Welfare	70
Jan.	21	Notice of hearing	170
Feb.	3	Placed on General File	344
Feb.	6	Bracketed	438
Feb.	12	Indefinitely postponed	515

LEGISLATIVE BILL 198 By Simpson

Jan.	8	Read first time	60
Jan.	9	Referred to Committee on Public Health and Welfare	70
Jan.	21	Notice of hearing	170
Feb.	3	Placed on General File	344

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Feb.	6	Bracketed	438
Feb.	12	Indefinitely postponed	515

LEGISLATIVE BILL 199 By Johnson, Holmquist, Swanson

Jan.	9	Read first time	63
Jan.	10	Referred to Committee on Banking, Commerce and Insurance	92
Jan.	16	Notice of hearing	131
Feb.	3	Placed on General File	347
Feb.	6	Referred for review	438
Feb.	10	Placed on Select File	457
Feb.	11	Referred for engrossment	493
Feb.	14	Correctly engrossed	573
Feb.	18	Final Reading	631
Feb.	19	Correctly enrolled. Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 200 By Duis

Jan.	9	Read first time	64
Jan.	10	Referred to Committee on Revenue	92
Jan.	14	Notice of hearing	118
Jan.	21	Hearing reset	171
Feb.	17	Placed on General File	596
Feb.	28	Laid over	783
Mar.	11	Referred for review	940
Mar.	13	Placed on Select File	962
Mar.	14	Referred for engrossment	989
Mar.	19	Correctly engrossed	1044
Mar.	24	Final Reading	1111
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 201 By Waldo

Jan.	9	Read first time	64
Jan.	10	Referred to Committee on Agriculture and Recreation	92
Feb.	26	Notice of hearing	746
Apr.	29	Placed on General File	1716
June	20	Change of order	2683
June	23	Laid over	2692
July	17	Referred for review	3021

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July	24	Placed on Select File	3119
July	25	Referred for engrossment	3154
July	29	Replaced on Select File	3188
July	30	Referred for engrossment	3217
Aug.	4	Replaced on Select File	3278
Aug.	5	Referred for engrossment	3325
Aug.	6	Correctly engrossed	3341
Aug.	11	Final Reading	3432
Aug.	12	Correctly enrolled. President signed	3476
Aug.	13	Presented to Governor	3511
Aug.	14	Approved by Governor	3547

LEGISLATIVE BILL 202 By Duis

Jan.	9	Read first time	64
Jan.	10	Referred to Committee on Banking, Commerce and Insurance	92
Jan.	16	Notice of hearing	131
Feb.	5	Placed on General File	419
Feb.	7	Referred for review	452
Feb.	11	Placed on Select File	489
Feb.	11	Referred for engrossment	494
Feb.	11	Returned to Select File. Referred for engrossment	501
Feb.	12	Replaced on Select File	512
Feb.	13	Referred for engrossment	536
Feb.	18	Correctly engrossed	620
Feb.	21	Final Reading	687
Feb.	24	Correctly enrolled. President signed	711
Feb.	24	Presented to Governor	720
Feb.	25	Approved by Governor	732

LEGISLATIVE BILL 203 By Luedtke, Simpson, Syas, Carstens, Orme, Burbach

Jan.	9	Read first time	64
Jan.	10	Referred to Committee on Labor	92
Feb.	6	Notice of hearing	431
Feb.	14	Placed on General File	574
Feb.	21	Referred for review	700
Feb.	25	Placed on Select File	727
Feb.	26	Referred for engrossment	752
Mar.	5	Correctly engrossed	830
Mar.	10	Final Reading	896
Mar.	10	Explanation of vote	905
Mar.	11	Correctly enrolled. Speaker signed	922

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Mar.	12	Presented to Governor	953
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 204 By Luedtke, Swanson

Jan.	9	Read first time	64
Jan.	10	Referred to Committee on Judiciary	92
Jan.	22	Notice of hearing	175
Jan.	31	Placed on General File	325
Feb.	4	Referred for review	395
Feb.	6	Placed on Select File	425
Feb.	7	Referred for engrossment	452
Feb.	14	Correctly engrossed	573
Feb.	18	Final Reading	632
Feb.	19	Correctly enrolled. Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 205 By Knight, Moulton, Pedersen, Swanson, Matzke, Marvel, Harsh, Robinson

Jan.	9	Read first time	64
Jan.	10	Referred to Committee on Education	92
Jan.	22	Notice of hearing	174
Feb.	13	Placed on General File	540
Feb.	21	Change of order	698
Feb.	24	Considered	721
Feb.	25	Bracketed	739
June	26	Request	2793
July	29	Request	3203
Aug.	4	Referred for review	3305
Aug.	8	Placed on Select File	3420
Aug.	8	Co-introducer withdrawn	3423
Aug.	11	Referred for engrossment	3440
Aug.	13	Replaced on Select File	3498
Aug.	14	Referred for engrossment	3522
Aug.	18	Correctly engrossed	3672
Aug.	20	Final Reading	3768
Aug.	21	Correctly enrolled. Speaker signed	3800
Aug.	22	Presented to Governor	3824
Aug.	27	Returned by Governor without approval	3994
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 206 By Budd, Wiltse, Robinson

Jan.	9	Read first time	65

			Page
Jan.	10	Referred to Committee on Urban Affairs	92
Jan.	30	Notice of hearing	298
Feb.	28	Placed on General File	777
Mar.	14	Referred for review	991
Mar.	19	Placed on Select File	1042
Mar.	20	Considered	1074
Mar.	26	Returned to Select File	1165
Mar.	26	Referred for engrossment	1167
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1340
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 207 By Danner, Moylan

Jan.	9	Read first time	65
Jan.	10	Referred to Committee on Miscellaneous Subjects	92
Apr.	14	Notice of hearing	1422
Apr.	28	Request. Laid over	1704
Apr.	29	Request renewed. Withdrawn	1714

LEGISLATIVE BILL 208 By Stull, Carstens

Jan.	9	Read first time	65
Jan.	10	Referred to Committee on Judiciary	92
Jan.	28	Notice of hearing	255
Feb.	10	Placed on General File	481
Feb.	18	Referred for review	642
Feb.	21	Placed on Select File	691
Feb.	24	Referred for engrossment	718
Feb.	25	Replaced on Select File	724
Feb.	26	Referred for engrossment	751
Mar.	4	Correctly engrossed	818
Mar.	7	Final Reading	871
Mar.	10	Correctly enrolled	899
Mar.	10	President signed	900
Mar.	11	Presented to Governor	927
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 209 By Elrod

Jan.	9	Read first time	65
Jan.	10	Referred to Committee on Public Health and Welfare	92
Jan.	27	Notice of hearing	228

			Page
Mar.	14	Placed on General File	980
Apr.	1	Referred for review	1259
Apr.	8	Placed on Select File	1315
Apr.	9	Referred for engrossment	1351
Apr.	14	Correctly engrossed	1411
Apr.	17	Bracketed	1485
Apr.	25	Final Reading	1642
Apr.	28	Correctly enrolled	1666
Apr.	28	President signed	1682
Apr.	29	Presented to Governor	1731
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 210 By Elrod

Jan.	9	Read first time	66
Jan.	10	Referred to Committee on Education	92
Jan.	28	Notice of hearing	265
May	14	Indefinitely postponed	1999

LEGISLATIVE BILL 211 By Elrod

Jan.	9	Read first time	66
Jan.	10	Referred to Committee on Education	92
Jan.	28	Notice of hearing	265
Feb.	11	Indefinitely postponed	502

LEGISLATIVE BILL 212 By Elrod

Jan.	9	Read first time	66
Jan.	10	Referred to Committee on Education	92
Jan.	28	Notice of hearing	265
Feb.	11	Indefinitely postponed	502

LEGISLATIVE BILL 213 By Moulton, Moylan, Skarda, Mahoney

Jan.	9	Read first time	66
Jan.	10	Referred to Committee on Urban Affairs	92
Jan.	16	Notice of hearing	131
Jan.	24	Placed on General File	208
Jan.	27	Referred for review	246
Feb.	5	Placed on Select File	399
Feb.	5	Referred for engrossment	409
Feb.	12	Correctly engrossed	514
Feb.	14	Final Reading	590
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600

			Page
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 214 By Moulton, Moylan, Skarda, Mahoney

Jan.	9	Read first time	66
Jan.	10	Referred to Committee on Urban Affairs	92
Jan.	16	Notice of hearing	131
Jan.	24	Placed on General File	208
Jan.	27	Referred for review	246
Feb.	5	Placed on Select File	399
Feb.	5	Referred for engrossment	409
Feb.	12	Correctly engrossed	514
Feb.	14	Final Reading	591
Feb.	17	Correctly enrolled	599
Feb.	17	President signed	600
Feb.	18	Presented to Governor	639
Feb.	20	Approved by Governor	665

LEGISLATIVE BILL 215 By Harsh

Jan.	9	Read first time	70
Jan.	10	Referred to Committee on Education	92
Jan.	22	Notice of hearing	174
Feb.	14	Placed on General File	592
Feb.	28	Laid over	783
Mar.	11	Referred for review	939
Mar.	13	Placed on Select File	962
Mar.	14	Bracketed	988
Mar.	20	Unbracketed. Laid over	1072
Mar.	21	Referred for engrossment	1101
Mar.	25	Replaced on Select File	1136
Mar.	26	Referred for engrossment	1166
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1341
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 216 By Harsh

Jan.	9	Read first time	70
Jan.	10	Referred to Committee on Education	92
Jan.	22	Notice of hearing	174
Apr.	17	Placed on General File	1505

			Page
July	17	Bracketed	3022
July	23	Referred for review	3105
July	28	Placed on Select File	3165
July	29	Referred for engrossment. Bracketed	3195
July	31	Replaced on Select File	3235
Aug.	1	Referred for engrossment	3272
Aug.	1	Bracketed	3273
Aug.	25	Unbracketed	3939
Sept.	16	Correctly engrossed	4068
Sept.	18	Final Reading	4173
Sept.	18	Correctly enrolled	4182
Sept.	18	President signed	4183
Sept.	18	Presented to Governor	4184
Sept.	19	Approved by Governor	4225

LEGISLATIVE BILL 217 By Harsh

Jan.	9	Read first time	70
Jan.	10	Referred to Committee on Government and Military Affairs	92
Jan.	27	Notice of hearing	228
Feb.	24	Indefinitely postponed	709

LEGISLATIVE BILL 218 By Harsh

Jan.	9	Read first time	70
Jan.	10	Referred to Committee on Public Works	92
Jan.	16	Notice of hearing	131
Feb.	24	Indefinitely postponed	721

LEGISLATIVE BILL 219 By Moylan, Moulton

Jan.	9	Read first time	71
Jan.	10	Referred to Committee on Urban Affairs	92
Jan.	28	Notice of hearing	255
Feb.	7	Placed on General File	442
Feb.	17	Referred for review	614
Feb.	19	Placed on Select File	645
Feb.	20	Referred for engrossment	673
Feb.	26	Correctly engrossed	747
Mar.	3	Final Reading	802
Mar.	4	Correctly enrolled. President signed	818
Mar.	5	Presented to Governor	838
Mar.	7	Approved by Governor	869

LEGISLATIVE BILL 220 By Luedtke

Jan.	9	Read first time	71

			Page
Jan.	10	Referred to Committee on Government and Military Affairs	92
Jan.	27	Notice of hearing	228
Feb.	10	Placed on General File	459
Feb.	18	Referred for review	640
Feb.	20	Placed on Select File	666
Feb.	21	Referred for engrossment	697
Feb.	26	Correctly engrossed	747
Mar.	3	Final Reading	803
Mar.	4	Correctly enrolled. President signed	818
Mar.	5	Presented to Governor	838
Mar.	7	Approved by Governor	869

LEGISLATIVE BILL 221 By Luedtke, Simpson

Jan.	9	Read first time	71
Jan.	10	Referred to Committee on Judiciary	92
Jan.	22	Request. Laid over	174
Jan.	23	Request renewed. Withdrawn	202

LEGISLATIVE BILL 222 By Luedtke, Simpson

Jan.	9	Read first time	71
Jan.	10	Referred to Committee on Judiciary	92
Feb.	20	Notice of hearing	674
Apr.	14	Placed on General File	1417
May	9	Referred for review	1917
May	13	Placed on Select File	1953
May	14	Referred for engrossment	1994
May	20	Correctly engrossed	2081
May	23	Final Reading	2156
May	26	Correctly enrolled. Speaker signed	2185
May	27	Presented to Governor	2237
June	3	Approved by Governor	2280

LEGISLATIVE BILL 223 By Duis

Jan.	9	Read first time	73
Jan.	10	Referred to Committee on Urban Affairs	92
Jan.	30	Notice of hearing	298
Feb.	21	Placed on General File	684
Mar.	18	Referred for review	1028
Mar.	21	Placed on Select File	1098
Mar.	24	Referred for engrossment	1127
Mar.	28	Correctly engrossed	1218
Apr.	8	Final Reading	1294
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329

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Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 224 By Moylan

Jan.	9	Read first time	73
Jan.	10	Referred to Committee on Miscellaneous Subjects	92
Jan.	22	Notice of hearing	184
Feb.	12	Placed on General File	515
Feb.	19	Referred for review	661
Feb.	21	Placed on Select File	692
Feb.	24	Referred for engrossment	719
Feb.	28	Correctly engrossed	775
Mar.	5	Final Reading	833
Mar.	6	Correctly enrolled. President signed	855
Mar.	7	Presented to Governor	880
Mar.	10	Approved by Governor	895

LEGISLATIVE BILL 225 By Carpenter, Marvel, Carstens

Jan.	9	Read first time	73
Jan.	10	Referred to Committee on Government and Military Affairs	92
Jan.	27	Notice of hearing	228
Feb.	10	Placed on General File	459
Feb.	18	Laid over	641
Feb.	19	Laid over	659
Feb.	20	Referred for review	677
Feb.	24	Placed on Select File	710
Feb.	25	Referred for engrossment	737
Mar.	3	Correctly engrossed	798
Mar.	6	Failed on Final Reading	851

LEGISLATIVE BILL 226 By Danner

Jan.	10	Read first time	93
Jan.	13	Referred to Committee on Labor	102
Jan.	31	Notice of hearing	324
Feb.	10	Placed on General File	481
Feb.	19	Referred for review	660
Feb.	21	Placed on Select File	691
Feb.	24	Referred for engrossment	719
Feb.	28	Correctly engrossed	775
Mar.	5	Final Reading	834
Mar.	7	Motion. Laid over	881
Mar.	13	Motion renewed. Motion lost	968

LEGISLATIVE BILL 227 By Waldron

			Page
Jan.	10	Read first time	93
Jan.	13	Referred to Committee on Agriculture and Recreation	102
Jan.	24	Notice of hearing	207
Feb.	3	Indefinitely postponed	345

LEGISLATIVE BILL 228 By Waldron

Jan.	10	Read first time	93
Jan.	13	Referred to Committee on Agriculture and Recreation	102
Jan.	24	Notice of hearing	207
Feb.	3	Indefinitely postponed	345

LEGISLATIVE BILL 229 By Waldron

Jan.	10	Read first time	93
Jan.	13	Referred to Committee on Agriculture and Recreation	102
Jan.	24	Notice of hearing	207
Feb.	3	Placed on General File	345
Feb.	6	Referred for review	438
Feb.	10	Placed on Select File	457
Feb.	11	Referred for engrossment	493
Feb.	12	Replaced on Select File	512
Feb.	13	Referred for engrossment	536
Feb.	18	Replaced on Select File	619
Feb.	19	Referred for engrossment	658
Feb.	20	Correctly engrossed	666
Feb.	25	Final Reading	735
Feb.	26	Correctly enrolled. Speaker signed	748
Feb.	27	Presented to Governor	768
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 230 By Waldron

Jan.	10	Read first time	93
Jan.	13	Referred to Committee on Public Works	102
Jan.	23	Notice of hearing	196
Mar.	19	Placed on General File	1051
Apr.	18	Request. Laid over	1527
Apr.	21	Request renewed. Withdrawn	1562

LEGISLATIVE BILL 231 By Waldron

Jan.	10	Read first time	93

			Page
Jan.	13	Referred to Committee on Judiciary	102
Feb.	3	Notice of hearing	378
Feb.	14	Indefinitely postponed	575

LEGISLATIVE BILL 232 By Waldron

Jan.	10	Read first time	94
Jan.	13	Referred to Committee on Banking, Commerce and Insurance	102
Mar.	17	Notice of hearing	1009
May	1	Indefinitely postponed	1785

LEGISLATIVE BILL 233 By Waldron

Jan.	10	Read first time	94
Jan.	13	Referred to Committee on Agriculture and Recreation	102
Jan.	31	Notice of hearing	339
Feb.	10	Indefinitely postponed	459

LEGISLATIVE BILL 234 By Waldron

Jan.	10	Read first time	94
Jan.	13	Referred to Committee on Agriculture and Recreation	102
Jan.	31	Notice of hearing	339
Feb.	10	Indefinitely postponed	459

LEGISLATIVE BILL 235 By Waldron

Jan.	10	Read first time	94
Jan.	13	Referred to Committee on Government and Military Affairs	103
Jan.	27	Notice of hearing	228
Feb.	12	Request. Laid over	530
Feb.	14	Request renewed. Withdrawn	583

LEGISLATIVE BILL 236 By Waldron

Jan.	10	Read first time	94
Jan.	13	Referred to Committee on Education	103
Jan.	28	Notice of hearing	265
Feb.	5	Placed on General File	411
Feb.	12	Referred for review	529
Feb.	14	Placed on Select File	573
Feb.	17	Referred for engrossment	612
Feb.	21	Correctly engrossed	692

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Feb.	26	Final Reading	749
Feb.	27	Correctly enrolled	768
Feb.	27	Speaker signed	769
Feb.	28	Presented to Governor	778
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 237 By Waldron

Jan.	10	Read first time	94
Jan.	13	Referred to Committee on Judiciary	103
Feb.	3	Notice of hearing	378
Feb.	14	Placed on General File	575
Feb.	26	Referred for review	758
Feb.	28	Placed on Select File	774
Mar.	3	Referred for engrossment	806
Mar.	6	Correctly engrossed	855
Mar.	11	Final Reading	910
Mar.	12	Correctly enrolled. Speaker signed	952
Mar.	13	Presented to Governor	967
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 238 By Waldron

Jan.	10	Read first time	94
Jan.	13	Referred to Committee on Public Works	103
Feb.	17	Co-introducer added	601
Feb.	26	Co-introducer added	755
Mar.	11	Request. Laid over	938
Mar.	13	Request renewed. Withdrawn	964

LEGISLATIVE BILL 239 By Waldron

Jan.	10	Read first time	95
Jan.	13	Referred to Committee on Revenue	103
Feb.	5	Notice of hearing	418
Feb.	28	Indefinitely postponed	777

LEGISLATIVE BILL 240 By Waldron

Jan.	10	Read first time	95
Jan.	13	Referred to Committee on Public Works	103
Jan.	16	Notice of hearing	131
Jan.	30	Indefinitely postponed	305

LEGISLATIVE BILL 241 By Budd, Orme

Jan.	10	Read first time	95

			Page
Jan.	13	Referred to Committee on Education	103
Jan.	22	Notice of hearing	173
Jan.	30	Placed on General File	308
Feb.	4	Laid over	389
Feb.	5	Referred for review	416
Feb.	7	Placed on Select File	444
Feb.	10	Referred for engrossment	483
Feb.	14	Correctly engrossed	573
Feb.	18	Final Reading	632
Feb.	19	Correctly enrolled. Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 242 By Budd, Orme

Jan.	10	Read first time	95
Jan.	13	Referred to Committee on Education	103
Jan.	22	Notice of hearing	173
Feb.	13	Placed on General File	547
Feb.	21	Laid over	699
Feb.	26	Referred for review	757
Feb.	28	Placed on Select File	773
Mar.	3	Referred for engrossment	805
Mar.	6	Correctly engrossed	855
Mar.	11	Final Reading	910
Mar.	12	Correctly enrolled. Speaker signed	952
Mar.	13	Presented to Governor	967
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 243 By Klaver

Jan.	10	Read first time	95
Jan.	13	Referred to Committee on Revenue	103
Feb.	25	Notice of hearing	723
May	9	Indefinitely postponed	1922

LEGISLATIVE BILL 244 By Adamson, Robinson, Proud, Orme, Holmquist

Jan.	10	Read first time	95
Jan.	13	Referred to Committee on Government and Military Affairs	103
Jan.	27	Notice of hearing	228
Mar.	12	Placed on General File	953
Apr.	11	Bracketed	1391
Apr.	18	Request. Laid over	1530
Apr.	21	Referred for review	1563

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Apr.	23	Placed on Select File	1613
Apr.	25	Referred for engrossment	1654
May	1	Replaced on Select File	1759
May	2	Referred for engrossment	1803
May	5	Correctly engrossed	1824
May	8	Final Reading	1896
May	9	Correctly enrolled. Speaker signed	1912
May	12	Presented to Governor	1946
May	12	Returned to Final Reading	1949
May	13	Returned to Select File	1965
May	13	Referred for re-engrossment	1967
May	14	Returned to Select File	1993
May	14	Referred for re-engrossment	1997
May	16	Correctly re-engrossed	2034
May	21	Final Reading	2101
May	22	Correctly enrolled. President signed	2128
May	23	Presented to Governor	2165
June	3	Approved by Governor	2279
Sept.	23	Attorney General's opinion	4277

LEGISLATIVE BILL 245 By Stull

Jan.	10	Read first time	96
Jan.	13	Referred to Committee on Revenue	103
Jan.	21	Notice of hearing	171
Feb.	3	Placed on General File	379
Feb.	6	Motion	439
Feb.	7	Referred for review	449
Feb.	11	Placed on Select File	489
Feb.	11	Referred for engrossment	494
Feb.	17	Correctly engrossed	596
Feb.	19	Final Reading	653
Feb.	20	Correctly enrolled. Speaker signed	667
Feb.	21	Presented to Governor	689
Feb.	25	Approved by Governor	740

LEGISLATIVE BILL 246 By Hasebroock, Wylie

Jan.	10	Read first time	96
Jan.	13	Referred to Committee on Banking, Commerce and Insurance	103
Mar.	17	Notice of hearing	1009
Apr.	24	Placed on General File	1630
May	15	Referred for review	2021
May	20	Placed on Select File	2081
May	21	Referred for engrossment	2105
May	27	Correctly engrossed	2222

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June	4	Final Reading	2318
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 247 By Luedtke, Waldron, Pedersen

Jan.	10	Read first time	96
Jan.	13	Referred to Committee on Government and Military Affairs	103
Jan.	27	Notice of hearing	228
Feb.	24	Placed on General File	707
June	4	Considered	2335
June	6	Referred for review	2383
June	10	Placed on Select File	2428
June	11	Referred for engrossment	2473
June	17	Correctly engrossed	2555
June	17	Laid over	2571
June	24	Final Reading	2711
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	25	Explanation of vote	2769
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 248 By Hasebroock, Wallwey, Matzke, Clark, Marvel

Jan.	10	Read first time	96
Jan.	13	Referred to Committee on Public Health and Welfare	103
Jan.	27	Notice of hearing	228
Mar.	20	Placed on General File	1060
Apr.	15	Laid over	1449
Apr.	16	Bracketed	1466
July	7	Unbracketed	2849
July	8	Referred for review	2860
July	10	Placed on Select File	2898
July	14	Referred for engrossment	2953
July	17	Correctly engrossed	3009
July	22	Final Reading	3071
July	22	Explanation of vote	3081
July	23	Correctly enrolled. Speaker signed	3095
July	24	Presented to Governor	3137
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 249 **By Swanson, Marvel, Elrod, Simpson, Waldron, Wenzlaff, Burbach, Luedtke, Bloom, Matzke, Proud, Mahoney**

			Page
Jan.	10	Read first time	96
Jan.	13	Referred to Committee on Judiciary	103
Feb.	3	Notice of hearing	378
Feb.	14	Placed on General File	575
Feb.	26	Referred for review	758
Feb.	28	Placed on Select File	774
Mar.	3	Referred for engrossment	806
Mar.	6	Correctly engrossed	855
Mar.	11	Final Reading	911
Mar.	12	Correctly enrolled. Speaker signed	952
Mar.	13	Presented to Governor	967
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 250 **By Swanson, Marvel, Elrod, Ziebarth, Simpson, Waldron, Luedtke, Bloom, Matzke, Proud, Mahoney, Wenzlaff, Burbach**

Jan.	10	Read first time	97
Jan.	13	Referred to Committee on Miscellaneous Subjects	103
Jan.	17	Notice of hearing	142
Jan.	28	Placed on General File	264
Jan.	30	Co-introducers added. Referred for review	318
Feb.	6	Placed on Select File	423
Feb.	7	Referred for engrossment	451
Feb.	13	Correctly engrossed	535
Feb.	18	Final Reading	625
Feb.	19	Correctly enrolled. Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 251 **By Matzke, Warner**

Jan.	10	Read first time	97
Jan.	13	Referred to Committee on Education	103
Jan.	22	Notice of hearing	174
Mar.	24	Placed on General File	1125
Apr.	10	Referred for review	1366
Apr.	15	Placed on Select File	1436
Apr.	16	Referred for engrossment	1464
Apr.	22	Correctly engrossed	1579
Apr.	30	Final Reading	1745

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May 1	Correctly enrolled	1760
May 2	Speaker signed	1790
May 5	Presented to Governor	1826
May 7	Approved by Governor	1865

LEGISLATIVE BILL 252 By Swanson, Marvel, Elrod, Ziebarth, Simpson, Waldron, Luedtke, Bloom, Proud, Mahoney, Matzke, Wenzlaff, Burbach

Jan. 10	Read first time	97
Jan. 13	Referred to Committee on Miscellaneous Subjects	103
Jan. 17	Notice of hearing	142
Jan. 28	Placed on General File	264
Jan. 30	Co-introducer added	318
Jan. 30	Referred for review	319
Feb. 6	Placed on Select File	423
Feb. 7	Referred for engrossment	451
Feb. 13	Correctly engrossed	535
Feb. 18	Final Reading	625
Feb. 19	Correctly enrolled. Speaker signed	647
Feb. 20	Presented to Governor	674
Feb. 21	Approved by Governor	682

LEGISLATIVE BILL 253 By Swanson, Marvel, Elrod, Simpson, Waldron, Luedtke, Wenzlaff, Matzke, Burbach, Bloom, Proud, Mahoney

Jan. 10	Read first time	98
Jan. 13	Referred to Committee on Miscellaneous Subjects	103
Jan. 17	Notice of hearing	142
Jan. 28	Placed on General File	264
Jan. 30	Co-introducer added	318
Jan. 30	Referred for review	319
Feb. 6	Placed on Select File	424
Feb. 7	Referred for engrossment	451
Feb. 13	Correctly engrossed	535
Feb. 18	Final Reading	626
Feb. 19	Correctly enrolled. Speaker signed	647
Feb. 20	Presented to Governor	674
Feb. 21	Approved by Governor	682

LEGISLATIVE BILL 254 By Swanson, Marvel, Ziebarth, Elrod, Simpson, Wenzlaff, Burbach, Waldron, Luedtke, Bloom, Matzke, Proud, Mahoney

Jan. 10	Read first time	98

			Page
Jan.	13	Referred to Committee on Revenue	103
Feb.	12	Notice of hearing	521
Feb.	25	Placed on General File	744
Mar.	14	Referred for review	990
Mar.	18	Placed on Select File	1017
Mar.	19	Referred for engrossment	1045
Mar.	26	Correctly engrossed	1164
Apr.	1	Final Reading	1251
Apr.	2	Correctly enrolled	1271
Apr.	8	Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 255 By Swanson, Marvel, Elrod, Ziebarth, Simpson, Waldron, Luedtke, Burbach, Bloom, Matzke, Proud, Wenzlaff, Mahoney

Jan.	10	Read first time	99
Jan.	13	Referred to Committee on Revenue	103
Feb.	3	Request. Laid over	342
Feb.	4	Request renewed. Withdrawn	388

LEGISLATIVE BILL 256 By Swanson, Marvel, Elrod, Ziebarth, Simpson, Waldron, Luedtke, Bloom, Matzke, Proud, Mahoney, Wenzlaff

Jan.	10	Read first time	99
Jan.	13	Referred to Committee on Revenue	103
Feb.	12	Notice of hearing	521
June	19	Indefinitely postponed	2656

LEGISLATIVE BILL 257 By Pedersen

Jan.	10	Read first time	99
Jan.	13	Referred to Committee on Budget	103
Feb.	21	Notice of hearing	683
Mar.	6	Placed on General File	863
Apr.	11	Referred for review	1390
Apr.	15	Placed on Select File	1438
Apr.	16	Referred for engrossment	1465
Apr.	22	Correctly engrossed	1579
Apr.	30	Final Reading	1746
May	1	Correctly enrolled	1760
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 258 By Pedersen

			Page
Jan.	10	Read first time	99
Jan.	13	Referred to Committee on Judiciary	103
Feb.	6	Notice of hearing	430
Feb.	21	Placed on General File	694
Mar.	18	Referred for review	1030
Mar.	24	Placed on Select File	1120
Mar.	25	Referred for engrossment	1143
Mar.	28	Correctly engrossed	1218
Apr.	8	Final Reading	1295
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 259 By Swanson, Simpson

Jan.	13	Read first time	103
Jan.	14	Referred to Committee on Government and Military Affairs	112
Jan.	16	Co-introducer added	134
Jan.	27	Notice of hearing	228
Feb.	24	Placed on General File	707
Mar.	7	Referred for review	885
Mar.	12	Placed on Select File	951
Mar.	13	Referred for engrossment	966
Mar.	14	Replaced on Select File	980
Mar.	17	Referred for engrossment	1006
Mar.	20	Correctly engrossed	1060
Mar.	25	Final Reading	1133
Mar.	26	Correctly enrolled	1164
Mar.	26	President signed	1165
Mar.	27	Motion. Returned to Select File	1180
Mar.	27	Referred for re-engrossment	1198
Apr.	1	Replaced on Select File	1233
Apr.	2	Referred for engrossment	1282
Apr.	10	Correctly re-engrossed	1359
Apr.	15	Final Reading	1426
Apr.	16	Correctly enrolled. Speaker signed	1462
Apr.	17	Presented to Governor	1498
Apr.	21	Approved by Governor	1540

LEGISLATIVE BILL 260 By Swanson, Warner, Simpson

Jan.	13	Read first time	103
Jan.	14	Referred to Committee on Salaries and Claims	112

			Page
Jan.	24	Notice of hearing	207
Apr.	29	Indefinitely postponed	1713

LEGISLATIVE BILL 261 By Swanson, Marvel, Elrod, Wenzlaff, Simpson, Waldron, Burbach, Luedtke, Bloom, Matzke, Proud, Mahoney

Jan.	13	Read first time	104
Jan.	14	Referred to Committee on Miscellaneous Subjects	112
Jan.	22	Notice of hearing	184
Feb.	19	Placed on General File	647
Mar.	6	Referred for review	861
Mar.	11	Placed on Select File	920
Mar.	13	Referred for engrossment	965
Mar.	20	Correctly engrossed	1060
Mar.	25	Final Reading	1133
Mar.	26	Correctly enrolled	1164
Mar.	26	President signed	1165
Mar.	27	Presented to Governor	1185
Mar.	28	Approved by Governor	1205

LEGISLATIVE BILL 262 By Mahoney

Jan.	13	Read first time	104
Jan.	14	Referred to Committee on Banking, Commerce and Insurance	112
Jan.	17	Notice of hearing	142
Feb.	5	Placed on General File	420
Feb.	12	Indefinitely postponed	529

LEGISLATIVE BILL 263 By Mahoney

Jan.	13	Read first time	104
Jan.	14	Referred to Committee on Banking, Commerce and Insurance	112
Jan.	17	Notice of hearing	142
Feb.	5	Placed on General File	420
Feb.	12	Referred for review	530
Feb.	14	Placed on Select File	574
Feb.	17	Referred for engrossment	612
Feb.	21	Correctly engrossed	692
Feb.	26	Final Reading	749
Feb.	27	Correctly enrolled	768
Feb.	27	Speaker signed	769
Feb.	28	Presented to Governor	778
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 264 By Reynolds, Klaver

			Page
Jan.	13	Read first time	104
Jan.	14	Referred to Committee on Urban Affairs	112
Jan.	30	Notice of hearing	298
Feb.	28	Placed on General File	777
Mar.	14	Referred for review	991
Mar.	19	Placed on Select File	1042
Mar.	20	Referred for engrossment	1075
Mar.	25	Correctly engrossed	1139
Mar.	28	Final Reading	1205
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 265 By Reynolds, Klaver

Jan.	13	Read first time	105
Jan.	14	Referred to Committee on Urban Affairs	112
Jan.	30	Notice of hearing	299
Feb.	28	Placed on General File	777
Mar.	14	Referred for review	991
Mar.	19	Placed on Select File	1043
Mar.	20	Referred for engrossment	1075
Mar.	25	Correctly engrossed	1139
Mar.	28	Final Reading	1206
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 266 By Swanson

Jan.	13	Read first time	105
Jan.	14	Referred to Committee on Judiciary	112
Feb.	3	Notice of hearing	378
Feb.	14	Indefinitely postponed	575

LEGISLATIVE BILL 267 By Swanson

Jan.	13	Read first time	105
Jan.	14	Referred to Committee on Judiciary	112
Jan.	28	Notice of hearing	255
Feb.	10	Placed on General File	481
Feb.	18	Referred for review	642
Feb.	21	Placed on Select File	691
Feb.	24	Referred for engrossment	718

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Feb.	28	Correctly engrossed	775
Mar.	5	Final Reading	835
Mar.	6	Correctly enrolled. President signed	855
Mar.	7	Presented to Governor	880
Mar.	10	Approved by Governor	895

LEGISLATIVE BILL 268 By Swanson

Jan.	13	Read first time	105
Jan.	14	Referred to Committee on Judiciary	112
Feb.	3	Notice of hearing	378
Feb.	14	Placed on General File	575
Feb.	26	Referred for review	758
Feb.	28	Placed on Select File	775
Mar.	3	Referred for engrossment	806
Mar.	6	Correctly engrossed	855
Mar.	11	Final Reading	912
Mar.	12	Correctly enrolled. Speaker signed	952
Mar.	13	Presented to Governor	967
Mar.	17	Approved by Governor	996

LEGISLATIVE BILL 269 By Swanson, Luedtke, Simpson

Jan.	13	Read first time	105
Jan.	14	Referred to Committee on Government and Military Affairs	112
Jan.	27	Notice of hearing	228
Feb.	10	Placed on General File	459
Feb.	18	Referred for review	641
Feb.	21	Placed on Select File	690
Feb.	24	Referred for engrossment	718
Feb.	28	Correctly engrossed	775
Mar.	5	Final Reading	836
Mar.	6	Correctly enrolled. President signed	855
Mar.	7	Presented to Governor	880
Mar.	10	Approved by Governor	895

LEGISLATIVE BILL 270 By Swanson, Luedtke, Simpson

Jan.	13	Read first time	106
Jan.	14	Referred to Committee on Public Works	112
Jan.	23	Notice of hearing	196
Feb.	6	Placed on General File	439
Feb.	17	Referred for review	614
Feb.	19	Placed on Select File	644
Feb.	20	Referred for engrossment	672
Feb.	26	Correctly engrossed	747

		Page
Mar. 3	Final Reading	804
Mar. 4	Correctly enrolled. President signed	818
Mar. 5	Presented to Governor	838
Mar. 7	Approved by Governor	869

LEGISLATIVE BILL 271 By Swanson, Luedtke, Simpson

Jan. 13	Read first time	106
Jan. 14	Referred to Committee on Urban Affairs	112
Jan. 28	Notice of hearing	255
Feb. 7	Placed on General File	442
Feb. 17	Referred for review	614
Feb. 19	Placed on Select File	644
Feb. 20	Referred for engrossment	673
Feb. 26	Correctly engrossed	748
Mar. 3	Final Reading	804
Mar. 4	Correctly enrolled. President signed	818
Mar. 5	Presented to Governor	838
Mar. 7	Approved by Governor	869

LEGISLATIVE BILL 272 By Swanson

Jan. 13	Read first time	106
Jan. 14	Referred to Committee on Public Works	112
Jan. 23	Notice of hearing	196
Feb. 5	Placed on General File	407
Feb. 7	Referred for review	454
Feb. 13	Placed on Select File	534
Feb. 14	Referred for engrossment	585
Feb. 20	Correctly engrossed	666
Feb. 25	Final Reading	736
Feb. 26	Correctly enrolled. Speaker signed	748
Feb. 27	Presented to Governor	768
Mar. 3	Approved by Governor	796

LEGISLATIVE BILL 273 By Swanson

Jan. 13	Read first time	106
Jan. 14	Referred to Committee on Public Works	112
Jan. 23	Notice of hearing	196
Feb. 5	Placed on General File	407
Feb. 7	Referred for review	454
Feb. 13	Placed on Select File	535
Feb. 14	Referred for engrossment	585
Feb. 20	Replaced on Select File	665
Feb. 21	Referred for engrossment	697
Feb. 25	Correctly engrossed	728

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Feb.	28	Final Reading	780
Mar.	3	Correctly enrolled	798
Mar.	3	President signed	799
Mar.	4	Presented to Governor	819
Mar.	6	Approved by Governor	848

LEGISLATIVE BILL 274 By Bloom, Mahoney, Skarda

Jan.	13	Read first time	107
Jan.	14	Referred to Committee on Labor	112
Jan.	31	Notice of hearing	324
Mar.	3	Placed on General File	798
Mar.	14	Referred for review	993
Mar.	20	Placed on Select File	1059
Mar.	21	Referred for engrossment	1102
Mar.	24	Replaced on Select File	1119
Mar.	25	Referred for engrossment	1143
Apr.	1	Replaced on Select File	1239
Apr.	2	Referred for engrossment	1284
Apr.	2	Correctly engrossed	1288
Apr.	11	Final Reading	1380
Apr.	11	Explanation of vote	1383
Apr.	14	Correctly enrolled. Speaker signed	1412
Apr.	15	Presented to Governor	1446
Apr.	16	Approved by Governor	1460

LEGISLATIVE BILL 275 By Robinson, Wallwey, Stull, Wiltse

Jan.	13	Read first time	107
Jan.	14	Referred to Committee on Education	112
Jan.	22	Notice of hearing	174
Jan.	31	Placed on General File	326
Feb.	5	Referred for review	416
Feb.	7	Placed on Select File	444
Feb.	8	Referred for engrossment	483
Feb.	14	Replaced on Select File	573
Feb.	17	Referred for engrossment	612
Feb.	24	Correctly engrossed	710
Feb.	27	Final Reading	766
Feb.	28	Correctly enrolled. Speaker signed	775
Mar.	3	Presented to Governor	808
Mar.	4	Approved by Governor	815

LEGISLATIVE BILL 276 By Robinson, Adamson, Burbach, Budd

Jan.	13	Read first time	107

			Page
Jan.	14	Referred to Committee on Miscellaneous Subjects	113
Jan.	29	Notice of hearing	268
Mar.	14	Placed on General File	983
Apr.	2	Referred for review	1288
Apr.	9	Placed on Select File	1323
Apr.	10	Referred for engrossment	1373
Apr.	14	Correctly engrossed	1411
Apr.	17	Final Reading	1485
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 277 By Robinson, Adamson, Burbach, Budd

Jan.	13	Read first time	107
Jan.	14	Referred to Committee on Revenue	113
Jan.	16	Co-introducers added	134
Jan.	21	Notice of hearing	171
Feb.	3	Placed on General File	347
Feb.	6	Referred for review	438
Feb.	10	Placed on Select File	457
Feb.	11	Referred for engrossment	493
Feb.	12	Replaced on Select File	512
Feb.	13	Referred for engrossment	536
Feb.	18	Correctly engrossed	620
Feb.	21	Final Reading	687
Feb.	24	Correctly enrolled. President signed	711
Feb.	24	Presented to Governor	720
Feb.	25	Approved by Governor	732

LEGISLATIVE BILL 278 By Robinson, Mahoney

Jan.	13	Read first time	107
Jan.	14	Referred to Committee on Miscellaneous Subjects	113
Jan.	29	Notice of hearing	268
Feb.	12	Indefinitely postponed	515

LEGISLATIVE BILL 279 By Robinson

Jan.	13	Read first time	108
Jan.	14	Referred to Committee on Public Works	113
Jan.	14	Co-introducer added	113
Mar.	20	Notice of hearing	1083
Apr.	16	Indefinitely postponed	1463

LEGISLATIVE BILL 280 By Robinson, Knight, Ziebarth

Jan.	13	Read first time	108

			Page
Jan.	14	Referred to Committee on Education	113
Feb.	11	Notice of hearing	496
Mar.	5	Placed on General File	846
Mar.	24	Referred for review	1129
Mar.	27	Placed on Select File	1177
Mar.	28	Referred for engrossment	1223
Apr.	8	Correctly engrossed	1317
Apr.	14	Final Reading	1397
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 281 By Robinson, Clark

Jan.	13	Read first time	108
Jan.	14	Referred to Committee on Government and Military Affairs	113
Jan.	30	Notice of hearing	298
Mar.	5	Placed on General File	827
Mar.	14	Referred for review	994
Mar.	20	Placed on Select File	1059
Mar.	21	Referred for engrossment	1102
Mar.	28	Correctly engrossed	1218
Apr.	8	Final Reading	1295
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 282 By Luedtke

Jan.	13	Read first time	108
Jan.	14	Referred to Committee on Public Works	113
Jan.	23	Notice of hearing	196
Jan.	24	Hearing cancelled	207
Mar.	13	Notice of hearing	971
Mar.	26	Placed on General File	1170
May	14	Referred for review	1999
May	19	Placed on Select File	2052
May	20	Referred for engrossment	2085
May	27	Correctly engrossed	2222
June	4	Final Reading	2318
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 283 By Luedtke

			Page
Jan.	13	Read first time	108
Jan.	14	Referred to Committee on Judiciary	113
Feb.	3	Notice of hearing	378
Feb.	14	Placed on General File	575
Feb.	28	Referred for review	782
Mar.	4	Placed on Select File	816
Mar.	5	Referred for engrossment	841
Mar.	7	Correctly engrossed	877
Mar.	12	Final Reading	946
Mar.	13	Correctly enrolled. President signed	963
Mar.	14	Presented to Governor	986
Mar.	17	Approved by Governor	996

LEGISLATIVE BILL 284 By Luedtke

Jan.	13	Read first time	109
Jan.	14	Referred to Committee on Judiciary	113
Feb.	3	Notice of hearing	378
Feb.	14	Placed on General File	575
Feb.	28	Referred for review	783
Mar.	4	Placed on Select File	817
Mar.	5	Referred for engrossment	841
Mar.	10	Correctly engrossed	899
Mar.	13	Bracketed	959
Mar.	14	Request. Returned to Select File	979
Mar.	14	Referred for re-engrossment	986
Mar.	17	Replaced on Select File	998
Mar.	18	Referred for engrossment	1025
Mar.	20	Correctly engrossed	1060
Mar.	25	Final Reading	1134
Mar.	26	Correctly enrolled	1164
Mar.	26	President signed	1165
Mar.	27	Presented to Governor	1185
Mar.	28	Approved by Governor	1205

LEGISLATIVE BILL 285 By Wallwey, Wylie, Elrod

Jan.	13	Read first time	109
Jan.	14	Referred to Committee on Public Health and Welfare	113
Jan.	27	Notice of hearing	228
Mar.	14	Indefinitely postponed	980

LEGISLATIVE BILL 286 By Wallwey, Wylie, Elrod

Jan.	13	Read first time	109

			Page
Jan.	14	Referred to Committee on Public Health and Welfare	113
Feb.	19	Notice of hearing	644
Mar.	28	Placed on General File	1219
Apr.	16	Laid over	1470
Apr.	23	Change of order	1622
Apr.	29	Referred for review	1715
Apr.	29	Bracketed	1716
May	1	Placed on Select File	1760
May	2	Bracketed	1803
July	9	Referred for engrossment	2892
July	11	Replaced on Select File	2919
July	14	Referred for engrossment	2954
July	18	Correctly engrossed	3031
July	24	Final Reading	3123
July	25	Correctly enrolled	3147
July	25	Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185

LEGISLATIVE BILL 287 By Swanson, Mahoney, Bloom, Ziebarth

Jan.	13	Read first time	110
Jan.	14	Referred to Committee on Education	113
Feb.	18	Notice of hearing	618
Mar.	5	Indefinitely postponed	845

LEGISLATIVE BILL 288 By Budd

Jan.	14	Read first time	113
Jan.	15	Referred to Committee on Government and Military Affairs	120
Jan.	30	Notice of hearing	298
Mar.	5	Placed on General File	828
Mar.	21	Referred for review	1104
Mar.	26	Placed on Select File	1163
Mar.	27	Referred for engrossment	1198
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1341
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 289 By Waldo, Wiltse

Jan.	14	Read first time	113

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Jan.	15	Referred to Committee on Revenue	120
Feb.	12	Notice of hearing	521
Feb.	26	Indefinitely postponed	747

LEGISLATIVE BILL 290 By Waldo, Kremer, Wiltse

Jan.	14	Read first time	114
Jan.	15	Co-introducer added. Referred to Committee on Revenue	120
Jan.	16	Co-introducers added	133
Feb.	25	Notice of hearing	723
May	9	Placed on General File	1923
June	6	Considered	2384
June	9	Referred for review	2414
June	11	Placed on Select File	2459
June	12	Laid over	2488
June	13	Laid over	2510
June	16	Laid over	2543
June	17	Laid over	2572
June	18	Laid over	2607
June	19	Request	2649
June	19	Referred for engrossment	2650
June	20	Replaced on Select File	2690
June	24	Referred for engrossment	2729
July	7	Correctly engrossed	2847
July	10	Final Reading	2902
July	11	Correctly enrolled. President signed	2921
July	14	Presented to Governor	2960
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 291 By Craft

Jan.	14	Read first time	114
Jan.	15	Referred to Committee on Urban Affairs	120
Jan.	30	Notice of hearing	299
Feb.	28	Placed on General File	777
Mar.	14	Referred for review	991
Mar.	19	Placed on Select File	1043
Mar.	20	Referred for engrossment	1075
Mar.	24	Replaced on Select File	1119
Mar.	25	Referred for engrossment	1143
Mar.	28	Correctly engrossed	1218
Apr.	8	Final Reading	1296
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329

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Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 292 By Craft

Jan.	14	Read first time	114
Jan.	15	Referred to Committee on Miscellaneous Subjects	120
Jan.	29	Notice of hearing	269
Feb.	19	Placed on General File	648
Mar.	17	Referred for review	1007
Mar.	21	Placed on Select File	1094
Mar.	24	Referred for engrossment	1126
Mar.	28	Correctly engrossed	1218
Apr.	8	Final Reading	1297
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 293 By Craft

Jan.	14	Read first time	114
Jan.	15	Referred to Committee on Public Works	120
Jan.	23	Notice of hearing	196
Jan.	24	Co-introducer added	206
May	14	Indefinitely postponed	1993
May	19	Motion. Laid over	2057
May	20	Motion renewed. Placed on General File	2087
Aug.	11	Indefinitely postponed	3448

LEGISLATIVE BILL 294 By Craft

Jan.	14	Read first time	114
Jan.	15	Referred to Committee on Agriculture and Recreation	120
Feb.	12	Notice of hearing	522
Mar.	11	Indefinitely postponed	922

LEGISLATIVE BILL 295 By Carstens, Robinson

Jan.	14	Read first time	114
Jan.	15	Referred to Committee on Salaries and Claims	120
Jan.	23	Notice of hearing	196
Apr.	30	Placed on General File	1737
July	7	Referred for review	2854
July	10	Placed on Select File	2897
July	14	Referred for engrossment	2951

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July	16	Correctly engrossed	2989
July	21	Final Reading	3051
July	22	Correctly enrolled	3069
July	22	Speaker signed	3070
July	23	Presented to Governor	3104
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 296 By Marvel

Jan.	14	Read first time	115
Jan.	15	Referred to Committee on Government and Military Affairs	120
Jan.	30	Notice of hearing	298
Mar.	5	Indefinitely postponed	830

LEGISLATIVE BILL 297 By Adamson, Stull

Jan.	14	Read first time	115
Jan.	15	Referred to Committee on Public Works	120
Feb.	5	Notice of hearing	418
Feb.	26	Placed on General File	754
Mar.	13	Referred for review	969
Mar.	17	Placed on Select File	1001
Mar.	18	Referred for engrossment	1026
Mar.	21	Correctly engrossed	1098
Mar.	26	Final Reading	1156
Mar.	27	Correctly enrolled. President signed	1177
Mar.	28	Presented to Governor	1218
Apr.	1	Approved by Governor	1232

LEGISLATIVE BILL 298 By Adamson, Stull

Jan.	14	Read first time	115
Jan.	15	Referred to Committee on Public Works	120
Feb.	5	Notice of hearing	418
Feb.	26	Placed on General File	754
Mar.	13	Referred for review	969
Mar.	17	Placed on Select File	1001
Mar.	18	Referred for engrossment	1027
Mar.	21	Correctly engrossed	1098
Mar.	26	Final Reading	1156
Mar.	27	Correctly enrolled. President signed	1177
Mar.	28	Presented to Governor	1218
Apr.	1	Approved by Governor	1232

LEGISLATIVE BILL 299 By Elrod

			Page
Jan.	14	Read first time	115
Jan.	15	Referred to Committee on Judiciary	120
Jan.	16	Co-introducer added	137
Feb.	3	Notice of hearing	378
Feb.	4	Hearing cancelled	392
Feb.	6	Notice of hearing	430
Feb.	21	Placed on General File	695
Mar.	18	Referred for review	1030
Mar.	24	Placed on Select File	1120
Mar.	25	Referred for engrossment	1143
Apr.	1	Correctly engrossed	1238
Apr.	8	Final Reading	1301
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 300 By Danner, Skarda

Jan.	14	Read first time	115
Jan.	15	Referred to Committee on Public Health And Welfare	120
Jan.	27	Notice of hearing	228
Feb.	28	Indefinitely postponed	776

LEGISLATIVE BILL 301 By Swanson

Jan.	14	Read first time	115
Jan.	15	Referred to Committee on Urban Affairs	121
Jan.	30	Notice of hearing	299
Apr.	2	Request. Withdrawn	1280

LEGISLATIVE BILL 302 By Swanson

Jan.	14	Read first time	116
Jan.	15	Referred to Committee on Public Health and Welfare	121
Jan.	27	Notice of hearing	228
Feb.	13	Placed on General File	553
Feb.	21	Referred for review	699
Feb.	25	Placed on Select File	727
Feb.	26	Referred for engrossment	752
Mar.	4	Correctly engrossed	818
Mar.	7	Final Reading	872
Mar.	10	Correctly enrolled	899
Mar.	10	President signed	900

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Mar.	11	Presented to Governor	927
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 303 By Marvel

Jan.	14	Read first time	116
Jan.	15	Referred to Committee on Budget	121
Jan.	15	Placed on General File	121
Jan.	21	Referred for review	160
Jan.	21	Placed on Select File. Referred for engrossment	161
Jan.	21	Correctly engrossed	162
Jan.	23	Final Reading	199
Jan.	23	Correctly enrolled	201
Jan.	23	Speaker signed	202
Jan.	24	Presented to Governor	206
Jan.	27	Approved by Governor	228

LEGISLATIVE BILL 304 By Hasebroock, Adamson

Jan.	14	Read first time	116
Jan.	15	Referred to Committee on Banking, Commerce and Insurance	121
Jan.	23	Notice of hearing	202
Feb.	21	Placed on General File	702
Mar.	6	Laid over	861
Mar.	13	Referred for review	968
Mar.	17	Placed on Select File	1000
Mar.	18	Referred for engrossment	1026
Mar.	21	Correctly engrossed	1098
Mar.	26	Final Reading	1157
Mar.	26	Explanation of vote	1158
Mar.	27	Correctly enrolled. President signed	1177
Mar.	28	Presented to Governor	1218
Apr.	1	Approved by Governor	1232

LEGISLATIVE BILL 305 By Elrod

Jan.	14	Read first time	116
Jan.	15	Referred to Committee on Public Works	121
Jan.	24	Notice of hearing	207
Feb.	20	Placed on General File	667
Mar.	6	Laid over	860
Mar.	17	Referred for review	1008
Mar.	21	Placed on Select File	1095
Mar.	24	Referred for engrossment	1126
Mar.	28	Replaced on Select File	1215
Apr.	1	Referred for engrossment	1256

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Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1342
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 306 By Waldron

Jan.	14	Read first time	116
Jan.	15	Referred to Committee on Salaries and Claims	121
Jan.	24	Notice of hearing	207
Apr.	29	Indefinitely postponed	1713

LEGISLATIVE BILL 307 By Waldron

Jan.	14	Read first time	117
Jan.	15	Referred to Committee on Salaries and Claims	121
Jan.	24	Notice of hearing	207
Apr.	29	Indefinitely postponed	1713

LEGISLATIVE BILL 308 By Waldron

Jan.	14	Read first time	117
Jan.	15	Referred to Committee on Agriculture and Recreation	121
Feb.	26	Notice of hearing	746
Mar.	11	Indefinitely postponed	922

LEGISLATIVE BILL 309 By Klaver

Jan.	14	Read first time	117
Jan.	15	Co-introducers added	120
Jan.	15	Referred to Committee on Government and Military Affairs	121
Jan.	30	Notice of hearing	298
Mar.	10	Placed on General File	900
June	9	Motion	2415
June	9	Motion renewed. Indefinitely postponed	2419

LEGISLATIVE BILL 310 By Luedtke, Swanson, Orme, Simpson

Jan.	14	Read first time	117
Jan.	15	Referred to Committee on Urban Affairs	121
Jan.	30	Notice of hearing	299
Feb.	28	Placed on General File	777

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Mar.	14	Referred for review	991
Mar.	19	Placed on Select File	1043
Mar.	20	Referred for engrossment	1076
Mar.	25	Correctly engrossed	1139
Mar.	28	Laid over	1207
Apr.	1	Change of order	1233
Apr.	2	Returned to Select File	1269
Apr.	2	Referred for re-engrossment	1285
Apr.	10	Correctly re-engrossed	1359
Apr.	15	Final Reading	1427
Apr.	16	Correctly enrolled. Speaker signed	1462
Apr.	17	Presented to Governor	1498
Apr.	21	Approved by Governor	1540

LEGISLATIVE BILL 311 By Luedtke, Swanson, Orme, Simpson

Jan.	14	Read first time	117
Jan.	15	Referred to Committee on Urban Affairs	121
Jan.	30	Notice of hearing	299
Feb.	28	Placed on General File	777
Mar.	14	Referred for review	991
Mar.	19	Placed on Select File	1043
Mar.	20	Referred for engrossment	1076
Mar.	25	Correctly engrossed	1139
Mar.	28	Final Reading	1207
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 312 By Skarda

Jan.	15	Read first time	123
Jan.	17	Referred to Committee on Judiciary	143
Feb.	6	Notice of hearing	431
Mar.	3	Placed on General File	799
Mar.	24	Referred for review	1128
Mar.	27	Placed on Select File	1175
Mar.	28	Referred for engrossment	1222
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1343
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 313 By Skarda

			Page
Jan.	15	Read first time	123
Jan.	17	Referred to Committee on Judiciary	143
Feb.	6	Notice of hearing	431
Feb.	26	Placed on General File	747
Mar.	13	Referred for review	969
Mar.	18	Placed on Select File	1018
Mar.	19	Referred for engrossment	1045
Mar.	24	Correctly engrossed	1122
Mar.	27	Final Reading	1178
Mar.	28	Correctly enrolled. Speaker signed	1218
Apr.	1	Presented to Governor	1233
Apr.	2	Approved by Governor	1270

LEGISLATIVE BILL 314 By Skarda

Jan.	15	Read first time	123
Jan.	17	Referred to Committee on Government and Military Affairs	143
Jan.	30	Notice of hearing	298
Mar.	5	Placed on General File	828
Mar.	24	Referred for review	1128
Mar.	27	Placed on Select File	1176
Mar.	28	Referred for engrossment	1222
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1344
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 315 By Skarda

Jan.	15	Read first time	123
Jan.	17	Referred to Committee on Judiciary	143
Feb.	6	Notice of hearing	431
Mar.	3	Placed on General File	799
Mar.	24	Referred for review	1128
Mar.	27	Placed on Select File	1176
Mar.	28	Referred for engrossment	1222
Apr.	8	Correctly engrossed	1317
Apr.	14	Final Reading	1398
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 316 By Skarda

			Page
Jan.	15	Read first time	124
Jan.	17	Referred to Committee on Government and Military Affairs	143
Jan.	30	Notice of hearing	298
Mar.	5	Placed on General File	828
Mar.	24	Referred for review	1129
Mar.	27	Placed on Select File	1176
Mar.	28	Referred for engrossment	1223
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1344
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	15	Approved by Governor	1425

LEGISLATIVE BILL 317 By Proud

Jan.	15	Read first time	124
Jan.	17	Referred to Committee on Salaries and Claims	143
Jan.	23	Notice of hearing	196
Feb.	3	Placed on General File	344
Feb.	6	Referred for review	438
Feb.	10	Placed on Select File	458
Feb.	11	Referred for engrossment	493
Feb.	14	Correctly engrossed	573
Feb.	18	Final Reading	633
Feb.	19	Correctly enrolled. Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 318 By Adamson, Hasebroock

Jan.	15	Read first time	124
Jan.	17	Referred to Committee on Revenue	143
Feb.	25	Notice of hearing	723
Apr.	30	Placed on General File	1739
May	22	Change of order	2133
May	23	Referred for review	2173
June	3	Placed on Select File	2280
June	4	Referred for engrossment	2329
June	9	Correctly engrossed	2392
June	12	Final Reading	2482
June	13	Correctly enrolled. President signed	2505
June	16	Presented to Governor	2543
June	18	Approved by Governor	2593

LEGISLATIVE BILL 319 By Stull

			Page
Jan.	15	Read first time	124
Jan.	17	Referred to Committee on Government and Military Affairs	143
Jan.	30	Notice of hearing	298
Mar.	10	Indefinitely postponed	900

LEGISLATIVE BILL 320 By Marvel

Jan.	15	Read first time	124
Jan.	17	Placed on General File	143
Jan.	21	Referred for review	160
Jan.	21	Placed on Select File. Referred for engrossment	161
Jan.	21	Correctly engrossed	162
Jan.	23	Rules suspended	199
Jan.	23	Final Reading	200
Jan.	23	Correctly enrolled	201
Jan.	23	Speaker signed	202
Jan.	24	Presented to Governor	206
Jan.	27	Approved by Governor	228

LEGISLATIVE BILL 321 By Waldo, Ziebarth, Kennedy

Jan.	15	Read first time	124
Jan.	17	Referred to Committee on Agriculture and Recreation	143
Feb.	6	Notice of hearing	431
Feb.	14	Placed on General File	574
Feb.	21	Referred for review	700
Feb.	25	Placed on Select File	727
Feb.	26	Referred for engrossment	752
Mar.	4	Correctly engrossed	818
Mar.	7	Final Reading	873
Mar.	10	Correctly enrolled	899
Mar.	10	President signed	900
Mar.	11	Presented to Governor	927
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 322 By Waldo, Carstens

Jan.	15	Read first time	125
Jan.	17	Referred to Committee on Public Works	143
Jan.	30	Notice of hearing	304
Feb.	13	Placed on General File	540
Feb.	19	Referred for review	662
Feb.	21	Placed on Select File	692
Feb.	24	Referred for engrossment	719

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Mar.	3	Correctly engrossed	798
Mar.	6	Final Reading	853
Mar.	7	Correctly enrolled. President signed	878
Mar.	10	Presented to Governor	901
Mar.	12	Approved by Governor	944

LEGISLATIVE BILL 323 By Waldo, Wiltse, Kokes, Wallwey

Jan.	15	Read first time	128
Jan.	16	Co-introducers added	133
Jan.	17	Referred to Committee on Agriculture and Recreation	143
Jan.	17	Co-introducer added	144
Feb.	26	Notice of hearing	746
May	14	Indefinitely postponed	1998

LEGISLATIVE BILL 324 By Wallwey, Burbach, Kokes, Stull, Whitney

Jan.	15	Read first time	128
Jan.	16	Co-introducer added	133
Jan.	17	Referred to Committee on Public Works	143
Jan.	17	Co-introducer added	143
Jan.	17	Co-introducer added	144
Mar.	27	Notice of hearing	1187
May	7	Indefinitely postponed	1885

LEGISLATIVE BILL 325 By Kremer, Simpson

Jan.	16	Read first time	131
Jan.	17	Referred to Committee on Agriculture and Recreation	143
Feb.	12	Notice of hearing	522
Apr.	29	Indefinitely postponed	1725

LEGISLATIVE BILL 326 By Kremer, Simpson

Jan.	16	Read first time	131
Jan.	17	Referred to Committee on Agriculture and Recreation	143
Feb.	12	Notice of hearing	522
Apr.	29	Indefinitely postponed	1725

LEGISLATIVE BILL 327 By Swanson, Holmquist

Jan.	16	Read first time	132
Jan.	17	Referred to Committee on Banking, Commerce and Insurance	143

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Jan.	23	Notice of hearing	202
Mar.	12	Placed on General File	956
Apr.	1	Referred for review	1257
Apr.	8	Placed on Select File	1314
Apr.	9	Referred for engrossment	1350
Apr.	11	Correctly engrossed	1385
Apr.	16	Final Reading	1455
Apr.	17	Correctly enrolled	1496
Apr.	17	Speaker signed	1506
Apr.	18	Presented to Governor	1512
Apr.	21	Approved by Governor	1541

LEGISLATIVE BILL 328 By Swanson, Holmquist

Jan.	16	Read first time	132
Jan.	17	Referred to Committee on Banking, Commerce and Insurance	143
Jan.	23	Notice of hearing	202
Feb.	21	Placed on General File	702
Mar.	6	Referred for review	861
Mar.	11	Placed on Select File	920
Mar.	13	Referred for engrossment	965
Mar.	17	Correctly engrossed	1002
Mar.	20	Final Reading	1054
Mar.	21	Correctly enrolled. President signed	1098
Mar.	24	Presented to Governor	1125
Mar.	26	Approved by Governor	1154

LEGISLATIVE BILL 329 By Swanson, Holmquist

Jan.	16	Read first time	132
Jan.	17	Referred to Committee on Banking, Commerce and Insurance	143
Jan.	23	Notice of hearing	202
Feb.	28	Placed on General File	791
Mar.	14	Referred for review	992
Mar.	20	Placed on Select File	1058
Mar.	21	Referred for engrossment	1101
Mar.	27	Correctly engrossed	1177
Apr.	1	Returned to Select File	1254
Apr.	1	Referred for re-engrossment	1256
Apr.	8	Correctly re-engrossed	1317
Apr.	14	Final Reading	1398
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 330 By Luedtke, Robinson

			Page
Jan.	16	Read first time	132
Jan.	17	Referred to Committee on Judiciary	143
Feb.	26	Notice of hearing	756
Mar.	25	Placed on General File	1140
May	13	Bracketed	1970
June	19	Unbracketed	2644
June	20	Referred for review	2685
June	26	Placed on Select File	2782
June	27	Referred for engrossment	2832
July	7	Replaced on Select File	2846
July	8	Bracketed	2857
July	14	Unbracketed	2960
July	15	Bracketed	2972
July	28	Unbracketed. Referred for engrossment	3174
July	29	Replaced on Select File	3188
July	30	Referred for engrossment	3217
July	31	Correctly engrossed	3237
Aug.	5	Motion. Final Reading	3319
Aug.	6	Correctly enrolled. Speaker signed	3341
Aug.	7	Presented to Governor	3409
Aug.	7	Approved by Governor	3415

LEGISLATIVE BILL 331 By Waldo, Duis

Jan.	16	Read first time	132
Jan.	17	Referred to Committee on Government and Military Affairs	143
Jan.	30	Notice of hearing	298
Mar.	10	Indefinitely postponed	900

LEGISLATIVE BILL 332 By Skarda, Nore

Jan.	16	Read first time	134
Jan.	17	Referred to Committee on Judiciary	143
Feb.	6	Notice of hearing	431
Mar.	3	Indefinitely postponed	799

LEGISLATIVE BILL 333 By Orme

Jan.	16	Read first time	134
Jan.	17	Referred to Committee on Public Health and Welfare	143
Jan.	31	Notice of hearing	324
Feb.	28	Placed on General File	776
Mar.	13	Referred for review	970
Mar.	18	Placed on Select File	1018

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Mar.	19	Referred for engrossment	1046
Mar.	25	Replaced on Select File	1136
Mar.	26	Referred for engrossment	1166
Apr.	1	Correctly engrossed	1238
Apr.	8	Final Reading	1302
Apr.	9	Correctly enrolled	1328
Apr.	9	Speaker signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 334 By Hasebroock, Swanson

Jan.	16	Read first time	137
Jan.	17	Referred to Committee on Government and Military Affairs	143
Jan.	30	Notice of hearing	298
Mar.	5	Placed on General File	828
Mar.	20	Bracketed	1083
July	23	Referred for review	3105
July	28	Placed on Select File	3165
July	29	Referred for engrossment	3196
Aug.	4	Correctly engrossed	3280
Aug.	4	Returned to Select File	3309
Aug.	5	Referred for re-engrossment	3326
Aug.	8	Replaced on Select File	3420
Aug.	11	Referred for re-engrossment	3440
Aug.	13	Correctly re-engrossed	3501
Aug.	18	Final Reading	3609
Aug.	18	Correctly enrolled. President signed	3713
Aug.	20	Presented to Governor	3778
Aug.	20	Approved by Governor	3808
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 335 By Hasebroock, Swanson

Jan.	16	Read first time	137
Jan.	17	Referred to Committee on Judiciary	143
Feb.	6	Notice of hearing	430
Feb.	21	Placed on General File	695
Mar.	6	Referred for review	860
Mar.	10	Placed on Select File	899
Mar.	11	Referred for engrossment	936
Mar.	13	Correctly engrossed	971
Mar.	18	Final Reading	1013
Mar.	19	Correctly enrolled. President signed	1045
Mar.	20	Presented to Governor	1076
Mar.	24	Approved by Governor	1110

LEGISLATIVE BILL 336 By Skarda, Bloom

			Page
Jan.	16	Read first time	138
Jan.	17	Referred to Committee on Judiciary	143
Jan.	21	Request. Laid over	160
Jan.	22	Request renewed. Withdrawn	174

LEGISLATIVE BILL 337 By Swanson, Elrod

Jan.	16	Read first time	138
Jan.	17	Referred to Committee on Government and Military Affairs	143
Jan.	30	Notice of hearing	298
Mar.	5	Placed on General File	829
Mar.	21	Referred for review	1104
Mar.	26	Placed on Select File	1163
Mar.	27	Referred for engrossment	1199
Apr.	8	Correctly engrossed	1317
Apr.	11	Bracketed	1376
Apr.	16	Laid over	1454
Apr.	17	Final Reading	1483
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	18	Explanation of vote	1527
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 338 By Orme

Jan.	16	Read first time	138
Jan.	17	Referred to Committee on Public Health and Welfare	143
Jan.	29	Co-introducer added	280
Jan.	31	Notice of hearing	324
Feb.	24	Placed on General File	706
Mar.	6	Referred for review	861
Mar.	11	Placed on Select File	920
Mar.	13	Referred for engrossment	966
Mar.	18	Replaced on Select File	1019
Mar.	19	Referred for engrossment	1046
Mar.	21	Correctly engrossed	1098
Mar.	26	Final Reading	1158
Mar.	27	Correctly enrolled. President signed	1177
Mar.	28	Presented to Governor	1218
Apr.	1	Approved by Governor	1232

LEGISLATIVE BILL 339 By Orme

Jan.	16	Read first time	138

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Jan.	17	Referred to Committee on Public Health and Welfare	143
Jan.	31	Notice of hearing	324
Feb.	19	Hearing continued	644
May	8	Placed on General File	1890
Aug.	5	Co-introducer added. Referred for review	3333
Aug.	11	Placed on Select File	3430
Aug.	12	Referred for engrossment	3483
Aug.	14	Correctly engrossed	3520
Aug.	19	Final Reading	3713
Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782
Aug.	21	Presented to Governor	3804
Aug.	25	Approved by Governor	3935
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 340 By Holmquist, Hasebroock, Johnson

Jan.	16	Read first time	138
Jan.	17	Referred to Committee on Revenue	143
Feb.	25	Notice of hearing	722
Apr.	2	Indefinitely postponed	1287

LEGISLATIVE BILL 341 By Waldo, Simpson

Jan.	16	Read first time	139
Jan.	17	Referred to Committee on Banking, Commerce and Insurance	143
Jan.	23	Notice of hearing	202
Feb.	26	Placed on General File	760
Mar.	20	Referred for review	1083
Mar.	24	Placed on Select File	1121
Mar.	25	Referred for engrossment	1146
Apr.	1	Correctly engrossed	1241
Apr.	8	Final Reading	1306
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 342 By Revenue Committee

Jan.	16	Read first time	139
Jan.	17	Referred to Committee on Revenue	143
Feb.	13	Notice of hearing	536
May	6	Placed on General File	1855
May	19	Request	2066
May	22	Referred for review	2143

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May	27	Bracketed	2250
May	28	Placed on Select File	2262
June	3	Unbracketed	2296
June	4	Referred for engrossment	2328
June	9	Replaced on Select File	2386
June	10	Referred for engrossment	2449
June	19	Correctly engrossed	2628
June	24	Final Reading	2714
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 343 By Burbach, Holmquist, Waldo

Jan.	16	Read first time	139
Jan.	17	Referred to Committee on Revenue	143
Feb.	5	Notice of hearing	418
Feb.	28	Placed on General File	792
Mar.	14	Referred for review	993
Mar.	20	Placed on Select File	1058
Mar.	21	Referred for engrossment	1101
Mar.	27	Correctly engrossed	1177
Apr.	2	Final Reading	1264
Apr.	8	Correctly enrolled. Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 344 By Burbach, Holmquist, Waldo

Jan.	16	Read first time	139
Jan.	17	Referred to Committee on Revenue	143
Feb.	5	Notice of hearing	418
Feb.	24	Placed on General File	705
Mar.	18	Referred for review	1031
Mar.	24	Placed on Select File	1120
Mar.	25	Referred for engrossment	1143
Apr.	1	Correctly engrossed	1238
Apr.	8	Final Reading	1303
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 345 By Burbach, Simpson, Waldo, Kennedy

Jan.	16	Read first time	139

			Page
Jan.	17	Referred to Committee on Agriculture and Recreation	143
Feb.	26	Notice of hearing	746
Apr.	10	Placed on General File	1360
May	6	Referred for review	1854
May	9	Placed on Select File	1910
May	12	Bracketed	1945
June	25	Unbracketed	2779
June	26	Laid over	2788
June	26	Referred for engrossment	2790
July	7	Correctly engrossed	2847
July	9	Final Reading	2871
July	10	Correctly enrolled. President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 346 By Revenue Committee

Jan.	16	Read first time	140
Jan.	17	Referred to Committee on Revenue	143
Feb.	13	Notice of hearing	536
Apr.	2	Placed on General File	1287
May	22	Referred for review	2143
May	28	Placed on Select File	2264
June	3	Referred for engrossment	2296
June	9	Correctly engrossed	2392
June	12	Final Reading	2483
June	13	Correctly enrolled. President signed	2505
June	16	Presented to Governor	2543
June	18	Approved by Governor	2593

LEGISLATIVE BILL 347 By Revenue Committee

Jan.	16	Read first time	140
Jan.	17	Referred to Committee on Public Works	143
Jan.	30	Notice of hearing	304
Apr.	22	Placed on General File	1596
May	13	Laid over	1979
July	23	Referred for review	3105
July	28	Placed on Select File	3165
July	29	Referred for engrossment	3196
Aug.	1	Correctly engrossed	3266
Aug.	6	Final Reading	3341
Aug.	7	Correctly enrolled. President signed	3396
Aug.	8	Presented to Governor	3426
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 348 By Holmquist

			Page
Jan.	16	Read first time	140
Jan.	17	Referred to Committee on Judiciary	143
Feb.	26	Notice of hearing	756
Mar.	14	Placed on General File	981
Apr.	15	Referred for review	1447
Apr.	17	Placed on Select File	1494
Apr.	18	Referred for engrossment	1528
Apr.	23	Correctly engrossed	1613
Apr.	24	Referred for re-engrossment	1629
Apr.	29	Replaced on Select File	1707
Apr.	30	Referred for re-engrossment	1752
May	2	Correctly engrossed	1789
May	7	Final Reading	1876
May	7	Request. Returned to Select File	1879
May	7	Referred for re-engrossment	1881
May	8	Correctly re-engrossed	1899
May	13	Final Reading	1963
May	14	Correctly enrolled. President signed	1985
May	15	Presented to Governor	2014
May	16	Approved by Governor	2029

LEGISLATIVE BILL 349 By Moylan

Jan.	17	Read first time	144
Jan.	20	Referred to Committee on Banking, Commerce and Insurance	151
Jan.	23	Notice of hearing	202
Feb.	26	Placed on General File	760
Feb.	27	Placed on General File, corrected report	770
Mar.	13	Referred for review	969
Mar.	18	Placed on Select File	1019
Mar.	19	Referred for engrossment	1046
Mar.	24	Correctly engrossed	1122
Mar.	27	Final Reading	1179
Mar.	28	Correctly enrolled. Speaker signed	1218
Apr.	1	Presented to Governor	1233
Apr.	2	Approved by Governor	1270

LEGISLATIVE BILL 350 By Elrod, Simpson, Moylan, Robinson, Mahoney, Bloom

Jan.	17	Read first time	144
Jan.	20	Referred to Committee on Labor	151
May	2	Indefinitely postponed	1820

LEGISLATIVE BILL 351 By Holmquist, Luedtke

			Page
Jan.	17	Read first time	144
Jan.	20	Referred to Committee on Judiciary	151
Feb.	26	Notice of hearing	756
May	9	Indefinitely postponed	1926
May	13	Request	1968
May	23	Placed on General File	2172
June	23	Referred for review	2701
June	26	Placed on Select File	2802
June	27	Referred for engrossment	2832
July	7	Correctly engrossed	2847
July	9	Final Reading	2871
July	10	Correctly enrolled. President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 352 By Bloom

Jan.	17	Read first time	144
Jan.	20	Referred to Committee on Banking, Commerce and Insurance	151
Jan.	23	Notice of hearing	202
Mar.	11	Request. Laid over	939
Mar.	14	Request renewed. Withdrawn	985

LEGISLATIVE BILL 353 By Holmquist, Mahoney, Kokes

Jan.	17	Read first time	145
Jan.	20	Referred to Committee on Public Works	151
Mar.	20	Notice of hearing	1082
June	3	Placed on General File	2302
June	9	Referred for review	2419
June	11	Placed on Select File	2460
June	12	Referred for engrossment	2489
June	19	Correctly engrossed	2628
June	24	Motion	2714
June	24	Failed on Final Reading	2715
June	27	Motion. Laid over	2833
July	11	Motion	2922
July	14	Motion withdrawn	2960

LEGISLATIVE BILL 354 By Duis

Jan.	17	Read first time	145
Jan.	20	Referred to Committee on Banking, Commerce and Insurance	151

			Page
Jan.	23	Notice of hearing	202
Feb.	26	Placed on General File	760
Mar.	20	Referred for review	1083
Mar.	24	Placed on Select File	1122
Mar.	25	Referred for engrossment	1146
Apr.	1	Correctly engrossed	1241
Apr.	8	Final Reading	1307
Apr.	9	Correctly enrolled	1328
Apr.	9	President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 355 By Kremer

Jan.	17	Read first time	145
Jan.	20	Referred to Committee on Agriculture and Recreation	151
Feb.	6	Notice of hearing	431
Feb.	14	Placed on General File	574
Feb.	21	Referred for review	700
Feb.	25	Placed on Select File	727
Feb.	26	Referred for engrossment	752
Mar.	4	Correctly engrossed	818
Mar.	7	Final Reading	874
Mar.	10	Correctly enrolled	899
Mar.	10	President signed	900
Mar.	12	Presented to Governor	953
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 356 By Keyes

Jan.	17	Read first time	145
Jan.	20	Referred to Committee on Public Works	151
Jan.	30	Notice of hearing	304
Mar.	11	Indefinitely postponed	940

LEGISLATIVE BILL 357 By Keyes

Jan.	17	Read first time	145
Jan.	20	Referred to Committee on Government and Military Affairs	151
Jan.	22	Request. Laid over	174
Jan.	27	Request renewed. Withdrawn	244

LEGISLATIVE BILL 358 By Whitney

Jan.	17	Read first time	146

			Page
Jan.	20	Referred to Committee on Urban Affairs	151
Jan.	28	Notice of hearing	255
Feb.	10	Placed on General File	461
Feb.	17	Referred for review	615
Feb.	19	Placed on Select File	645
Feb.	20	Referred for engrossment	673
Feb.	25	Correctly engrossed	728
Feb.	28	Laid over	780
Mar.	3	Final Reading	800
Mar.	4	Correctly enrolled. President signed	818
Mar.	5	Presented to Governor	838
Mar.	7	Approved by Governor	869

LEGISLATIVE BILL 359 By Nore

Jan.	17	Read first time	146
Jan.	20	Referred to Committee on Agriculture and Recreation	151
Feb.	27	Notice of hearing	764
Apr.	11	Hearing cancelled. Notice of hearing	1393
Apr.	21	Request. Laid over	1563
Apr.	23	Request renewed. Withdrawn	1616
Apr.	24	Hearing cancelled	1633

LEGISLATIVE BILL 360 By Moulton

Jan.	20	Read first time	153
Jan.	21	Referred to Committee on Revenue	159
Feb.	25	Notice of hearing	722
Apr.	2	Indefinitely postponed	1287

LEGISLATIVE BILL 361 By Holmquist, Budd

Jan.	20	Read first time	153
Jan.	21	Referred to Committee on Banking, Commerce and Insurance	159
Feb.	12	Notice of hearing	521
Apr.	1	Placed on General File	1261
Apr.	23	Referred for review	1622
Apr.	25	Placed on Select File	1647
Apr.	28	Referred for engrossment	1689
Apr.	30	Correctly engrossed	1736
May	6	Final Reading	1842
May	7	Correctly enrolled. President signed	1866
May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 362 By Holmquist, Budd

			Page
Jan.	20	Read first time	153
Jan.	21	Referred to Committee on Banking, Commerce and Insurance	159
Feb.	12	Notice of hearing	521
Apr.	2	Placed on General File	1287
May	9	Referred for review	1918
May	13	Placed on Select File	1953
May	14	Referred for engrossment	1994
May	19	Replaced on Select File	2051
May	20	Referred for engrossment	2083
May	21	Correctly engrossed	2100
May	26	Final Reading	2186
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 363 By Keyes, Kremer

Jan.	20	Read first time	154
Jan.	21	Referred to Committee on Public Works	159
Jan.	30	Notice of hearing	304
May	14	Placed on General File	1993
July	18	Referred for review	3036
July	24	Placed on Select File	3121
July	25	Referred for engrossment	3155
July	29	Correctly engrossed	3191
July	31	Final Reading	3242
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 364 By Judiciary Committee

Jan.	20	Read first time	154
Jan.	21	Placed on General File	159
Jan.	30	Referred for review	318
Feb.	6	Placed on Select File	423
Feb.	7	Referred for engrossment	451
Feb.	13	Correctly engrossed	535
Feb.	18	Final Reading	627
Feb.	19	Correctly enrolled. Speaker signed	647
Feb.	20	Presented to Governor	674
Feb.	21	Approved by Governor	682

LEGISLATIVE BILL 365 By Pedersen

			Page
Jan.	20	Read first time	154
Jan.	21	Referred to Committee on Budget	159
Feb.	21	Notice of hearing	683
Mar.	5	Placed on General File	839
Mar.	11	Referred for review	939
Mar.	13	Placed on Select File	961
Mar.	14	Referred for engrossment	988
Mar.	19	Correctly engrossed	1044
Mar.	24	Final Reading	1111
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 366 By Judiciary Committee

Jan.	20	Read first time	154
Jan.	21	Referred to Committee on Judiciary	159
Feb.	4	Notice of hearing	393
Feb.	14	Indefinitely postponed	575

LEGISLATIVE BILL 367 By Judiciary Committee

Jan.	20	Read first time	154
Jan.	21	Referred to Committee on Judiciary	159
Feb.	4	Notice of hearing	393
Feb.	14	Indefinitely postponed	575

LEGISLATIVE BILL 368 By Orme, Simpson, Swanson, Luedtke, Warner, Knight

Jan.	20	Read first time	154
Jan.	21	Referred to Committee on Urban Affairs	159
Jan.	30	Notice of hearing	299
Mar.	25	Request. Laid over	1149
Mar.	26	Request renewed. Withdrawn	1165

LEGISLATIVE BILL 369 By Orme, Simpson, Swanson, Luedtke, Warner, Knight

Jan.	20	Read first time	155
Jan.	21	Referred to Committee on Urban Affairs	159
Jan.	30	Notice of hearing	299
Mar.	7	Placed on General File	879
June	20	Referred for review	2684
June	24	Placed on Select File	2706

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June	25	Referred for engrossment	2769
July	7	Correctly engrossed	2847
July	9	Final Reading	2872
July	10	Correctly enrolled. President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964

LEGISLATIVE BILL 370 By Carpenter

Jan.	20	Read first time	155
Jan.	21	Referred to Committee on Urban Affairs	159
Jan.	30	Notice of hearing	299
Apr.	2	Placed on General File	1271
Apr.	23	Referred for review	1621
Apr.	28	Placed on Select File	1660
Apr.	30	Referred for engrossment	1752
May	8	Replaced on Select File	1897
May	9	Referred for engrossment	1915
May	12	Correctly engrossed	1933
May	15	Final Reading	2008
May	16	Correctly enrolled	2034
May	19	President signed	2055
May	20	Presented to Governor	2088
May	22	Approved by Governor	2123

LEGISLATIVE BILL 371 By Carpenter

Jan.	20	Read first time	155
Jan.	21	Referred to Committee on Judiciary	159
Feb.	3	Notice of hearing	378
Feb.	4	Hearing cancelled	392
Feb.	7	Notice of hearing	445
May	9	Indefinitely postponed	1926

LEGISLATIVE BILL 372 By Carpenter

Jan.	20	Read first time	155
Jan.	21	Referred to Committee on Education	159
Feb.	5	Notice of hearing	398
Mar.	20	Indefinitely postponed	1086

LEGISLATIVE BILL 373 By Pedersen

Jan.	20	Read first time	156
Jan.	21	Referred to Committee on Labor	159
Feb.	6	Notice of hearing	431
Mar.	3	Placed on General File	798

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Mar.	14	Referred for review	993
Mar.	20	Placed on Select File	1059
Mar.	21	Referred for engrossment	1102
Mar.	28	Correctly engrossed	1218
Apr.	8	Final Reading	1298
Apr.	9	Correctly enrolled. President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 374 By Proud

Jan.	20	Read first time	156
Jan.	21	Referred to Committee on Urban Afairs	159
Feb.	4	Co-introducer added	390
Feb.	21	Notice of hearing	683
Mar.	17	Placed on General File	1009
Apr.	2	Referred for review	1289
Apr.	10	Placed on Select File	1356
Apr.	11	Referred for engrossment	1388
Apr.	17	Replaced on Select File	1493
Apr.	18	Referred for engrossment	1528
Apr.	22	Correctly engrossed	1579
Apr.	30	Final Reading	1747
May	1	Correctly enrolled	1761
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 375 By Pedersen, Luedtke

Jan.	20	Read first time	156
Jan.	21	Referred to Committee on Judiciary	159
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1516
May	13	Referred for review	1975
May	15	Placed on Select File	2005
May	16	Referred for engrossment	2041
May	21	Correctly engrossed	2100
May	26	Final Reading	2186
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 376 By Pedersen, Luedtke

Jan.	20	Read first time	156
Jan.	21	Referred to Committee on Judiciary	159

			Page
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1516
May	13	Referred for review	1975
May	15	Placed on Select File	2005
May	16	Referred for engrossment	2042
May	21	Correctly engrossed	2100
May	26	Final Reading	2187
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 377 By Pedersen, Luedtke

Jan.	20	Read first time	156
Jan.	21	Referred to Committee on Judiciary	159
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1516
May	13	Referred for review	1976
May	15	Placed on Select File	2005
May	16	Referred for engrossment	2042
May	23	Correctly engrossed	2153
May	27	Final Reading	2226
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 378 By Mahoney

Jan.	21	Read first time	162
Jan.	22	Referred to Committee on Public Health and Welfare	184
Jan.	27	Request. Laid over	228
Jan.	28	Request renewed. Withdrawn	264

LEGISLATIVE BILL 379 By Mahoney

Jan.	21	Read first time	162
Jan.	22	Referred to Committee on Public Works	184
Jan.	30	Notice of hearing	304
Mar.	19	Indefinitely postponed	1052

LEGISLATIVE BILL 380 By Carpenter

Jan.	21	Read first time	162
Jan.	22	Referred to Committee on Public Health and Welfare	184
Jan.	31	Notice of hearing	324

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June	25	Placed on General File	2760
Aug.	12	Referred for review	3487
Aug.	15	Placed on Select File	3586
Aug.	15	Referred for engrossment	3589
Aug.	19	Motion. Returned to Select File	3760
Aug.	19	Referred for engrossment	3760
Aug.	21	Correctly engrossed	3809
Aug.	25	Final Reading	3911
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 381 By Carpenter

Jan.	21	Read first time	163
Jan.	22	Referred to Committee on Government and Military Affairs	184
Feb.	19	Notice of hearing	655
Mar.	10	Placed on General File	900
Mar.	27	Referred for review	1200
Apr.	1	Placed on Select File	1236
Apr.	2	Referred for engrossment	1283
Apr.	9	Correctly engrossed	1328
Apr.	14	Final Reading	1405
Apr.	14	Explanation of vote	1414
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 382 By Carpenter

Jan.	21	Read first time	163
Jan.	22	Referred to Committee on Revenue	184
Feb.	25	Notice of hearing	723
May	21	Indefinitely postponed	2119
June	19	Motion	2650

LEGISLATIVE BILL 383 By Carpenter

Jan.	21	Read first time	163
Jan.	22	Referred to Committee on Revenue	184
Jan.	29	Notice of hearing	296
Feb.	13	Placed on General File	532
Feb.	19	Referred for review	661
Feb.	21	Placed on Select File	692
Feb.	24	Referred for engrossment	719
Mar.	3	Correctly engrossed	798
Mar.	6	Final Reading	853

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Mar.	7	Correctly enrolled. President signed	878
Mar.	10	Presented to Governor	901
Mar.	12	Approved by Governor	944

LEGISLATIVE BILL 384 By Kremer, Moulton, Nore, Syas, Kokes

Jan.	21	Read first time	163
Jan.	22	Referred to Committee on Agriculture and Recreation	184
Feb.	12	Notice of hearing	522
Apr.	14	Placed on General File	1422
May	9	Referred for review	1920
May	13	Placed on Select File	1966
May	14	Bracketed	1996
July	9	Referred for engrossment	2881
July	11	Correctly engrossed	2921
July	16	Final Reading	2989
July	17	Correctly enrolled	3009
July	17	Speaker signed	3019
July	18	Presented to Governor	3033
July	22	Approved by Governor	3065

LEGISLATIVE BILL 385 By Carpenter

Jan.	21	Read first time	163
Jan.	22	Referred to Committee on Revenue	184
Jan.	29	Notice of hearing	296
Feb.	17	Indefinitely postponed	596

LEGISLATIVE BILL 386 By Carpenter

Jan.	21	Read first time	163
Jan.	22	Referred to Committee on Revenue	184
Jan.	29	Notice of hearing	296
Feb.	28	Indefinitely postponed	778

LEGISLATIVE BILL 387 By Carpenter

Jan.	21	Read first time	164
Jan.	22	Referred to Committee on Revenue	184
Jan.	29	Notice of hearing	296
Feb.	17	Indefinitely postponed	596

LEGISLATIVE BILL 388 By Carpenter

Jan.	21	Read first time	164
Jan.	22	Referred to Committee on Revenue	184

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Jan.	29	Notice of hearing	296
Feb.	17	Indefinitely postponed	596

LEGISLATIVE BILL 389 By Carpenter

Jan.	21	Read first time	164
Jan.	23	Referred to Committee on Revenue	196
Jan.	29	Notice of hearing	296
Feb.	11	Placed on General File	492
Feb.	19	Referred for review	660
Feb.	21	Placed on Select File	691
Feb.	24	Referred for engrossment	719
Feb.	28	Correctly engrossed	775
Mar.	5	Final Reading	837
Mar.	6	Correctly enrolled. President signed	855
Mar.	7	Presented to Governor	880
Mar.	10	Approved by Governor	895

LEGISLATIVE BILL 390 By Carpenter

Jan.	21	Read first time	164
Jan.	23	Referred to Committee on Revenue	196
Jan.	29	Notice of hearing	296
Mar.	3	Placed on General File	808
Mar.	21	Referred for review	1103
Mar.	26	Placed on Select File	1162
Mar.	27	Referred for engrossment	1198
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1345
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 391 By Carpenter

Jan.	21	Read first time	164
Jan.	22	Co-introducer added	174
Jan.	23	Referred to Committee on Revenue	196
Jan.	29	Notice of hearing	296
Mar.	3	Placed on General File	808
Mar.	21	Laid over	1103
Mar.	24	Bracketed	1128
Mar.	25	Unbracketed. Laid over	1149
Mar.	26	Referred for review	1169
Mar.	28	Placed on Select File	1216
Apr.	1	Referred for engrossment	1256

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Apr.	8	Correctly engrossed	1317
Apr.	14	Final Reading	1399
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 392 By Carpenter

Jan.	21	Read first time	164
Jan.	23	Referred to Committee on Revenue	196
Jan.	29	Notice of hearing	296
Feb.	17	Placed on General File	597
Feb.	28	Referred for review	783
Mar.	4	Placed on Select File	817
Mar.	5	Referred for engrossment	841
Mar.	7	Correctly engrossed	877
Mar.	12	Final Reading	947
Mar.	13	Correctly enrolled. President signed	963
Mar.	14	Presented to Governor	986
Mar.	17	Approved by Governor	996

LEGISLATIVE BILL 393 By Carpenter

Jan.	21	Read first time	164
Jan.	23	Referred to Committee on Revenue	196
Jan.	29	Notice of hearing	296
Feb.	17	Placed on General File	597
Feb.	28	Referred for review	784
Mar.	4	Placed on Select File	817
Mar.	5	Referred for engrossment	841
Mar.	6	Replaced on Select File	854
Mar.	7	Referred for engrossment	884
Mar.	11	Correctly engrossed	922
Mar.	14	Final Reading	978
Mar.	17	Correctly enrolled. President signed	1002
Mar.	18	Presented to Governor	1024
Mar.	20	Approved by Governor	1054

LEGISLATIVE BILL 394 By Carpenter

Jan.	21	Read first time	165
Jan.	23	Referred to Committee on Revenue	196
Jan.	29	Notice of hearing	296
Feb.	11	Placed on General File	492
Feb.	19	Laid over	660
Feb.	20	Referred for review	678

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Feb.	24	Placed on Select File	710
Feb.	25	Laid over	738
Feb.	26	Referred for engrossment	751
Feb.	28	Replaced on Select File	773
Mar.	3	Referred for engrossment	805
Mar.	6	Correctly engrossed	855
Mar.	11	Final Reading	913
Mar.	12	Correctly enrolled. Speaker signed	952
Mar.	13	Presented to Governor	967
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 395 By Kremer, Moulton, Nore, Syas, Kokes

Jan.	21	Read first time	165
Jan.	23	Referred to Committee on Agriculture and Recreation	196
Feb.	12	Notice of hearing	522
Apr.	14	Placed on General File	1423
May	22	Referred for review	2146
June	3	Placed on Select File	2280
June	4	Referred for engrossment	2329
June	11	Correctly engrossed	2462
June	16	Final Reading	2535
June	17	Correctly enrolled	2555
June	17	President signed	2556
June	18	Presented to Governor	2598
June	20	Approved by Governor	2660

LEGISLATIVE BILL 396 By Carpenter

Jan.	21	Read first time	165
Jan.	23	Referred to Committee on Revenue	196
Jan.	29	Notice of hearing	296
Feb.	20	Placed on General File	677
Mar.	17	Referred for review	1008
Mar.	21	Placed on Select File	1095
Mar.	24	Laid over	1126
Mar.	25	Referred for engrossment	1142
Mar.	27	Replaced on Select File	1175
Mar.	28	Referred for engrossment	1222
Apr.	2	Correctly engrossed	1270
Apr.	9	Final Reading	1346
Apr.	10	Correctly enrolled	1360
Apr.	10	Speaker signed	1362
Apr.	11	Presented to Governor	1387
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 397 By Carpenter

			Page
Jan.	21	Read first time	165
Jan.	23	Referred to Committee on Revenue	196
Jan.	29	Notice of hearing	296
Mar.	3	Placed on General File	809
Mar.	21	Referred for review	1104
Mar.	26	Placed on Select File	1163
Mar.	27	Referred for engrossment	1198
Apr.	2	Correctly engrossed	1270
Apr.	11	Final Reading	1376
Apr.	14	Correctly enrolled. Speaker signed	1412
Apr.	15	Presented to Governor	1446
Apr.	16	Approved by Governor	1460

LEGISLATIVE BILL 398 By Carpenter

Jan.	21	Read first time	165
Jan.	23	Referred to Committee on Revenue	196
Jan.	29	Notice of hearing	296
Feb.	11	Placed on General File	492
Feb.	19	Referred for review	660
Feb.	21	Placed on Select File	691
Feb.	24	Referred for engrossment	719
Feb.	28	Correctly engrossed	775
Mar.	5	Final Reading	837
Mar.	6	Correctly enrolled. President signed	855
Mar.	7	Presented to Governor	880
Mar.	10	Approved by Governor	895

LEGISLATIVE BILL 399 By Carpenter

Jan.	21	Read first time	165
Jan.	23	Referred to Committee on Revenue	197
Jan.	29	Notice of hearing	296
Feb.	17	Indefinitely postponed	596

LEGISLATIVE BILL 400 By Carpenter

Jan.	21	Read first time	165
Jan.	23	Referred to Committee on Revenue	197
Jan.	29	Notice of hearing	296
Feb.	17	Placed on General File	597
Feb.	28	Referred for review	784
Mar.	4	Placed on Select File	818
Mar.	5	Referred for engrossment	842
Mar.	6	Replaced on Select File	855
Mar.	7	Referred for engrossment	884

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Mar.	11	Correctly engrossed	922
Mar.	14	Final Reading	978
Mar.	17	Correctly enrolled. President signed	1002
Mar.	18	Presented to Governor	1024
Mar.	20	Approved by Governor	1054

LEGISLATIVE BILL 401 By Carpenter

Jan.	21	Read first time	166
Jan.	22	Co-introducer added	174
Jan.	23	Referred to Committee on Revenue	197
Jan.	29	Notice of hearing	296
Feb.	17	Indefinitely postponed	596

LEGISLATIVE BILL 402 By Carpenter

Jan.	21	Read first time	166
Jan.	23	Referred to Committee on Revenue	197
Jan.	29	Notice of hearing	296
Feb.	20	Placed on General File	677
Mar.	17	Referred for review	1008
Mar.	21	Placed on Select File	1096
Mar.	24	Referred for engrossment	1127
Mar.	28	Correctly engrossed	1218
Apr.	8	Final Reading	1298
Apr.	9	Correctly enrolled. Speaker signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 403 By Proud

Jan.	21	Read first time	166
Jan.	23	Referred to Committee on Urban Affairs	197
Feb.	21	Notice of hearing	683
Mar.	18	Placed on General File	1033
Apr.	2	Referred for review	1290
Apr.	10	Placed on Select File	1357
Apr.	11	Referred for engrossment	1388
Apr.	18	Correctly engrossed	1514
Apr.	25	Final Reading	1637
Apr.	28	Correctly enrolled	1666
Apr.	28	President signed	1682
Apr.	29	Presented to Governor	1731
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 404 By Mahoney

Jan.	21	Read first time	166

			Page
Jan.	23	Referred to Committee on Revenue	197
Feb.	25	Notice of hearing	723
May	9	Indefinitely postponed	1923

LEGISLATIVE BILL 405 By Proud

Jan.	21	Read first time	166
Jan.	23	Referred to Committee on Agriculture and Recreation	197
Feb.	12	Notice of hearing	522
Feb.	28	Placed on General File	793
Mar.	14	Referred for review	993
Mar.	20	Placed on Select File	1059
Mar.	21	Referred for engrossment	1101
Mar.	27	Correctly engrossed	1177
Apr.	2	Final Reading	1264
Apr.	8	Correctly enrolled. Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 406 By Whitney, Wallwey, Mahoney, Wylie, Syas

Jan.	21	Read first time	166
Jan.	23	Referred to Committee on Revenue	197
Feb.	13	Notice of hearing	536
Mar.	13	Placed on General File	964
Apr.	14	Referred for review	1421
Apr.	16	Placed on Select File	1461
Apr.	17	Co-introducer added. Referred for engrossment	1498
Apr.	23	Correctly engrossed	1613
Apr.	30	Returned to Select File	1751
Apr.	30	Referred for re-engrossment	1753
May	1	Replaced on Select File	1759
May	2	Referred for engrossment	1803
May	7	Replaced on Select File	1865
May	8	Referred for engrossment	1904
May	9	Correctly re-engrossed	1911
May	14	Final Reading	1988
May	15	Correctly enrolled. President signed	2007
May	15	Presented to Governor	2014
May	16	Approved by Governor	2029

LEGISLATIVE BILL 407 By Carstens

Jan.	21	Read first time	167

			Page
Jan.	23	Referred to Committee on Agriculture and Recreation	197
Feb.	6	Notice of hearing	431
Feb.	21	Placed on General File	696
Mar.	7	Laid over	885
Mar.	18	Referred for review	1030
Mar.	24	Placed on Select File	1120
Mar.	25	Referred for engrossment	1144
Apr.	1	Correctly engrossed	1238
Apr.	8	Final Reading	1303
Apr.	9	Correctly enrolled. Speaker signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 408 By Stull

Jan.	21	Read first time	167
Jan.	23	Referred to Committee on Miscellaneous Subjects	197
Jan.	29	Notice of hearing	269
Feb.	19	Indefinitely postponed	648

LEGISLATIVE BILL 409 By Stull

Jan.	21	Read first time	167
Jan.	23	Referred to Committee on Miscellaneous Subjects	197
Jan.	29	Notice of hearing	269
Feb.	19	Indefinitely postponed	648

LEGISLATIVE BILL 410 By Orme, Reynolds, Craft

Jan.	21	Read first time	167
Jan.	23	Referred to Committee on Judiciary	197
Feb.	6	Notice of hearing	430
Feb.	7	Hearing cancelled. Hearing reset	445
Mar.	13	Request. Laid over	973
Mar.	14	Request renewed. Withdrawn	985

LEGISLATIVE BILL 411 By Orme, Reynolds, Craft

Jan.	21	Read first time	167
Jan.	23	Referred to Committee on Labor	197
Feb.	6	Notice of hearing	432
Mar.	21	Placed on General File	1099
Apr.	10	Referred for review	1364
Apr.	14	Placed on Select File	1411
Apr.	15	Referred for engrossment	1446
Apr.	17	Correctly engrossed	1496
Apr.	22	Motion	1566

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Apr.	22	Final Reading	1568
Apr.	23	Correctly enrolled. President signed	1614
Apr.	24	Presented to Governor	1633
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 412 By Orme, Simpson, Swanson, Warner, Knight

Jan.	21	Read first time	167
Jan.	23	Referred to Committee on Urban Affairs	197
Mar.	14	Notice of hearing	976
Mar.	28	Placed on General File	1225
May	16	Change of order	2040
May	16	Referred for review	2043
May	16	Returned to General File. Considered. Referred for review	2044
May	22	Placed on Select File	2128
May	23	Referred for engrossment	2163
May	28	Correctly engrossed	2264
June	5	Final Reading	2344
June	6	Correctly enrolled	2372
June	6	Speaker signed	2373
June	9	Presented to Governor	2410
June	11	Approved by Governor	2458

LEGISLATIVE BILL 413 By Orme

Jan.	21	Read first time	168
Jan.	23	Referred to Committee on Public Health and Welfare	197
Feb.	6	Notice of hearing	430
Feb.	13	Placed on General File	553
Feb.	21	Laid over	699
Feb.	26	Laid over	757
Feb.	28	Considered. Laid over	782
Mar.	7	Laid over	884
Mar.	11	Referred for review	939
Mar.	13	Placed on Select File	962
Mar.	14	Referred for engrossment	988
Mar.	19	Correctly engrossed	1044
Mar.	24	Final Reading	1112
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 414 By Orme

			Page
Jan.	21	Read first time	168
Jan.	23	Referred to Committee on Public Health and Welfare	197
Jan.	30	Notice of hearing	298
Feb.	13	Placed on General File	553
Feb.	21	Referred for review	699
Feb.	25	Placed on Select File	726
Feb.	26	Referred for engrossment	751
Mar.	4	Correctly engrossed	818
Mar.	7	Final Reading	874
Mar.	10	Correctly enrolled	899
Mar.	10	President signed	900
Mar.	11	Presented to Governor	927
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 415 By Orme

Jan.	21	Read first time	168
Jan.	23	Referred to Committee on Public Health and Welfare	197
Jan.	30	Notice of hearing	298
Feb.	13	Placed on General File	553
Feb.	21	Referred for review	699
Feb.	25	Placed on Select File	726
Feb.	26	Referred for engrossment	752
Mar.	4	Correctly engrossed	818
Mar.	7	Final Reading	875
Mar.	10	Correctly enrolled	899
Mar.	10	President signed	900
Mar.	11	Presented to Governor	927
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 416 By Orme

Jan.	21	Read first time	168
Jan.	23	Referred to Committee on Public Health and Welfare	197
Jan.	30	Notice of hearing	298
Feb.	13	Placed on General File	553
Feb.	21	Referred for review	699
Feb.	25	Placed on Select File	727
Feb.	26	Referred for engrossment	752
Mar.	4	Correctly engrossed	818
Mar.	7	Final Reading	876
Mar.	10	Correctly enrolled	899
Mar.	10	President signed	900

			Page
Mar.	11	Presented to Governor	927
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 417 By Orme

Jan.	21	Read first time	168
Jan.	23	Referred to Committee on Public Health and Welfare	197
Feb.	6	Notice of hearing	430
Feb.	19	Placed on General File	662
Mar.	6	Referred for review	859
Mar.	10	Placed on Select File	898
Mar.	11	Referred for engrossment	935
Mar.	12	Replaced on Select File	949
Mar.	13	Referred for engrossment	966
Mar.	17	Correctly engrossed	1002
Mar.	20	Final Reading	1054
Mar.	21	Correctly enrolled. President signed	1098
Mar.	24	Presented to Governor	1125
Mar.	26	Approved by Governor	1154

LEGISLATIVE BILL 418 By Carpenter

Jan.	21	Read first time	169
Jan.	23	Referred to Committee on Revenue	197
Jan.	29	Notice of hearing	296
Feb.	17	Placed on General File	597
Feb.	28	Laid over	784
Mar.	4	Bracketed	823
July	23	Referred for review	3105
July	28	Placed on Select File	3166
July	29	Referred for engrossment	3196
Aug.	1	Correctly engrossed	3266
Aug.	6	Final Reading	3342
Aug.	7	Correctly enrolled. President signed	3396
Aug.	8	Presented to Governor	3426
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 419 By Simpson

Jan.	21	Read first time	169
Jan.	23	Referred to Committee on Judiciary	197
Feb.	6	Notice of hearing	431
Mar.	25	Indefinitely postponed	1140

LEGISLATIVE BILL 420 By Wallwey, Wylie, Whitney, Syas, Mahoney

Jan.	21	Read first time	169

			Page
Jan.	23	Referred to Committee on Revenue	197
Feb.	13	Notice of hearing	536
Mar.	13	Indefinitely postponed	964

LEGISLATIVE BILL 421 By Carstens

Jan.	21	Read first time	169
Jan.	23	Referred to Committee on Judiciary	197
Feb.	4	Notice of hearing	393
Feb.	14	Placed on General File	575
Feb.	28	Referred for review	783
Mar.	4	Placed on Select File	817
Mar.	5	Referred for engrossment	841
Mar.	7	Correctly engrossed	878
Mar.	12	Final Reading	948
Mar.	13	Correctly enrolled. President signed	963
Mar.	14	Presented to Governor	986
Mar.	17	Approved by Governor	996

LEGISLATIVE BILL 422 By Carstens

Jan.	21	Read first time	169
Jan.	23	Referred to Committee on Labor	197
Feb.	17	Notice of hearing	595
Feb.	28	Placed on General File	778
Mar.	14	Referred for review	992
Mar.	19	Placed on Select File	1044
Mar.	20	Referred for engrossment	1076
Mar.	27	Correctly engrossed	1177
Apr.	2	Final Reading	1265
Apr.	8	Correctly enrolled. Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 423 By Carstens

Jan.	21	Read first time	169
Jan.	23	Referred to Committee on Public Health and Welfare	197
Feb.	6	Notice of hearing	430
Feb.	14	Request. Laid over	582
Feb.	17	Request renewed. Withdrawn	607

LEGISLATIVE BILL 424 By Harsh, Pedersen

Jan.	21	Read first time	169
Jan.	23	Referred to Committee on Revenue	197

			Page
Feb.	25	Notice of hearing	723
Apr.	2	Indefinitely postponed	1287

LEGISLATIVE BILL 425 By Harsh

Jan.	21	Read first time	170
Jan.	23	Referred to Committee on Education	197
Feb.	5	Notice of hearing	398
Feb.	14	Placed on General File	593
Feb.	28	Laid over	783
Mar.	6	Laid over	859
Mar.	7	Referred for review	884
Mar.	12	Placed on Select File	951
Mar.	13	Bracketed	966
June	16	Request. Laid over	2543
June	17	Request renewed. Withdrawn	2574

LEGISLATIVE BILL 426 By Harsh

Jan.	21	Read first time	170
Jan.	23	Referred to Committee on Education	197
Feb.	5	Notice of hearing	398
Feb.	14	Placed on General File	593
Feb.	28	Laid over	783
Mar.	11	Referred for review	940
Mar.	13	Placed on Select File	962
Mar.	14	Referred for engrossment	989
Mar.	19	Correctly engrossed	1044
Mar.	24	Final Reading	1113
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 427 By Harsh

Jan.	21	Read first time	170
Jan.	23	Referred to Committee on Education	197
Feb.	5	Notice of hearing	398
Feb.	13	Indefinitely postponed	540

LEGISLATIVE BILL 428 By Carpenter

Jan.	22	Read first time	175
Jan.	23	Referred to Committee on Salaries and Claims	197
Feb.	6	Notice of hearing	432
Mar.	24	Placed on General File	1124

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Apr.	9	Referred for review	1353
Apr.	11	Placed on Select File	1385
Apr.	14	Referred for engrossment	1415
Apr.	16	Correctly engrossed	1461
Apr.	21	Final Reading	1543
Apr.	22	Correctly enrolled. President signed	1580
Apr.	22	Motion	1580
Apr.	22	Motion	1581
Apr.	22	Request	1589
Apr.	23	Bracketed	1611
May	5	Returned to Select File	1834
May	6	Request. Motion	1846
May	7	Referred for re-engrossment	1881
May	8	Replaced on Select File	1897
May	9	Referred for re-engrossment	1915
May	13	Correctly re-engrossed	1967
May	16	Laid over	2035
May	27	Motion. Returned to Select File	2224
May	27	Referred for re-engrossment	2243
June	3	Replaced on Select File	2281
June	4	Referred for re-engrossment	2330
June	11	Replaced on Select File	2458
June	12	Referred for re-engrossment	2488
June	13	Correctly re-engrossed	2504
June	18	Final Reading	2582
June	19	Correctly enrolled	2628
June	19	Speaker signed	2631
June	20	Presented to Governor	2675
June	25	Approved by Governor	2749

LEGISLATIVE BILL 429 By Kokes, Wallwey

Jan.	22	Read first time	175
Jan.	23	Referred to Committee on Public Works	197
Mar.	27	Notice of hearing	1186
May	9	Placed on General File	1925
July	18	Referred for review	3035
July	24	Placed on Select File	3120
July	25	Referred for engrossment	3155
July	29	Correctly engrossed	3191
July	31	Final Reading	3243
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 430 By Clark, Carpenter

			Page
Jan.	22	Read first time	175
Jan.	23	Referred to Committee on Revenue	197
Feb.	5	Notice of hearing	418
Feb.	17	Placed on General File	597
Feb.	28	Laid over	784
Mar.	6	Referred for review	859
Mar.	13	Placed on Select File	959
Mar.	14	Referred for engrossment	987
Mar.	19	Replaced on Select File	1042
Mar.	20	Referred for engrossment	1074
Mar.	21	Correctly engrossed	1098
Mar.	26	Final Reading	1159
Mar.	27	Correctly enrolled. President signed	1177
Mar.	28	Presented to Governor	1218
Apr.	1	Approved by Governor	1232

LEGISLATIVE BILL 431 By Kokes, Wallwey

Jan.	22	Read first time	176
Jan.	23	Referred to Committee on Miscellaneous Subjects	197
Jan.	29	Notice of hearing	269
Feb.	19	Placed on General File	648
Mar.	6	Referred for review	859
Mar.	10	Placed on Select File	899
Mar.	11	Referred for engrossment	936
Mar.	13	Correctly engrossed	971
Mar.	18	Final Reading	1014
Mar.	19	Correctly enrolled. President signed	1045
Mar.	20	Presented to Governor	1076
Mar.	24	Approved by Governor	1110

LEGISLATIVE BILL 432 By Harsh

Jan.	22	Read first time	176
Jan.	23	Referred to Committee on Revenue	197
Jan.	27	Rules suspended	228
Jan.	27	Request. Withdrawn	229

LEGISLATIVE BILL 433 By Harsh

Jan.	22	Read first time	176
Jan.	23	Referred to Committee on Miscellaneous Subjects	197
Jan.	29	Notice of hearing	268
Feb.	12	Indefinitely postponed	515

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LEGISLATIVE BILL 434 By Harsh

Jan.	22	Read first time	176
Jan.	23	Referred to Committee on Revenue	197
Feb.	25	Notice of hearing	723
Mar.	13	Indefinitely postponed	964

LEGISLATIVE BILL 435 By Carpenter

Jan.	22	Read first time	176
Jan.	23	Referred to Committee on Urban Affairs	197
Feb.	20	Notice of hearing	678
Feb.	28	Placed on General File	777
Mar.	20	Referred for review	1085
Mar.	25	Placed on Select File	1137
Mar.	26	Referred for engrossment	1167
Apr.	1	Correctly engrossed	1241
Apr.	8	Laid over	1307
Apr.	9	Returned to Select File	1329
Apr.	9	Laid over	1349
Apr.	10	Bracketed	1373
May	6	Unbracketed. Referred for re-engrossment	1847
May	7	Returned to Select File	1881
May	7	Referred for re-engrossment	1882
May	12	Replaced on Select File	1931
May	13	Referred for re-engrossment	1965
May	19	Request	2066
May	20	Replaced on Select File	2087
May	21	Referred for re-engrossment	2105
May	22	Correctly re-engrossed	2128
May	26	Final Reading	2191
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 436 By Carpenter

Jan.	22	Read first time	176
Jan.	23	Referred to Committee on Judiciary	197
Feb.	3	Notice of hearing	378
Feb.	4	Hearing cancelled	392
Feb.	7	Notice of hearing	445
Mar.	14	Placed on General File	981
Apr.	15	Referred for review	1447
Apr.	17	Placed on Select File	1494
Apr.	18	Referred for engrossment	1528
Apr.	23	Correctly engrossed	1613
Apr.	30	Laid over	1751

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May	6	Laid over	1842
May	7	Returned to Select File	1872
May	7	Referred for re-engrossment	1881
May	9	Replaced on Select File	1910
May	12	Referred for re-engrossment	1945
May	14	Correctly re-engrossed	1985
May	19	Failed on Final Reading	2055

LEGISLATIVE BILL 437 By Harsh

Jan.	22	Read first time	176
Jan.	23	Referred to Committee on Miscellaneous Subjects	197
Jan.	29	Notice of hearing	268
Mar.	21	Indefinitely postponed	1106

LEGISLATIVE BILL 438 By Carpenter

Jan.	22	Read first time	177
Jan.	23	Referred to Committee on Education	197
Feb.	5	Notice of hearing	398
Apr.	15	Placed on General File	1443
June	27	Bracketed	2834
July	29	Request	3211
July	29	Special order	3212
Aug.	15	Considered. Request	3592
Aug.	15	Referred for review	3596
Aug.	19	Motion. Returned to General File	3727
Aug.	19	Motion. Indefinitely postponed	3761

LEGISLATIVE BILL 439 By Carpenter

Jan.	22	Read first time	177
Jan.	23	Referred to Committee on Education	197
Feb.	5	Notice of hearing	398
May	20	Indefinitely postponed	1086

LEGISLATIVE BILL 440 By Simpson

Jan.	22	Read first time	177
Jan.	22	Co-introducer added	183
Jan.	23	Co-introducer withdrawn	195
Jan.	23	Referred to Committee on Public Works	197
Jan.	30	Notice of hearing	304
May	14	Indefinitely postponed	1993

LEGISLATIVE BILL 441 By Wallwey, Kokes, Holmquist

Jan.	22	Read first time	177

			Page
Jan.	23	Referred to Committee on Public Works	197
Mar.	27	Notice of hearing	1186
June	3	Placed on General File	2302
July	18	Referred for review	3036
July	24	Placed on Select File	3121
July	25	Referred for engrossment	3156
July	29	Correctly engrossed	3191
July	31	Final Reading	3243
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanatoin of vote	3331

LEGISLATIVE BILL 442 By Knight

Jan.	22	Read first time	177
Jan.	23	Referred to Committee on Public Health and Welfare	197
Feb.	6	Notice of hearing	430
Mar.	28	Placed on General File	1219
May	16	Change of order. Referred for review	2043
May	22	Placed on Select File	2128
May	23	Referred for engrossment	2163
May	27	Replaced on Select File	2217
May	28	Bracketed	2267
June	26	Unbracketed. Referred for engrossment	2788
June	27	Replaced on Select File	2819
June	27	Referred for engrossment	2839
July	7	Correctly engrossed	2847
July	10	Laid over	2904
July	18	Returned to Select File. Referred for re-engrossment	3040
July	24	Correctly re-engrossed	3121
July	28	Final Reading	3168
July	29	Correctly enrolled. President signed	3191
July	30	Presented to Governor	3223
Aug.	1	Approved by Governor	3265

LEGISLATIVE BILL 443 By Waldo, Kremer

Jan.	22	Read first time	177
Jan.	23	Co-introducers added	195
Jan.	23	Referred to Committee on Agriculture and Recreation	197
Feb.	26	Notice of hearing	746
Apr.	1	Placed on General File	1261

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May	20	Referred for review	2090
May	27	Placed on Select File	2217
May	28	Referred for engrossment	2267
June	5	Correctly engrossed	2342
June	10	Final Reading	2429
June	11	Correctly enrolled	2462
June	11	President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 444 By Carstens

Jan.	22	Read first time	178
Jan.	23	Referred to Committee on Judiciary	197
Feb.	6	Notice of hearing	430
Feb.	21	Placed on General File	695
Mar.	6	Referred for review	860
Mar.	11	Placed on Select File	919
Mar.	13	Referred for engrossment	965
Mar.	18	Correctly engrossed	1020
Mar.	21	Final Reading	1090
Mar.	24	Correctly enrolled	1122
Mar.	25	Presented to Governor	1142
Mar.	27	Approved by Governor	1178

LEGISLATIVE BILL 445 By Elrod, Swanson

Jan.	22	Read first time	178
Jan.	23	Co-introducer added	195
Jan.	23	Referred to Committee on Revenue	197
Feb.	28	Notice of hearing	791
May	13	Indefinitely postponed	1974

LEGISLATIVE BILL 446 By Elrod, Swanson

Jan.	22	Read first time	178
Jan.	23	Co-introducer added	195
Jan.	23	Referred to Committee on Revenue	198
Feb.	25	Notice of hearing	723
May	13	Indefinitely postponed	1974

LEGISLATIVE BILL 447 By Orme, Swanson, Knight, Simpson, Warner

Jan.	22	Read first time	178
Jan.	23	Referred to Committee on Public Works	198

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Feb.	28	Notice of hearing	779
Mar.	11	Placed on General File	940
Mar.	28	Referred for review	1224
Apr.	1	Placed on Select File	1240
Apr.	2	Referred for engrossment	1285
Apr.	9	Correctly engrossed	1328
Apr.	14	Final Reading	1406
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 448 By Orme, Swanson, Knight, Warner

Jan.	22	Read first time	178
Jan.	23	Referred to Committee on Public Works	198
Feb.	28	Notice of hearing	779
Mar.	11	Placed on General File	941
Mar.	28	Referred for review	1225
Apr.	1	Placed on Select File	1241
Apr.	2	Referred for engrossment	1285
Apr.	9	Correctly engrossed	1328
Apr.	14	Final Reading	1406
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 449 By Holmquist, Kokes, Wallwey

Jan.	22	Read first time	179
Jan.	23	Referred to Committee on Public Works	198
Jan.	30	Notice of hearing	304
June	3	Placed on General File	2302
July	18	Request. Laid over	3036
Aug.	14	Motion. Laid over	3541
Aug.	15	Referred for review	3572
Aug.	19	Returned to General File	3735
Aug.	19	Referred for review	3736
Aug.	27	Placed on Select File	3981
Aug.	27	Referred for engrossment	3988
Sept.	16	Correctly engrossed	4068
Sept.	18	Final Reading	4174
Sept.	18	Correctly enrolled	4182
Sept.	18	President signed	4183
Sept.	18	Presented to Governor	4184
Sept.	19	Approved by Governor	4225

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LEGISLATIVE BILL 450 By Swanson, Holmquist

Jan.	22	Read first time	179
Jan.	23	Referred to Committee on Public Works	198
Jan.	30	Notice of hearing	304
Feb.	10	Placed on General File	480
Feb.	18	Referred for review	641
Feb.	21	Placed on Select File	690
Feb.	24	Referred for engrossment	718
Feb.	28	Correctly engrossed	775
Mar.	5	Laid over	838
Mar.	10	Returned to Select File	895
Mar.	11	Referred for re-engrossment	934
Mar.	13	Correctly re-engrossed	972
Mar.	18	Final Reading	1015
Mar.	19	Correctly enrolled. President signed	1045
Mar.	20	Presented to Governor	1076
Mar.	24	Approved by Governor	1110

LEGISLATIVE BILL 451 By Pedersen, Carstens, Carpenter

Jan.	22	Read first time	179
Jan.	23	Referred to Committee on Public Works	198
Feb.	12	Notice of hearing	521
Feb.	26	Indefinitely postponed	755
Feb.	26	Motion	756
Feb.	27	Request	769
Mar.	3	Motion renewed. Motion lost	806

LEGISLATIVE BILL 452 By Robinson, Wallwey, Stull, Wiltse

Jan.	22	Read first time	179
Jan.	23	Referred to Committee on Budget	198
Mar.	27	Re-referred	1187
May	13	Notice of hearing	1951
Aug.	15	Placed on General File	3566
Aug.	15	Special order	3570
Aug.	15	Referred for review	3571
Aug.	18	Placed on Select File	3667
Aug.	19	Referred for engrossment	3729
Aug.	22	Correctly engrossed	3827
Aug.	26	Final Reading	3942
Aug.	27	Correctly enrolled. President signed	3983
Aug.	27	Presented to Governor	3995
Aug.	29	Approved by Governor	4031
Sept.	24	Explanation of vote	4294

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LEGISLATIVE BILL 453 By Robinson, Danner, Simpson, Carstens

Jan.	22	Read first time	179
Jan.	23	Referred to Committee on Budget	198
Apr.	17	Notice of hearing	1505
June	19	Indefinitely postponed	2645

LEGISLATIVE BILL 454 By Orme, Knight

Jan.	22	Read first time	180
Jan.	27	Referred to Committee on Public Health and Welfare	232
Feb.	21	Notice of hearing	702
Apr.	14	Placed on General File	1412
May	23	Bracketed	2174
May	28	Referred for review	2271
June	9	Placed on Select File	2391
June	10	Laid over	2451
June	11	Laid over	2472
June	12	Referred for engrossment	2487
June	19	Correctly engrossed	2628
June	24	Failed on Final Reading	2716
June	25	Explanation of vote	2769
June	26	Motion	2790
July	9	Motion renewed	2893
July	10	Final Reading	2901
July	11	Correctly enrolled. President signed	2921
July	14	Presented to Governor	2960
July	15	Approved by Governor	2964

LEGISLATIVE BILL 455 By Elrod, Carstens, Syas, Klaver, Johnson, Robinson, Craft

Jan.	22	Read first time	180
Jan.	27	Referred to Committee on Labor	232
Feb.	6	Notice of hearing	431
Feb.	14	Placed on General File	574
Feb.	26	Referred for review	757
Feb.	28	Placed on Select File	774
Mar.	3	Referred for engrossment	805
Mar.	6	Correctly engrossed	855
Mar.	11	Final Reading	914
Mar.	12	Correctly enrolled. Speaker signed	952
Mar.	13	Presented to Governor	967
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 456 By Elrod, Carstens, Syas, Klaver, Johnson, Robinson, Craft

			Page
Jan.	22	Read first time	180
Jan.	27	Referred to Committee on Labor	232
Feb.	6	Notice of hearing	431
Feb.	14	Placed on General File	574
Feb.	26	Referred for review	757
Feb.	28	Placed on Select File	774
Mar.	3	Referred for engrossment	806
Mar.	6	Correctly engrossed	855
Mar.	11	Final Reading	914
Mar.	12	Correctly enrolled. Speaker signed	952
Mar.	13	Presented to Governor	967
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 457 By Elrod, Carstens, Syas, Klaver, Johnson, Robinson, Craft

			Page
Jan.	22	Read first time	181
Jan.	27	Referred to Committee on Labor	232
Feb.	6	Notice of hearing	431
Feb.	14	Placed on General File	574
Feb.	26	Referred for review	757
Feb.	28	Placed on Select File	774
Mar.	3	Referred for engrossment	806
Mar.	6	Correctly engrossed	855
Mar.	11	Final Reading	915
Mar.	12	Correctly enrolled. Speaker signed	952
Mar.	13	Presented to Governor	967
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 458 By Elrod, Carstens, Syas, Klaver, Johnson, Robinson, Craft

			Page
Jan.	22	Read first time	181
Jan.	27	Referred to Committee on Labor	232
Feb.	6	Notice of hearing	431
Feb.	14	Placed on General File	574
Feb.	26	Laid over	757
Feb.	28	Laid over	782
Mar.	11	Laid over	939
Mar.	18	Laid over	1028
Mar.	19	Referred for review	1048
Mar.	24	Placed on Select File	1121
Mar.	25	Referred for engrossment	1144
Mar.	27	Replaced on Select File	1174
Mar.	28	Referred for engrossment	1222

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Apr.	8	Correctly engrossed	1317
Apr.	14	Final Reading	1400
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 459 By Syas

Jan.	22	Read first time	181
Jan.	27	Referred to Committee on Government and Military Affairs	232
Jan.	30	Notice of hearing	298
Mar.	10	Placed on General File	900
June	9	Referred for review	2419
June	11	Placed on Select File	2460
June	12	Referred for engrossment	2489
June	18	Correctly engrossed	2597
June	24	Final Reading	2707
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	25	Explanation of vote	2769
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 460 By Knight, Hasebroock

Jan.	22	Read first time	181
Jan.	27	Referred to Committee on Banking, Commerce and Insurance	232
Jan.	28	Notice of hearing	267
Feb.	24	Request. Laid over	704
Feb.	25	Request renewed. Withdrawn	732

LEGISLATIVE BILL 461 By Hasebroock, Knight

Jan.	22	Read first time	181
Jan.	27	Referred to Committee on Banking, Commerce and Insurance	232
Jan.	28	Notice of hearing	267
Feb.	13	Placed on General File	537
Feb.	21	Laid over	698
Feb.	24	Referred for review	721
Feb.	26	Placed on Select File	747
Feb.	28	Referred for engrossment	782
Mar.	5	Correctly engrossed	830
Mar.	10	Final Reading	897

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Mar.	10	Explanation of vote	905
Mar.	11	Correctly enrolled. Speaker signed	922
Mar.	12	Presented to Governor	953
Mar.	14	Approved by Governor	975

LEGISLATIVE BILL 462 By Orme

Jan.	22	Read first time	182
Jan.	27	Referred to Committee on Public Health and Welfare	232
Apr.	14	Notice of hearing	1396
Apr.	24	Hearing cancelled. Hearing reset	1627
May	8	Placed on General File	1890
Aug.	5	Referred for review	3333
Aug.	11	Placed on Select File	3430
Aug.	12	Referred for engrossment	3483
Aug.	13	Returned to Select File	3503
Aug.	13	Referred for engrossment	3504
Aug.	15	Correctly engrossed	3549
Aug.	19	Final Reading	3717
Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782
Aug.	21	Presented to Governor	3804
Aug.	25	Approved by Governor	3935
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 463 By Orme

Jan.	22	Read first time	182
Jan.	27	Referred to Committee on Government and Military Affairs	232
Jan.	30	Notice of hearing	298
Mar.	5	Placed on General File	829
Mar.	24	Referred for review	1129
Mar.	27	Placed on Select File	1176
Mar.	28	Laid over	1223
Apr.	1	Laid over	1256
Apr.	2	Motion	1282
Apr.	9	Motion withdrawn. Referred for engrossment	1349
Apr.	14	Correctly engrossed	1411
Apr.	17	Final Reading	1486
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 464 By Orme, Pedersen, Robinson, Moylan, Craft, Elrod, Luedtke, Simpson, Reynolds, Moulton, Knight, Mahoney, Klaver, Danner, Bloom, Swanson

			Page
Jan.	22	Read first time	182
Jan.	27	Referred to Committee on Agriculture and Recreation	232
Feb.	12	Notice of hearing	522
May	20	Placed on General File	2087
July	7	Laid over	2850
July	8	Laid over	2858
July	17	Bracketed	3020
July	23	Bracketed	3113
July	31	Considered	3260
July	31	Motion. Indefinitely postponed	3263

LEGISLATIVE BILL 465 By Orme, Robinson, Moylan, Craft, Elrod, Swanson, Luedtke, Simpson, Reynolds, Mahoney, Bloom, Moulton, Knight, Klaver, Danner

Jan.	22	Read first time	183
Jan.	27	Referred to Committee on Agriculture and Recreation	232
Feb.	12	Notice of hearing	522
Apr.	1	Indefinitely postponed	1261

LEGISLATIVE BILL 466 By Holmquist, Wallwey, Kokes

Jan.	22	Read first time	183
Jan.	27	Referred to Committee on Public Works	232
Mar.	27	Notice of hearing	1186
June	3	Placed on General File	2302
July	18	Referred for review	3039
July	24	Placed on Select File	3121
July	25	Referred for engrossment	3156
July	29	Correctly engrossed	3191
July	31	Final Reading	3244
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 467 By Carpenter

Jan.	22	Read first time	183

			Page
Jan.	27	Referred to Committee on Education	232
Feb.	5	Notice of hearing	398
Mar.	4	Request. Laid over	816
Mar.	5	Request renewed. Withdrawn	842
Mar.	6	Hearing cancelled	863

LEGISLATIVE BILL 468 By Carpenter, Bloom, Skarda, Mahoney

Jan.	22	Read first time	183
Jan.	27	Referred to Committee on Labor	232
Feb.	17	Notice of hearing	595
Mar.	21	Placed on General File	1099
May	13	Laid over	1969
May	20	Motion. Indefinitely postponed	2088
May	20	Explanation of vote	2096

LEGISLATIVE BILL 469 By Syas, Wenzlaff

Jan.	24	Read first time	211
Jan.	27	Referred to Committee on Miscellaneous Subjects	232
Feb.	5	Notice of hearing	398
Mar.	11	Placed on General File	926
Mar.	27	Referred for review	1201
Apr.	1	Placed on Select File	1237
Apr.	2	Bracketed	1284
May	28	Referred for engrossment	2270
June	4	Replaced on Select File	2312
June	5	Referred for engrossment	2353
June	12	Correctly engrossed	2480
June	17	Final Reading	2556
June	18	Returned to Select File. Referred for re-engrossment	2590
June	19	Correctly re-engrossed	2628
June	24	Final Reading	2717
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	25	Explanation of vote	2769
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 470 By Orme

Jan.	24	Read first time	212
Jan.	27	Referred to Committee on Budget	232
Mar.	7	Notice of hearing	870
Mar.	13	Placed on General File	971
Apr.	1	Referred for review	1258

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Apr.	8	Placed on Select File	1315
Apr.	9	Referred for engrossment	1351
Apr.	14	Correctly engrossed	1412
Apr.	17	Final Reading	1487
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 471 By Budd

Jan.	24	Read first time	212
Jan.	27	Referred to Committee on Government and Military Affairs	232
Jan.	30	Notice of hearing	298
Mar.	10	Indefinitely postponed	900

LEGISLATIVE BILL 472 By Carpenter

Jan.	24	Read first time	212
Jan.	27	Referred to Committee on Salaries and Claims	232
Feb.	6	Notice of hearing	432
Apr.	29	Indefinitely postponed	1713

LEGISLATIVE BILL 473 By Proud

Jan.	24	Read first time	212
Jan.	27	Referred to Committee on Agriculture and Recreation	232
Feb.	6	Notice of hearing	431
Feb.	21	Placed on General File	696
Mar.	6	Referred for review	860
Mar.	13	Placed on Select File	919
Mar.	13	Referred for engrossment	965
Mar.	18	Correctly engrossed	1020
Mar.	21	Final Reading	1090
Mar.	24	Correctly enrolled	1122
Mar.	24	President signed	1123
Mar.	25	Presented to Governor	1142
Mar.	27	Approved by Governor	1178

LEGISLATIVE BILL 474 By Bloom, Skarda, Mahoney, Swanson

Jan.	24	Read first time	212
Jan.	27	Referred to Committee on Judiciary	232
Feb.	7	Notice of hearing	445
Feb.	21	Placed on General File	695
Mar.	6	Referred for review	860

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Mar.	11	Placed on Select File	919
Mar.	13	Referred for engrossment	965
Mar.	18	Correctly engrossed	1020
Mar.	21	Final Reading	1091
Mar.	24	Correctly enrolled	1122
Mar.	24	President signed	1123
Mar.	25	Presented to Governor	1142
Mar.	27	Approved by Governor	1178

LEGISLATIVE BILL 475 By Luedtke

Jan.	24	Read first time	212
Jan.	27	Referred to Committee on Government and Military Affairs	232
Jan.	30	Notice of hearing	298
Mar.	5	Placed on General File	830
Mar.	21	Referred for review	1105
Mar.	26	Placed on Select File	1164
Mar.	27	Referred for engrossment	1199
Apr.	2	Correctly engrossed	1270
Apr.	11	Final Reading	1377
Apr.	14	Correctly enrolled. Speaker signed	1412
Apr.	15	Presented to Governor	1446
Apr.	16	Approved by Governor	1460

LEGISLATIVE BILL 476 By Luedtke

Jan.	24	Read first time	213
Jan.	27	Referred to Committee on Judiciary	232
Feb.	26	Notice of hearing	756
Apr.	1	Placed on General File	1242
June	17	Referred for review	2578
June	20	Placed on Select File	2661
June	23	Laid over	2691
June	24	Referred for engrossment	2729
July	7	Correctly engrossed	2847
July	9	Final Reading	2874
July	10	Correctly enrolled. President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 477 By Luedtke

Jan.	24	Read first time	213
Jan.	27	Referred to Committee on Judiciary	232
Feb.	26	Notice of hearing	756

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Apr.	1	Placed on General File	1243
Apr.	23	Referred for review	1620
Apr.	25	Placed on Select File	1646
Apr.	28	Referred for engrossment	1688
May	1	Replaced on Select File	1759
May	2	Referred for engrossment	1803
May	5	Correctly engrossed	1824
May	8	Final Reading	1896
May	9	Correctly enrolled. Speaker signed	1912
May	12	Presented to Governor	1946
May	13	Approved by Governor	1951

LEGISLATIVE BILL 478 By Whitney

Jan.	24	Read first time	213
Jan.	27	Referred to Committee on Public Works	232
Jan.	30	Notice of hearing	304
Mar.	19	Indefinitely postponed	1052

LEGISLATIVE BILL 479 By Swanson

Jan.	24	Read first time	213
Jan.	27	Referred to Committee on Banking, Commerce, and Insurance	232
Jan.	28	Notice of hearing	267
Feb.	13	Placed on General File	537
Feb.	21	Referred for review	698
Feb.	25	Placed on Select File	725
Feb.	26	Referred for engrossment	751
Mar.	5	Replaced on Select File	830
Mar.	5	Referred for engrossment	842
Mar.	7	Correctly engrossed	878
Mar.	12	Final Reading	949
Mar.	13	Correctly enrolled. President signed	963
Mar.	14	Presented to Governor	986
Mar.	17	Approved by Governor	996

LEGISLATIVE BILL 480 By Swanson

Jan.	24	Read first time	213
Jan.	27	Referred to Committee on Judiciary	232
Feb.	26	Notice of hearing	756
Mar.	13	Placed on General File	964
Apr.	1	Referred for review	1258
Apr.	8	Placed on Select File	1315
Apr.	9	Referred for engrossment	1351
Apr.	14	Correctly engrossed	1412

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Apr.	17	Final Reading	1487
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 481 By Duis

Jan.	24	Read first time	213
Jan.	27	Referred to Committee on Judiciary	232
Feb.	20	Notice of hearing	674
Mar.	6	Indefinitely postponed	866

LEGISLATIVE BILL 482 By Luedtke

Jan.	24	Read first time	214
Jan.	27	Referred to Committee on Judiciary	232
Feb.	20	Notice of hearing	674
Mar.	6	Placed on General File	866
Mar.	27	Referred for review	1199
Apr.	1	Placed on Select File	1234
Apr.	2	Referred for engrossment	1283
Apr.	10	Correctly engrossed	1359
Apr.	15	Final Reading	1428
Apr.	16	Correctly enrolled. Speaker signed	1462
Apr.	17	Presented to Governor	1498
Apr.	21	Approved by Governor	1540

LEGISLATIVE BILL 483 By Luedtke

Jan.	24	Read first time	214
Jan.	27	Referred to Committee on Miscellaneous Subjects	232
Feb.	5	Notice of hearing	398
Feb.	24	Placed on General File	720
Mar.	7	Referred for review	886
Mar.	13	Placed on Select File	959
Mar.	14	Referred for engrossment	987
Mar.	20	Correctly engrossed	1060
Mar.	25	Final Reading	1135
Mar.	26	Correctly enrolled	1164
Mar.	26	President signed	1165
Mar.	27	Presented to Governor	1185
Mar.	28	Approved by Governor	1205

LEGISLATIVE BILL 484 By Luedtke

Jan.	24	Read first time	214

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Jan.	27	Referred to Committee on Miscellaneous Subjects	232
Feb.	5	Notice of hearing	398
Feb.	24	Placed on General File	720
Mar.	7	Referred for review	886
Mar.	13	Placed on Select File	959
Mar.	14	Referred for engrossment	987
Mar.	19	Correctly engrossed	1044
Mar.	24	Final Reading	1113
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 485 By Luedtke

Jan.	24	Read first time	214
Jan.	27	Referred to Committee on Miscellaneous Subjects	232
Feb.	5	Notice of hearing	398
Feb.	24	Placed on General File	720
Mar.	10	Referred for review	905
Mar.	13	Placed on Select File	959
Mar.	14	Referred for engrossment	987
Mar.	19	Correctly engrossed	1045
Mar.	24	Final Reading	1114
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 486 By Luedtke

Jan.	24	Read first time	215
Jan.	27	Referred to Committee on Judiciary	232
Feb.	20	Notice of hearing	674
Mar.	6	Placed on General File	866
Mar.	27	Referred for review	1200
Apr.	1	Placed on Select File	1234
Apr.	2	Referred for engrossment	1283
Apr.	8	Correctly engrossed	1317
Apr.	14	Final Reading	1401
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 487 By Luedtke

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Jan.	24	Read first time	215
Jan.	27	Referred to Committee on Labor	232
Feb.	6	Notice of hearing	431
Mar.	3	Placed on General File	799
Mar.	14	Referred for review	993
Mar.	20	Placed on Select File	1059
Mar.	21	Referred for engrossment	1102
Mar.	28	Correctly engrossed	1218
Apr.	8	Final Reading	1299
Apr.	9	Correctly enrolled. Speaker signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 488 By Luedtke

Jan.	24	Read first time	215
Jan.	27	Referred to Committee on Miscellaneous Subjects	232
Feb.	5	Notice of hearing	398
Feb.	24	Indefinitely postponed	721

LEGISLATIVE BILL 489 By Holmquist, Hasebroock, Kremer, Johnson

Jan.	24	Read first time	215
Jan.	27	Referred to Committee on Agriculture and Recreation	232
Feb.	12	Notice of hearing	522
Mar.	11	Placed on General File	922
Mar.	27	Referred for review	1201
Apr.	1	Placed on Select File	1237
Apr.	2	Referred for engrossment	1283
Apr.	10	Correctly engrossed	1360
Apr.	15	Final Reading	1428
Apr.	16	Correctly enrolled. Speaker signed	1462
Apr.	17	Presented to Governor	1498
Apr.	21	Approved by Governor	1540

LEGISLATIVE BILL 490 By Schmit

Jan.	24	Read first time	215
Jan.	27	Referred to Committee on Miscellaneous Subjects	232
Feb.	5	Notice of hearing	398
Feb.	24	Placed on General File	720
Mar.	19	Referred for review	1049
Mar.	24	Placed on Select File	1121

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Mar.	25	Referred for engrossment	1145
Apr.	1	Correctly engrossed	1241
Apr.	8	Failed on Final Reading	1307

LEGISLATIVE BILL 491 By Marvel, Holmquist

Jan.	24	Read first time	215
Jan.	27	Referred to Committee on Miscellaneous Subjects	232
Feb.	5	Notice of hearing	398
Feb.	28	Placed on General File	778
Mar.	14	Referred for review	992
Mar.	20	Placed on Select File	1058
Mar.	21	Referred for engrossment	1101
Mar.	27	Correctly engrossed	1177
Apr.	2	Final Reading	1266
Apr.	8	Correctly enrolled. Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 492 By Holmquist, Hasebroock, Adamson, Johnson

Jan.	24	Read first time	215
Jan.	27	Referred to Committee on Miscellaneous Subjects	232
Feb.	5	Notice of hearing	398
Feb.	24	Placed on General File	720
Mar.	10	Referred for review	906
Mar.	13	Placed on Select File	960
Mar.	14	Referred for engrossment	987
Mar.	19	Correctly engrossed	1045
Mar.	24	Final Reading	1115
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	25	Bracketed	1146
Aug.	15	Unbracketed	3550
Aug.	15	Presented to Governor	3580
Aug.	20	Approved by Governor	3767

LEGISLATIVE BILL 493 By Swanson, Carpenter

Jan.	24	Read first time	216
Jan.	27	Referred to Committee on Salaries and Claims	232
Feb.	6	Notice of hearing	433
Apr.	30	Placed on General File	1738
July	7	Referred for review	2854

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July	10	Placed on Select File	2897
July	14	Referred for engrossment	2951
July	17	Correctly engrossed	3009
July	22	Final Reading	3072
July	23	Correctly enrolled. Speaker signed	3095
July	24	Presented to Governor	3137
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 494 By Duis

Jan.	24	Read first time	216
Jan.	27	Referred to Committee on Public Works	232
Feb.	5	Notice of hearing	418
Feb.	18	Indefinitely postponed	635

LEGISLATIVE BILL 495 By Luedtke, Holmquist

Jan.	24	Read first time	216
Jan.	27	Referred to Committee on Judiciary	232
Feb.	20	Notice of hearing	674
May	8	Placed on General File	1889
May	27	Referred for review	2254
June	5	Placed on Select File	2340
June	6	Referred for engrossment	2382
June	12	Correctly engrossed	2480
June	17	Final Reading	2557
June	18	Correctly enrolled	2597
June	18	President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 496 By Waldron

Jan.	24	Read first time	216
Jan.	27	Referred to Committee on Government and Military Affairs	232
Jan.	30	Notice of hearing	298
Mar.	5	Placed on General File	830
Mar.	11	Letter	936
Mar.	24	Motion. Indefinitely postponed	1129

LEGISLATIVE BILL 497 By Marvel, Knight

Jan.	24	Read first time	216
Jan.	27	Referred to Committee on Miscellaneous Subjects	232

			Page
Feb.	6	Notice of hearing	431
Mar.	14	Placed on General File	984
Apr.	2	Referred for review	1288
Apr.	9	Placed on Select File	1324
Apr.	10	Referred for engrossment	1373
Apr.	15	Correctly engrossed	1439
Apr.	18	Final Reading	1508
Apr.	21	Correctly enrolled	1550
Apr.	21	President signed	1551
Apr.	23	Presented to Governor	1619
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 498 By Waldron

Jan.	24	Read first time	216
Jan.	27	Referred to Committee on Education	233
Feb.	25	Notice of hearing	724
Mar.	14	Indefinitely postponed	982

LEGISLATIVE BILL 499 By Waldron

Jan.	24	Read first time	217
Jan.	27	Referred to Committee on Agriculture and Recreation	233
Jan.	31	Request. Laid over	333
Feb.	3	Request renewed. Withdrawn	377

LEGISLATIVE BILL 500 By Waldron, Carpenter

Jan.	24	Read first time	217
Jan.	27	Referred to Committee on Miscellaneous Subjects	233
Apr.	14	Notice of hearing	1422
Apr.	29	Indefinitely postponed	1708

LEGISLATIVE BILL 501 By Orme, Reynolds, Craft, Carstens, Mahoney, Danner, Elrod, Harsh, Hasebroock, Luedtke, Marvel, Kokes, Simpson, Robinson, Whitney, Nore, Budd, Moulton, Waldron, Skarda, Carpenter, Burbach, Waldo, Wiltse, Proud, Swanson, Klaver, Adamson, Pedersen, Wallwey, Wylie, Moylan, Kennedy, Kremer, Holmquist, Clark, Duis, Ziebarth, Schmit, Keyes, Wenzlaff, Johnson, Stull, Bloom, Knight, Warner

Jan.	24	Read first time	217

		Page
Jan. 27	Referred to Committee on Labor	233
Feb. 6	Notice of hearing	432
Mar. 21	Placed on General File	1099
Apr. 10	Referred for review	1364
Apr. 15	Placed on Select File	1434
Apr. 16	Referred for engrossment	1463
Apr. 21	Replaced on Select File	1547
Apr. 22	Referred for engrossment	1592
Apr. 24	Correctly engrossed	1628
May 1	Final Reading	1776
May 2	Correctly enrolled. Speaker signed	1790
May 2	Explanation of vote	1799
May 5	Presented to Governor	1826
May 7	Approved by Governor	1865

LEGISLATIVE BILL 502 By Burbach, Budd, Reynolds, Carpenter, Waldron

Jan. 24	Read first time	218
Jan. 27	Referred to Committee on Revenue	233
Feb. 25	Notice of hearing	723
Aug. 7	Indefinitely postponed	3415

LEGISLATIVE BILL 503 By Burbach, Budd, Reynolds, Carpenter, Waldron

Jan. 24	Read first time	218
Jan. 27	Referred to Committee on Revenue	233
Feb. 25	Notice of hearing	723
June 13	Placed on General File	2503
Aug. 11	Referred for review	3465
Aug. 14	Placed on Select File	3534
Aug. 14	Referred for engrossment	3539
Aug. 15	Returned to Select File	3551
Aug. 15	Referred for engrossment	3553
Aug. 15	Replaced on Select File	3583
Aug. 15	Referred for engrossment	3589
Aug. 21	Correctly engrossed	3822
Aug. 25	Final Reading	3912
Aug. 26	Correctly enrolled	3941
Aug. 26	President signed	3942
Aug. 26	Presented to Governor	3960
Aug. 28	Approved by Governor	4009

LEGISLATIVE BILL 504 By Burbach, Budd, Reynolds, Carpenter, Waldron

Jan. 24	Read first time	219

			Page
Jan.	27	Referred to Committee on Revenue	233
Feb.	25	Notice of hearing	723
June	18	Placed on General File	2614
Aug.	11	Referred for review	3466
Aug.	12	Incorporate LB 1289	3489
Aug.	14	Placed on Select File	3534
Aug.	14	Referred for engrossment	3539
Aug.	21	Replaced on Select File. Referred for engrossment	3809
Aug.	22	Correctly engrossed	3904
Aug.	26	Final Reading	3943
Aug.	27	Correctly enrolled. President signed	3983
Aug.	27	Presented to Governor	3995
Sept.	16	Approved by Governor	4055

LEGISLATIVE BILL 505 By Wylie, Wallwey

Jan.	24	Read first time	219
Jan.	27	Referred to Committee on Agriculture and Recreation	233
Feb.	27	Notice of hearing	764
Mar.	5	Hearing cancelled. Hearing reset	839
Mar.	18	Indefinitely postponed	1032

LEGISLATIVE BILL 506 By Wylie, Kokes

Jan.	24	Read first time	219
Jan.	27	Referred to Committee on Judiciary	233
Feb.	7	Notice of hearing	445
Mar.	13	Placed on General File	964
Apr.	1	Referred for review	1258
Apr.	8	Placed on Select File	1315
Apr.	9	Referred for engrossment	1351
Apr.	14	Correctly engrossed	1412
Apr.	17	Final Reading	1488
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 507 By Wallwey, Waldron

Jan.	24	Read first time	219
Jan.	27	Referred to Committee on Agriculture and Recreation	233
Feb.	6	Notice of hearing	431
Feb.	21	Placed on General File	696
Mar.	6	Referred for review	861

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Mar.	11	Placed on Select File	920
Mar.	13	Referred for engrossment	965
Mar.	18	Correctly engrossed	1020
Mar.	21	Final Reading	1092
Mar.	24	Returned to Final Reading. Returned to Select File	1110
Mar.	24	Referred for re-engrossment	1126
Mar.	27	Correctly re-engrossed	1177
Apr.	2	Final Reading	1267
Apr.	8	Correctly enrolled. Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 508 By Syas

Jan.	24	Read first time	219
Jan.	27	Referred to Committee on Public Works	233
Mar.	20	Notice of hearing	1082
June	3	Placed on General File	2302
Aug.	14	Referred for review	3541
Aug.	20	Placed on Select File	3784
Aug.	20	Referred for engrossment	3788
Aug.	26	Correctly engrossed	3953
Aug.	28	Final Reading	4015
Aug.	29	Correctly enrolled. President signed	4032
Aug.	29	Presented to Governor	4051
Sept.	16	Approved by Governor	4055
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 509 By Mahoney

Jan.	24	Read first time	220
Jan.	27	Referred to Committee on Banking, Commerce and Insurance	233
Jan.	28	Notice of hearing	267
Feb.	13	Placed on General File	537
Feb.	21	Referred for review	698
Feb.	25	Placed on Select File	725
Feb.	26	Referred for engrossment	751
Mar.	4	Correctly engrossed	818
Mar.	7	Final Reading	876
Mar.	10	Correctly enrolled	899
Mar.	10	President signed	900
Mar.	11	Presented to Governor	927
Mar.	14	Approved by Governor	975

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LEGISLATIVE BILL 510 By Swanson

Jan.	24	Read first time	220
Jan.	27	Referred to Committee on Agriculture and Recreation	233
Feb.	12	Notice of hearing	522
Feb.	26	Indefinitely postponed	746

LEGISLATIVE BILL 511 By Orme

Jan.	24	Read first time	220
Jan.	27	Referred to Committee on Miscellaneous Subjects	233
Feb.	5	Notice of hearing	398
Feb.	27	Placed on General File	770
Mar.	13	Referred for review	970
Mar.	18	Placed on Select File	1019
Mar.	19	Referred for engrossment	1046
Mar.	25	Correctly engrossed	1139
Mar.	28	Final Reading	1208
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 512 By Orme

Jan.	24	Read first time	220
Jan.	27	Referred to Committee on Miscellaneous Subjects	233
Feb.	5	Notice of hearing	398
Feb.	27	Placed on General File	771
Mar.	13	Referred for review	970
Mar.	18	Placed on Select File	1019
Mar.	19	Referred for engrossment	1046
Mar.	26	Correctly engrossed	1164
Apr.	1	Final Reading	1252
Apr.	2	Correctly enrolled	1271
Apr.	8	Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 513 By Danner

Jan.	24	Read first time	220
Jan.	27	Referred to Committee on Judiciary	233
Feb.	20	Notice of hearing	674
Mar.	6	Indefinitely postponed	866

LEGISLATIVE BILL 514 By Carpenter

			Page
Jan.	24	Read first time	220
Jan.	27	Referred to Committee on Public Health and Welfare	233
Jan.	31	Notice of hearing	324
Mar.	20	Placed on General File	1061
Apr.	18	Laid over	1531
Apr.	30	Referred for review	1754
May	2	Placed on Select File	1789
May	5	Bracketed	1828
June	24	Unbracketed	2730
June	24	Referred for engrossment	2741
June	25	Correctly engrossed	2752
June	27	Final Reading	2812
June	27	Correctly enrolled	2819
June	27	Speaker signed	2823
June	27	Presented to Governor	2834
July	7	Approved by Governor	2846

LEGISLATIVE BILL 515 By Carpenter

Jan.	24	Read first time	221
Jan.	27	Referred to Committee on Public Health and Welfare	233
Jan.	31	Notice of hearing	324
Mar.	20	Placed on General File	1061
Apr.	18	Referred for review	1531
Apr.	22	Placed on Select File	1579
Apr.	23	Referred for engrossment	1618
Apr.	25	Correctly engrossed	1647
May	2	Laid over	1796
May	6	Final Reading	1838
May	7	Correctly enrolled. President signed	1866
May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 516 By Carpenter

Jan.	24	Read first time	221
Jan.	27	Referred to Committee on Public Health and Welfare	233
Jan.	31	Notice of hearing	324
Mar.	20	Placed on General File	1061
Apr.	18	Referred for review	1531
Apr.	22	Placed on Select File	1579

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Apr.	23	Referred for engrossment	1618
Apr.	25	Replaced on Select File	1645
Apr.	28	Referred for engrossment	1688
Apr.	29	Correctly engrossed	1708
May	6	Final Reading	1841
May	7	Correctly enrolled. President signed	1866
May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 517 By Carpenter

Jan.	24	Read first time	221
Jan.	27	Referred to Committee on Public Health and Welfare	233
Jan.	31	Notice of hearing	324
Mar.	20	Placed on General File	1061
Apr.	2	Referred for review	1290
Apr.	10	Placed on Select File	1359
Apr.	11	Referred for engrossment	1389
Apr.	16	Correctly engrossed	1461
Apr.	21	Final Reading	1544
Apr.	22	Correctly enrolled. President signed	1580
Apr.	23	Presented to Governor	1619
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 518 By Carstens, Luedtke

Jan.	24	Read first time	221
Jan.	27	Referred to Committee on Judiciary	233
Feb.	6	Notice of hearing	430
Feb.	21	Placed on General File	695
Mar.	7	Referred for review	884
Mar.	12	Placed on Select File	951
Mar.	13	Referred for engrossment	966
Mar.	19	Correctly engrossed	1045
Mar.	24	Final Reading	1116
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 519 By Carstens, Luedtke

Jan.	24	Read first time	221
Jan.	27	Referred to Committee on Judiciary	233
Feb.	6	Notice of hearing	430

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Feb.	21	Placed on General File	695
June	9	Referred for review	2419
June	11	Placed on Select File	2460
June	12	Referred for engrossment	2491
June	19	Correctly engrossed	2628
June	24	Final Reading	2718
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	25	Explanation of vote	2769
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 520 By Carstens, Luedtke

Jan.	24	Read first time	222
Jan.	27	Referred to Committee on Judiciary	233
Feb.	6	Notice of hearing	430
Feb.	21	Placed on General File	695
Mar.	7	Referred for review	885
Mar.	12	Placed on Select File	951
Mar.	13	Referred for engrossment	966
Mar.	18	Correctly engrossed	1020
Mar.	21	Final Reading	1092
Mar.	24	Correctly enrolled	1122
Mar.	24	President signed	1123
Mar.	25	Presented to Governor	1142
Mar.	27	Approved by Governor	1178

LEGISLATIVE BILL 521 By Schmit, Waldo

Jan.	24	Read first time	222
Jan.	27	Referred to Committee on Judiciary	233
Feb.	26	Notice of hearing	756
Apr.	1	Placed on General File	1242
May	19	Referred for review	2065
May	26	Placed on Select File	2183
May	27	Bracketed	2242
July	9	Considered	2881
July	14	Referred for engrossment	2950
July	17	Correctly engrossed	3009
July	22	Final Reading	3073
July	23	Correctly enrolled. Speaker signed	3095
July	24	Presented to Governor	3137
July	30	Approved by Governor	3215

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LEGISLATIVE BILL 522 By Adamson, Waldo

Jan.	24	Read first time	222
Jan.	27	Referred to Committee on Agriculture and Recreation	233
Feb.	12	Notice of hearing	522
Mar.	5	Placed on General File	830
Mar.	21	Referred for review	1105
Mar.	26	Placed on Select File	1164
Mar.	27	Referred for engrossment	1199
Apr.	8	Correctly engrossed	1317
Apr.	14	Final Reading	1401
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 523 By Adamson, Waldo

Jan.	24	Read first time	222
Jan.	27	Referred to Committee on Agriculture and Recreation	233
Feb.	12	Notice of hearing	522
Apr.	2	Placed on General File	1277
May	22	Referred for review	2137
May	28	Placed on Select File	2261
June	3	Referred for engrossment	2295
June	9	Replaced on Select File	2387
June	10	Referred for engrossment	2449
June	13	Correctly engrossed	2504
June	18	Final Reading	2582
June	19	Correctly enrolled	2628
June	19	Speaker signed	2631
June	20	Presented to Governor	2675
June	25	Approved by Governor	2749

LEGISLATIVE BILL 524 By Budd, Holmquist

Jan.	24	Read first time	222
Jan.	27	Referred to Committee on Banking, Commerce and Insurance	233
Jan.	28	Notice of hearing	267
Feb.	21	Request	700
Feb.	24	Request renewed. Withdrawn	704

LEGISLATIVE BILL 525 By Wenzlaff, Kennedy, Swanson, Luedtke, Simpson, Schmit, Craft, Orme, Mahoney, Bloom, Budd, Ziebarth

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Jan.	24	Read first time	222
Jan.	27	Referred to Committee on Public Works	233
Jan.	27	Co-introducer added	236
Feb.	5	Notice of hearing	418
Feb.	26	Indefinitely postponed	755

LEGISLATIVE BILL 526 By Waldron

			Page
Jan.	24	Read first time	223
Jan.	27	Referred to Committee on Banking, Commerce and Insurance	233
Jan.	28	Notice of hearing	267
Feb.	28	Placed on General File	791
Mar.	21	Referred for review	1103
Mar.	25	Placed on Select File	1138
Mar.	26	Referred for engrossment	1167
Apr.	2	Correctly engrossed	1270
Apr.	11	Final Reading	1377
Apr.	14	Correctly enrolled. Speaker signed	1412
Apr.	15	Presented to Governor	1446
Apr.	16	Approved by Governor	1460

LEGISLATIVE BILL 527 By Luedtke, Kremer, Hasebroock, Simpson, Ziebarth, Swanson, Schmit, Waldo, Wenzlaff, Knight, Elrod, Pedersen

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Jan.	24	Read first time	223
Jan.	27	Referred to Committee on Government and Military Affairs	233
Jan.	30	Notice of hearing	298
Mar.	10	Placed on General File	900
June	17	Referred for review	2579
June	20	Placed on Select File	2661
June	23	Laid over	2691
June	24	Laid over	2729
June	24	Bracketed	2730
Aug.	29	Unbracketed	4046
Aug.	29	Referred for engrossment. Returned to Select File	4047
Aug.	29	Referred for engrossment	4048
Sept.	16	Replaced on Select File	4057
Sept.	16	Referred for engrossment	4067

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Sept. 16	Correctly engrossed	4068
Sept. 18	Final Reading	4174
Sept. 18	Correctly enrolled	4182
Sept. 18	President signed	4183
Sept. 18	Presented to Governor	4184
Sept. 19	Approved by Governor	4225

LEGISLATIVE BILL 528 By Waldron

Jan. 24	Read first time	224
Jan. 27	Referred to Committee on Government and Military Affairs	233
Jan. 30	Notice of hearing	298
Feb. 19	Request. Laid over	662
Feb. 21	Request renewed. Withdrawn	700

LEGISLATIVE BILL 529 By Waldron

Jan. 24	Read first time	224
Jan. 27	Referred to Committee on Miscellaneous Subjects	233
Feb. 6	Notice of hearing	431
Mar. 21	Indefinitely postponed	1106

LEGISLATIVE BILL 530 By Pedersen

Jan. 24	Read first time	224
Jan. 27	Referred to Committee on Budget	233
Mar. 27	Re-referred to Nebraska Retirement System Advisory Committee	1187
May 20	Notice of hearing	2089
June 19	Placed on General File	2628
July 18	Referred for review	3043
July 25	Placed on Select File	3147
July 28	Referred for engrossment	3173
Aug. 1	Correctly engrossed	3266
Aug. 6	Final Reading	3343
Aug. 7	Correctly enrolled. President signed	3396
Aug. 8	Presented to Governor	3426
Aug. 12	Approved by Governor	3485

LEGISLATIVE BILL 531 By Proud

Jan. 24	Read first time	224
Jan. 27	Referred to Committee on Labor	233
Feb. 17	Notice of hearing	595
Mar. 20	Placed on General File	1076
May 13	Laid over	1969

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May	14	Laid over	1999
May	19	Motion. Indefinitely postponed	2060

LEGISLATIVE BILL 532 By Robinson, Swanson

Jan.	24	Read first time	224
Jan.	27	Referred to Committee on Public Works	233
Feb.	20	Notice of hearing	679
Mar.	5	Indefinitely postponed	839

LEGISLATIVE BILL 533 By Proud

Jan.	24	Read first time	224
Jan.	27	Referred to Committee on Banking, Commerce and Insurance	233
Jan.	28	Notice of hearing	267
Mar.	11	Indefinitely postponed	941

LEGISLATIVE BILL 534 By Reynolds, Budd, Craft, Burbach

Jan.	27	Read first time	236
Jan.	28	Referred to Committee on Public Works	249
Feb.	5	Notice of hearing	419
Feb.	20	Placed on General File	669
Mar.	17	Bracketed	1008
Apr.	1	Bracketed	1256
July	23	Referred for review	3106
July	29	Placed on Select File	3188
July	30	Referred for engrossment	3218
July	31	Replaced on Select File	3236
Aug.	1	Referred for engrossment	3272
Aug.	6	Correctly engrossed	3341
Aug.	11	Final Reading	3433
Aug.	12	Correctly enrolled. President signed	3476
Aug.	13	Presented to Governor	3511
Aug.	14	Approved by Governor	3547

LEGISLATIVE BILL 535 By Reynolds, Orme, Craft

Jan.	27	Read first time	237
Jan.	28	Referred to Committee on Education	249
Feb.	18	Notice of hearing	618
Mar.	6	Placed on General File	866
Apr.	11	Motion	1391
Apr.	14	Bracketed	1420
July	23	Motion. Indefinitely postponed	3108

LEGISLATIVE BILL 536 By Budd, Swanson, Ziebarth, Holmquist

			Page
Jan.	27	Read first time	237
Jan.	28	Referred to Committee on Government and Military Affairs	249
Feb.	6	Notice of hearing	432
Feb.	24	Placed on General File	707
Mar.	7	Referred for review	886
Mar.	12	Placed on Select File	951
Mar.	13	Referred for engrossment	966
Mar.	19	Correctly engrossed	1045
Mar.	24	Final Reading	1116
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 537 By Carpenter

Jan.	27	Read first time	237
Jan.	28	Referred to Committee on Revenue	249
Feb.	28	Notice of hearing	791
Apr.	2	Indefinitely postponed	1286

LEGISLATIVE BILL 538 By Carpenter, Proud, Pedersen, Skarda, Kremer

Jan.	27	Read first time	237
Jan.	28	Referred to Committee on Education	249
Mar.	5	Notice of hearing	838
May	7	Placed on General File	1870
June	27	Bracketed	2834
July	29	Referred for review	3203
Aug.	4	Placed on Select File	3278
Aug.	5	Referred for engrossment	3325
Aug.	8	Replaced on Select File	3419
Aug.	11	Referred for engrossment	3440
Aug.	13	Correctly engrossed	3501
Aug.	18	Final Reading	3609
Aug.	19	Correctly enrolled. President signed	3713
Aug.	20	Presented to Governor	3778
Aug.	21	Approved by Governor	3808
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 539 By Carpenter

Jan.	27	Read first time	237

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Jan.	28	Referred to Committee on Labor	249
Feb.	6	Notice of hearing	432
Feb.	6	Co-introducer added	439
Feb.	28	Placed on General File	778
Mar.	20	Laid over	1085
Mar.	24	Bracketed	1128
Mar.	25	Unbracketed	1149
Mar.	25	Laid over	1150
Mar.	26	Laid over	1169
Apr.	11	Bracketed	1390
Apr.	16	Request	1471
Apr.	17	Referred for review	1504
Apr.	22	Placed on Select File	1578
Apr.	23	Referred for engrossment	1617
Apr.	25	Replaced on Select File	1645
Apr.	25	Request	1657
Apr.	28	Laid over	1688
May	5	Motion. Indefinitely postponed	1828

LEGISLATIVE BILL 540 By Carpenter

Jan.	27	Read first time	238
Jan.	28	Referred to Committee on Public Health and Welfare	249
Feb.	6	Notice of hearing	430
Feb.	28	Placed on General File	776
Mar.	13	Referred for review	970
Mar.	18	Placed on Select File	1019
Mar.	19	Referred for engrossment	1046
Mar.	25	Correctly engrossed	1139
Mar.	28	Final Reading	1209
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 541 By Carpenter

Jan.	27	Read first time	238
Jan.	28	Referred to Committee on Revenue	249
Jan.	29	Notice of hearing	296
Feb.	12	Notice of hearing	521
Feb.	28	Placed on General File	793
Mar.	20	Referred for review	1086
Mar.	25	Placed on Select File	1137
Mar.	26	Referred for engrossment	1167
Apr.	1	Correctly engrossed	1241

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Apr.	8	Final Reading	1308
Apr.	9	Correctly enrolled. President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 542 By Carpenter

Jan.	27	Read first time	238
Jan.	28	Referred to Committee on Government and Military Affairs	249
Feb.	6	Notice of hearing	432
Feb.	7	Hearing cancelled	450
Mar.	4	Notice of hearing	815
Mar.	27	Placed on General File	1188
May	14	Referred for review	2000
May	22	Placed on Select File	2123
May	23	Bracketed	2163
May	26	Unbracketed	2199
May	27	Referred for engrossment	2244
June	3	Returned to Select File	2291
June	3	Referred for engrossment	2296
June	10	Replaced on Select File	2425
June	11	Referred for engrossment	2472
June	24	Replaced on Select File	2705
June	25	Referred for engrossment	2769
June	26	Correctly engrossed	2784
July	8	Bracketed	2857
July	9	Returned to Select File	2870
July	9	Referred for re-engrossment	2887
July	16	Returned to Select File. Referred for re-engrossment	2991
July	24	Replaced on Select File	3116
July	25	Referred for re-engrossment	3153
July	28	Correctly re-engrossed	3166
July	31	Final Reading	3238
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313

LEGISLATIVE BILL 543 By Orme

Jan.	27	Read first time	238
Jan.	28	Referred to Committee on Miscellaneous Subjects	249
Feb.	5	Notice of hearing	398
May	2	Indefinitely postponed	1818

LEGISLATIVE BILL 544 By Orme

			Page
Jan.	27	Read first time	239
Jan.	28	Referred to Committee on Judiciary	249
Feb.	7	Request. Laid over	454
Feb.	10	Request renewed. Withdrawn	475

LEGISLATIVE BILL 545 By Simpson, Luedtke

Jan.	27	Read first time	239
Jan.	28	Referred to Committee on Public Works	249
Feb.	5	Notice of hearing	418
Feb.	18	Indefinitely postponed	635

LEGISLATIVE BILL 546 By Pedersen, Simpson, Robinson, Wallwey, Johnson

Jan.	27	Read first time	239
Jan.	28	Referred to Committee on Public Works	249
Mar.	20	Notice of hearing	1082
June	3	Placed on General File	2303
June	4	Bracketed	2332
June	13	Special order	2513
June	13	Referred for review	2515
June	18	Placed on Select File	2595
June	19	Laid over	2649
June	23	Bracketed	2690
July	15	Referred for engrossment	2973
July	15	Returned to Select File. Referred for engrossment	2975
July	15	Returned to Select File. Referred for engrossment	2980
July	16	Returned to Select File. Referred for engrossment	2993
July	18	Replaced on Select File	3030
July	21	Referred for engrossment	3055
July	25	Replaced on Select File	3144
July	28	Referred for engrossment	3172
July	28	Request	3173
July	29	Correctly engrossed	3191
July	31	Laid over	3245
July	31	Returned to Select File. Referred for re-engrossment	3254
July	31	Request	3255
Aug.	1	Correctly re-engrossed	3266
Aug.	6	Final Reading	3344
Aug.	7	Correctly enrolled. President signed	3396

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Aug.	8	Presented to Governor	3426
Aug.	13	Approved by Governor	3515

LEGISLATIVE BILL 547 By Orme, Simpson, Carpenter, Craft, Moylan

Jan.	27	Read first time	239
Jan.	28	Referred to Committee on Public Health and Welfare	249
Feb.	6	Notice of hearing	430
Feb.	28	Placed on General File	776
Mar.	20	Referred for review	1084
Mar.	24	Placed on Select File	1122
Mar.	25	Referred for engrossment	1146
Apr.	1	Correctly engrossed	1238
Apr.	8	Final Reading	1304
Apr.	9	Correctly enrolled. President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 548 By Burbach

Jan.	27	Read first time	239
Jan.	28	Referred to Committee on Judiciary	249
Feb.	26	Notice of hearing	756
Mar.	13	Placed on General File	964
Apr.	1	Referred for review	1258
Apr.	8	Placed on Select File	1315
Apr.	9	Referred for engrossment	1351
Apr.	14	Correctly engrossed	1412
Apr.	17	Final Reading	1489
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 549 By Burbach, Budd

Jan.	27	Read first time	239
Jan.	28	Referred to Committee on Revenue	249
Feb.	28	Notice of hearing	791
Apr.	10	Indefinitely postponed	1361

LEGISLATIVE BILL 550 By Adamson, Waldo, Wylie

Jan.	27	Read first time	240
Jan.	28	Referred to Committee on Agriculture and Recreation	249

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Feb.	12	Notice of hearing	522
Mar.	5	Placed on General File	830
Mar.	21	Referred for review	1105
Mar.	26	Placed on Select File	1164
Mar.	27	Referred for engrossment	1199
Apr.	8	Correctly engrossed	1317
Apr.	14	Final Reading	1402
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 551 By Simpson, Luedtke

Jan.	27	Read first time	240
Jan.	28	Referred to Committee on Public Health and Welfare	249
Feb.	6	Notice of hearing	430
Feb.	28	Indefinitely postponed	776

LEGISLATIVE BILL 552 By Budd, Wiltse

Jan.	27	Read first time	240
Jan.	28	Referred to Committee on Education	249
Feb.	11	Notice of hearing	496
Feb.	21	Placed on General File	684
Mar.	17	Laid over	1008
Mar.	18	Referred for review	1029
Mar.	24	Placed on Select File	1120
Mar.	25	Referred for engrossment	1144
Mar.	26	Special order	1165
Sept.	17	Unbracketed. Returned to Select File	4150
Sept.	17	Introducer withdrawn. Introducer added. Referred for engrossment. Motion	4151
Sept.	17	Replaced on Select File	4164
Sept.	17	Referred for engrossment	4168
Sept.	18	Motion	4172
Sept.	18	Motion. Returned to Select File. Referred for engrossment	4182
Sept.	18	Motion. Returned to Select File. Referred for engrossment	4183
Sept.	18	Replaced on Select File	4184
Sept.	18	Referred for engrossment	4185
Sept.	18	Correctly engrossed	4186
Sept.	19	Motion. Returned to Select File. Referred for re-engrossment. Motion. Returned to Select File	4207

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Sept.	19	Referred for re-engrossment	4209
Sept.	19	Replaced on Select File	4220
Sept.	19	Referred for re-engrossment. Correctly re-engrossed	4221
Sept.	19	Motion. Returned to Select File	4222
Sept.	19	Referred for re-engrossment	4224
Sept.	19	Replaced on Select File	4245
Sept.	19	Referred for re-engrossment. Correctly re-engrossed	4246
Sept.	22	Request. Returned to Select File. Referred for re-engrossment. Correctly re-engrossed	4269
Sept.	24	Final Reading	4285
Sept.	24	Correctly enrolled	4296
Sept.	24	Speaker signed	4297
Sept.	24	Presented to Governor	4303
Sept.	30	Line vetoed by Governor	4307

LEGISLATIVE BILL 553 By Waldron

Jan.	27	Read first time	240
Jan.	28	Referred to Committee on Public Works	249
Mar.	6	Notice of hearing	858
Mar.	26	Indefinitely postponed	1171

LEGISLATIVE BILL 554 By Waldron

Jan.	27	Read first time	240
Jan.	28	Referred to Committee on Government and Military Affairs	249
Feb.	6	Notice of hearing	432
Mar.	17	Placed on General File	1003
Apr.	15	Referred for review	1448
Apr.	17	Placed on Select File	1495
Apr.	18	Referred for engrossment	1529
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1764
May	2	Correctly enrolled	1789
May	2	Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 555 By Waldron

Jan.	27	Read first time	240
Jan.	28	Referred to Committee on Judiciary	249
Feb.	26	Notice of hearing	756

			Page
Apr.	1	Placed on General File	1243
May	19	Bracketed	2066
May	22	Bracketed	2133
July	8	Motion. Indefinitely postponed	2862

LEGISLATIVE BILL 556 By Carstens, Luedtke, Simpson, Klaver

Jan.	27	Read first time	241
Jan.	28	Referred to Committee on Judiciary	249
Feb.	6	Notice of hearing	431
Feb.	21	Placed on General File	695
Mar.	7	Referred for review	885
Mar.	10	Placed on Select File	898
Mar.	11	Referred for engrossment	935
Mar.	13	Replaced on Select File	971
Mar.	14	Referred for engrossment	989
Mar.	17	Correctly engrossed	1002
Mar.	20	Final Reading	1055
Mar.	21	Correctly enrolled. President signed	1098
Mar.	24	Presented to Governor	1125
Mar.	26	Approved by Governor	1154

LEGISLATIVE BILL 557 By Johnson, Holmquist, Swanson

Jan.	27	Read first time	241
Jan.	28	Referred to Committee on Banking, Commerce and Insurance	249
Feb.	3	Notice of hearing	377
Mar.	12	Placed on General File	956
Apr.	1	Referred for review	1258
Apr.	8	Placed on Select File	1315
Apr.	9	Referred for engrossment	1350
Apr.	11	Correctly engrossed	1385
Apr.	16	Final Reading	1456
Apr.	17	Correctly enrolled	1496
Apr.	17	Speaker signed	1506
Apr.	18	Presented to Governor	1512
Apr.	21	Approved by Governor	1541

LEGISLATIVE BILL 558 By Marvel, Adamson

Jan.	27	Read first time	241
Jan.	28	Referred to Committee on Budget	249
Mar.	7	Notice of hearing	870
Mar.	13	Placed on General File	971

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Apr.	1	Referred for review	1258
Apr.	8	Placed on Select File	1315
Apr.	9	Referred for engrossment	1351
Apr.	10	Bracketed	1368
Apr.	11	Referred for engrossment	1389
Apr.	15	Replaced on Select File	1430
Apr.	16	Referred for engrossment	1463
Apr.	21	Correctly engrossed	1549
Apr.	30	Final Reading	1740
May	1	Correctly enrolled	1760
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 559 By Marvel

Jan.	27	Read first time	241
Jan.	28	Referred to Committee on Government and Military Affairs	249
Feb.	6	Notice of hearing	432
Mar.	17	Placed on General File	1004
Apr.	2	Referred for review	1288
Apr.	9	Placed on Select File	1325
Apr.	10	Referred for engrossment	1373
Apr.	14	Correctly engrossed	1412
Apr.	17	Final Reading	1489
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 560 By Marvel

Jan.	27	Read first time	241
Jan.	28	Referred to Committee on Government and Military Affairs	249
Feb.	6	Notice of hearing	432
Mar.	17	Placed on General File	1004
Apr.	2	Referred for review	1289
Apr.	9	Placed on Select File	1325
Apr.	10	Referred for engrossment	1373
Apr.	15	Correctly engrossed	1439
Apr.	18	Final Reading	1508
Apr.	21	Correctly enrolled	1550
Apr.	21	President signed	1551
Apr.	22	Presented to Governor	1593
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 561 By Skarda

			Page
Jan.	27	Read first time	241
Jan.	28	Referred to Committee on Judiciary	250
Feb.	26	Notice of hearing	756
Mar.	7	Request. Withdrawn	870
Mar.	7	Hearing cancelled	880

LEGISLATIVE BILL 562 By Skarda

Jan.	27	Read first time	242
Jan.	28	Referred to Committee on Judiciary	250
Feb.	26	Notice of hearing	756
Mar.	7	Request. Withdrawn	870
Mar.	7	Hearing cancelled	880

LEGISLATIVE BILL 563 By Kennedy, Johnson, Moylan, Wenzlaff

Jan.	27	Read first time	242
Jan.	28	Referred to Committee on Miscellaneous Subjects	250
Feb.	6	Notice of hearing	431
Feb.	28	Placed on General File	778
Mar.	14	Referred for review	992
Mar.	20	Placed on Select File	1058
Mar.	21	Referred for engrossment	1101
Mar.	27	Correctly engrossed	1177
Apr.	2	Final Reading	1267
Apr.	8	Correctly enrolled. Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 564 By Warner

Jan.	27	Read first time	242
Jan.	28	Referred to Committee on Miscellaneous Subjects	250
Feb.	12	Notice of hearing	511
Mar.	17	Placed on General File	1005
Apr.	2	Referred for review	1289
Apr.	9	Placed on Select File	1325
Apr.	10	Referred for engrossment	1373
Apr.	15	Correctly engrossed	1439
Apr.	18	Final Reading	1509
Apr.	21	Correctly enrolled	1550
Apr.	21	President signed	1551
Apr.	22	Presented to Governor	1593
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 565 By Warner

			Page
Jan.	27	Read first time	242
Jan.	28	Referred to Committee on Public Health and Welfare	250
Feb.	6	Notice of hearing	430
Feb.	28	Placed on General File	776
Mar.	20	Referred for review	1083
Mar.	24	Placed on Select File	1122
Mar.	25	Referred for engrossment	1146
Apr.	1	Correctly engrossed	1241
Apr.	8	Final Reading	1309
Apr.	9	Correctly enrolled. President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 566 By Warner

			Page
Jan.	27	Read first time	242
Jan.	28	Referred to Committee on Education	250
Feb.	11	Notice of hearing	496
Feb.	26	Placed on General File	759
Mar.	20	Laid over	1083
Mar.	21	Bracketed	1103
June	26	Motion. Referred for review	2801
June	27	Placed on Select File	2822
June	27	Referred for engrossment	2840
July	7	Correctly engrossed	2847
July	9	Laid over	2876
July	10	Laid over	2904
July	14	Attorney General's opinion	2945
July	31	Request	3253
Aug.	18	Letter	3600
Aug.	28	Motion	4013
Sept.	24	Unbracketed	4283
Sept.	24	Final Reading	4284
Sept.	24	Motion	4294
Sept.	24	Correctly enrolled. Speaker signed	4297
Sept.	24	Presented to Governor	4303
Sept.	30	Returned by Governor without approval	4308

LEGISLATIVE BILL 567 By Warner

			Page
Jan.	27	Read first time	242
Jan.	28	Referred to Committee on Miscellaneous Subjects	250
Feb.	12	Notice of hearing	511
Apr.	21	Placed on General File	1550

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May	13	Referred for review	1978
May	16	Placed on Select File	2034
May	19	Bracketed	2057
July	9	Bracketed	2883
Aug.	28	Unbracketed	4010
Aug.	28	Referred for engrossment	4011
Sept.	16	Correctly engrossed	4068
Sept.	18	Final Reading	4177
Sept.	18	Correctly enrolled	4182
Sept.	18	President signed	4183
Sept.	18	Presented to Governor	4184
Sept.	19	Approved by Governor	4225

LEGISLATIVE BILL 568 By Warner

Jan.	27	Read first time	242
Jan.	28	Referred to Committee on Miscellaneous Subjects	250
Feb.	12	Notice of hearing	511
Mar.	17	Placed on General File	1005
Apr.	15	Referred for review	1448
Apr.	17	Placed on Select File	1496
Apr.	18	Referred for engrossment	1529
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1764
May	2	Correctly enrolled	1789
May	2	Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 569 By Swanson

Jan.	27	Read first time	243
Jan.	28	Referred to Committee on Education	250
Feb.	11	Notice of hearing	496
Feb.	21	Indefinitely postponed	684

LEGISLATIVE BILL 570 By Swanson

Jan.	27	Read first time	243
Jan.	28	Referred to Committee on Salaries and Claims	250
Feb.	6	Notice of hearing	433
Apr.	30	Placed on General File	1738
July	7	Laid over	2854
July	8	Referred for review	2860
July	10	Placed on Select File	2899
July	14	Referred for engrossment	2953

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July	16	Replaced on Select File	2987
July	17	Referred for engrossment	3017
July	18	Replaced on Select File	3031
July	21	Referred for engrossment	3056
July	22	Correctly engrossed	3069
July	25	Final Reading	3148
July	28	Correctly enrolled	3170
July	28	Explanation of vote. President signed	3177
July	29	Presented to Governor	3199
July	30	Approved by Governor	3215

LEGISLATIVE BILL 571 By Swanson

Jan.	27	Read first time	243
Jan.	28	Referred to Committee on Banking, Commerce and Insurance	250
Feb.	3	Notice of hearing	377
Mar.	26	Placed on General File	1171
Apr.	16	Laid over	1469
May	14	Referred for review	2000
May	19	Placed on Select File	2052
May	20	Referred for engrossment	2085
May	27	Correctly engrossed	2222
June	4	Final Reading	2319
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 572 By Swanson, Proud, Schreurs

Jan.	27	Read first time	243
Jan.	28	Referred to Committee on Salaries and Claims	250
Feb.	6	Notice of hearing	433
Apr.	29	Placed on General File	1713
July	7	Referred for review	2852
July	9	Placed on Select File	2870
July	14	Referred for engrossment	2950
July	16	Correctly engrossed	2989
July	21	Final Reading	3052
July	22	Correctly enrolled	3069
July	22	Speaker signed	3070
July	23	Presented to Governor	3104
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 573 By Knight, Carpenter, Waldo, Marvel, Schreurs, Craft, Robinson, Pedersen

			Page
Jan.	27	Read first time	243
Jan.	28	Referred to Committee on Education	250
Jan.	28	Notice of hearing	265
Feb.	11	Hearing cancelled. Hearing reset	496
Apr.	28	Indefinitely postponed	1689

LEGISLATIVE BILL 574 By Budd, Holmquist, Robinson

Jan.	27	Read first time	243
Jan.	28	Referred to Committee on Revenue	250
Feb.	25	Notice of hearing	723
June	19	Placed on General File	2656
July	18	Special order	3030
July	23	Referred for review	3113
July	29	Placed on Select File	3190
July	30	Referred for engrossment	3218
Aug.	5	Correctly engrossed	3319
Aug.	11	Motion. Returned to Select File	3434
Aug.	11	Referred for re-engrossment	3442
Aug.	13	Correctly re-engrossed	3501
Aug.	18	Final Reading	3610
Aug.	19	Correctly enrolled. President signed	3713
Aug.	20	Presented to Governor	3778
Aug.	25	Approved by Governor	3935

LEGISLATIVE BILL 575 By Klaver

Jan.	28	Read first time	256
Jan.	29	Referred to Committee on Judiciary	280
Feb.	20	Notice of hearing	674
Mar.	6	Placed on General File	866
Mar.	27	Referred for review	1200
Apr.	1	Placed on Select File	1234
Apr.	2	Referred for engrossment	1283
Apr.	8	Correctly engrossed	1317
Apr.	14	Final Reading	1403
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 576 By Kokes

Jan.	28	Read first time	256

			Page
Jan.	29	Co-introducer added	270
Jan.	29	Referred to Committee on Agriculture and Recreation	280
Jan.	30	Co-introducer added	318
Feb.	4	Co-introducer added	390
Feb.	26	Notice of hearing	746
Apr.	1	Placed on General File	1261
Apr.	15	Bracketed	1440
Apr.	16	Bracketed	1467
Apr.	22	Considered	1598
Apr.	23	Bracketed	1611
Apr.	30	Laid over	1753
May	7	Referred for review	1882
May	9	Placed on Select File	1911
May	12	Bracketed	1945
July	9	Motion	2883
July	9	Referred for engrossment	2884
July	14	Replaced on Select File	2930
July	15	Referred for engrossment	2973
July	21	Correctly engrossed	3049
July	24	Final Reading	3133
July	25	Correctly enrolled	3147
July	25	Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185

LEGISLATIVE BILL 577 By Pedersen, Carstens, Luedtke

Jan.	28	Read first time	256
Jan.	29	Referred to Committee on Public Works	280
Feb.	5	Notice of hearing	418
Mar.	19	Indefinitely postponed	1052
Mar.	21	Motion	1100
Mar.	24	Motion withdrawn	1127

LEGISLATIVE BILL 578 By Carpenter

Jan.	28	Read first time	256
Jan.	29	Referred to Committee on Revenue	280
Feb.	25	Notice of hearing	723
Feb.	28	Hearing cancelled. Hearing reset	791
Apr.	23	Change of order	1622
Apr.	23	Placed on General File	1623
Apr.	29	Referred for review. Request	1716
May	1	Placed on Select File	1760
May	2	Bracketed	1803

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June 16 Returned to General File. Laid over 2546
June 17 Considered 2573
June 17 Referred for review 2574
June 19 Placed on Select File 2624
June 20 Referred for engrossment 2683
June 25 Replaced on Select File 2749
June 25 Referred for engrossment 2771
June 25 Correctly engrossed 2778
June 27 Final Reading 2813
June 27 Explanation of vote 2818
June 27 Correctly enrolled 2819
June 27 Speaker signed 2823
June 27 Presented to Governor 2834
July 7 Approved by Governor 2846

LEGISLATIVE BILL 579 By Swanson

Jan. 28 Read first time 256
Jan. 29 Referred to Committee on Public Health and Welfare 281
Feb. 6 Notice of hearing 430
Feb. 28 Indefinitely postponed 776

LEGISLATIVE BILL 580 By Elrod, Robinson

Jan. 28 Read first time 256
Jan. 29 Referred to Committee on Salaries and Claims 281
Feb. 6 Notice of hearing 433
Apr. 30 Placed on General File 1738
May 19 Request 2066
July 7 Considered. Laid over 2854
July 8 Referred for review 2861
July 10 Placed on Select File 2899
July 14 Referred for engrossment 2953
July 16 Request. Returned to Select File. Referred for engrossment 2992
July 22 Correctly engrossed 3069
July 25 Final Reading 3149
July 28 Correctly enrolled 3170
July 28 Explanation of vote. President signed 3177
July 29 Presented to Governor 3199
July 30 Approved by Governor 3215

LEGISLATIVE BILL 581 By Holmquist, Budd

Jan. 28 Read first time 257
Jan. 29 Referred to Committee on Public Works 281

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Mar.	27	Notice of hearing	1186
May	7	Placed on General File	1886
Aug.	5	Referred for review	3333
Aug.	11	Placed on Select File	3429
Aug.	12	Referred for engrossment	3482
Aug.	13	Replaced on Select File	3498
Aug.	14	Referred for engrossment	3521
Aug.	15	Correctly engrossed	3549
Aug.	19	Final Reading	3718
Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782
Aug.	21	Presented to Governor	3804
Aug.	25	Approved by Governor	3935
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 582 By Holmquist, Budd

Jan.	28	Read first time	257
Jan.	29	Referred to Committee on Banking, Commerce and Insurance	281
Feb.	3	Notice of hearing	377
Mar.	7	Request. Withdrawn	871

LEGISLATIVE BILL 583 By Holmquist, Budd

Jan.	28	Read first time	257
Jan.	29	Referred to Committee on Agriculture and Recreation	281
Feb.	26	Notice of hearing	746
May	14	Indefinitely postponed	1998

LEGISLATIVE BILL 584 By Proud, Skarda, Mahoney

Jan.	28	Read first time	257
Jan.	29	Referred to Committee on Agriculture and Recreation	281
Jan.	30	Co-introducer added	318
Feb.	12	Notice of hearing	522
Mar.	18	Indefinitely postponed	1032

LEGISLATIVE BILL 585 By Waldron

Jan.	28	Read first time	257
Jan.	29	Referred to Committee on Judiciary	281
Feb.	26	Notice of hearing	756
Apr.	1	Indefinitely postponed	1243

LEGISLATIVE BILL 586 By Waldron

			Page
Jan.	28	Read first time	257
Jan.	29	Referred to Committee on Revenue	281
Feb.	25	Notice of hearing	722
May	6	Placed on General File	1863
July	11	Special order	2922
July	14	Laid over	2960
July	15	Considered. Laid over	2976
July	16	Considered	2999
July	16	Motion. Indefinitely postponed	3002

LEGISLATIVE BILL 587 By Waldron

Jan.	28	Read first time	258
Jan.	29	Referred to Committee on Labor	281
Feb.	6	Notice of hearing	432
Mar.	21	Placed on General File	1099
May	14	Referred for review	1999
May	19	Placed on Select File	2052
May	20	Referred for engrossment	2085
May	27	Correctly engrossed	2222
June	4	Final Reading	2320
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 588 By Waldron

Jan.	28	Read first time	258
Jan.	29	Referred to Committee on Salaries and Claims	281
Feb.	6	Notice of hearing	433
Apr.	29	Indefinitely postponed	1713

LEGISLATIVE BILL 589 By Whitney, Waldo, Adamson, Clark, Johnson, Kokes, Kennedy, Wallwey, Waldron, Harsh, Wenzlaff

Jan.	28	Read first time	258
Jan.	29	Referred to Committee on Revenue	281
Feb.	25	Notice of hearing	722
June	19	Indefinitely postponed	2656

LEGISLATIVE BILL 590 By Keyes

Jan.	28	Read first time	258
Jan.	29	Referred to Committee on Government and Military Affairs	281

			Page
Feb.	6	Notice of hearing	432
Mar.	17	Placed on General File	1004
Apr.	15	Referred for review	1448
Apr.	17	Placed on Select File	1495
Apr.	18	Referred for engrossment	1529
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1765
May	2	Correctly enrolled	1789
May	2	Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 591 By Ziebarth

Jan.	28	Read first time	258
Jan.	29	Referred to Committee on Education	281
Feb.	18	Notice of hearing	618
Apr.	17	Indefinitely postponed	1505

LEGISLATIVE BILL 592 By Ziebarth

Jan.	28	Read first time	258
Jan.	29	Referred to Committee on Agriculture and Recreation	281
Feb.	12	Notice of hearing	522
Feb.	28	Indefinitely postponed	793

LEGISLATIVE BILL 593 By Ziebarth

Jan.	28	Read first time	259
Jan.	29	Referred to Committee on Miscellaneous Subjects	281
Feb.	6	Notice of hearing	431
Feb.	28	Placed on General File	778
Mar.	14	Referred for review	992
Mar.	20	Placed on Select File	1058
Mar.	21	Referred for engrossment	1101
Mar.	26	Request. Returned to Select File	1165
Mar.	26	Bracketed	1167
Apr.	2	Bracketed	1285
Apr.	14	Bracketed	1415
Apr.	21	Referred for engrossment	1552
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1766
May	2	Correctly enrolled	1789
May	2	Speaker signed	1790
May	2	Explanation of vote	1799

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May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 594 By Ziebarth

Jan.	28	Read first time	259
Jan.	29	Referred to Committee on Revenue	281
Feb.	12	Notice of hearing	521
Feb.	26	Indefinitely postponed	747

LEGISLATIVE BILL 595 By Swanson

Jan.	28	Read first time	259
Jan.	29	Referred to Committee on Banking, Commerce and Insurance	281
Feb.	3	Notice of hearing	377
Feb.	20	Hearing cancelled. Hearing reset	679
Apr.	15	Indefinitely postponed	1452
Apr.	17	Motion. Laid over	1505
Apr.	25	Motion lost	1654

LEGISLATIVE BILL 596 By Schmit, Luedtke

Jan.	28	Read first time	259
Jan.	29	Referred to Committee on Banking, Commerce and Insurance	281
Feb.	4	Notice of hearing	395
Mar.	24	Indefinitely postponed	1130

LEGISLATIVE BILL 597 By Schmit, Luedtke

Jan.	28	Read first time	259
Jan.	29	Referred to Committee on Banking, Commerce and Insurance	281
Feb.	3	Notice of hearing	377
Apr.	1	Placed on General File	1261
May	20	Laid over	2090
May	20	Referred for review	2094
May	27	Placed on Select File	2219
May	28	Referred for engrossment	2268
June	5	Correctly engrossed	2342
June	10	Final Reading	2430
June	11	Correctly enrolled	2462
June	11	President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 598 By Orme, Schreurs

			Page
Jan.	28	Read first time	259
Jan.	29	Referred to Committee on Public Health and Welfare	281
Feb.	6	Notice of hearing	430
Feb.	27	Placed on General File	770
Mar.	13	Laid over	969
Mar.	14	Referred for review	991
Mar.	19	Placed on Select File	1042
Mar.	20	Referred for engrossment	1074
Mar.	25	Correctly engrossed	1139
Mar.	28	Final Reading	1210
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 599 By Luedtke, Schmit

Jan.	28	Read first time	260
Jan.	29	Referred to Committee on Government and Military Affairs	281
Feb.	6	Notice of hearing	432
Mar.	17	Placed on General File	1004
Apr.	2	Referred for review	1289
Apr.	9	Placed on Select File	1325
Apr.	10	Referred for engrossment	1373
Apr.	15	Correctly engrossed	1439
Apr.	18	Final Reading	1510
Apr.	21	Correctly enrolled	1550
Apr.	21	President signed	1551
Apr.	22	Presented to Governor	1593
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 600 By Simpson, Carpenter

Jan.	28	Read first time	260
Jan.	29	Referred to Committee on Public Works	281
Feb.	20	Notice of hearing	679
Mar.	5	Placed on General File	839
Mar.	21	Referred for review	1105
Mar.	26	Placed on Select File	1164
Mar.	27	Referred for engrossment	1199
Apr.	8	Replaced on Select File	1313
Apr.	9	Referred for engrossment	1350
Apr.	10	Correctly engrossed	1360

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Apr.	15	Final Reading	1429
Apr.	16	Correctly enrolled. Speaker signed	1462
Apr.	17	Presented to Governor	1498
Apr.	21	Approved by Governor	1540

LEGISLATIVE BILL 601 By Carstens, Bloom, Skarda, Simpson, Danner, Nore

Jan.	28	Read first time	260
Jan.	29	Referred to Committee on Public Health and Welfare	281
Feb.	5	Notice of hearing	398
Mar.	13	Placed on General File	963
Apr.	14	Bracketed	1421
May	1	Bracketed	1785
May	7	Bracketed	1882
May	19	Referred for review	2060
May	26	Placed for Select File	2181
May	27	Motion. Returned to General File	2241
June	13	Motion. Laid over	2522
June	18	Bracketed	2609
July	9	Laid over	2893
July	30	Referred for review	3218
Aug.	1	Placed on Select File	3265
Aug.	4	Referred for engrossment	3281
Aug.	5	Replaced on Select File	3315
Aug.	6	Referred for engrossment	3385
Aug.	18	Unbracketed	3669
Aug.	22	Correctly engrossed	3908
Aug.	26	Final Reading	3944
Aug.	27	Correctly enrolled. President signed	3983
Aug.	27	Presented to Governor	3995
Sept.	16	Approved by Governor	4055
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 602 By Carstens, Simpson, Nore, Danner, Skarda, Bloom

Jan.	28	Read first time	260
Jan.	29	Referred to Committee on Judiciary	281
Feb.	6	Notice of hearing	431
Feb.	21	Placed on General File	696
Mar.	7	Referred for review	885
Mar.	12	Placed on Select File	951
Mar.	13	Referred for engrossment	966
Mar.	17	Correctly engrossed	1002
Mar.	20	Final Reading	1056

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Mar.	20	Motion	1079
Mar.	20	Returned to Select File. Referred for re-engrossment	1080
Mar.	25	Correctly re-engrossed	1139
Mar.	28	Final Reading	1210
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 603 By Carstens, Simpson, Danner, Skarda, Bloom

Jan.	28	Read first time	261
Jan.	29	Referred to Committee on Public Health and Welfare	281
Feb.	5	Notice of hearing	398
Mar.	14	Placed on General File	981
Apr.	14	Bracketed	1421
May	1	Bracketed	1785
May	7	Bracketed	1882
May	15	Referred for review	2015
May	19	Placed on Select File	2054
May	20	Referred for engrossment	2085
May	27	Correctly engrossed	2222
June	4	Motion. Bracketed	2320
June	26	Unbracketed	2801
June	27	Final Reading	2814
June	27	Correctly enrolled	2819
June	27	Speaker signed	2823
June	27	Presented to Governor	2834
July	7	Approved by Governor	2845

LEGISLATIVE BILL 604 By Moylan, Robinson, Elrod, Wallwey, Carstens, Orme, Kennedy, Bloom, Carpenter, Simpson

Jan.	28	Read first time	261
Jan.	29	Referred to Committee on Public Health and Welfare	281
Feb.	6	Notice of hearing	430
Feb.	28	Placed on General File	776
Mar.	14	Referred for review	991
Mar.	19	Placed on Select File	1042
Mar.	20	Referred for engrossment	1074
Mar.	27	Correctly engrossed	1177
Apr.	2	Final Reading	1268

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Apr.	8	Correctly enrolled. Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 605 By Ziebarth, Holmquist

Jan.	28	Read first time	261
Jan.	29	Referred to Committee on Revenue	281
Feb.	12	Notice of hearing	521
Feb.	26	Indefinitely postponed	747

LEGISLATIVE BILL 606 By Carstens, Wiltse

Jan.	28	Read first time	261
Jan.	29	Referred to Committee on Miscellaneous Subjects	281
Feb.	14	Notice of hearing	571
Mar.	7	Placed on General File	878
Mar.	26	Bracketed	1166
Apr.	1	Bracketed	1233
Apr.	10	Referred for review	1368
Apr.	15	Placed on Select File	1438
Apr.	16	Referred for engrossment	1465
Apr.	18	Motion. Request. Laid over	1529
Apr.	21	Request renewed. Returned to Select File. Referred for engrossment	1552
Apr.	23	Replaced on Select File	1612
Apr.	25	Referred for engrossment	1653
May	1	Replaced on Select File	1759
May	2	Referred for engrossment	1803
May	5	Correctly engrossed	1824
May	8	Laid over	1897
May	19	Request	2063
May	19	Request	2064
May	27	Motion. Returned to Select File	2224
May	27	Referred for re-engrossment	2248
June	5	Replaced on Select File	2338
June	6	Referred for re-engrossment	2381
June	12	Replaced on Select File	2479
June	13	Referred for re-engrossment	2510
June	16	Correctly re-engrossed	2531
June	19	Final Reading	2632
June	20	Correctly enrolled	2664
June	20	President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

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LEGISLATIVE BILL 607 By Waldron, Carpenter, Wylie

			Page
Jan.	28	Read first time	261
Jan.	29	Referred to Committee on Agriculture and Recreation	281
Feb.	26	Notice of hearing	746
May	14	Indefinitely postponed	1998
May	19	Motion. Laid over	2069

LEGISLATIVE BILL 608 By Stull

Jan.	28	Read first time	262
Jan.	29	Referred to Committee on Agriculture and Recreation	281
Feb.	12	Notice of hearing	522
Feb.	28	Placed on General File	793
Mar.	14	Referred for review	993
Mar.	20	Placed on Select File	1059
Mar.	21	Referred for engrossment	1101
Mar.	27	Correctly engrossed	1177
Apr.	1	Final Reading	1269
Apr.	8	Correctly enrolled. Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 609 By Waldron, Wylie

Jan.	28	Read first time	262
Jan.	29	Referred to Committee on Agriculture and Recreation	281
Feb.	26	Notice of hearing	746
Apr.	2	Indefinitely postponed	1278

LEGISLATIVE BILL 610 By Holmquist

Jan.	28	Read first time	262
Jan.	29	Referred to Committee on Banking, Commerce and Insurance	281
Feb.	3	Notice of hearing	377
Mar.	5	Hearing cancelled. Hearing reset	844
Apr.	24	Placed on General File	1630
May	15	Referred for review	2021
May	20	Placed on Select File	2081
May	21	Referred for engrossment	2105
June	3	Correctly engrossed	2286
June	6	Final Reading	2373
June	9	Correctly enrolled. Speaker signed	2392

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June 10	Presented to Governor	2447
June 11	Approved by Governor	2458

LEGISLATIVE BILL 611 By Luedtke

Jan. 28	Read first time	262
Jan. 29	Referred to Committee on Banking, Commerce and Insurance	281
Feb. 3	Notice of hearing	377
Mar. 11	Placed on General File	941
Apr. 1	Referred for review	1257
Apr. 8	Placed on Select File	1314
Apr. 9	Referred for engrossment	1350
Apr. 11	Correctly engrossed	1385
Apr. 16	Final Reading	1457
Apr. 17	Correctly enrolled	1496
Apr. 17	Speaker signed	1506
Apr. 18	Presented to Governor	1512
Apr. 21	Approved by Governor	1541

LEGISLATIVE BILL 612 By Luedtke

Jan. 28	Read first time	263
Jan. 29	Referred to Committee on Banking, Commerce and Insurance	281
Feb. 3	Notice of hearing	377
Apr. 17	Placed on General File	1506
July 8	Referred for review	2864
July 11	Placed on Select File	2920
July 14	Referred for engrossment	2955
July 18	Correctly engrossed	3031
July 24	Final Reading	3124
July 25	Correctly enrolled	3147
July 25	Speaker signed	3148
July 25	Presented to Governor	3157
July 28	Explanation of vote	3177
July 28	Approved by Governor	3185

LEGISLATIVE BILL 613 By Luedtke

Jan. 28	Read first time	263
Jan. 29	Referred to Committee on Banking, Commerce and Insurance	281
Feb. 3	Notice of hearing	377
Mar. 11	Placed on General File	941
Apr. 14	Referred for review	1420
Apr. 16	Placed on Select File	1461

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Apr.	17	Referred for engrossment	1498
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1766
May	2	Correctly enrolled	1789
May	2	Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 614 By Adamson, Robinson, Marvel

Jan.	28	Read first time	263
Jan.	29	Referred to Committee on Miscellaneous Subjects	281
Feb.	14	Notice of hearing	571
Mar.	3	Hearing cancelled. Hearing reset	796
Apr.	17	Hearing cancelled. Hearing reset	1505
June	24	Indefinitely postponed	2728

LEGISLATIVE BILL 615 By Budd, Holmquist, Syas, Hasebroock

Jan.	28	Read first time	263
Jan.	29	Referred to Committee on Agriculture and Recreation	281
Feb.	26	Notice of hearing	746
Apr.	8	Placed on General File	1321
May	2	Request. Considered	1816
May	2	Referred for review	1817
May	6	Placed on Select File	1836
May	7	Referred for engrossment	1881
May	9	Correctly engrossed	1911
May	14	Final Reading	1989
May	15	Correctly enrolled. President signed	2007
May	15	Presented to Governor	2014
May	16	Approved by Governor	2029

LEGISLATIVE BILL 616 By Budd, Holmquist, Hasebroock

Jan.	28	Read first time	263
Jan.	29	Referred to Committee on Agriculture and Recreation	281
Feb.	26	Notice of hearing	746
Mar.	21	Request. Withdrawn. Hearing cancelled	1106

LEGISLATIVE BILL 617 By Wylie

Jan.	28	Read first time	263
Jan.	29	Referred to Committee on Public Works	281

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Feb. 20	Notice of hearing	679
Mar. 5	Placed on General File	839
Mar. 21	Referred for review	1105
Mar. 26	Placed on Select File	1164
Mar. 27	Referred for engrossment	1199
Apr. 2	Correctly engrossed	1270
Apr. 11	Final Reading	1378
Apr. 14	Correctly enrolled. Speaker signed	1412
Apr. 15	Presented to Governor	1446
Apr. 16	Approved by Governor	1460

LEGISLATIVE BILL 618 By Wylie

Jan. 28	Read first time	264
Jan. 29	Referred to Committee on Public Works	281
Feb. 20	Notice of hearing	679
May 7	Indefinitely postponed	1885

LEGISLATIVE BILL 619 By Marvel, Warner

Jan. 28	Read first time	265
Jan. 29	Referred to Committee on Budget	281
Apr. 25	Notice of hearing	1636
May 9	Indefinitely postponed	1922

LEGISLATIVE BILL 620 By Wiltse, Waldo

Jan. 28	Read first time	265
Jan. 29	Referred to Committee on Public Works	281
Feb. 12	Notice of hearing	521
Feb. 26	Placed on General File	755
Mar. 13	Referred for review	969
Mar. 17	Placed on Select File	1001
Mar. 18	Referred for engrossment	1027
Mar. 21	Correctly engrossed	1098
Mar. 26	Final Reading	1159
Mar. 27	Correctly enrolled. President signed	1177
Mar. 28	Presented to Governor	1218
Apr. 1	Approved by Governor	1232

LEGISLATIVE BILL 621 By Wiltse, Waldo

Jan. 28	Read first time	266
Jan. 29	Referred to Committee on Public Works	281
Feb. 12	Notice of hearing	521
Feb. 24	Placed on General File	721
Mar. 10	Referred for review	906

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Mar.	13	Placed on Select File	960
Mar.	14	Referred for engrossment	987
Mar.	19	Correctly engrossed	1045
Mar.	24	Final Reading	1117
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 622 By Wiltse, Waldo

Jan.	28	Read first time	266
Jan.	29	Referred to Committee on Public Works	281
Feb.	12	Notice of hearing	522
Feb.	19	Rules suspended. Withdrawn	648

LEGISLATIVE BILL 623 By Wiltse, Waldo

Jan.	28	Read first time	266
Jan.	29	Referred to Committee on Judiciary	281
Feb.	26	Notice of hearing	756
Apr.	14	Placed on General File	1417
May	9	Referred for review	1918
May	13	Placed on Select File	1953
May	14	Referred for engrossment	1994
May	20	Correctly engrossed	2081
May	23	Final Reading	2157
May	26	Correctly enrolled. Speaker signed	2185
May	27	Presented to Governor	2237
June	3	Approved by Governor	2280

LEGISLATIVE BILL 624 By Stull

Jan.	29	Read first time	270
Jan.	30	Referred to Committee on Education	299
Feb.	11	Notice of hearing	496
Feb.	18	Placed on General File	623
Mar.	6	Referred for review	859
Mar.	10	Placed on Select File	898
Mar.	11	Referred for engrossment	935
Mar.	13	Correctly engrossed	972
Mar.	18	Final Reading	1015
Mar.	19	Correctly enrolled. President signed	1045
Mar.	20	Presented to Governor	1076
Mar.	24	Approved by Governor	1110

LEGISLATIVE BILL 625 By Duis

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Jan.	29	Read first time	270
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Request. Laid over	422
Feb.	7	Request renewed. Withdrawn	442

LEGISLATIVE BILL 626 By Duis

Jan.	29	Read first time	270
Jan.	30	Referred to Committee on Banking, Commerce and Insurance	299
Feb.	12	Notice of hearing	521
Feb.	20	Hearing cancelled. Hearing reset	679
Apr.	15	Indefinitely postponed	1452

LEGISLATIVE BILL 627 By Duis

Jan.	29	Read first time	270
Jan.	30	Referred to Committee on Banking, Commerce and Insurance	299
Feb.	12	Notice of hearing	521
May	1	Indefinitely postponed	1785

LEGISLATIVE BILL 628 By Skarda

Jan.	29	Read first time	270
Jan.	30	Referred to Committee on Agriculture and Recreation	299
Feb.	27	Notice of hearing	763
Apr.	29	Placed on General File	1723
May	16	Referred for review	2047
May	23	Placed on Select File	2153
May	26	Referred for engrossment	2199
June	3	Correctly engrossed	2286
June	6	Final Reading	2374
June	9	Correctly enrolled. Speaker signed	2392
June	10	Presented to Governor	2447
June	11	Approved by Governor	2458

LEGISLATIVE BILL 629 By Pedersen, Keyes

Jan.	29	Read first time	271
Jan.	30	Referred to Committee on Salaries and Claims	299
Feb.	6	Notice of hearing	433
Apr.	29	Placed on General File	1713
July	7	Referred for review	2852
July	8	Placed on Select File	2865

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July	8	Referred for engrossment	2868
July	9	Correctly engrossed	2894
July	14	Final Reading	2943
July	15	Correctly enrolled	2967
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 630 By Pedersen, Keyes

Jan.	29	Read first time	271
Jan.	30	Referred to Committee on Judiciary	299
Mar.	12	Notice of hearing	944
May	13	Indefinitely postponed	1963

LEGISLATIVE BILL 631 By Danner

Jan.	29	Read first time	275
Jan.	30	Referred to Committee on Public Works	299
Feb.	5	Notice of hearing	419
Feb.	18	Placed on General File	634
Mar.	6	Referred for review	859
Mar.	10	Placed on Select File	898
Mar.	11	Referred for engrossment	935
Mar.	13	Correctly engrossed	972
Mar.	18	Final Reading	1016
Mar.	19	Correctly enrolled. President signed	1045
Mar.	20	Presented to Governor	1076
Mar.	24	Approved by Governor	1110

LEGISLATIVE BILL 632 By Keyes

Jan.	29	Read first time	275
Jan.	30	Referred to Committee on Education	299
Feb.	18	Notice of hearing	618
May	14	Indefinitely postponed	1999

LEGISLATIVE BILL 633 By Keyes

Jan.	29	Read first time	275
Jan.	30	Referred to Committee on Education	299
Feb.	18	Notice of hearing	618
Feb.	24	Hearing cancelled. Hearing reset	719
Mar.	7	Placed on General File	886
Mar.	28	Referred for review. Bracketed	1224
Apr.	8	Placed on Select File	1312
Apr.	9	Considered. Laid over	1349

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Apr.	14	Bracketed	1415
Apr.	15	Referred for engrossment	1447
Apr.	17	Corrections. Laid over	1481
Apr.	21	Correctly engrossed	1549
Apr.	30	Final Reading	1740
May	1	Correctly enrolled	1760
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 634 By Keyes

Jan.	29	Read first time	275
Jan.	30	Referred to Committee on Miscellaneous Subjects	299
Feb.	14	Notice of hearing	571
Mar.	7	Placed on General File	878
Mar.	28	Referred for review	1224
Apr.	1	Placed on Select File	1240
Apr.	2	Referred for engrossment	1284
Apr.	9	Correctly engrossed	1328
Apr.	14	Final Reading	1407
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 635 By Keyes

Jan.	29	Read first time	275
Jan.	30	Referred to Committee on Public Works	299
Feb.	3	Request. Laid over	342
Feb.	4	Request renewed. Withdrawn	388

LEGISLATIVE BILL 636 By Duis, Carpenter

Jan.	29	Read first time	275
Jan.	30	Referred to Committee on Budget	299
Apr.	25	Notice of hearing	1636
July	16	Placed on General File	3001
Aug.	12	Laid over	3491
Aug.	12	Referred for review	3495
Aug.	19	Placed on Select File	3739
Aug.	19	Referred for engrossment	3757
Aug.	22	Correctly engrossed	3827
Aug.	26	Final Reading	3944
Aug.	27	Correctly enrolled. President signed	3983
Aug.	27	Presented to Governor	3995
Sept.	16	Approved by Governor	4055

LEGISLATIVE BILL 637 By Carstens

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Jan.	29	Read first time	276
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
Apr.	18	Indefinitely postponed	1516

LEGISLATIVE BILL 638 By Carstens

Jan.	29	Read first time	276
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
Apr.	18	Indefinitely postponed	1516

LEGISLATIVE BILL 639 By Carstens

Jan.	29	Read first time	276
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
May	9	Placed on General File	1912
Aug.	6	Referred for review	3389
Aug.	11	Placed on Select File	3430
Aug.	12	Referred for engrossment	3483
Aug.	13	Replaced on Select File	3498
Aug.	14	Referred for engrossment	3521
Aug.	18	Correctly engrossed	3672
Aug.	20	Final Reading	3768
Aug.	21	Correctly enrolled. Speaker signed	3800
Aug.	22	Presented to Governor	3824
Aug.	25	Approved by Governor	3935

LEGISLATIVE BILL 640 By Carstens

Jan.	29	Read first time	276
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
Apr.	18	Indefinitely postponed	1516

LEGISLATIVE BILL 641 By Carstens

Jan.	29	Read first time	276

			Page
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
May	8	Placed on General File	1889
May	27	Referred for review	2255
June	5	Placed on Select File	2340
June	6	Referred for engrossment	2382
June	12	Placed on Select File	2479
June	13	Referred for engrossment	2510
June	16	Correctly engrossed	2531
June	19	Final Reading	2633
June	20	Correctly enrolled	2664
June	20	President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 642 By Carstens

Jan.	29	Read first time	276
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1516
July	8	Laid over	2864
July	30	Referred for review	3221
Aug.	1	Placed on Select File	3266
Aug.	4	Referred for engrossment	3281
Aug.	7	Correctly engrossed	3396
Aug.	12	Final Reading	3476
Aug.	13	Correctly enrolled. Speaker signed	3501
Aug.	14	Presented to Governor	3538
Aug.	14	Approved by Governor	3547

LEGISLATIVE BILL 643 By Carstens

Jan.	29	Read first time	276
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1516
May	13	Referred for review	1976
May	15	Placed on Select File	2006
May	16	Referred for engrossment	2042
May	21	Correctly engrossed	2100

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May	26	Final Reading	2188
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 644 By Carstens

Jan.	29	Read first time	276
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1516
May	13	Referred for review	1976
May	15	Placed on Select File	2006
May	16	Referred for engrossment	2042
May	23	Correctly engrossed	2153
May	27	Final Reading	2226
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 645 By Carstens

Jan.	29	Read first time	276
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
Apr.	18	Indefinitely postponed	1516

LEGISLATIVE BILL 646 By Carstens

Jan.	29	Read first time	277
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
May	8	Placed on General File	1890
May	27	Referred for review	2255
June	5	Placed on Select File	2340
June	6	Referred for engrossment	2382
June	12	Correctly engrossed	2480
June	17	Final Reading	2558
June	18	Correctly enrolled	2597
June	18	President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 647 By Carstens

			Page
Jan.	29	Read first time	277
Jan.	30	Referred to Committee on Judiciary	299
Feb.	6	Notice of hearing	431
Feb.	12	Hearing cancelled	520
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1516
May	13	Referred for review	1976
May	15	Placed on Select File	2006
May	16	Referred for engrossment	2042
May	19	Returned to Select File. Referred for engrossment	2059
May	28	Replaced on Select File	2259
June	3	Referred for engrossment	2295
June	4	Correctly engrossed	2317
June	9	Final Reading	2405
June	10	Correctly enrolled	2428
June	10	President signed	2429
June	11	Presented to Governor. Explanation of vote	2471
June	16	Approved by Governor	2527

LEGISLATIVE BILL 648 By Swanson, Budd

Jan.	29	Read first time	277
Jan.	30	Referred to Committee on Government and Military Affairs	299
Feb.	6	Notice of hearing	432
Feb.	19	Notice of hearing	655
Feb.	20	Hearing cancelled	665
Mar.	10	Placed on General File	900
Mar.	27	Referred for review	1200
Apr.	1	Placed on Select File	1236
Apr.	2	Referred for engrossment	1283
Apr.	9	Correctly engrossed	1328
Apr.	14	Final Reading	1408
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 649 By Moulton, Marvel, Luedtke, Craft

Jan.	29	Read first time	277
Jan.	30	Referred to Committee on Public Health and Welfare	299
Feb.	19	Notice of hearing	644

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Mar.	20	Indefinitely postponed	1071

LEGISLATIVE BILL 650 By Marvel, Knight, Orme

Jan.	29	Read first time	278
Jan.	30	Referred to Committee on Public Health and Welfare	299
Feb.	19	Notice of hearing	644
Mar.	14	Indefinitely postponed	980

LEGISLATIVE BILL 651 By Stull

Jan.	29	Read first time	278
Jan.	30	Referred to Committee on Public Works	299
Feb.	5	Notice of hearing	419
Feb.	18	Placed on General File	634
Mar.	6	Referred for review	859
Mar.	10	Placed on Select File	898
Mar.	11	Referred for engrossment	935
Mar.	13	Correctly engrossed	972
Mar.	18	Final Reading	1017
Mar.	19	Correctly enrolled. President signed	1045
Mar.	20	Presented to Governor	1076
Mar.	24	Approved by Governor	1110

LEGISLATIVE BILL 652 By Stull

Jan.	29	Read first time	278
Jan.	30	Referred to Committee on Public Works	299
Feb.	12	Notice of hearing	522
Feb.	24	Placed on General File	721
Mar.	10	Referred for review	906
Mar.	13	Placed on Select File	960
Mar.	14	Referred for engrossment	987
Mar.	19	Correctly engrossed	1045
Mar.	24	Final Reading	1118
Mar.	25	Correctly enrolled	1139
Mar.	25	President signed	1140
Mar.	26	Presented to Governor	1165
Mar.	27	Approved by Governor	1185

LEGISLATIVE BILL 653 By Carpenter

Jan.	29	Read first time	278
Jan.	30	Referred to Committee on Banking, Commerce and Insurance	299
Feb.	27	Notice of hearing	764

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Apr.	25	Indefinitely postponed	1658

LEGISLATIVE BILL 654 By Marvel

Jan.	29	Read first time	279
Jan.	30	Referred to Committee on Budget	299
Mar.	7	Notice of hearing	870
Mar.	14	Placed on General File	982
Apr.	9	Referred for review	1353
Apr.	11	Placed on Select File	1385
Apr.	14	Referred for engrossment	1416
Apr.	18	Correctly engrossed	1515
Apr.	25	Final Reading	1638
Apr.	28	Correctly enrolled	1666
Apr.	28	President signed	1682
Apr.	29	Presented to Governor	1731
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 655 By Ziebarth

Jan.	29	Read first time	279
Jan.	30	Referred to Committee on Education	299
Feb.	18	Notice of hearing	618
Feb.	26	Placed on General File	760
Mar.	13	Referred for review	969
Mar.	18	Placed on Select File	1019
Mar.	19	Referred for engrossment	1046
Mar.	25	Correctly engrossed	1139
Mar.	28	Final Reading	1211
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 656 By Ziebarth

Jan.	29	Read first time	279
Jan.	30	Referred to Committee on Education	299
Feb.	18	Notice of hearing	618
Mar.	14	Indefinitely postponed	982

LEGISLATIVE BILL 657 By Holmquist, Budd

Jan.	29	Read first time	279
Jan.	30	Referred to Committee on Banking, Commerce and Insurance	300
Feb.	3	Notice of hearing	377

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Apr.	1	Placed on General File	1261
May	22	Referred for review	2137
May	28	Placed on Select File	2261
June	3	Referred for engrossment	2295
June	10	Correctly engrossed	2428
June	13	Final Reading	2505
June	16	Correctly enrolled. President signed	2531
June	17	Presented to Governor	2570
June	19	Approved by Governor	2623

LEGISLATIVE BILL 658 By Holmquist, Johnson

Jan.	29	Read first time	279
Jan.	30	Referred to Committee on Public Works	300
Mar.	27	Notice of hearing	1187
Apr.	25	Hearing cancelled. Hearing reset	1648
May	9	Indefinitely postponed	1925

LEGISLATIVE BILL 659 By Holmquist

Jan.	29	Read first time	279
Jan.	30	Referred to Committee on Public Works	300
Mar.	27	Notice of hearing	1187
Apr.	25	Hearing cancelled. Hearing reset	1648
May	9	Placed on General File	1925
June	13	Referred for review	2514
June	17	Placed on Select File	2554
June	18	Referred for engrossment	2608
June	20	Correctly engrossed	2664
June	25	Final Reading	2753
June	26	Correctly enrolled	2784
June	26	Speaker signed	2785
June	27	Presented to Governor	2818
July	7	Approved by Governor	2846

LEGISLATIVE BILL 660 By Luedtke

Jan.	29	Read first time	280
Jan.	30	Referred to Committee on Banking, Commerce and Insurance	300
Feb.	3	Notice of hearing	377
Apr.	1	Placed on General File	1261
Apr.	23	Referred for review	1621
Apr.	25	Placed on Select File	1647
Apr.	28	Referred for engrossment	1689
Apr.	30	Correctly engrossed	1737
May	6	Final Reading	1843

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May 7 Correctly enrolled. President signed 1866
May 7 Explanation of vote 1879
May 8 Presented to Governor 1904
May 9 Approved by Governor 1909

LEGISLATIVE BILL 661 By Luedtke

Jan. 29 Read first time 280
Jan. 30 Referred to Committee on Banking, Commerce and Insurance 300
Feb. 3 Notice of hearing 377
Apr. 2 Placed on General File 1287
May 6 Referred for review 1853
May 8 Placed on Select File 1898
May 9 Referred for engrossment 1916
May 13 Correctly engrossed 1967
May 16 Final Reading 2035
May 19 Correctly enrolled 2054
May 19 President signed 2055
May 20 Presented to Governor 2088
May 22 Approved by Governor 2123

LEGISLATIVE BILL 662 By Luedtke

Jan. 29 Read first time 280
Jan. 30 Referred to Committee on Banking, Commerce and Insurance 300
Feb. 4 Notice of hearing 395
Apr. 15 Placed on General File 1452
May 9 Referred for review 1921
May 13 Placed on Select File 1967
May 14 Referred for engrossment 1997
May 16 Correctly engrossed 2034
May 21 Final Reading 2101
May 22 Correctly enrolled. President signed 2128
May 23 Presented to Governor 2165
May 27 Approved by Governor 2215

LEGISLATIVE BILL 663 By Luedtke

Jan. 29 Read first time 280
Jan. 30 Referred to Committee on Banking, Commerce and Insurance 300
Feb. 4 Notice of hearing 395
Apr. 15 Placed on General File 1452
July 8 Referred for review 2863
July 11 Placed on Select File 2920

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July 14	Referred for engrossment	2954
July 21	Correctly engrossed	3049
July 24	Final Reading	3134
July 25	Correctly enrolled	3147
July 25	Speaker signed	3148
July 25	Presented to Governor	3157
July 28	Explanation of vote	3177
July 28	Approved by Governor	3185

LEGISLATIVE BILL 664 By Luedtke

Jan. 29	Read first time	280
Jan. 30	Referred to Committee on Banking, Commerce and Insurance	300
Feb. 4	Notice of hearing	395
Apr. 2	Placed on General File	1287
May 22	Referred for review	2143
May 28	Placed on Select File	2261
June 3	Referred for engrossment	2296
June 6	Correctly engrossed	2372
June 11	Final Reading	2463
June 12	Correctly enrolled. President signed	2481
June 13	Presented to Governor	2511
June 16	Approved by Governor	2528

LEGISLATIVE BILL 665 By Warner, Johnson, Schmit

Jan. 29	Read first time	283
Jan. 30	Referred to Committee on Public Works	300
Feb. 12	Notice of hearing	522
Mar. 19	Indefinitely postponed	1052

LEGISLATIVE BILL 666 By Warner

Jan. 29	Read first time	283
Jan. 30	Referred to Committee on Education	300
Feb. 18	Notice of hearing	618
Mar. 7	Placed on General File	887
Apr. 14	Referred for review	1420
Apr. 16	Placed on Select File	1461
Apr. 17	Referred for engrossment	1498
Apr. 23	Correctly engrossed	1613
May 1	Final Reading	1767
May 2	Correctly enrolled	1789
May 2	Speaker signed	1790
May 2	Explanation of vote	1799
May 5	Presented to Governor	1826
May 7	Approved by Governor	1865

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LEGISLATIVE BILL 667 By Warner

Jan. 29 Read first time ... 283
Jan. 30 Referred to Committee on Budget ... 300
Jan. 31 Co-introducer added ... 333
Apr. 25 Notice of hearing ... 1636
July 22 Placed on General File ... 3089
Aug. 12 Laid over ... 3493
Aug. 13 Considered ... 3504
Aug. 13 Request ... 3505
Aug. 13 Request ... 3516
Aug. 14 Considered ... 3540
Aug. 14 Referred for review ... 3541
Aug. 20 Placed on Select File ... 3783
Aug. 20 Laid over ... 3787
Aug. 21 Considered ... 3807
Aug. 21 Referred for engrossment ... 3808
Aug. 22 Replaced on Select File ... 3904
Aug. 22 Referred for engrossment ... 3905
Aug. 25 Request ... 3919
Aug. 27 Replaced on Select File ... 3995
Aug. 27 Referred for engrossment ... 4005
Aug. 27 Correctly engrossed ... 4006
Aug. 29 Final Reading ... 4037
Aug. 29 Request ... 4042
Aug. 29 Correctly enrolled. President signed ... 4049
Aug. 29 Presented to Governor ... 4051
Sept. 16 Approved by Governor ... 4055
Sept. 24 Explanation of vote ... 4294

LEGISLATIVE BILL 668 By Warner, Hasebroock, Kennedy, Carstens, Waldo, Kokes, Ziebarth, Burbach, Kremer, Carpenter

Jan. 29 Read first time ... 284
Jan. 30 Referred to Committee on Agriculture and Recreation ... 300
Feb. 27 Notice of hearing ... 764
June 10 Placed on General File ... 2442
Aug. 14 Considered ... 3544
Aug. 14 Motion. Indefinitely postponed ... 3545

LEGISLATIVE BILL 669 By Warner

Jan. 29 Read first time ... 284

			Page
Jan.	30	Referred to Committee on Agriculture and Recreation	300
Feb.	27	Notice of hearing	764
Apr.	28	Placed on General File	1690
May	20	Referred for review	2091
May	27	Placed on Select File	2218
May	28	Referred for engrossment	2267
June	5	Correctly engrossed	2342
June	10	Final Reading	2430
June	11	Correctly enrolled	2462
June	11	President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 670 By Warner

Jan.	29	Read first time	284
Jan.	30	Referred to Committee on Urban Affairs	300
Feb.	21	Notice of hearing	683
Mar.	14	Hearing cancelled. Request. Withdrawn	985

LEGISLATIVE BILL 671 By Kokes, Wylie

Jan.	30	Read first time	309
Jan.	31	Referred to Committee on Public Works	331
Mar.	13	Notice of hearing	971
Mar.	27	Indefinitely postponed	1178

LEGISLATIVE BILL 672 By Wenzlaff, Warner, Kremer, Wiltse

Jan.	30	Read first time	309
Jan.	31	Referred to Committee on Miscellaneous Subjects	331
Apr.	14	Notice of hearing	1422
May	2	Placed on General File	1817
May	21	Referred for review	2118
May	27	Placed on Select File	2222
May	28	Bracketed	2270
June	5	Considered	2356
June	5	Laid over	2357
June	6	Referred for engrossment	2383
June	9	Returned to Select File. Bracketed	2413
June	10	Unbracketed	2451
June	10	Referred for engrossment	2452
June	17	Correctly engrossed	2555
June	17	Laid over	2572
June	24	Final Reading	2713

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June 24 Explanation of vote 2727
June 25 Correctly enrolled 2752
June 25 Speaker signed 2753
June 25 Motion. Bracketed 2772
Aug. 20 Returned to Select File 3771
Aug. 20 Considered 3773
Aug. 20 Referred for engrossment. Bracketed 3774
Aug. 22 Motion 3824
Aug. 22 Motion renewed. Returned to Select File 3832
Aug. 22 Referred for re-engrossment 3833
Sept. 16 Replaced on Select File 4057
Sept. 16 Referred for re-engrossment 4067
Sept. 16 Correctly re-engrossed 4068
Sept. 18 Final Reading 4177
Sept. 18 Correctly enrolled 4182
Sept. 18 President signed 4183
Sept. 18 Presented to Governor 4184
Sept. 22 Approved by Governor 4254

LEGISLATIVE BILL 673 By Warner, Orme, Knight, Simpson, Luedtke

Jan. 30 Read first time 309
Jan. 31 Referred to Committee on Urban Affairs 331
Feb. 21 Notice of hearing 683
Mar. 24 Placed on General File 1123
Apr. 10 Referred for review 1365
Apr. 15 Placed on Select File 1435
Apr. 16 Referred for engrossment 1464
Apr. 21 Correctly engrossed 1550
Apr. 30 Final Reading 1741
May 1 Correctly enrolled 1760
May 2 Speaker signed 1790
May 5 Presented to Governor 1826
May 7 Approved by Governor 1865

LEGISLATIVE BILL 674 By Warner, Orme, Knight, Simpson, Luedtke

Jan. 30 Read first time 310
Jan. 31 Referred to Committee on Public Works 331
Mar. 27 Notice of hearing 1186
May 14 Indefinitely postponed 1993

LEGISLATIVE BILL 675 By Warner, Orme, Knight, Simpson, Luedtke

Jan. 30 Read first time 310

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Jan.	31	Referred to Committee on Urban Affairs	331
Feb.	21	Notice of hearing	683
Mar.	24	Placed on General File	1123
Apr.	10	Referred for review	1365
Apr.	15	Placed on Select File	1435
Apr.	16	Referred for engrossment	1464
Apr.	21	Correctly engrossed	1550
Apr.	30	Final Reading	1742
May	1	Correctly enrolled	1760
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 676 By Warner, Orme, Knight, Simpson, Luedtke

Jan.	30	Read first time	310
Jan.	31	Referred to Committee on Judiciary	331
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1517
May	13	Referred for review	1976
May	15	Placed on Select File	2006
May	16	Referred for engrossment	2042
May	23	Correctly engrossed	2153
May	27	Final Reading	2227
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 677 By Carpenter

Jan.	30	Read first time	310
Jan.	31	Referred to Committee on Education	331
Feb.	18	Notice of hearing	618
Apr.	17	Indefinitely postponed	1505

LEGISLATIVE BILL 678 By Simpson, Warner, Luedtke

Jan.	30	Read first time	310
Jan.	31	Referred to Committee on Urban Affairs	331
Feb.	21	Notice of hearing	683
Mar.	24	Placed on General File	1123
Apr.	10	Referred for review	1365
Apr.	15	Placed on Select File	1435
Apr.	16	Referred for engrossment	1464
Apr.	21	Correctly engrossed	1550
Apr.	30	Final Reading	1743

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May	1	Correctly enrolled	1760
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 679 By Schmit, Waldo, Carstens

Jan.	30	Read first time	311
Jan.	31	Referred to Committee on Agriculture and Recreation	331
Feb.	27	Notice of hearing	764
Apr.	29	Indefinitely postponed	1725

LEGISLATIVE BILL 680 By Waldo, Schmit, Carstens

Jan.	30	Read first time	311
Jan.	31	Referred to Committee on Agriculture and Recreation	331
Feb.	12	Notice of hearing	522
Feb.	28	Placed on General File	793
Mar.	21	Referred for review	1103
Mar.	25	Placed on Select File	1138
Mar.	26	Referred for engrossment	1167
Apr.	2	Correctly engrossed	1270
Apr.	11	Final Reading	1379
Apr.	14	Correctly enrolled. Speaker signed	1412
Apr.	15	Presented to Governor	1446
Apr.	16	Approved by Governor	1460

LEGISLATIVE BILL 681 By Carpenter

Jan.	30	Read first time	311
Jan.	31	Referred to Committee on Revenue	331
Feb.	12	Notice of hearing	521
Feb.	26	Placed on General File	747
Mar.	13	Referred for review	968
Mar.	17	Placed on Select File	1000
Mar.	18	Referred for engrossment	1026
Mar.	21	Correctly engrossed	1098
Mar.	26	Final Reading	1160
Mar.	27	Correctly enrolled. President signed	1177
Mar.	28	Presented to Governor	1218
Apr.	1	Approved by Governor	1232

LEGISLATIVE BILL 682 By Carpenter

Jan.	30	Read first time	311

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Jan.	31	Referred to Committee on Public Health and Welfare	331
Feb.	6	Notice of hearing	430
Feb.	28	Placed on General File	776
Mar.	20	Referred for review	1084
Mar.	25	Placed on Select File	1137
Mar.	26	Referred for engrossment	1167
Apr.	1	Correctly engrossed	1241
Apr.	8	Final Reading	1310
Apr.	9	Correctly enrolled. President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 683 By Carpenter

Jan.	30	Read first time	311
Jan.	31	Referred to Committee on Judiciary	331
Feb.	10	Notice of hearing	483
Mar.	27	Indefinitely postponed	1203

LEGISLATIVE BILL 684 By Budd, Wiltse, Hasebroock, Elrod, Carstens

Jan.	30	Read first time	312
Jan.	31	Referred to Committee on Government and Military Affairs	331
Feb.	6	Notice of hearing	432
Feb.	14	Hearing reset	572
Feb.	24	Placed on General File	709
Mar.	7	Referred for review	886
Mar.	12	Placed on Select File	952
Mar.	13	Referred for engrossment	966
Mar.	18	Correctly engrossed	1020
Mar.	21	Final Reading	1093
Mar.	24	Correctly enrolled	1122
Mar.	24	President signed	1123
Mar.	25	Presented to Governor	1142
Mar.	27	Approved by Governor	1178

LEGISLATIVE BILL 685 By Carstens

Jan.	30	Read first time	312
Jan.	31	Referred to Committee on Judiciary	331
Feb.	12	Notice of hearing	520
Feb.	26	Placed on General File	747
Mar.	13	Referred for review	968
Mar.	17	Placed on Select File	1001
Mar.	18	Referred for engrossment	1026

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Mar.	21	Replaced on Select File	1094
Mar.	24	Referred for engrossment	1126
Mar.	25	Correctly engrossed	1139
Mar.	28	Final Reading	1212
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 686 By Carpenter

Jan.	30	Read first time	312
Jan.	31	Referred to Committee on Revenue	331
Feb.	25	Notice of hearing	723
Feb.	28	Hearing cancelled. Hearing reset	791
Apr.	10	Placed on General File	1361
May	22	Bracketed	2143
July	23	Referred for review. Request	3109
July	29	Placed on Select File	3189
July	30	Referred for engrossment	3218
Aug.	5	Replaced on Select File	3315
Aug.	6	Referred for engrossment	3385
Aug.	7	Correctly engrossed	3396
Aug.	12	Final Reading	3477
Aug.	13	Correctly enrolled. Speaker signed	3501
Aug.	14	Presented to Governor	3538
Aug.	14	Approved by Governor	3547

LEGISLATIVE BILL 687 By Carpenter

Jan.	30	Read first time	312
Jan.	31	Referred to Committee on Revenue	332
Feb.	12	Notice of hearing	521
Apr.	10	Indefinitely postponed	1361

LEGISLATIVE BILL 688 By Carpenter

Jan.	30	Read first time	312
Jan.	31	Referred to Committee on Miscellaneous Subjects	332
Mar.	3	Notice of hearing	796
Apr.	29	Placed on General File	1709
May	20	Referred for review	2091
May	27	Placed on Select File	2218
May	28	Laid over	2268
June	3	Request	2292
June	4	Referred for engrossment	2328
June	9	Replaced on Select File	2387
June	10	Referred for engrossment	2449
June	13	Replaced on Select File	2504

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June 16	Referred for engrossment	2543
June 18	Correctly engrossed	2597
June 24	Final Reading	2708
June 25	Correctly enrolled	2752
June 25	Speaker signed	2753
June 25	Explanation of vote	2769
June 26	Presented to Governor	2790
July 7	Approved by Governor	2845

LEGISLATIVE BILL 689 By Carpenter

Jan. 30	Read first time	312
Jan. 31	Referred to Committee on Banking, Commerce and Insurance	332
Feb. 27	Notice of hearing	764
May 1	Indefinitely postponed	1785
May 14	Statement	2001

LEGISLATIVE BILL 690 By Carpenter

Jan. 30	Read first time	313
Jan. 31	Referred to Committee on Judiciary	332
Feb. 10	Notice of hearing	483
Mar. 3	Placed on General File	799
Mar. 24	Referred for review	1128
Mar. 27	Placed on Select File	1176
Mar. 28	Referred for engrossment	1222
Apr. 8	Correctly engrossment	1317
Apr. 14	Final Reading	1403
Apr. 15	Correctly enrolled	1439
Apr. 15	Speaker signed	1440
Apr. 16	Presented to Governor	1475
Apr. 17	Approved by Governor	1482

LEGISLATIVE BILL 691 By Mahoney

Jan. 30	Read first time	313
Jan. 31	Referred to Committee on Government and Military Affairs	332
Feb. 6	Notice of hearing	432
Mar. 24	Placed on General File	1124
Apr. 10	Referred for review	1366
Apr. 15	Placed on Select File	1436
Apr. 16	Referred for engrossment	1464
Apr. 22	Correctly engrossed	1579
Apr. 30	Final Reading	1748
May 1	Correctly enrolled	1761

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May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	8	Approved by Governor	1889

LEGISLATIVE BILL 692 By Moulton

Jan.	30	Read first time	313
Jan.	31	Referred to Committee on Public Works	332
Feb.	12	Notice of hearing	522
Feb.	26	Placed on General File	755
Mar.	13	Referred for review	969
Mar.	17	Placed on Select File	1001
Mar.	18	Referred for engrossment	1027
Mar.	21	Correctly engrossed	1098
Mar.	26	Final Reading	1161
Mar.	27	Correctly enrolled. President signed	1177
Mar.	28	Presented to Governor	1218
Apr.	1	Approved by Governor	1232

LEGISLATIVE BILL 693 By Moulton

Jan.	30	Read first time	313
Jan.	31	Referred to Committee on Public Works	332
Feb.	12	Notice of hearing	522
Feb.	17	Hearing cancelled. Hearing reset	614
Mar.	19	Indefinitely postponed	1052

LEGISLATIVE BILL 694 By Danner

Jan.	30	Read first time	313
Jan.	31	Referred to Committee on Public Works	332
Jan.	31	Co-introducer added	333
Feb.	12	Notice of hearing	522
Feb.	17	Hearing cancelled. Hearing reset	614
Apr.	22	Placed on General File	1596
May	15	Laid over	2020
May	15	Bracketed	2023
May	20	Referred for review	2089
May	26	Placed on Select File	2184
May	27	Referred for engrossment	2242
June	4	Correctly engrossed	2317
June	9	Final Reading	2405
June	10	Correctly enrolled	2428
June	10	President signed	2429
June	11	Presented to Governor. Explanation of vote	2471
June	16	Approved by Governor	2527

LEGISLATIVE BILL 695 By Danner

			Page
Jan.	30	Read first time	313
Jan.	31	Referred to Committee on Public Works	332
Mar.	20	Notice of hearing	1083
Apr.	16	Placed on General File	1462
May	9	Referred for review	1920
May	13	Placed on Select File	1966
May	14	Referred for engrossment	1996
May	16	Correctly engrossed	2034
May	21	Final Reading	2102
May	22	Correctly enrolled. President signed	2128
May	23	Presented to Governor	2165
May	27	Approved by Governor	2215

LEGISLATIVE BILL 696 By Johnson, Craft, Carstens, Kremer

Jan.	30	Read first time	314
Jan.	31	Referred to Committee on Urban Affairs	332
Feb.	21	Notice of hearing	701
Apr.	2	Placed on General File	1272
Apr.	23	Referred for review	1622
Apr.	25	Placed on Select File	1647
Apr.	28	Referred for engrossment	1689
Apr.	30	Correctly engrossed	1737
May	6	Final Reading	1843
May	7	Correctly enrolled. President signed	1866
May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 697 By Holmquist, Knight

Jan.	30	Read first time	314
Jan.	31	Referred to Committee on Public Works	332
Mar.	27	Notice of hearing	1187
May	9	Indefinitely postponed	1925

LEGISLATIVE BILL 698 By Kremer, Luedtke

Jan.	30	Read first time	314
Jan.	31	Referred to Committee on Judiciary	332
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1517
May	13	Referred for review	1976
May	15	Placed on Select File	2006
May	16	Referred for engrossment	2042
May	23	Correctly engrossed	2153

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May	27	Final Reading	2228
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 699 By Carstens

Jan.	30	Read first time	314
Jan.	31	Referred to Committee on Public Health and Welfare	332
Feb.	19	Notice of hearing	644
Mar.	13	Placed on General File	963
Apr.	14	Laid over	1421
Apr.	15	Referred for review	1447
Apr.	17	Placed on Select File	1493
Apr.	17	Co-introducer added	1502
Apr.	18	Referred for engrossment	1528
Apr.	23	Correctly engrossed	1613
May	2	Returned to Select File	1800
July	9	Laid over	2885
July	14	Referred for re-engrossment	2950
July	17	Correctly re-engrossed	3009
July	22	Final Reading	3074
July	23	Correctly enrolled. Speaker signed	3095
July	24	Presented to Governor	3137
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 700 By Carstens

Jan.	30	Read first time	314
Jan.	31	Referred to Committee on Judiciary	332
Feb.	12	Notice of hearing	520
Feb.	26	Placed on General File	747
Mar.	5	Referred for review	843
Mar.	7	Placed on Select File	877
Mar.	10	Referred for engrossment	905
Mar.	12	Correctly engrossed	952
Mar.	17	Final Reading	996
Mar.	18	Correctly enrolled. Speaker signed	1020
Mar.	19	Presented to Governor	1047
Mar.	20	Approved by Governor	1054

LEGISLATIVE BILL 701 By Carstens

Jan.	30	Read first time	314
Jan.	31	Referred to Committee on Judiciary	332

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Feb.	12	Notice of hearing	520
Mar.	4	Placed on General File	822
Mar.	5	Referred for review	843
Mar.	7	Placed on Select File	877
Mar.	10	Referred for engrossment	905
Mar.	12	Correctly engrossed	952
Mar.	17	Final Reading	997
Mar.	18	Correctly enrolled. Speaker signed	1020
Mar.	19	Presented to Governor	1047
Mar.	20	Approved by Governor	1054

LEGISLATIVE BILL 702 By Carstens

Jan.	30	Read first time	315
Jan.	31	Referred to Committee on Judiciary	332
Feb.	12	Notice of hearing	521
Mar.	6	Placed on General File	867
Mar.	27	Referred for review	1200
Apr.	1	Placed on Select File	1234
Apr.	2	Referred for engrossment	1283
Apr.	8	Correctly engrossed	1317
Apr.	14	Final Reading	1404
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 703 By Carstens

Jan.	30	Read first time	315
Jan.	31	Referred to Committee on Judiciary	332
Feb.	12	Notice of hearing	521
Mar.	6	Placed on General File	867
Mar.	27	Referred for review	1200
Apr.	1	Placed on Select File	1234
Apr.	2	Referred for engrossment	1283
Apr.	9	Correctly engrossed	1328
Apr.	14	Final Reading	1408
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 704 By Marvel

Jan.	30	Read first time	315
Jan.	31	Referred to Committee on Urban Affairs	332

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Feb.	21	Notice of hearing	701
Apr.	1	Placed on General File	1242
May	22	Referred for review	2134
May	28	Placed on Select File	2260
June	3	Referred for engrossment	2295
June	6	Correctly engrossed	2372
June	11	Final Reading	2464
June	12	Correctly enrolled. President signed	2481
June	13	Presented to Governor	2511
June	16	Motion. Returned to Final Reading	2544
June	19	Motion. Returned to Select File	2644
June	19	Motion. Indefinitely postponed	2649

LEGISLATIVE BILL 705 By Simpson

Jan.	30	Read first time	315
Jan.	31	Referred to Committee on Labor	332
Feb.	6	Notice of hearing	432
Feb.	12	Hearing cancelled. Hearing reset	511
Mar.	27	Placed on General File	1202
May	19	Referred for review	2061
May	26	Placed on Select File	2182
May	27	Referred for engrossment	2241
June	4	Correctly engrossed	2317
June	9	Final Reading	2406
June	10	Correctly enrolled	2428
June	10	President signed	2429
June	11	Presented to Governor. Explanation of vote	2471
June	16	Approved by Governor	2527

LEGISLATIVE BILL 706 By Knight

Jan.	30	Read first time	315
Jan.	31	Referred to Committee on Public Health and Welfare	332
Feb.	19	Notice of hearing	644
Mar.	14	Placed on General File	981
Apr.	15	Referred for review	1448
Apr.	17	Placed on Select File	1494
Apr.	18	Referred for engrossment	1529
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1768
May	2	Correctly enrolled	1789
May	2	Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

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LEGISLATIVE BILL 707 By Adamson, Holmquist

Jan.	30	Read first time	316
Jan.	31	Referred to Committee on Government and Military Affairs	332
Feb.	6	Notice of hearing	432
Mar.	24	Placed on General File	1124
June	6	Referred for review	2384
June	10	Placed on Select File	2428
June	11	Referred for engrossment	2473
June	17	Correctly engrossed	2555
June	20	Final Reading	2666
June	23	Correctly enrolled. President signed	2690
June	24	Presented to Governor	2728
Aug.	25	Motion	3916
Aug.	27	Motion	3989
Aug.	28	Request. Motion	4015
Aug.	28	Motion. Returned to Select File	4027
Aug.	29	Motion. Indefinitely postponed	4046

LEGISLATIVE BILL 708 By Waldo, Schreurs

Jan.	30	Read first time	316
Jan.	31	Referred to Committee on Public Works	332
Feb.	12	Notice of hearing	522
Feb.	17	Hearing cancelled. Hearing reset	614
Mar.	11	Indefinitely postponed	940

LEGISLATIVE BILL 709 By Waldron

Jan.	30	Read first time	316
Jan.	31	Referred to Committee on Banking, Commerce and Insurance	332
Feb.	3	Notice of hearing	377
Feb.	24	Request. Laid over	721
Feb.	25	Request renewed. Withdrawn	739
Feb.	28	Hearing cancelled	759

LEGISLATIVE BILL 710 By Waldron

Jan.	30	Read first time	316
Jan.	31	Referred to Committee on Banking, Commerce and Insurance	332
Feb.	3	Notice of hearing	377
Mar.	20	Indefinitely postponed	1071
Mar.	25	Motion. Motion lost	1148

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LEGISLATIVE BILL 711 By Swanson

Jan.	30	Read first time	316
Jan.	31	Referred to Committee on Public Works	332
Feb.	20	Notice of hearing	679
Feb.	24	Hearing cancelled	704
Feb.	28	Notice of hearing	779
Mar.	11	Placed on General File	941
Apr.	1	Referred for review	1257
Apr.	8	Placed on Select File	1313
Apr.	9	Referred for engrossment	1350
Apr.	11	Correctly engrossed	1385
Apr.	16	Final Reading	1457
Apr.	17	Correctly enrolled	1496
Apr.	17	Speaker signed	1506
Apr.	18	Presented to Governor	1512
Apr.	21	Approved by Governor	1541

LEGISLATIVE BILL 712 By Swanson

Jan.	30	Read first time	316
Jan.	31	Referred to Committee on Public Works	332
Feb.	20	Notice of hearing	679
Feb.	24	Hearing cancelled	704
Feb.	28	Notice of hearing	779
Mar.	11	Placed on General File	941
Apr.	18	Referred for review	1531
Apr.	22	Placed on Select File	1578
Apr.	23	Referred for engrossment	1617
Apr.	25	Correctly engrossed	1647
May	2	Final Reading	1796
May	5	Correctly enrolled	1824
May	5	President signed	1825
May	6	Presented to Governor	1855
May	8	Approved by Governor	1889

LEGISLATIVE BILL 713 By Swanson

Jan.	30	Read first time	316
Jan.	31	Referred to Committee on Public Works	332
Feb.	28	Notice of hearing	779
Mar.	3	Hearing cancelled	800
Mar.	27	Notice of hearing	1186
May	26	Placed on General File	2195
Aug.	12	Referred for review	3496
Aug.	19	Placed on Select File	3740
Aug.	19	Considered	3757

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Aug.	19	Division of Question	3758
Aug.	19	Referred for engrossment. Returned to Select File. Referred for engrossment	3759
Aug.	28	Replaced on Select File	4022
Aug.	28	Referred for engrossment	4025
Sept.	16	Correctly engrossed	4068
Sept.	18	Final Reading	4180
Sept.	18	Correctly enrolled	4182
Sept.	18	President signed	4183
Sept.	18	Presented to Governor	4184
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 714 By Hasebroock, Holmquist, Kremer

Jan.	30	Read first time	317
Jan.	31	Referred to Committee on Agriculture and Recreation	332
Feb.	26	Notice of hearing	746
Mar.	11	Placed on General File	924
Mar.	27	Referred for review	1201
Apr.	1	Placed on Select File	1237
Apr.	2	Referred for engrossment	1283
Apr.	9	Correctly engrossed	1328
Apr.	14	Final Reading	1409
Apr.	15	Correctly enrolled	1439
Apr.	15	Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 715 By Kremer, Schmit

Jan.	30	Read first time	317
Jan.	31	Referred to Committee on Agriculture and Recreation	332
Feb.	27	Notice of hearing	764
Apr.	11	Hearing cancelled. Hearing reset	1393
May	8	Placed on General File	1893
May	27	Referred for review	2255
June	5	Placed on Select File	2341
June	6	Referred for engrossment	2383
June	12	Replaced on Select File	2479
June	13	Referred for engrossment	2510
June	16	Correctly engrossed	2531
June	19	Final Reading	2634
June	20	Correctly enrolled	2664
June	20	President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 716 By Pedersen, Stull, Moulton, Wenzlaff, Carpenter, Skarda

			Page
Jan.	30	Read first time	317
Jan.	31	Referred to Committee on Government Military Affairs	332
Feb.	6	Notice of hearing	432
Mar.	24	Placed on General File	1124
Apr.	10	Laid over	1366
Apr.	11	Motion. Indefinitely postponed	1390
Apr.	14	Motion. Motion lost	1414

LEGISLATIVE BILL 717 By Moylan, Elrod

Jan.	30	Read first time	319
Jan.	31	Referred to Committee on Public Health and Welfare	332
Feb.	19	Notice of hearing	644
Mar.	14	Placed on General File	981
Apr.	1	Referred for review	1259
Apr.	8	Placed on Select File	1316
Apr.	9	Referred for engrossment	1351
Apr.	14	Correctly engrossed	1412
Apr.	17	Final Reading	1490
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 718 By Elrod, Danner, Swanson, Carstens, Moylan, Orme, Harsh, Adamson, Schreurs

Jan.	30	Read first time	319
Jan.	31	Referred to Committee on Miscellaneous Subjects	332
Feb.	18	Request	639
Feb.	19	Notice of hearing	643
May	1	Placed on General File	1762
May	15	Change of order	2015
May	21	Change of order	2118
May	28	Considered	2276
June	3	Considered	2297
June	3	Considered	2299
June	4	Laid over	2333
June	5	Referred for review	2361
June	10	Placed on Select File	2426
June	11	Considered. Bracketed	2473
July	8	Referred for engrossment	2859

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July	11	Replaced on Select File	2918
July	11	Referred for engrossment	2925
July	14	Correctly engrossed	2931
July	17	Final Reading	3010
July	18	Correctly enrolled. Speaker signed	3032
July	22	Presented to Governor	3081
July	28	Approved by Governor	3162

LEGISLATIVE BILL 719 By Pedersen

Jan.	30	Read first time	320
Jan.	31	Referred to Committee on Judiciary	332
Mar.	12	Notice of hearing	944
Apr.	25	Placed on General File	1648
May	15	Referred for review	2022
May	27	Placed on Select File	2217
May	28	Referred for engrossment	2267
June	5	Correctly engrossed	2342
June	10	Final Reading	2431
June	11	Correctly enrolled	2462
June	11	President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 720 By Pedersen

Jan.	30	Read first time	320
Jan.	31	Referred to Committee on Judiciary	332
Mar.	12	Notice of hearing	944
Apr.	25	Placed on General File	1649
May	15	Referred for review	2022
May	21	Placed on Select File	2099
May	22	Referred for engrossment	2132
May	28	Correctly engrossed	2264
June	5	Final Reading	2344
June	6	Correctly enrolled	2372
June	6	Speaker signed	2373
June	9	Presented to Governor	2410
June	11	Approved by Governor	2458

LEGISLATIVE BILL 721 By Orme

Jan.	30	Read first time	320
Jan.	31	Referred to Committee on Public Health and Welfare	332
Feb.	19	Notice of hearing	644

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Mar.	13	Placed on General File	963
Apr.	1	Laid over	1258
Apr.	2	Referred for review	1290
Apr.	10	Placed on Select File	1359
Apr.	11	Referred for engrossment	1388
Apr.	16	Correctly engrossed	1461
Apr.	21	Final Reading	1545
Apr.	22	Correctly enrolled. President signed	1580
Apr.	23	Presented to Governor	1619
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 722 By Pedersen

Jan.	30	Read first time	320
Jan.	31	Referred to Committee on Judiciary	332
Mar.	12	Notice of hearing	944
Apr.	25	Indefinitely postponed	1652

LEGISLATIVE BILL 723 By Reynolds, Bloom, Skarda, Mahoney, Moylan, Moulton

Jan.	30	Read first time	320
Jan.	31	Referred to Committee on Agriculture and Recreation	332
Mar.	17	Notice of hearing	1009
May	27	Placed on General File	2250
Aug.	13	Considered	3505
Aug.	13	Motion	3506
Aug.	13	Motion withdrawn	3511
Aug.	13	Referred for review	3512
Aug.	20	Placed on Select File	3779
Aug.	20	Referred for engrossment	3787
Aug.	26	Correctly engrossed	3953
Aug.	28	Final Reading	4016
Aug.	29	Correctly enrolled. President signed	4032
Aug.	29	Presented to Governor	4051
Sept.	16	Approved by Governor	4055
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 724 By Swanson

Jan.	31	Read first time	326
Feb.	3	Referred to Committee on Public Health and Welfare	343
Feb.	19	Notice of hearing	644
Mar.	28	Placed on General File	1220
Apr.	16	Referred for review	1470

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Apr.	21	Placed on Select File	1548
Apr.	22	Bracketed	1592
May	13	Unbracketed	1967
May	13	Referred for engrossment	1968
May	15	Correctly engrossed	2006
May	20	Final Reading	2082
May	21	Correctly enrolled. President signed	2100
May	22	Presented to Governor	2138
May	26	Approved by Governor	2177

LEGISLATIVE BILL 725 By Holmquist

Jan.	31	Read first time	326
Feb.	3	Co-introducer added	342
Feb.	3	Referred to Committee on Public Works	343
Feb.	3	Co-introducers added	385
Mar.	27	Notice of hearing	1186
Apr.	22	Placed on General File	1597
May	15	Referred for review	2020
May	20	Placed on Select File	2080
May	21	Referred for engrossment	2105
May	22	Replaced on Select File	2123
May	23	Referred for engrossment	2163
June	4	Correctly engrossed	2317
June	9	Final Reading	2407
June	10	Correctly enrolled	2428
June	10	President signed	2429
June	11	Presented to Governor. Explanation of vote	2471
June	16	Approved by Governor	2527

LEGISLATIVE BILL 726 By Skarda, Keyes

Jan.	31	Read first time	326
Feb.	3	Referred to Committee on Labor	343
Mar.	6	Notice of hearing	858
Mar.	20	Placed on General File	1076
Apr.	10	Referred for review	1364
Apr.	14	Placed on Select File	1411
Apr.	15	Referred for engrossment	1446
Apr.	18	Correctly engrossed	1515
Apr.	25	Final Reading	1639
Apr.	28	Correctly enrolled	1667
Apr.	28	President signed	1682
Apr.	29	Presented to Governor	1731
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 727 By Pedersen

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Jan.	31	Read first time	327
Feb.	3	Referred to Committee on Education	343
Feb.	25	Notice of hearing	724
Mar.	21	Placed on General File	1107
May	13	Referred for review	1969
May	15	Placed on Select File	2003
May	16	Referred for engrossment	2041
May	23	Correctly engrossed	2153
May	27	Final Reading	2228
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 728 By Simpson, Moylan, Bloom, Swanson, Orme, Elrod, Marvel

Jan.	31	Read first time	327
Feb.	3	Referred to Committee on Public Health and Welfare	343
Feb.	21	Notice of hearing	702
Mar.	28	Placed on General File	1221
Apr.	16	Laid over	1470
Apr.	23	Laid over	1620
Apr.	28	Motion. Indefinitely postponed	1704
Apr.	29	Motion. Laid over	1713
May	5	Motion renewed. Motion lost. Motion.. Placed on General File	1829
July	30	Referred for review	3229
Aug.	11	Placed on Select File	3428
Aug.	12	Referred for engrossment	3482
Aug.	14	Replaced on Select File	3532
Aug.	14	Referred for engrossment	3539
Aug.	15	Correctly engrossed	3549
Aug.	19	Final Reading	3719
Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782
Aug.	21	Presented to Governor	3804
Aug.	26	Approved by Governor	3941
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 729 By Kremer, Schreurs

Jan.	31	Read first time	327
Feb.	3	Referred to Committee on Miscellaneous Subjects	343
Feb.	14	Notice of hearing	571
Mar.	7	Placed on General File	878
Apr.	14	Referred for review	1420

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Apr.	16	Placed on Select File	1460
Apr.	17	Referred for engrossment	1497
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1768
May	2	Correctly enrolled	1789
May	2	Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 730 By Wiltse, Danner

Jan.	31	Read first time	327
Feb.	3	Referred to Committee on Public Works	343
Mar.	20	Notice of hearing	1083
Apr.	16	Indefinitely postponed	1463

LEGISLATIVE BILL 731 By Adamson, Whitney

Jan.	31	Read first time	328
Feb.	3	Referred to Committee on Public Works	343
Mar.	6	Notice of hearing	858
Mar.	26	Indefinitely postponed	1171

LEGISLATIVE BILL 732 By Adamson, Whitney

Jan.	31	Read first time	328
Feb.	3	Referred to Committee on Revenue	343
Feb.	25	Notice of hearing	723
Apr.	2	Placed on General File	1287
May	1	Referred for review	1785
May	5	Placed on Select File	1824
May	6	Referred for engrossment	1847
May	8	Replaced on Select File	1898
May	9	Referred for engrossment	1915
May	12	Correctly engrossed	1933
May	15	Final Reading	2009
May	16	Correctly enrolled	2034
May	19	President signed	2055
May	20	Presented to Governor	2088
May	22	Motion. Returned to Final Reading	2138
May	23	Motion. Rules suspended. Returned to Select File	2160
May	23	Referred for re-engrossment	2162
May	27	Replaced on Select File	2216
May	28	Referred for engrossment	2266
June	4	Replaced on Select File	2312

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June	5	Referred for re-engrossment	2353
June	6	Correctly re-engrossed	2372
June	11	Final Reading	2465
June	12	Correctly enrolled. President signed	2481
June	13	Presented to Governor	2511
June	16	Approved by Governor	2528

LEGISLATIVE BILL 733 By Wylie

Jan.	31	Read first time	328
Jan.	31	Co-introducer added	333
Feb.	3	Referred to Committee on Miscellaneous Subjects	343
Mar.	26	Request. Laid over	1165
Mar.	27	Request renewed. Withdrawn	1185

LEGISLATIVE BILL 734 By Duis

Jan.	31	Read first time	328
Feb.	3	Referred to Committee on Public Works	343
Mar.	6	Notice of hearing	858
Mar.	26	Indefinitely postponed	1171

LEGISLATIVE BILL 735 By Danner

Jan.	31	Read first time	328
Feb.	3	Referred to Committee on Public Works	343
Feb.	20	Notice of hearing	679
Feb.	24	Hearing cancelled	704
Feb.	28	Notice of hearing	779
Mar.	11	Indefinitely postponed	940

LEGISLATIVE BILL 736 By Danner

Jan.	31	Read first time	329
Feb.	3	Referred to Committee on Government and Military Affairs	343
Feb.	6	Notice of hearing	432
Mar.	24	Indefinitely postponed	1124

LEGISLATIVE BILL 737 By Danner, Clark

Jan.	31	Read first time	329
Feb.	3	Referred to Committee on Miscellaneous Subjects	343
Feb.	28	Notice of hearing	778
Mar.	11	Indefinitely postponed	926

LEGISLATIVE BILL 738 By Wylie, Whitney, Wallwey

Jan.	31	Read first time	329

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Feb.	3	Referred to Committee on Revenue	343
Feb.	25	Notice of hearing	723
Apr.	2	Indefinitely postponed	1286

LEGISLATIVE BILL 739 By Wylie, Duis

Jan.	31	Read first time	329
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	343
Feb.	12	Notice of hearing	521
May	1	Placed on General File	1784
July	30	Referred for review	3228
Aug.	5	Placed on Select File	3318
Aug.	6	Referred for engrossment	3386
Aug.	8	Correctly engrossed	3422
Aug.	18	Final Reading	3601
Aug.	19	Correctly enrolled. President signed	3713
Aug.	20	Presented to Governor	3778
Aug.	21	Approved by Governor	3808
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 740 By Waldron

Jan.	31	Read first time	329
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	343
Feb.	12	Notice of hearing	521
Apr.	8	Indefinitely postponed	1321

LEGISLATIVE BILL 741 By Waldron

Jan.	31	Read first time	329
Feb.	3	Referred to Committee on Banking, Commerce and Insurance	343
Feb.	12	Notice of hearing	521
Apr.	8	Indefinitely postponed	1321

LEGISLATIVE BILL 742 By Clark

Jan.	31	Read first time	329
Feb.	3	Referred to Committee on Education	343
Feb.	25	Notice of hearing	724
Mar.	14	Placed on General File	982
Apr.	1	Referred for review	1259
Apr.	8	Placed on Select File	1316
Apr.	9	Referred for engrossment	1352
Apr.	15	Correctly engrossed	1439

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Apr.	18	Final Reading	1511
Apr.	21	Correctly enrolled	1550
Apr.	21	President signed	1551
Apr.	22	Presented to Governor	1593
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 743 By Nore

Jan.	31	Read first time	330
Feb.	3	Referred to Committee on Miscellaneous Subjects	343
Feb.	28	Notice of hearing	778
Mar.	3	Request. Laid over	807
Mar.	4	Request renewed. Withdrawn	823
Mar.	5	Hearing cancelled	827

LEGISLATIVE BILL 744 By Wenzlaff

Jan.	31	Read first time	330
Feb.	3	Referred to Committee on Agriculture and Recreation	343
Feb.	26	Notice of hearing	746
Mar.	18	Indefinitely postponed	1032

LEGISLATIVE BILL 745 By Wiltse, Nore

Jan.	31	Read first time	330
Feb.	3	Referred to Committee on Judiciary	343
Feb.	26	Notice of hearing	756
Mar.	25	Indefinitely postponed	1140

LEGISLATIVE BILL 746 By Stull

Jan.	31	Read first time	330
Feb.	3	Referred to Committee on Judiciary	343
Feb.	26	Notice of hearing	756
Mar.	27	Placed on General File	1203
Apr.	16	Referred for review	1469
Apr.	21	Placed on Select File	1547
Apr.	22	Referred for engrossment	1592
Apr.	24	Correctly engrossed	1628
May	1	Laid over	1777
May	5	Final Reading	1826
May	6	Correctly enrolled	1837
May	6	President signed	1851
May	7	Presented to Governor	1884
May	8	Approved by Governor	1889

LEGISLATIVE BILL 747 By Hasebroock, Adamson

			Page
Jan.	31	Read first time	330
Feb.	3	Referred to Committee on Miscellaneous Subjects	343
Mar.	3	Notice of hearing	796
Apr.	21	Indefinitely postponed	1550

LEGISLATIVE BILL 748 By Wylie, Adamson, Ziebarth, Duis

Jan.	31	Read first time	330
Feb.	3	Referred to Committee on Miscellaneous Subjects	343
Feb.	28	Notice of hearing	778
Mar.	11	Placed on General File	927
Mar.	27	Referred for review	1201
Apr.	1	Placed on Select File	1238
Apr.	2	Referred for engrossment	1284
Apr.	9	Correctly engrossed	1328
Apr.	14	Final Reading	1410
Apr.	15	Correctly enrolled. Speaker signed	1440
Apr.	16	Presented to Governor	1475
Apr.	17	Approved by Governor	1482

LEGISLATIVE BILL 749 By Wylie, Ziebarth

Jan.	31	Read first time	331
Feb.	3	Referred to Committee on Revenue	343
Feb.	25	Notice of hearing	722
Apr.	10	Indefinitely postponed	1361

LEGISLATIVE BILL 750 By Robinson, Wylie

Jan.	31	Read first time	331
Feb.	3	Referred to Committee on Miscellaneous Subjects	343
Apr.	14	Rules suspended. Notice of hearing	1420
Apr.	21	Placed on General File	1550
May	16	Referred for review	2044
May	22	Placed on Select File	2128
May	23	Referred for engrossment	2163
May	28	Correctly engrossed	2265
June	5	Final Reading	2345
June	6	Correctly enrolled	2372
June	6	Speaker signed	2373
June	9	Presented to Governor	2410
June	11	Approved by Governor	2458

LEGISLATIVE BILL 751 By Robinson, Wylie

Jan.	31	Read first time	331

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Feb.	3	Referred to Committee on Miscellaneous Subjects	343
Apr.	14	Rules suspended. Notice of hearing	1420
Apr.	29	Placed on General File	1709
May	16	Referred for review	2046
May	23	Placed on Select File	2151
May	26	Referred for engrossment	2198
June	3	Correctly engrossed	2286
June	6	Final Reading	2375
June	9	Correctly enrolled. Speaker signed	2392
June	10	Presented to Governor	2447
June	11	Approved by Governor	2458

LEGISLATIVE BILL 752 By Elrod, Robinson, Kennedy, Craft, Carstens, Johnson, Bloom

Jan.	31	Read first time	334
Feb.	3	Referred to Committee on Government and Military Affairs	343
Feb.	6	Notice of hearing	432
Feb.	10	Co-introducer withdrawn	456
Mar.	14	Request. Withdrawn. Hearing cancelled	985

LEGISLATIVE BILL 753 By Elrod

Jan.	31	Read first time	334
Feb.	3	Referred to Committee on Public Health and Welfare	343
Feb.	21	Notice of hearing	702
May	13	Placed on General File	1958
June	13	Referred for review	2523
June	19	Placed on Select File	2624
June	20	Referred for engrossment	2671
June	26	Replaced on Select File	2781
June	27	Referred for engrossment	2831
July	7	Correctly engrossed	2847
July	9	Final Reading	2876
July	10	Correctly enrolled	2900
July	10	President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 754 By Elrod

Jan.	31	Read first time	334
Feb.	3	Referred to Committee on Labor	343
Feb.	6	Notice of hearing	432

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Mar.	20	Placed on General File	1077
Apr.	10	Referred for review	1364
Apr.	14	Placed on Select File	1411
Apr.	15	Referred for engrossment	1446
Apr.	18	Correctly engrossed	1515
Apr.	25	Final Reading	1639
Apr.	28	Correctly enrolled	1667
Apr.	28	President signed	1682
Apr.	29	Presented to Governor	1731
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 755 By Wenzlaff

Jan.	31	Read first time	334
Feb.	3	Referred to Committee on Revenue	343
Feb.	25	Notice of hearing	723
May	13	Indefinitely postponed	1974

LEGISLATIVE BILL 756 By Luedtke, Proud

Jan.	31	Read first time	335
Feb.	3	Referred to Committee on Public Health and Welfare	344
Feb.	21	Notice of hearing	702
Feb.	26	Hearing cancelled. Hearing reset	758
Apr.	14	Placed on General File	1414
May	22	Referred for review	2143
June	3	Placed on Select File	2281
June	4	Referred for engrossment	2330
June	11	Correctly engrossed	2462
June	16	Final Reading	2536
June	17	Correctly enrolled	2555
June	17	President signed	2556
June	18	Presented to Governor	2598
June	20	Approved by Governor	2660

LEGISLATIVE BILL 757 By Burbach, Waldo

Jan.	31	Read first time	335
Feb.	3	Referred to Committee on Public Health and Welfare	344
Feb.	26	Notice of hearing	759
Apr.	11	Placed on General File	1386
May	22	Referred for review	2143
June	3	Placed on Select File	2281
June	4	Referred for engrossment	2330
June	11	Correctly engrossed	2462

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June	16	Final Reading	2537
June	17	Correctly enrolled	2555
June	17	President signed	2556
June	18	Presented to Governor	2598
June	20	Approved by Governor	2660

LEGISLATIVE BILL 758 By Burbach, Wallwey, Adamson, Wylie, Kennedy, Nore, Johnson, Hasebroock, Waldo, Holmquist, Waldron, Warner

Jan.	31	Read first time. Rules suspended	335
Jan.	31	Placed on General File	336
Feb.	4	Referred for review. Request	389
Feb.	5	Placed on Select File	398
Feb.	5	Request. Referred for engrossment	411
Feb.	6	Replaced on Select File	422
Feb.	6	Referred for engrossment	425
Feb.	6	Correctly engrossed	433
Feb.	10	Final Reading	474
Feb.	10	Correctly enrolled	475
Feb.	10	President signed	476
Feb.	10	Presented to Governor	483
Feb.	11	Explanation of vote	501
Feb.	11	Explanation of vote	502
Feb.	12	Approved by Governor	520

LEGISLATIVE BILL 759 By Wylie

Jan.	31	Read first time	336
Feb.	4	Referred to Committee on Judiciary	390
Feb.	26	Notice of hearing	756
Mar.	14	Placed on General File	982
Apr.	1	Referred for review	1259
Apr.	8	Placed on Select File	1316
Apr.	9	Referred for engrossment	1351
Apr.	14	Correctly engrossed	1412
Apr.	17	Final Reading	1491
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 760 By Wylie

Jan.	31	Read first time	336
Feb.	4	Referred to Committee on Agriculture and Recreation	390
Feb.	12	Notice of hearing	522

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Mar.	11	Placed on General File	924
Mar.	12	Request	954
Mar.	13	Referred for review	967
Mar.	17	Placed on Select File	1000
Mar.	18	Referred for engrossment	1026
Mar.	21	Correctly engrossed	1098
Mar.	26	Bracketed	1161
Apr.	1	Final Reading	1252
Apr.	2	Correctly enrolled	1271
Apr.	8	Speaker signed	1317
Apr.	9	Presented to Governor	1347
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 761 By Adamson

Jan.	31	Read first time	336
Feb.	4	Referred to Committee on Agriculture and Recreation	390
Feb.	27	Notice of hearing	764
Apr.	23	Placed on General File	1614
May	22	Change of order	2133
May	23	Referred for review	2173
June	3	Placed on Select File	2282
June	4	Referred for engrossment	2330
June	10	Correctly engrossed	2428
June	13	Final Reading	2506
June	16	Correctly enrolled. President signed	2531
June	17	Presented to Governor	2570
June	19	Approved by Governor	2623

LEGISLATIVE BILL 762 By Simpson

Jan.	31	Read first time	336
Feb.	4	Referred to Committee on Public Works	390
Feb.	28	Notice of hearing	779
Mar.	11	Placed on General File	941
Mar.	26	Bracketed	1170
Apr.	1	Bracketed	1254
Apr.	14	Bracketed	1419
Apr.	30	Referred for review	1753
May	2	Placed on Select File	1788
May	5	Referred for engrossment	1828
May	7	Replaced on Select File	1865
May	8	Referred for engrossment	1904
May	9	Correctly engrossed	1911
May	14	Final Reading	1989
May	15	Correctly enrolled. President signed	2007
May	15	Presented to Governor	2014
May	16	Approved by Governor	2029

LEGISLATIVE BILL 763 By Warner

			Page
Jan.	31	Read first time	336
Feb.	4	Referred to Committee on Government and Military Affairs	390
Feb.	6	Notice of hearing	432
Apr.	1	Placed on General File	1260
May	19	Referred for review	2066
May	26	Placed on Select File	2184
May	27	Referred for engrossment	2242
June	3	Bracketed	2286
July	9	Unbracketed. Returned to Select File. Referred for engrossment	2893
July	14	Correctly engrossed	2931
July	17	Final Reading	3011
July	18	Correctly enrolled. Speaker signed	3032
July	21	Presented to Governor	3058
July	28	Approved by Governor	3162

LEGISLATIVE BILL 764 By Warner, Simpson

			Page
Jan.	31	Read first time	336
Feb.	4	Referred to Committee on Public Health and Welfare	390
Feb.	21	Notice of hearing	702
Mar.	28	Placed on General File	1221
Apr.	16	Referred for review	1470
Apr.	21	Placed on Select File	1548
Apr.	22	Referred for engrossment	1592
Apr.	24	Correctly engrossed	1628
May	2	Final Reading	1790
May	5	Correctly enrolled	1824
May	5	President signed	1825
May	6	Presented to Governor	1855
May	8	Approved by Governor	1889

LEGISLATIVE BILL 765 By Warner

			Page
Jan.	31	Read first time	336
Feb.	4	Referred to Committee on Education	390
Feb.	18	Notice of hearing	618
Mar.	7	Indefinitely postponed	888

LEGISLATIVE BILL 766 By Warner, Burbach, Wallwey

			Page
Jan.	31	Read first time	337

			Page
Feb.	4	Referred to Committee on Public Works	390
Mar.	27	Notice of hearing	1186
May	14	Placed on General File	1993
July	8	Change of order	2865
July	17	Laid over	3020
July	21	Referred for review	3060
July	22	Motion	3085
July	28	Placed on Select File	3165
July	29	Referred for engrossment	3195
July	30	Correctly engrossed	3223
Aug.	1	Final Reading	3269
Aug.	4	Correctly enrolled. Speaker signed	3280
Aug.	4	Presented to Governor	3313
Aug.	5	Approved by Governor	3315
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 767 By Burbach, Waldo

Jan.	31	Read first time	337
Feb.	4	Referred to Committee on Agriculture and Recreation	390
Feb.	12	Notice of hearing	522
Apr.	29	Placed on General File	1723
May	16	Referred for review	2047
May	23	Placed on Select File	2153
May	26	Referred for engrossment	2199
June	4	Correctly engrossed	2317
June	9	Final Reading	2408
June	10	Correctly enrolled	2428
June	10	President signed	2429
June	11	Presented to Governor. Explanation of vote	2471
June	16	Approved by Governor	2527

LEGISLATIVE BILL 768 By Burbach, Waldo

Jan.	31	Read first time	337
Feb.	4	Referred to Committee on Revenue	390
Feb.	25	Notice of hearing	723
Apr.	2	Placed on General File	1287
May	6	Referred for review	1853
May	8	Placed on Select File	1898
May	9	Referred for engrossment	1915
May	13	Correctly engrossed	1967
May	16	Final Reading	2036
May	19	Correctly enrolled	2054
May	19	President signed	2055

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May	20	Presented to Governor	2088
May	22	Approved by Governor	2123

LEGISLATIVE BILL 769 By Burbach, Waldo

Jan.	31	Read first time	337
Feb.	4	Referred to Committee on Agriculture and Recreation	390
Feb.	12	Notice of hearing	522
Apr.	28	Placed on General File	1690
May	16	Referred for review	2046
May	23	Placed on Select File	2150
May	26	Referred for engrossment	2198
June	4	Correctly engrossed	2317
June	9	Final Reading	2408
June	10	Correctly enrolled	2428
June	10	President signed	2429
June	11	Presented to Governor. Explanation of vote	2471
June	16	Approved by Governor	2527

LEGISLATIVE BILL 770 By Waldo, Schmit, Wiltse, Nore, Kremer

Jan.	31	Read first time	337
Feb.	4	Referred to Committee on Agriculture and Recreation	390
Feb.	26	Notice of hearing	746
May	7	Placed on General File	1884
July	7	Referred for review	2850
July	8	Placed on Select File	2867
July	9	Referred for engrossment	2886
July	15	Correctly engrossed	2967
July	17	Final Reading	3013
July	18	Correctly enrolled. Speaker signed	3032
July	21	Presented to Governor	3058
July	21	Approved by Governor	3163

LEGISLATIVE BILL 771 By Waldo, Kremer

Jan.	31	Read first time	338
Feb.	4	Referred to Committee on Agriculture and Recreation	390
Feb.	27	Notice of hearing	764
Apr.	28	Placed on General File	1692
May	16	Referred for review	2046
May	23	Placed on Select File	2151

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May	26	Referred for engrossment	2198
June	3	Correctly engrossed	2286
June	6	Final Reading	2376
June	9	Correctly enrolled. Speaker signed	2392
June	10	Presented to Governor	2447
June	11	Approved by Governor	2458

LEGISLATIVE BILL 772 By Swanson

Jan.	31	Read first time	338
Feb.	4	Referred to Committee on Public Works	390
Mar.	20	Notice of hearing	1082
May	12	Placed on General File	1933
Aug.	6	Motion. Indefinitely postponed	3393

LEGISLATIVE BILL 773 By Nore

Jan.	31	Read first time	338
Feb.	4	Referred to Committee on Public Works	390
Mar.	6	Notice of hearing	858
May	14	Indefinitely postponed	1993

LEGISLATIVE BILL 774 By Luedtke, Waldron

Jan.	31	Read first time	338
Feb.	4	Referred to Committee on Government and Military Affairs	390
Feb.	6	Notice of hearing	432
Mar.	17	Placed on General File	1004
Apr.	2	Referred for review	1289
Apr.	9	Placed on Select File	1326
Apr.	10	Referred for engrossment	1374
Apr.	16	Correctly engrossed	1461
Apr.	21	Laid over	1546
Apr.	28	Final Reading	1683
Apr.	29	Correctly enrolled	1708
Apr.	29	President signed	1713
Apr.	29	Presented to Governor	1731
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 775 By Luedtke

Jan.	31	Read first time	338
Feb.	4	Referred to Committee on Judiciary	390
Feb.	26	Notice of hearing	756
Mar.	25	Placed on General File	1140
Apr.	10	Referred for review	1367

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Apr.	15	Placed on Select File	1437
Apr.	16	Referred for engrossment	1465
Apr.	22	Correctly engrossed	1579
Apr.	30	Final Reading	1748
May	1	Correctly enrolled	1761
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 776 By Orme, Whitney, Bloom, Klaver, Moylan

Feb.	3	Read first time	347
Feb.	4	Referred to Committee on Budget	390
Feb.	12	Co-introducer added	529
Apr.	25	Notice of hearing	1636
June	19	Placed on General File	2645
June	23	Referred for review	2693
June	26	Placed on Select File	2784
June	27	Referred for engrossment	2832
July	7	Correctly engrossed	2847
July	9	Final Reading	2877
July	10	Correctly enrolled. President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 777 By Clark

Feb.	3	Read first time	347
Feb.	4	Referred to Committee on Agriculture and Recreation	390
Feb.	27	Notice of hearing	764
Apr.	11	Hearing cancelled. Hearing reset	1393
May	5	Placed on General File	1829
June	12	Referred for review	2496
June	16	Placed on Select File	2529
June	17	Referred for engrossment	2572
June	20	Correctly engrossed	2664
June	25	Final Reading	2754
June	26	Correctly enrolled	2784
June	26	Speaker signed	2785
June	27	Presented to Governor	2818
July	7	Approved by Governor	2846

LEGISLATIVE BILL 778 By Warner, Clark

Feb.	3	Read first time	348

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Feb.	4	Referred to Committee on Public Works	390
Mar.	27	Notice of hearing	1186
May	14	Placed on General File	1993
June	9	Laid over	2420
June	18	Motion. Indefinitely postponed	2618

LEGISLATIVE BILL 779 By Craft, Waldo

Feb.	3	Read first time	348
Feb.	4	Referred to Committee on Revenue	390
Feb.	25	Notice of hearing	723
Apr.	2	Indefinitely postponed	1286

LEGISLATIVE BILL 780 By Craft

Feb.	3	Read first time	348
Feb.	4	Referred to Committee on Urban Affairs	390
Feb.	21	Notice of hearing	701
Apr.	2	Indefinitely postponed	1272

LEGISLATIVE BILL 781 By Kennedy

Feb.	3	Read first time	348
Feb.	4	Referred to Committee on Urban Affairs	390
Feb.	21	Notice of hearing	701
Apr.	21	Placed on General File	1554
May	13	Bracketed	1978
May	26	Request. Laid over	2210
May	27	Request renewed. Withdrawn	2250

LEGISLATIVE BILL 782 By Skarda, Bloom

Feb.	3	Read first time	349
Feb.	4	Co-introducer added. Referred to Committee on Judiciary	390
Feb.	26	Notice of hearing	756
Mar.	25	Indefinitely postponed	1140

LEGISLATIVE BILL 783 By Skarda, Bloom, Mahoney, Danner

Feb.	3	Read first time	349
Feb.	4	Referred to Committee on Government and Military Affairs	391
Feb.	6	Notice of hearing	432
Apr.	15	Placed on General File	1449
May	23	Bracketed	2165

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June	9	Considered. Laid over	2414
June	18	Considered	2619
June	19	Bracketed. Laid over	2656
June	25	Change of order	2769
June	25	Motion. Indefinitely postponed	2773

LEGISLATIVE BILL 784 By Skarda, Bloom, Mahoney Danner

Feb.	3	Read first time	349
Feb.	4	Referred to Committee on Government and Military Affairs	391
Feb.	6	Notice of hearing	432
Apr.	15	Placed on General File	1450
May	23	Bracketed	2165
June	9	Motion	2415
June	23	Change of order	2700
June	24	Motion. Indefinitely postponed	2746
July	14	Motion. Placed on General File. Special order	2960
July	15	Referred for review	2975
July	17	Placed on Select File	3008
July	18	Referred for engrossment	3033
July	24	Correctly engrossed	3121
July	28	Final Reading	3169
July	29	Correctly enrolled. President signed	3191
July	30	Presented to Governor	3223
Aug.	1	Approved by Governor	3265

LEGISLATIVE BILL 785 By Luedtke, Hasebroock

Feb.	3	Read first time	349
Feb.	4	Referred to Committee on Judiciary	391
Feb.	26	Notice of hearing	756
Apr.	14	Placed on General File	1417
May	9	Referred for review	1918
May	13	Placed on Select File	1953
May	14	Referred for engrossment	1994
May	19	Replaced on Select File	2051
May	20	Referred for engrossment	2084
May	21	Correctly engrossed	2100
May	26	Final Reading	2188
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 786 By Luedtke, Simpson

Feb.	3	Read first time	349

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Feb.	4	Referred to Committee on Government and Military Affairs	391
Feb.	6	Notice of hearing	432
Mar.	17	Indefinitely postponed	1004

LEGISLATIVE BILL 787 By Luedtke

Feb.	3	Read first time	350
Feb.	4	Referred to Committee on Judiciary	391
Feb.	26	Notice of hearing	756
Mar.	20	Hearing cancelled. Hearing reset	1082
Apr.	14	Placed on General File	1417
May	9	Referred for review	1918
May	13	Placed on Select File	1954
May	14	Referred for engrossment	1995
May	16	Replaced on Select File	2029
May	19	Referred for engrossment	2056
May	23	Correctly engrossed	2153
May	27	Final Reading	2229
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 788 By Luedtke

Feb.	3	Read first time	350
Feb.	4	Referred to Committee on Judiciary	391
Feb.	26	Notice of hearing	756
Apr.	14	Placed on General File	1417
May	9	Referred for review	1918
May	13	Placed on Select File	1954
May	14	Co-introducer added. Referred for engrossment	1996
May	20	Correctly engrossed	2081
May	23	Final Reading	2157
May	26	Correctly enrolled. Speaker signed	2185
May	27	Presented to Governor	2237
June	3	Approved by Governor	2280

LEGISLATIVE BILL 789 By Luedtke

Feb.	3	Read first time	350
Feb.	4	Referred to Committee on Judiciary	391
Feb.	26	Notice of hearing	756
Mar.	14	Placed on General File	982
Apr.	1	Referred for review	1259
Apr.	8	Placed on Select File	1316
Apr.	9	Referred for engrossment	1351

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Apr.	14	Correctly engrossed	1412
Apr.	17	Final Reading	1492
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 790 By Luedtke

Feb.	3	Read first time	350
Feb.	4	Referred to Committee on Budget	391
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1187
May	13	Notice of hearing	1951
June	18	Placed on General File	2598
Aug.	11	Laid over	3466
Aug.	12	Referred for review	3485
Aug.	15	Placed on Select File	3586
Aug.	15	Referred for engrossment	3589
Aug.	21	Correctly engrossed	3809
Aug.	25	Final Reading	3912
Aug.	26	Correctly enrolled. President signed	3941
Aug.	26	Presented to Governor	3960
Aug.	28	Approved by Governor	4009
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 791 By Warner

Feb.	3	Read first time	350
Feb.	4	Referred to Committee on Government and Military Affairs	391
Feb.	6	Notice of hearing	432
Apr.	1	Placed on General File	1260
Apr.	23	Referred for review	1621
Apr.	25	Placed on Select File	1646
Apr.	28	Referred for engrossment	1688
Apr.	30	Correctly engrossed	1737
May	6	Final Reading	1844
May	7	Correctly enrolled. President signed	1866
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 792 By Warner

Feb.	3	Read first time	350
Feb.	4	Referred to Committee on Government and Military Affairs	391

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Feb.	6	Notice of hearing	432
Apr.	1	Indefinitely postponed	1260

LEGISLATIVE BILL 793 By Warner

Feb.	3	Read first time	351
Feb.	4	Referred to Committee on Budget	391
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1187
May	13	Notice of hearing	1951
June	19	Placed on General File	2629
Aug.	15	Referred for review	3578
Aug.	22	Placed on Select File	3828
Aug.	22	Referred for engrossment	3831
Sept.	16	Correctly engrossed	4068
Sept.	16	Motion. Returned to Select File	4072
Sept.	16	Referred for re-engrossment	4073
Sept.	17	Correctly re-engrossed	4157
Sept.	22	Final Reading	4259
Sept.	22	Correctly enrolled. Speaker signed	4266
Sept.	22	Presented to Governor	4267
Sept.	30	Approved by Governor	4309

LEGISLATIVE BILL 794 By Mahoney, Danner

Feb.	3	Read first time	351
Feb.	4	Referred to Committee on Miscellaneous Subjects	391
Feb.	19	Notice of hearing	643
Apr.	1	Indefinitely postponed	1251

LEGISLATIVE BILL 795 By Mahoney

Feb.	3	Read first time	351
Feb.	4	Referred to Committee on Public Health and Welfare	391
Feb.	19	Notice of hearing	644
Feb.	28	Indefinitely postponed	776

LEGISLATIVE BILL 796 By Proud

Feb.	3	Read first time	351
Feb.	4	Referred to Committee on Revenue	391
Feb.	25	Notice of hearing	722
Apr.	2	Indefinitely postponed	1286

LEGISLATIVE BILL 797 By Harsh

Feb.	3	Read first time	351

			Page
Feb.	4	Referred to Committee on Revenue	391
Feb.	25	Notice of hearing	723
Apr.	10	Indefinitely postponed	1361

LEGISLATIVE BILL 798 By Harsh

Feb.	3	Read first time	351
Feb.	4	Referred to Committee on Education	391
Feb.	18	Notice of hearing	618
Mar.	5	Placed on General File	846
Mar.	24	Laid over	1130
Mar.	25	Motion	1152
Mar.	26	Motion renewed. Referred for review	1168
Mar.	28	Placed on Select File	1215
Apr.	1	Referred for engrossment	1256
Apr.	8	Correctly engrossed	1317
Apr.	9	Bracketed	1323
Sept.	17	Unbracketed. Returned to Select File. Referred for re-engrossment	4086
Sept.	17	Motion. Returned to Select File	4147
Sept.	17	Referred for re-engrossment	4150
Sept.	17	Replaced on Select File	4155
Sept.	17	Referred for re-engrossment	4156
Sept.	17	Motion. Returned to Select File. Referred for re-engrossment	4162
Sept.	17	Motion. Returned to Select File	4163
Sept.	17	Referred for re-engrossment	4164
Sept.	18	Replaced on Select File	4185
Sept.	18	Referred for re-engrossment. Correctly re-engrossed	4186
Sept.	19	Motion. Returned to Select File. Referred for re-engrossment	4224
Sept.	19	Correctly re-engrossed	4247
Sept.	22	Motion. Returned to Select File	4267
Sept.	22	Referred for re-engrossment. Replaced on Select File	4268
Sept.	22	Referred for re-engrossment. Correctly re-engrossed	4269
Sept.	24	Final Reading	4286
Sept.	24	Correctly enrolled. Speaker signed	4297
Sept.	24	Presented to Governor	4303
Sept.	30	Approved by Governor	4309

LEGISLATIVE BILL 799 By Waldron

Feb.	3	Read first time	352

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Feb.	4	Referred to Committee on Banking, Commerce and Insurance	391
Feb.	12	Notice of hearing	521
Apr.	2	Indefinitely postponed	1287

LEGISLATIVE BILL 800 By Waldron

Feb.	3	Read first time	352
Feb.	4	Referred to Committee on Government and Military Affairs	391
Feb.	6	Notice of hearing	432
Mar.	17	Indefinitely postponed	1004

LEGISLATIVE BILL 801 By Waldron

Feb.	3	Read first time	352
Feb.	4	Referred to Committee on Government and Military Affairs	391
Feb.	6	Notice of hearing	432
Mar.	17	Placed on General File	1004
Apr.	2	Referred for review	1289
Apr.	9	Placed on Select File	1327
Apr.	10	Bracketed	1374
Apr.	30	Unbracketed. Referred for engrossment	1753
May	2	Replaced on Select File	1788
May	5	Referred for engrossment	1828
May	6	Correctly engrossed	1837
May	9	Final Reading	1913
May	12	Correctly enrolled. President signed	1933
May	13	Presented to Governor	1975
May	15	Approved by Governor	2007

LEGISLATIVE BILL 802 By Waldron

Feb.	3	Read first time	352
Feb.	4	Referred to Committee on Budget	391
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1187
May	13	Notice of hearing	1951
June	19	Indefinitely postponed	2628

LEGISLATIVE BILL 803 By Waldron

Feb.	3	Read first time	352
Feb.	4	Referred to Committee on Banking, Commerce and Insurance	391
Feb.	12	Notice of hearing	521
Apr.	8	Placed on General File	1321

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May	6	Referred for review	1854
May	8	Placed on Select File	1899
May	9	Referred for engrossment	1916
May	13	Correctly engrossed	1967
May	16	Final Reading	2037
May	19	Correctly enrolled	2054
May	19	President signed	2055
May	20	Presented to Governor	2088
May	22	Approved by Governor	2123

LEGISLATIVE BILL 804 By Waldron

Feb.	3	Read first time	352
Feb.	4	Referred to Committee on Banking, Commerce and Insurance	391
Feb.	12	Notice of hearing	521
May	1	Placed on General File	1784
May	26	Referred for review	2211
June	4	Placed on Select File	2315
June	5	Referred for engrossment	2354
June	9	Replaced on Select File	2387
June	10	Referred for engrossment	2450
June	16	Correctly engrossed	2531
June	19	Final Reading	2634
June	20	Correctly enrolled. President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 805 By Waldron

Feb.	3	Read first time	353
Feb.	4	Referred to Committee on Public Works	391
Feb.	12	Request. Laid over	530
Feb.	14	Request renewed. Withdrawn	583

LEGISLATIVE BILL 806 By Waldron

Feb.	3	Read first time	353
Feb.	4	Referred to Committee on Agriculture and Recreation	391
Mar.	3	Motion	807
Apr.	8	Notice of hearing	1318
May	7	Indefinitely postponed	1884

LEGISLATIVE BILL 807 By Waldron

Feb.	3	Read first time	353

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Feb.	4	Referred to Committee on Banking, Commerce and Insurance	391
Feb.	12	Notice of hearing	521
Apr.	8	Indefinitely postponed	1321

LEGISLATIVE BILL 808 By Proud, Marvel, Burbach

Feb.	3	Read first time	353
Feb.	4	Referred to Committee on Public Works	391
Mar.	27	Notice of hearing	1186
Apr.	1	Request. Withdrawn. Hearing cancelled	1260

LEGISLATIVE BILL 809 By Carpenter

Feb.	3	Read first time	353
Feb.	4	Referred to Committee on Public Works	391
Mar.	13	Notice of hearing	970
Mar.	26	Placed on General File	1171
Apr.	16	Referred for review	1469
Apr.	18	Placed on Select File	1514
Apr.	21	Referred for engrossment	1552
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1769
May	2	Correctly enrolled. Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 810 By Carpenter

Feb.	3	Read first time	353
Feb.	4	Referred to Committee on Education	391
Feb.	13	Request	537
Feb.	18	Notice of hearing	618
Mar.	14	Placed on General File	982
Mar.	25	Motion	1141
June	9	Referred for review	2421
June	11	Placed on Select File	2461
June	12	Referred for engrossment	2491
June	19	Correctly engrossed	2628
June	24	Final Reading	2720
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 811 By Carpenter

			Page
Feb.	3	Read first time	354
Feb.	4	Referred to Committee on Revenue	391
Feb.	12	Notice of hearing	521
Feb.	28	Placed on General File	778
Mar.	20	Referred for review	1085
Mar.	25	Placed on Select File	1137
Mar.	26	Referred for engrossment	1167
Apr.	1	Correctly engrossed	1241
Apr.	8	Final Reading	1311
Apr.	9	Correctly enrolled. President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	11	Approved by Governor	1382

LEGISLATIVE BILL 812 By Carpenter

Feb.	3	Read first time	354
Feb.	4	Referred to Committee on Public Works	391
Mar.	13	Notice of hearing	970
Apr.	22	Indefinitely postponed	1596

LEGISLATIVE BILL 813 By Carpenter

Feb.	3	Read first time	354
Feb.	4	Referred to Committee on Banking, Commerce and Insurance	391
Feb.	21	Notice of hearing	701
Apr.	8	Placed on General File	1321
May	6	Referred for review	1854
May	8	Placed on Select File	1899
May	9	Referred for engrossment	1916
May	13	Correctly engrossed	1967
May	16	Final Reading	2037
May	19	Correctly enrolled	2054
May	19	President signed	2055
May	20	Presented to Governor	2088
May	22	Approved by Governor	2123

LEGISLATIVE BILL 814 By Carpenter

Feb.	3	Read first time	354
Feb.	4	Referred to Committee on Miscellaneous Subjects	391
Mar.	3	Notice of hearing	796
Apr.	29	Indefinitely postponed	1708

LEGISLATIVE BILL 815 By Carpenter

			Page
Feb.	3	Read first time	354
Feb.	4	Referred to Committee on Government and Military Affairs	391
Feb.	6	Notice of hearing	432
Feb.	11	Request	501
Feb.	14	Hearing reset	572
Feb.	24	Indefinitely postponed	709

LEGISLATIVE BILL 816 By Carpenter

Feb.	3	Read first time	354
Feb.	4	Referred to Committee on Government and Military Affairs	391
Feb.	6	Notice of hearing	432
Feb.	11	Request	501
Feb.	14	Hearing reset	572
Feb.	24	Placed on General File	709
Mar.	25	Motion	1141
June	9	Referred for review	2424
June	11	Placed on Select File	2462
June	12	Referred for engrossment	2492
June	19	Correctly engrossed	2628
June	24	Final Reading	2723
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 817 By Carpenter

Feb.	3	Read first time	355
Feb.	4	Referred to Committee on Salaries and Claims	391
Feb.	6	Notice of hearing	432
Mar.	21	Placed on General File	1099
Apr.	10	Referred for review	1365
Apr.	15	Placed on Select File	1435
Apr.	16	Referred for engrossment	1463
Apr.	21	Correctly engrossed	1550
Apr.	30	Final Reading	1743
May	1	Correctly enrolled	1760
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 818 By Carpenter

Feb.	3	Read first time	355

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Feb.	4	Referred to Committee on Labor	391
Feb.	12	Notice of hearing	511
Feb.	13	Request	537
Mar.	21	Placed on General File	1099
May	13	Laid over	1969
May	20	Bracketed	2089
May	26	Referred for review	2204
May	27	Returned to General File	2250
July	17	Laid over	3021
July	30	Motion. Indefinitely postponed	3220
July	31	Motion	3255
Aug.	7	Motion renewed	3403
Aug.	7	Motion	3411
Aug.	8	Referred for review	3424
Aug.	13	Placed on Select File	3500
Aug.	14	Referred for engrossment	3522
Aug.	18	Correctly engrossed	3672
Aug.	20	Failed on Final Reading	3770
Aug.	20	Motion	3782
Aug.	25	Failed on Final Reading	3910
Aug.	25	Explanation of vote	3916
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 819 By Carpenter

Feb.	3	Read first time	355
Feb.	4	Referred to Committee on Banking, Commerce and Insurance	391
Feb.	21	Notice of hearing	701
Feb.	27	Hearing cancelled. Hearing reset	764
Apr.	25	Indefinitely postponed	1658
May	14	Statement	2001

LEGISLATIVE BILL 820 By Carpenter

Feb.	3	Read first time	355
Feb.	4	Referred to Committee on Miscellaneous Subjects	391
Mar.	3	Notice of hearing	796
Apr.	29	Placed on General File	1711
May	20	Referred for review	2093
May	26	Placed on Select File	2184
May	27	Bracketed	2242
May	28	Unbracketed	2270
May	28	Referred for engrossment	2271
June	3	Returned to Select File	2292
June	3	Referred for engrossment	2296

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June 9	Replaced on Select File	2388
June 10	Referred for engrossment	2450
June 16	Correctly engrossed	2531
June 19	Final Reading	2635
June 20	Correctly enrolled. President signed	2665
June 24	Presented to Governor	2705
June 25	Approved by Governor	2749

LEGISLATIVE BILL 821 By Carpenter

Feb. 3	Read first time	355
Feb. 4	Referred to Committee on Judiciary	391
Feb. 10	Notice of hearing	483
Mar. 3	Placed on General File	799
Mar. 21	Referred for review	1103
Mar. 24	Request. Laid over	1130
Mar. 25	Request renewed. Withdrawn	1141

LEGISLATIVE BILL 822 By Carpenter

Feb. 3	Read first time	355
Feb. 4	Referred to Committee on Miscellaneous Subjects	391
Mar. 3	Notice of hearing	796
Apr. 29	Indefinitely postponed	1708

LEGISLATIVE BILL 823 By Carpenter

Feb. 3	Read first time	355
Feb. 4	Referred to Committee on Revenue	391
Feb. 12	Notice of hearing	521
Feb. 28	Placed on General File	778
Mar. 20	Referred for review	1085
Mar. 25	Placed on Select File	1137
Mar. 26	Referred for engrossment	1167
Apr. 1	Correctly engrossed	1241
Apr. 8	Final Reading	1311
Apr. 9	Correctly enrolled. President signed	1329
Apr. 10	Presented to Governor	1372
Apr. 11	Approved by Governor	1382

LEGISLATIVE BILL 824 By Carpenter

Feb. 3	Read first time	356
Feb. 4	Referred to Committee on Revenue	391
Feb. 12	Notice of hearing	521
Feb. 28	Indefinitely postponed	778

LEGISLATIVE BILL 825 By Carpenter

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Feb.	3	Read first time	356
Feb.	4	Referred to Committee on Budget	391
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1187
May	13	Notice of hearing	1951
June	19	Placed on General File	2630
Aug.	15	Referred for review	3578
Aug.	22	Placed on Select File	3829
Aug.	22	Referred for engrossment	3831
Aug.	29	Correctly engrossed	4049
Sept.	17	Final Reading	4085
Sept.	17	Correctly enrolled. Speaker signed	4152
Sept.	17	Presented to Governor	4158
Sept.	19	Approved by Governor	4224

LEGISLATIVE BILL 826 By Carpenter, Mahoney, Skarda, Bloom, Moylan

Feb.	3	Read first time	356
Feb.	4	Referred to Committee on Urban Affairs	391
Feb.	21	Notice of hearing	683
Mar.	7	Placed on General File	879
Mar.	14	Placed on General File	986
Apr.	14	Referred for review	1420
Apr.	16	Placed on Select File	1461
Apr.	17	Referred for engrossment	1497
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1770
May	2	Correctly enrolled	1789
May	2	Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 827 By Waldron, Luedtke

Feb.	3	Read first time	356
Feb.	4	Referred to Committee on Miscellaneous Subjects	391
Mar.	3	Notice of hearing	796
Apr.	29	Placed on General File	1711
July	11	Special order	2922
July	14	Referred for review	2961
July	16	Placed on Select File	2988
July	17	Referred for engrossment	3017
July	21	Request	3055
July	22	Correctly engrossed	3069

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July	25	Returned to Select File	3150
July	25	Referred for re-engrossment	3156
July	28	Replaced on Select File	3163
July	29	Referred for re-engrossment	3193
Aug.	1	Correctly re-engrossed	3267
Aug.	6	Failed on Final Reading	3344
Aug.	11	Motion	3459

LEGISLATIVE BILL 828 By Mahoney, Simpson

Feb.	3	Read first time	356
Feb.	4	Referred to Committee on Miscellaneous Subjects	391
Feb.	19	Notice of hearing	643
Mar.	17	Hearing cancelled. Hearing reset	1008
Apr.	28	Motion	1705
Apr.	30	Motion renewed. Withdrawn. Hearing cancelled	1757

LEGISLATIVE BILL 829 By Stull

Feb.	3	Read first time	356
Feb.	4	Referred to Committee on Education	391
Feb.	25	Notice of hearing	724
Mar.	21	Placed on General File	1107
May	13	Referred for review	1970
May	15	Placed on Select File	2003
May	16	Referred for engrossment	2041
May	23	Correctly engrossed	2153
May	27	Bracketed	2230
June	3	Laid over	2286
June	4	Laid over	2318
June	4	Returned to Select File	2328
June	4	Referred for re-engrossment	2332
June	9	Replaced on Select File	2387
June	10	Referred for re-engrossment	2449
June	13	Correctly re-engrossed	2504
June	18	Final Reading	2583
June	19	Correctly enrolled	2628
June	19	Speaker signed	2631
June	20	Presented to Governor	2675
June	25	Approved by Governor	2749

LEGISLATIVE BILL 830 By Stull

Feb.	3	Read first time	357
Feb.	4	Referred to Committee on Government and Military Affairs	392

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Feb.	6	Notice of hearing	432
Apr.	1	Indefinitely postponed	1260

LEGISLATIVE BILL 831 By Marvel

Feb.	3	Read first time	357
Feb.	4	Referred to Committee on Government and Military Affairs	392
Feb.	6	Notice of hearing	432
Mar.	17	Placed on General File	1004
Apr.	2	Referred for review	1289
Apr.	9	Placed on Select File	1327
Apr.	10	Referred for engrossment	1374
Apr.	16	Correctly engrossed	1461
Apr.	21	Laid over	1546
Apr.	28	Laid over	1684
Apr.	30	Bracketed	1740
Aug.	21	Referred for re-engrossment	3822
Sept.	16	Correctly re-engrossed	4068
Sept.	19	Returned to Select File. Referred for re-engrossment	4207
Sept.	19	Replaced on Select File	4220
Sept.	19	Referred for re-engrossment. Correctly re-engrossed	4221
Sept.	23	Final Reading	4271
Sept.	23	Correctly enrolled	4277
Sept.	24	Speaker signed	4297
Sept.	24	Presented to Governor	4303
Sept.	30	Approved by Governor	4309

LEGISLATIVE BILL 832 By Schreurs, Swanson, Wylie

Feb.	3	Read first time	357
Feb.	4	Referred to Committee on Miscellaneous Subjects	392
Mar.	3	Notice of hearing	796
Apr.	21	Placed on General File	1551
May	22	Change of order	2133
May	23	Laid over	2173
May	26	Referred for review	2209
June	3	Placed on Select File	2285
June	4	Referred for engrossment	2331
June	12	Correctly engrossed	2480
June	17	Bracketed	2558
June	23	Unbracketed	2703
June	25	Final Reading	2756
June	26	Correctly enrolled	2784

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June	26	Speaker signed	2785
June	27	Presented to Governor	2818
July	7	Approved by Governor	2846

LEGISLATIVE BILL 833 By Schreurs, Swanson, Wylie

Feb.	3	Read first time	357
Feb.	4	Referred to Committee on Miscellaneous Subjects	392
Mar.	3	Notice of hearing	796
Mar.	25	Placed on General File	1140
Apr.	10	Referred for review	1367
Apr.	15	Placed on Select File	1438
Apr.	16	Referred for engrossment	1465
Apr.	23	Correctly engrossed	1613
May	1	Final Reading	1771
May	2	Correctly enrolled. Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 834 By Schreurs, Swanson, Wylie

Feb.	3	Read first time	357
Feb.	4	Referred to Committee on Miscellaneous Subjects	392
Mar.	3	Notice of hearing	796
Mar.	25	Placed on General File	1140
Apr.	16	Referred for review	1468
Apr.	18	Placed on Select File	1513
Apr.	21	Referred for engrossment	1552
Apr.	23	Correctly engrossed	1613
May	1	Failed on Final Reading	1772
May	2	Explanation of vote	1799

LEGISLATIVE BILL 835 By Schreurs, Swanson, Wylie

Feb.	3	Read first time	358
Feb.	4	Referred to Committee on Miscellaneous Subjects	392
Mar.	3	Notice of hearing	796
Mar.	25	Placed on General File	1140
Apr.	16	Referred for review	1469
Apr.	18	Placed on Select File	1514
Apr.	21	Referred for engrossment	1552
Apr.	23	Replaced on Select File	1612
Apr.	25	Referred for engrossment	1653
Apr.	28	Correctly engrossed	1666
May	6	Final Reading	1839
May	7	Correctly enrolled. President signed	1866

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May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 836 By Swanson, Holmquist

Feb.	3	Read first time	358
Feb.	4	Referred to Committee on Urban Affairs	392
Feb.	21	Notice of hearing	683
Mar.	24	Placed on General File	1123
May	13	Referred for review	1970
May	15	Placed on Select File	2004
May	16	Referred for engrossment	2041
May	23	Correctly engrossed	2153
May	27	Final Reading	2230
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 837 By Swanson

Feb.	3	Read first time	358
Feb.	4	Referred to Committee on Public Works	392
Mar.	6	Notice of hearing	858
Mar.	19	Placed on General File	1052
Apr.	2	Referred for review	1290
Apr.	10	Placed on Select File	1358
Apr.	11	Referred for engrossment	1388
Apr.	16	Correctly engrossed	1462
Apr.	21	Final Reading	1546
Apr.	22	Correctly enrolled. President signed	1580
Apr.	23	Presented to Governor	1619
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 838 By Swanson

Feb.	3	Read first time	358
Feb.	4	Referred to Committee on Banking, Commerce and Insurance	392
Feb.	12	Notice of hearing	521
Feb.	26	Hearing cancelled. Hearing reset	759
Apr.	17	Placed on General File	1506
July	8	Referred for review	2864
July	11	Placed on Select File	2921
July	14	Referred for engrossment	2955
July	18	Correctly engrossed	3031
July	24	Final Reading	3124

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July	25	Correctly enrolled	3147
July	25	Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185

LEGISLATIVE BILL 839 By Swanson

Feb.	3	Read first time	358
Feb.	4	Referred to Committee on Judiciary	392
Feb.	26	Notice of hearing	756
Mar.	13	Indefinitely postponed	964

LEGISLATIVE BILL 840 By Swanson

Feb.	3	Read first time	358
Feb.	4	Referred to Committee on Public Works	392
Mar.	27	Notice of hearing	1187
May	7	Indefinitely postponed	1885

LEGISLATIVE BILL 841 By Ziebarth, Stull

Feb.	3	Read first time	359
Feb.	4	Referred to Committee on Education	392
Feb.	25	Notice of hearing	724
Apr.	10	Indefinitely postponed	1373

LEGISLATIVE BILL 842 By Ziebarth, Duis, Wylie

Feb.	3	Read first time	359
Feb.	4	Referred to Committee on Agriculture and Recreation	392
Feb.	26	Notice of hearing	746
Apr.	1	Indefinitely postponed	1261

LEGISLATIVE BILL 843 By Waldo, Johnson

Feb.	3	Read first time	359
Feb.	4	Referred to Committee on Agriculture and Recreation	392
Feb.	27	Notice of hearing	764
May	7	Placed on General File	1884
July	30	Referred for review	3234
Aug.	5	Placed on Select File	3319
Aug.	6	Referred for engrossment	3386
Aug.	8	Correctly engrossed	3422
Aug.	18	Final Reading	3601
Aug.	19	Correctly enrolled. President signed	3713

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Aug.	20	Presented to Governor	3778
Aug.	21	Approved by Governor	3808
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 844 By Waldron, Simpson, Orme, Luedtke, Craft

Feb.	3	Read first time	359
Feb.	4	Referred to Committee on Miscellaneous Subjects	392
Mar.	3	Notice of hearing	796
Apr.	29	Placed on General File	1711
May	23	Request. Laid over	2174
May	26	Request renewed. Withdrawn	2211

LEGISLATIVE BILL 845 By Schmit, Bloom

Feb.	3	Read first time	359
Feb.	4	Referred to Committee on Judiciary	392
Feb.	26	Notice of hearing	756
Mar.	27	Indefinitely postponed	1203

LEGISLATIVE BILL 846 By Nore

Feb.	3	Read first time	360
Feb.	4	Referred to Committee on Urban Affairs	392
Feb.	21	Notice of hearing	701
Apr.	18	Indefinitely postponed	1532

LEGISLATIVE BILL 847 By Knight, Warner, Holmquist, Adamson

Feb.	3	Read first time	360
Feb.	4	Referred to Committee on Government and Military Affairs	392
Feb.	6	Notice of hearing	432
Mar.	25	Request. Laid over	1141
Mar.	26	Request renewed. Withdrawn	1165

LEGISLATIVE BILL 848 By Nore, Schmit, Waldron, Moulton, Reynolds

Feb.	3	Read first time	360
Feb.	3	Co-introducer added	385
Feb.	4	Referred to Committee on Budget	392
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1187
May	13	Notice of hearing	1951
June	19	Indefinitely postponed	2628

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June 19	Motion	2656
June 26	Motion renewed. Placed on General File	2790
June 26	Request	2791
Aug. 12	Referred for review	3489
Aug. 15	Placed on Select File	3587
Aug. 15	Referred for engrossment	3590
Aug. 21	Correctly engrossed	3809
Aug. 22	Returned to Select File. Referred for re-engrossment	3833
Aug. 27	Returned to Select File	3993
Sept. 16	Correctly re-engrossed	4068
Sept. 18	Request	4169
Sept. 19	Final Reading	4211
Sept. 19	Correctly enrolled. Speaker signed	4237
Sept. 19	Presented to Governor	4244
Sept. 22	Approved by Governor	4254

LEGISLATIVE BILL 849 By Wenzlaff, Syas

Feb. 3	Read first time	360
Feb. 4	Referred to Committee on Agriculture and Recreation	392
Feb. 26	Notice of hearing	746
Mar. 18	Indefinitely postponed	1032

LEGISLATIVE BILL 850 By Knight, Hasebroock, Proud

Feb. 3	Read first time	360
Feb. 4	Referred to Committee on Government and Military Affairs	392
Feb. 6	Notice of hearing	432
Apr. 15	Placed on General File	1450
July 17	Laid over	3022
July 30	Referred for review	3220
Aug. 1	Placed on Select File	3266
Aug. 4	Referred for engrossment	3281
Aug. 5	Replaced on Select File	3315
Aug. 6	Referred for engrossment	3385
Aug. 8	Correctly engrossed	3422
Aug. 18	Final Reading	3602
Aug. 19	Correctly enrolled. President signed	3713
Aug. 20	Presented to Governor	3778
Aug. 21	Approved by Governor	3808
Sept. 22	Explanation of vote	4268

LEGISLATIVE BILL 851 By Batchelder

Feb. 3	Read first time	361

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Feb.	4	Referred to Committee on Agriculture and Recreation	392
Feb.	27	Notice of hearing	764
Apr.	9	Request. Laid over	1347
Apr.	10	Request renewed. Withdrawn	1368

LEGISLATIVE BILL 852 Carpenter

Feb.	3	Read first time	361
Feb.	4	Referred to Committee on Public Health and Welfare	392
Feb.	11	Notice of hearing	496
May	28	Indefinitely postponed	2266

LEGISLATIVE BILL 853 By Carpenter

Feb.	3	Read first time	361
Feb.	4	Co-introducer added	388
Feb.	4	Referred to Committee on Salaries and Claims	392
Feb.	6	Notice of hearing	433
Apr.	30	Placed on General File	1738
July	7	Referred for review	2855
July	10	Placed on Select File	2898
July	14	Referred for engrossment	2951
July	14	Request	2959
July	15	Correctly engrossed	2967
July	17	Final Reading	3015
July	18	Correctly enrolled. Speaker signed	3032
July	21	Presented to Governor	3058
July	28	Approved by Governor	3162

LEGISLATIVE BILL 854 By Klaver

Feb.	3	Read first time	361
Feb.	4	Referred to Committee on Public Works	392
Mar.	17	Request. Laid over	1006
Mar.	18	Request renewed. Withdrawn	1027

LEGISLATIVE BILL 855 By Wylie, Carpenter, Swanson

Feb.	3	Read first time	361
Feb.	4	Co-introducers added	390
Feb.	4	Referred to Committee on Public Health and Welfare	392
Feb.	21	Notice of hearing	702
Apr.	11	Placed on General File	1386
Apr.	23	Change of order	1622
May	12	Bracketed	1947

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May	23	Bracketed	2165
June	19	Unbracketed	2650
June	20	Considered	2686
June	25	Referred for review	2778
June	27	Placed on Select File	2822
June	27	Bracketed	2839
July	14	Unbracketed	2956
July	14	Referred for engrossment. Co-introducer added. Co-introducer withdrawn	2957
July	16	Replaced on Select File	2988
July	17	Referred for engrossment	3017
July	21	Correctly engrossed	3049
July	24	Final Reading	3134
July	25	Correctly enrolled	3147
July	25	Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3176
July	28	Explanation of vote	3177
July	30	Approved by Governor	3215
July	30	Explanation of vote	3222
July	30	Explanation of vote	3228

LEGISLATIVE BILL 856 By Wylie

Feb.	3	Read first time	362
Feb.	4	Referred to Committee on Revenue	392
Feb.	25	Notice of hearing	723
Apr.	10	Indefinitely postponed	1361

LEGISLATIVE BILL 857 By Wylie

Feb.	3	Read first time	362
Feb.	4	Referred to Committee on Public Works	392
Mar.	27	Notice of hearing	1187
June	3	Placed on General File	2308
June	23	Referred for review	2702
June	25	Bracketed	2779
Aug.	1	Considered	3275
Aug.	4	Referred for review	3281
Aug.	6	Placed on Select File	3340
Aug.	7	Bracketed	3398
Aug.	14	Unbracketed. Referred for engrossment	3526
Aug.	14	Replaced on Select File	3531
Aug.	14	Referred for engrossment	3539
Aug.	19	Returned to Select File. Referred for engrossment	3734

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Aug. 20	Replaced on Select File	3779
Aug. 20	Referred for engrossment	3787
Aug. 27	Correctly engrossed	3983
Aug. 29	Final Reading	4038
Aug. 29	Request	4042
Aug. 29	Correctly enrolled. President signed	4049
Aug. 29	Presented to Governor	4051
Sept. 16	Approved by Governor	4055
Sept. 24	Explanation of vote	4294

LEGISLATIVE BILL 858 By Wylie

Feb. 3	Read first time	362
Feb. 4	Referred to Committee on Banking, Commerce and Insurance	392
Feb. 12	Notice of hearing	521
Mar. 24	Indefinitely postponed	1130

LEGISLATIVE BILL 859 By Whitney, Adamson, Wylie, Wallwey

Feb. 3	Read first time	362
Feb. 4	Referred to Committee on Revenue	392
Feb. 25	Notice of hearing	723
Apr. 2	Indefinitely postponed	1286

LEGISLATIVE BILL 860 By Whitney

Feb. 3	Read first time	362
Feb. 4	Referred to Committee on Urban Affairs	392
Feb. 21	Notice of hearing	701
Apr. 28	Placed on General File	1667
May 21	Change of order	2118
May 22	Considered	2134
May 22	Referred for review	2136
May 26	Placed on Select File	2179
May 27	Referred for engrossment	2241
June 5	Replaced on Select File	2338
June 5	Referred for engrossment	2357
June 5	Correctly engrossed	2359
June 10	Returned to Select File	2441
June 19	Motion. Indefinitely postponed	2650

LEGISLATIVE BILL 861 By Whitney

Feb. 3	Read first time	362
Feb. 5	Referred to Committee on Government and Military Affairs	409

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Apr.	1	Notice of hearing	1260
Apr.	17	Placed on General File	1498
May	22	Change of order	2133
May	22	Laid over	2137
July	8	Referred for review	2863
July	11	Placed on Select File	2920
July	14	Referred for engrossment	2955
July	18	Correctly engrossed	3031
July	24	Final Reading	3125
July	25	Correctly enrolled	3147
July	25	Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185

LEGISLATIVE BILL 862 By Pedersen

Feb.	3	Read first time	363
Feb.	5	Referred to Committee on Public Health and Welfare	409
Feb.	21	Notice of hearing	702
Mar.	20	Placed on General File	1061
May	12	Referred for review	1948
May	14	Placed on Select File	1985
May	15	Referred for engrossment	2015
May	20	Correctly engrossed	2081
May	20	Returned to Select File. Referred for re-engrossment	2086
May	21	Replaced on Select File	2097
May	22	Referred for re-engrossment	2131
June	10	Correctly re-engrossed	2428
June	13	Final Reading	2506
June	16	Correctly enrolled. President signed	2531
June	17	Presented to Governor	2570
June	19	Approved by Governor	2623

LEGISLATIVE BILL 863 By Pedersen

Feb.	3	Read first time	363
Feb.	5	Referred to Committee on Public Health and Welfare	409
Feb.	26	Notice of hearing	759
May	8	Indefinitely postponed	1890

LEGISLATIVE BILL 864 By Pedersen, Elrod, Batchelder

Feb.	3	Read first time	363

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Feb.	5	Referred to Committee on Judiciary	409
Mar.	12	Notice of hearing	944
May	9	Placed on General File	1926
June	16	Change of order	2548
June	18	Referred for review	2618
June	20	Placed on Select File	2664
June	23	Referred for engrossment	2692
July	7	Correctly engrossed	2847
July	9	Final Reading	2878
July	10	Correctly enrolled. President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 865 By Kokes, Waldron

Feb.	3	Read first time	363
Feb.	5	Referred to Committee on Public Works	409
Mar.	20	Notice of hearing	1082
Apr.	22	Indefinitely postponed	1596

LEGISLATIVE BILL 866 By Orme

Feb.	3	Read first time	363
Feb.	5	Referred to Committee on Public Health and Welfare	409
Feb.	6	Request. Laid over	422
Feb.	7	Request renewed. Withdrawn	442

LEGISLATIVE BILL 867 By Orme

Feb.	3	Read first time	363
Feb.	5	Referred to Committee on Public Health and Welfare	409
Feb.	6	Request. Laid over	422
Feb.	7	Request renewed. Withdrawn	442

LEGISLATIVE BILL 868 By Syas

Feb.	3	Read first time	363
Feb.	5	Referred to Committee on Miscellaneous Subjects	409
Feb.	19	Notice of hearing	643
Mar.	21	Indefinitely postponed	1107

LEGISLATIVE BILL 869 By Syas

Feb.	3	Read first time	364

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Feb.	5	Referred to Committee on Miscellaneous Subjects	409
Feb.	19	Notice of hearing	643
Mar.	21	Placed on General File	1107
Apr.	10	Referred for review	1365
Apr.	15	Placed on Select File	1434
Apr.	16	Referred for engrossment	1463
Apr.	21	Correctly engrossed	1550
Apr.	30	Final Reading	1744
May	1	Correctly enrolled	1760
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 870 By Syas

Feb.	3	Read first time	364
Feb.	5	Referred to Committee on Salaries and Claims	409
Feb.	19	Notice of hearing	644
Apr.	30	Placed on General File	1739
July	7	Referred for review	2855
July	10	Placed on Select File	2898
July	14	Referred for engrossment	2952
July	16	Correctly engrossed	2989
July	21	Final Reading	3052
July	22	Correctly enrolled	3069
July	22	Speaker signed	3070
July	23	Presented to Governor	3104
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 871 By Syas

Feb.	3	Read first time	364
Feb.	5	Referred to Committee on Urban Affairs	409
Feb.	18	Notice of hearing	617
Feb.	28	Placed on General File	777
Mar.	14	Referred for review	992
Mar.	19	Placed on Select File	1044
Mar.	20	Referred for engrossment	1076
Mar.	25	Correctly engrossed	1139
Mar.	28	Final Reading	1212
Apr.	1	Correctly enrolled	1238
Apr.	1	President signed	1241
Apr.	2	Presented to Governor	1271
Apr.	8	Approved by Governor	1293

LEGISLATIVE BILL 872 By Kokes

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Feb.	3	Read first time	364
Feb.	5	Referred to Committee on Urban Affairs	409
Feb.	21	Notice of hearing	701
Apr.	18	Placed on General File	1532
May	13	Referred for review	1977
May	16	Placed on Select File	2031
May	19	Referred for engrossment	2056
May	21	Motion	2105
May	23	Correctly engrossed	2153
May	27	Final Reading	2231
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 873 By Whitney, Mahoney, Wallwey, Wylie, Syas

Feb.	3	Read first time	364
Feb.	5	Referred to Committee on Revenue	409
Feb.	25	Notice of hearing	723
Apr.	2	Placed on General File	1287
May	6	Referred for review	1853
May	8	Placed on Select File	1898
May	9	Bracketed	1916
June	9	Referred for engrossment	2413
June	13	Correctly engrossed	2504
June	18	Final Reading	2584
June	19	Correctly enrolled	2628
June	19	Speaker signed	2631
June	20	Presented to Governor	2675
June	25	Approved by Governor	2749

LEGISLATIVE BILL 874 By Adamson, Wylie

Feb.	3	Read first time	364
Feb.	5	Referred to Committee on Public Works	409
Mar.	20	Notice of hearing	1082
Apr.	2	Placed on General File	1286
May	1	Referred for review	1785
May	5	Placed on Select File	1823
May	6	Referred for engrossment	1847
May	8	Replaced on Select File	1898
May	9	Referred for engrossment	1915
May	12	Correctly engrossed	1933
May	15	Final Reading	2010
May	16	Correctly enrolled	2034

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May 19	President signed	2055
May 20	Presented to Governor	2088
May 22	Approved by Governor	2123

LEGISLATIVE BILL 875 By Adamson, Swanson, Wylie

Feb. 3	Read first time	365
Feb. 5	Referred to Committee on Education	409
Feb. 18	Notice of hearing	618
Mar. 20	Indefinitely postponed	1086

LEGISLATIVE BILL 876 By Adamson, Swanson, Wylie

Feb. 3	Read first time	365
Feb. 5	Referred to Committee on Labor	409
Mar. 14	Notice of hearing	975
Mar. 27	Placed on General File	1202
Apr. 16	Referred for review	1469
Apr. 21	Placed on Select File	1547
Apr. 22	Referred for engrossment	1592
Apr. 24	Correctly engrossed	1628
May 2	Final Reading	1792
May 5	Correctly enrolled	1824
May 5	President signed	1825
May 6	Presented to Governor	1855
May 8	Approved by Governor	1889

LEGISLATIVE BILL 877 By Adamson

Feb. 3	Read first time	365
Feb. 5	Referred to Committee on Agriculture and Recreation	409
Feb. 26	Notice of hearing	746
May 7	Placed on General File	1885
May 22	Change of order	2133
May 23	Referred for review	2173
June 3	Placed on Select File	2282
June 4	Referred for engrossment	2330
June 9	Correctly engrossed	2392
June 12	Final Reading	2484
June 13	Correctly enrolled. President signed	2505
June 16	Presented to Governor	2543
June 18	Approved by Governor	2593

LEGISLATIVE BILL 878 By Orme

Feb. 3	Read first time	365

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Feb. 5 Referred to Committee on Budget 409
Mar. 27 Re-referred to Nebraska Retirement Systems Advisory Committee 1187
May 13 Notice of hearing 1951
June 19 Placed on General File 2630
Aug. 11 Referred for review 3468
Aug. 14 Placed on Select File 3519
Aug. 15 Referred for engrossment 3550
Aug. 19 Correctly engrossed 3722
Aug. 21 Final Reading 3801
Aug. 22 Correctly enrolled. Speaker signed 3824
Aug. 25 Presented to Governor 3920
Aug. 26 Approved by Governor 3941
Sept. 24 Explanation of vote 4294

LEGISLATIVE BILL 879 By Skarda

Feb. 3 Read first time 365
Feb. 5 Referred to Committee on Salaries and Claims 409
Feb. 19 Notice of hearing 644
Apr. 30 Placed on General File 1739
July 7 Referred for review 2855
July 10 Placed on Select File 2898
July 14 Referred for engrossment 2952
July 17 Correctly engrossed 3009
July 22 Final Reading 3075
July 23 Correctly enrolled. Speaker signed 3095
July 24 Presented to Governor 3137
July 28 Approved by Governor 3162
July 28 Explanation of vote 3177

LEGISLATIVE BILL 880 By Skarda

Feb. 3 Read first time 366
Feb. 5 Referred to Committee on Budget 409
Mar. 27 Re-referred to Nebraska Retirement Systems Advisory Committee 1187
May 13 Notice of hearing 1951
May 20 Indefinitely postponed 2088

LEGISLATIVE BILL 881 By Swanson

Feb. 3 Read first time 366
Feb. 5 Referred to Committee on Public Works 409
Mar. 20 Notice of hearing 1082
Mar. 26 Request. Laid over 1165
Mar. 27 Request renewed. Withdrawn 1185

LEGISLATIVE BILL 882 By Marvel

			Page
Feb.	3	Read first time	366
Feb.	5	Referred to Committee on Budget	409
Feb.	21	Notice of hearing	683
Mar.	19	Placed on General File	1051
Mar.	20	Referred for review	1083
Mar.	24	Placed on Select File	1120
Mar.	25	Referred for engrossment	1144
Apr.	1	Replaced on Select File	1239
Apr.	2	Referred for engrossment	1284
Apr.	2	Correctly engrossed	1288
Apr.	11	Final Reading	1380
Apr.	14	Correctly enrolled. Speaker signed	1412
Apr.	15	Presented to Governor	1446
Apr.	16	Approved by Governor	1460

LEGISLATIVE BILL 883 By Carpenter

Feb.	3	Read first time	366
Feb.	5	Referred to Committee on Public Health and Welfare	409
Feb.	11	Notice of hearing	496
Mar.	14	Placed on General File	980
Apr.	1	Referred for review	1259
Apr.	8	Placed on Select File	1316
Apr.	9	Referred for engrossment	1351
Apr.	14	Correctly engrossed	1412
Apr.	17	Final Reading	1492
Apr.	18	Correctly enrolled. Speaker signed	1515
Apr.	21	Presented to Governor	1554
Apr.	22	Approved by Governor	1572

LEGISLATIVE BILL 884 By Carpenter

Feb.	3	Read first time	366
Feb.	5	Referred to Committee on Public Works	409
Mar.	27	Notice of hearing	1187
Apr.	1	Request. Laid over	1232
Apr.	2	Request renewed. Withdrawn	1280

LEGISLATIVE BILL 885 By Carpenter

Feb.	3	Read first time	366
Feb.	5	Referred to Committee on Public Health and Welfare	409
Feb.	11	Notice of hearing	496

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Mar.	14	Placed on General File	980
Apr.	15	Bracketed	1447
July	23	Referred for review	3111
July	29	Placed on Select File	3190
July	30	Referred for engrossment	3218
Aug.	1	Replaced on Select File	3265
Aug.	4	Referred for engrossment	3281
Aug.	15	Returned to Select File	3550
Aug.	15	Referred for engrossment	3553
Aug.	15	Replaced on Select File	3582
Aug.	15	Referred for engrossment	3589
Aug.	19	Letter	3723
Aug.	19	Returned to Select File	3724
Aug.	19	Referred for engrossment	3730
Aug.	20	Replaced on Select File	3779
Aug.	20	Referred for engrossment	3787
Aug.	26	Replaced on Select File	3952
Aug.	26	Referred for engrossment	3953
Aug.	27	Correctly engrossed	3983
Aug.	29	Failed on Final Reading	4040
Sept.	19	Motion. Returned to Select File. Referred for re-engrossment	4222
Sept.	19	Replaced on Select File	4238
Sept.	19	Referred for re-engrossment. Correctly re-engrossed	4239
Sept.	23	Final Reading	4271
Sept.	23	Correctly enrolled. Speaker signed	4277
Sept.	23	Presented to Governor	4281
Sept.	30	Approved by Governor	4309

LEGISLATIVE BILL 886 By Elrod

Feb.	3	Read first time	367
Feb.	5	Referred to Committee on Public Health and Welfare	410
Feb.	26	Notice of hearing	759
Apr.	11	Placed on General File	1386
May	9	Referred for review	1917
May	13	Placed on Select File	1952
May	14	Bracketed	1994
July	9	Referred for engrossment	2885
July	11	Correctly engrossed	2921
July	16	Final Reading	2990
July	17	Correctly enrolled	3009
July	17	Speaker signed	3019
July	18	Presented to Governor	3033
July	22	Approved by Governor	3065

LEGISLATIVE BILL 887 By Hasebroock, Marvel, Kremer

			Page
Feb.	3	Read first time	367
Feb.	5	Referred to Committee on Public Health and Welfare	410
Feb.	21	Notice of hearing	702
Apr.	11	Placed on General File	1386
May	9	Referred for review	1917
May	13	Placed on Select File	1952
May	14	Referred for engrossment	1994
May	20	Correctly engrossed	2081
May	23	Final Reading	2158
May	26	Correctly enrolled. Speaker signed	2185
May	27	Presented to Governor	2237
June	3	Approved by Governor	2280

LEGISLATIVE BILL 888 By Kremer, Keyes, Hasebroock

Feb.	3	Read first time	367
Feb.	5	Referred to Committee on Agriculture and Recreation	410
Feb.	26	Notice of hearing	746
Mar.	5	Hearing cancelled. Hearing reset	839
June	10	Indefinitely postponed	2442

LEGISLATIVE BILL 889 By Kremer, Hasebroock

Feb.	3	Read first time	367
Feb.	5	Referred to Committee on Agriculture and Recreation	410
Feb.	27	Notice of hearing	764
Apr.	11	Hearing cancelled. Hearing reset	1393
May	7	Placed on General File	1885
May	27	Referred for review	2254
June	5	Placed on Select File	2340
June	6	Referred for engrossment	2382
June	12	Correctly engrossed	2480
June	17	Final Reading	2559
June	18	Correctly enrolled	2597
June	18	President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 890 By Kremer, Waldo

Feb.	3	Read first time	367
Feb.	5	Referred to Committee on Agriculture and Recreation	410

			Page
Feb.	27	Notice of hearing	764
Apr.	11	Hearing cancelled. Hearing reset	1393
May	8	Placed on General File	1894
May	27	Referred for review	2256
June	6	Placed on Select File	2370
July	9	Referred for engrossment	2885
July	16	Replaced on Select File	2987
July	17	Referred for engrossment	3016
July	18	Correctly engrossed	3031
July	24	Final Reading	3126
July	25	Correctly enrolled. Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185

LEGISLATIVE BILL 891 By Kremer

Feb.	3	Read first time	368
Feb.	5	Referred to Committee on Government and Military Affairs	410
Feb.	21	Notice of hearing	683
Apr.	1	Notice of hearing	1260
Apr.	8	Motion. Withdrawn. Hearing cancelled	1318

LEGISLATIVE BILL 892 By Orme

Feb.	3	Read first time	368
Feb.	5	Referred to Committee on Urban Affairs	410
Feb.	21	Notice of hearing	701
Apr.	2	Indefinitely postponed	1272

LEGISLATIVE BILL 893 By Orme

Feb.	3	Read first time	368
Feb.	5	Referred to Committee on Public Works	410
Mar.	6	Notice of hearing	858
Mar.	19	Placed on General File	1052
Apr.	2	Laid over	1290
Apr.	15	Bracketed	1448
Apr.	28	Change of order	1692
Apr.	28	Referred for review	1693
Apr.	30	Placed on Select File	1735
May	1	Laid over	1782
May	2	Referred for engrossment	1803
May	7	Replaced on Select File	1865
May	8	Laid over	1903
May	9	Laid over	1915

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May	12	Referred for engrossment	1945
May	13	Correctly engrossed	1967
May	14	Returned to Select File	1992
May	14	Referred for re-engrossment	1997
May	16	Replaced on Select File	2030
May	19	Referred for re-engrossment	2056
May	26	Correctly re-engrossed	2185
June	3	Final Reading	2286
June	4	Correctly enrolled. Speaker signed	2317
June	5	Presented to Governor	2352
June	9	Approved by Governor	2386

LEGISLATIVE BILL 894 By Orme

Feb.	3	Read first time	368
Feb.	5	Referred to Committee on Judiciary	410
Feb.	26	Notice of hearing	756
Mar.	25	Indefinitely postponed	1140

LEGISLATIVE BILL 895 By Orme

Feb.	3	Read first time	368
Feb.	5	Referred to Committee on Public Works	410
Mar.	6	Notice of hearing	858
Mar.	19	Placed on General File	1052
Apr.	15	Laid over	1449
Apr.	18	Referred for review	1531
Apr.	22	Placed on Select File	1579
Apr.	23	Referred for engrossment	1617
Apr.	25	Correctly engrossed	1647
May	2	Final Reading	1797
May	5	Correctly enrolled	1824
May	5	President signed	1825
May	6	Presented to Governor	1855
May	8	Approved by Governor	1889

LEGISLATIVE BILL 896 By Wallwey, Whitney

Feb.	3	Read first time	368
Feb.	4	Co-introducer added	390
Feb.	5	Referred to Committee on Revenue	410
Feb.	25	Notice of hearing	723
May	9	Indefinitely postponed	1923
May	13	Motion	1968
May	15	Motion renewed. Motion lost	2015

LEGISLATIVE BILL 897 By Wallwey, Johnson

			Page
Feb.	3	Read first time	369
Feb.	5	Referred to Committee on Public Health and Welfare	410
Feb.	24	Notice of hearing	704
Apr.	11	Placed on General File	1386
May	9	Referred for review	1917
May	13	Placed on Select File	1952
May	14	Referred for engrossment	1994
May	19	Correctly engrossed	2054
May	22	Final Reading	2129
May	23	Correctly enrolled	2153
May	23	Speaker signed	2162
May	26	Presented to Governor	2195
June	3	Approved by Governor	2279

LEGISLATIVE BILL 898 By Wallwey, Johnson

Feb.	3	Read first time	369
Feb.	5	Referred to Committee on Public Health and Welfare	410
Feb.	27	Notice of hearing	764
May	8	Indefinitely postponed	1890

LEGISLATIVE BILL 899 By Wallwey, Johnson

Feb.	3	Read first time	369
Feb.	5	Referred to Committee on Public Health and Welfare	410
Feb.	25	Notice of hearing	724
Mar.	14	Placed on General File	980
Apr.	15	Referred for review	1447
Apr.	17	Placed on Select File	1494
Apr.	18	Referred for engrossment	1528
Apr.	23	Correctly engrossed	1614
May	1	Final Reading	1773
May	2	Correctly enrolled. Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 900 By Wallwey

Feb.	3	Read first time	369
Feb.	5	Referred to Committee on Public Health and Welfare	410
Feb.	27	Notice of hearing	764
Apr.	14	Indefinitely postponed	1412

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LEGISLATIVE BILL 901 By Proud

Feb.	3	Read first time	369
Feb.	5	Referred to Committee on Public Works	410
Mar.	27	Notice of hearing	1186
May	12	Indefinitely postponed	1933

LEGISLATIVE BILL 902 By Wylie, Adamson

Feb.	3	Read first time	369
Feb.	5	Referred to Committee on Agriculture and Recreation	410
Feb.	26	Notice of hearing	746
Mar.	11	Placed on General File	924
Mar.	14	Change of order	989
Mar.	14	Bracketed	990
Mar.	18	Referred for review	1027
Mar.	21	Placed on Select File	1096
Mar.	24	Referred for engrossment	1127
Apr.	1	Replaced on Select File	1239
Apr.	2	Referred for engrossment	1284
Apr.	2	Correctly engrossed	1288
Apr.	11	Final Reading	1381
Apr.	14	Correctly enrolled. Speaker signed	1412
Apr.	15	Presented to Governor	1446
Apr.	16	Approved by Governor	1460

LEGISLATIVE BILL 903 By Burbach, Bloom

Feb.	3	Read first time	370
Feb.	5	Referred to Committee on Public Works	410
Mar.	27	Notice of hearing	1186
May	7	Indefinitely postponed	1886

LEGISLATIVE BILL 904 By Burbach, Waldo, Pedersen

Feb.	3	Read first time	370
Feb.	5	Referred to Committee on Public Works	410
Mar.	27	Notice of hearing	1186
May	7	Indefinitely postponed	1886

LEGISLATIVE BILL 905 By Pedersen, Luedtke, Klaver, Mahoney

Feb.	3	Read first time	370
Feb.	5	Referred to Committee on Judiciary	410
Mar.	12	Notice of hearing	944
May	8	Indefinitely postponed	1890

LEGISLATIVE BILL 906 By Marvel

			Page
Feb.	3	Read first time	370
Feb.	5	Referred to Committee on Public Works	410
Mar.	13	Notice of hearing	971
May	7	Placed on General File	1886
June	13	Referred for review	2514
June	18	Placed on Select File	2595
June	19	Referred for engrossment	2649
June	23	Correctly engrossed	2690
June	26	Final Reading	2785
June	27	Correctly enrolled	2811
June	27	Speaker signed	2812
June	27	Presented to Governor	2834
July	7	Approved by Governor	2846

LEGISLATIVE BILL 907 By Keyes

Feb.	3	Read first time	371
Feb.	5	Referred to Committee on Government and Military Affairs	410
Feb.	21	Notice of hearing	683
Apr.	1	Notice of hearing	1260
Apr.	15	Placed on General File	1451
June	18	Referred for review	2617
June	20	Placed on Select File	2663
June	23	Referred for engrossment	2692
June	26	Replaced on Select File	2802
June	27	Referred for engrossment	2832
July	7	Correctly engrossed	2847
July	9	Final Reading	2878
July	10	Correctly enrolled. President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 908 By Swanson

Feb.	3	Read first time	371
Feb.	5	Referred to Committee on Judiciary	410
Feb.	26	Notice of hearing	756
Apr.	1	Placed on General File	1243
Apr.	23	Referred for review	1620
Apr.	25	Placed on Select File	1646
Apr.	28	Referred for engrossment	1688
Apr.	30	Correctly engrossed	1737
May	6	Final Reading	1845
May	7	Correctly enrolled. President signed	1866

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May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 909 By Elrod, Craft, Kennedy, Carpenter, Johnson

Feb.	3	Read first time	371
Feb.	5	Referred to Committee on Urban Affairs	410
Feb.	21	Notice of hearing	683
Mar.	24	Placed on General File	1124
May	13	Motion. Laid over	1970
May	19	Referred for review	2061
May	21	Request	2119
May	23	Placed on Select File	2148
May	23	Change of order	2162
May	23	Motion. Motion lost. Referred for engrossment	2165
May	27	Correctly engrossed	2222
June	4	Final Reading	2321
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 910 By Elrod, Craft, Johnson

Feb.	3	Read first time	371
Feb.	5	Referred to Committee on Education	410
Feb.	25	Notice of hearing	724
Mar.	20	Placed on General File	1086
May	13	Referred for review	1969
May	15	Placed on Select File	2003
May	16	Referred for engrossment	2041
May	21	Correctly engrossed	2100
May	26	Final Reading	2189
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 911 By Holmquist, Wylie, Marvel, Swanson, Adamson

Feb.	3	Read first time	371
Feb.	5	Referred to Committee on Public Works	410
Mar.	27	Notice of hearing	1186
May	27	Placed on General File	2237

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June	4	Bracketed	2332
June	6	Referred for review	2383
June	10	Placed on Select File	2428
June	11	Referred for engrossment	2473
June	16	Motion	2546
June	16	Correctly engrossed	2548
June	17	Request	2572
June	19	Motion	2636
June	19	Final Reading	2637
June	20	Correctly enrolled. President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 912 By Simpson

Feb.	3	Read first time	371
Feb.	5	Referred to Committee on Public Works	410
Mar.	6	Notice of hearing	858
Mar.	19	Indefinitely postponed	1052

LEGISLATIVE BILL 913 By Kokes, Waldron

Feb.	3	Read first time	372
Feb.	5	Referred to Committee on Agriculture and Recreation	410
Feb.	27	Notice of hearing	764
May	14	Indefinitely postponed	1998

LEGISLATIVE BILL 914 By Kremer, Hasebroock

Feb.	3	Read first time	372
Feb.	5	Referred to Committee on Revenue	410
Feb.	25	Notice of hearing	724
Apr.	30	Indefinitely postponed	1739

LEGISLATIVE BILL 915 By Kremer, Hasebroock

Feb.	3	Read first time	372
Feb.	5	Referred to Committee on Revenue	410
Feb.	25	Notice of hearing	724
Apr.	30	Indefinitely postponed	1739

LEGISLATIVE BILL 916 By Proud, Moylan, Carstens, Bloom, Elrod, Reynolds, Schmit, Simpson, Waldron, Luedtke, Danner, Holmquist, Keyes, Skarda, Batchelder, Pedersen, Mahoney, Moulton, Syas, Klaver, Swanson

Feb.	3	Read first time	373

		Page
Feb. 5	Referred to Committee on Judiciary	410
Feb. 26	Notice of hearing	756
Apr. 14	Placed on General File	1418
May 22	Referred for review	2144
June 3	Placed on Select File	2282
July 9	Referred for engrossment	2886
July 14	Correctly engrossed	2931
July 17	Motion. Returned to Select File	3011
July 17	Referred for re-engrossment	3018
July 18	Replaced on Select File	3031
July 21	Referred for re-engrossment	3056
July 23	Correctly re-engrossed	3104
July 28	Final Reading	3166
July 29	Correctly enrolled. President signed	3191
July 30	Presented to Governor	3223
Aug. 1	Approved by Governor	3265

LEGISLATIVE BILL 917 By Carpenter

Feb. 3	Read first time	373
Feb. 5	Referred to Committee on Miscellaneous Subjects	410
Mar. 3	Notice of hearing	796
Apr. 29	Placed on General File	1711
May 20	Referred for review	2094
May 27	Placed on Select File	2219
May 28	Referred for engrossment	2268
June 5	Correctly engrossed	2342
June 10	Final Reading	2432
June 11	Correctly enrolled	2462
June 11	President signed	2463
June 11	Explanation of vote	2471
June 12	Presented to Governor	2481
June 16	Approved by Governor	2527

LEGISLATIVE BILL 918 By Johnson, Marvel, Elrod, Carpenter

Feb. 3	Read first time	373
Feb. 5	Referred to Committee on Urban Affairs	410
Feb. 21	Notice of hearing	701
Mar. 17	Hearing cancelled. Hearing reset	1008
Apr. 21	Placed on General File	1557
May 15	Referred for review	2020
May 20	Placed on Select File	2078
May 21	Referred for engrossment	2104
June 4	Replaced on Select File	2311
June 5	Referred for engrossment	2352
June 6	Correctly engrossed	2372

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June	11	Request. Returned to Select File	2465
June	20	Referred for re-engrossment	2672
June	26	Replaced on Select File	2781
June	27	Referred for re-engrossment	2831
July	9	Correctly re-engrossed	2870
July	14	Final Reading	2943
July	15	Correctly enrolled	2967
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 919 By Johnson, Marvel, Elrod, Carstens, Carpenter

Feb.	3	Read first time	374
Feb.	5	Referred to Committee on Urban Affairs	410
Feb.	21	Notice of hearing	701
Mar.	17	Hearing cancelled. Hearing reset	1008
Apr.	1	Request. Hearing cancelled. Laid over	1260
Apr.	8	Request renewed. Withdrawn	1318

LEGISLATIVE BILL 920 By Knight, Burbach, Marvel, Carpenter, Ziebarth, Mahoney

Feb.	3	Read first time	374
Feb.	5	Referred to Committee on Education	410
Mar.	17	Notice of hearing	1009
May	9	Indefinitely postponed	1925
May	14	Motion	1998
May	21	Motion renewed. Motion lost	2106

LEGISLATIVE BILL 921 By Wiltse

Feb.	3	Read first time	374
Feb.	5	Referred to Committee on Public Works	410
Mar.	6	Notice of hearing	858
Mar.	19	Placed on General File	1052
Apr.	2	Referred for review	1290
Apr.	10	Placed on Select File	1359
Apr.	11	Referred for engrossment	1389
Apr.	17	Correctly engrossed	1496
Apr.	22	Final Reading	1568
Apr.	23	Correctly enrolled. President signed	1614
Apr.	24	Presented to Governor	1633
Apr.	28	Approved by Governor	1660

LEGISLATIVE BILL 922 By Luedtke, Orme, Simpson

			Page
Feb.	3	Read first time	375
Feb.	5	Referred to Committee on Budget	410
Apr.	23	Re-referred to Nebraska Retirement Systems Advisory Committee	1622
May	20	Notice of hearing	2089
June	3	Hearing cancelled. Hearing reset	2291
July	16	Placed on General File	2995
July	18	Referred for review	3043
July	25	Placed on Select File	3146
July	28	Referred for engrossment	3172
July	31	Motion. Returned to Select File	3255
July	31	Referred for engrossment	3256
Aug.	4	Replaced on Select File	3278
Aug.	5	Referred for engrossment	3325
Aug.	7	Correctly engrossed	3396
Aug.	12	Final Reading	3478
Aug.	13	Correctly enrolled. Speaker signed	3501
Aug.	14	Presented to Governor	3538
Aug.	14	Approved by Governor	3547
Aug.	19	Explanation of vote	3712

LEGISLATIVE BILL 923 By Bloom, Mahoney, Skarda, Syas

Feb.	3	Read first time	375
Feb.	5	Referred to Committee on Banking, Commerce and Insurance	410
Feb.	12	Notice of hearing	521
Mar.	11	Placed on General File	941
Apr.	1	Referred for review	1257
Apr.	8	Placed on Select File	1314
Apr.	9	Referred for engrossment	1350
Apr.	11	Correctly engrossed	1385
Apr.	16	Final Reading	1458
Apr.	17	Correctly enrolled	1496
Apr.	17	Speaker signed	1506
Apr.	18	Presented to Governor	1512
Apr.	21	Approved by Governor	1541

LEGISLATIVE BILL 924 By Bloom, Mahoney, Skarda, Syas

Feb.	3	Read first time	375
Feb.	5	Referred to Committee on Banking, Commerce and Insurance	410
Feb.	12	Notice of hearing	521
Mar.	24	Placed on General File	1130
May	20	Referred for review	2090

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May	26	Placed on Select File	2184
May	27	Referred for engrossment	2242
June	4	Correctly engrossed	2317
June	9	Final Reading	2409
June	10	Correctly enrolled	2428
June	10	President signed	2429
June	11	Presented to Governor. Explanation of vote	2471
June	16	Approved by Governor	2527

LEGISLATIVE BILL 925 By Batchelder, Mahoney, Bloom, Reynolds, Nore

Feb.	3	Read first time	375
Feb.	5	Referred to Committee on Judiciary	410
Feb.	26	Notice of hearing	756
Apr.	14	Placed on General File	1418
May	9	Referred for review	1918
May	13	Placed on Select File	1955
May	14	Referred for engrossment	1996
May	20	Replaced on Select File	2078
May	21	Referred for engrossment	2104
May	22	Correctly engrossed	2128
May	26	Motion. Returned to Select File. Final Reading	2192
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
May	28	Returned by Governor without approval	2272
June	5	Motion. Motion lost	2350
June	5	Motion. Passed over Governor's veto	2357
Aug.	11	Letter	3437

LEGISLATIVE BILL 926 By Orme

Feb.	3	Read first time	375
Feb.	5	Referred to Committee on Judiciary	410
Feb.	26	Notice of hearing	756
Mar.	27	Indefinitely postponed	1203

LEGISLATIVE BILL 927 By Orme

Feb.	3	Read first time	375
Feb.	5	Referred to Committee on Judiciary	410
Feb.	26	Notice of hearing	756
Mar.	27	Indefinitely postponed	1203

LEGISLATIVE BILL 928 By Burbach, Wenzlaff, Swanson

Feb.	3	Read first time	376

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Feb.	5	Referred to Committee on Budget	410
Mar.	7	Notice of hearing	870
Aug.	18	Placed on General File	3612
Aug.	18	Considered	3672
Aug.	18	Considered	3673
Aug.	18	Considered	3695
Aug.	18	Considered	3701
Aug.	18	Considered	3702
Aug.	18	Considered	3703
Aug.	18	Considered	3704
Aug.	18	Referred for review. Motion	3707
Aug.	19	Considered	3724
Aug.	20	Considered	3790
Aug.	20	Considered	3792
Aug.	20	Considered	3796
Aug.	20	Referred for review	3797
Aug.	25	Placed on Select File	3920
Aug.	25	Referred for engrossment	3930
Aug.	25	Co-introducers added	3932
Aug.	28	Replaced on Select File	4009
Aug.	28	Referred for engrossment	4011
Aug.	28	Correctly engrossed	4013
Sept.	16	Final Reading	4073
Sept.	17	Correctly enrolled	4079
Sept.	17	Speaker signed	4080
Sept.	17	Presented to Governor	4158
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 929 By Burbach, Marvel

Feb.	3	Read first time	376
Feb.	5	Referred to Committee on Government and Military Affairs	410
Feb.	21	Notice of hearing	683
Apr.	1	Notice of hearing	1260
May	21	Indefinitely postponed	2107

LEGISLATIVE BILL 930 By Burbach

Feb.	3	Read first time	376
Feb.	5	Referred to Committee on Revenue	410
Mar.	4	Notice of hearing	815
June	18	Placed on General File	2620
Aug.	11	Motion. Indefinitely postponed	3468

LEGISLATIVE BILL 931 By Burbach

Feb.	3	Read first time	376

			Page
Feb.	5	Referred to Committee on Education	410
Feb.	25	Notice of hearing	724
Mar.	20	Placed on General File	1087
Apr.	10	Referred for review	1364
Apr.	14	Placed on Select File	1411
Apr.	15	Referred for engrossment	1446
Apr.	18	Correctly engrossed	1515
Apr.	25	Final Reading	1640
Apr.	28	Correctly enrolled	1667
Apr.	28	President signed	1682
Apr.	29	Presented to Governor	1731
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 932 By Burbach

Feb.	3	Read first time	376
Feb.	4	Co-introducer added	390
Feb.	5	Referred to Committee on Revenue	410
Feb.	25	Notice of hearing	723
May	13	Placed on General File	1973
July	21	Motion. Special order	3056
July	29	Ruling of chair	3211
Aug.	12	Referred for review. Co-introducers added	3494
Aug.	19	Placed on Select File	3739
Aug.	19	Referred for engrossment	3757
Aug.	25	Correctly engrossed	3932
Aug.	27	Final Reading	3983
Aug.	27	Explanation of vote	3989
Aug.	28	Correctly enrolled. Speaker signed	4010
Aug.	29	Presented to Governor	4042
Sept.	16	Approved by Governor	4055
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 933 By Schmit

Feb.	3	Read first time	379
Feb.	5	Referred to Committee on Public Works	411
Mar.	13	Notice of hearing	971
Mar.	27	Indefinitely postponed	1178

LEGISLATIVE BILL 934 By Waldo

Feb.	3	Read first time	380
Feb.	5	Referred to Committee on Agriculture and Recreation	411
Feb.	26	Notice of hearing	746
May	21	Placed on General File	2119

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June	23	Referred for review	2700
June	26	Placed on Select File	2802
June	27	Bracketed	2832
Aug.	14	Unbracketed	3523
Aug.	14	Motion. Returned to General File	3525
Aug.	15	Referred for review	3572
Aug.	21	Rules suspended. Returned to General File	3809
Aug.	21	Laid over	3811
Aug.	22	Referred for review	3834
Aug.	27	Replaced on Select File	3982
Aug.	27	Referred for engrossment	3988
Sept.	16	Correctly engrossed	4068
Sept.	19	Final Reading	4211
Sept.	19	Correctly enrolled. Speaker signed	4237
Sept.	19	Presented to Governor	4244
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 935 By Holmquist, Hasebroock

Feb.	3	Read first time	380
Feb.	5	Referred to Committee on Government and Military Affairs	411
Feb.	21	Notice of hearing	683
Apr.	1	Notice of hearing	1260
Apr.	15	Placed on General File	1451
May	9	Referred for review	1921
May	13	Placed on Select File	1966
May	14	Referred for engrossment	1997
May	16	Replaced on Select File	2029
May	19	Referred for engrossment	2056
May	20	Correctly engrossed	2081
May	23	Final Reading	2159
May	26	Correctly enrolled. Speaker signed	2185
May	27	Presented to Governor	2237
June	3	Approved by Governor	2280

LEGISLATIVE BILL 936 By Moulton, Moylan

Feb.	3	Read first time	380
Feb.	5	Referred to Committee on Public Works	411
Mar.	27	Notice of hearing	1187
May	14	Indefinitely postponed	1993

LEGISLATIVE BILL 937 By Carstens

Feb.	3	Read first time	380
Feb.	5	Referred to Committee on Judiciary	411

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Mar.	12	Notice of hearing	944
Apr.	25	Placed on General File	1649
May	15	Referred for review	2022
May	21	Placed on Select File	2099
May	22	Referred for engrossment	2132
May	28	Correctly engrossed	2265
June	5	Final Reading	2346
June	6	Correctly enrolled	2372
June	6	Speaker signed	2373
June	9	Presented to Governor	2410
June	11	Approved by Governor	2458

LEGISLATIVE BILL 938 By Syas, Luedtke

Feb.	3	Read first time	380
Feb.	4	Request. Laid over	388
Feb.	5	Request renewed. Withdrawn	408
Feb.	6	Withdrawn	428

LEGISLATIVE BILL 939 By Swanson

Feb.	3	Read first time	380
Feb.	6	Referred to Committee on Budget	428
Mar.	7	Notice of hearing	870
June	19	Indefinitely postponed	2645

LEGISLATIVE BILL 940 By Swanson

Feb.	3	Read first time	380
Feb.	6	Referred to Committee on Revenue	428
Feb.	25	Notice of hearing	723
May	13	Indefinitely postponed	1974

LEGISLATIVE BILL 941 By Kremer, Craft, Elrod, Marvel

Feb.	3	Read first time	381
Feb.	6	Referred to Committee on Education	428
Mar.	27	Notice of hearing	1174
May	14	Indefinitely postponed	1999

LEGISLATIVE BILL 942 By Kremer, Craft, Elrod, Marvel

Feb.	3	Read first time	381
Feb.	6	Referred to Committee on Education	429
Mar.	27	Notice of hearing	1174
June	19	Indefinitely postponed	2642

LEGISLATIVE BILL 943 By Kremer, Craft, Elrod, Marvel

			Page
Feb.	3	Read first time	381
Feb.	6	Referred to Committee on Education	429
Mar.	27	Notice of hearing	1174
Apr.	29	Placed on General File	1725
May	20	Referred for review	2095
May	27	Placed on Select File	2219
May	28	Referred for engrossment	2268
June	6	Correctly engrossed	2372
June	11	Final Reading	2465
June	12	Correctly enrolled. President signed	2481
June	13	Presented to Governor	2511
June	16	Approved by Governor	2528

LEGISLATIVE BILL 944 By Batchelder

Feb.	3	Read first time	381
Feb.	6	Referred to Committee on Government and Military Affairs	429
Mar.	4	Notice of hearing	815
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 945 By Mahoney, Reynolds

Feb.	3	Read first time	381
Feb.	6	Referred to Committee on Salaries and Claims	429
Feb.	19	Notice of hearing	644
Apr.	30	Placed on General File	1739
July	8	Referred for review	2861
July	10	Placed on Select File	2900
July	14	Motion. Motion lost. Referred for engrossment	2953
July	16	Replaced on Select File	2988
July	17	Referred for engrossment	3017
July	22	Correctly engrossed	3069
July	25	Final Reading	3150
July	28	Correctly enrolled	3170
July	28	Explanation of vote. President signed	3177
July	29	Presented to Governor	3199
July	30	Approved by Governor	3215

LEGISLATIVE BILL 946 By Pedersen

Feb.	3	Read first time	382
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	429

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Feb.	12	Notice of hearing	521
Apr.	17	Indefinitely postponed	1506
Apr.	21	Motion. Laid over	1551

LEGISLATIVE BILL 947 By Warner, Burbach

Feb.	3	Read first time	382
Feb.	6	Referred to Committee on Public Works	429
Mar.	27	Notice of hearing	1186
June	3	Indefinitely postponed	2302

LEGISLATIVE BILL 948 By Burbach, Warner

Feb.	3	Read first time	382
Feb.	6	Referred to Committee on Public Works	429
Mar.	27	Notice of hearing	1186
Apr.	18	Placed on General File	1517
Apr.	21	Change of order	1562
Apr.	23	Considered	1622
Apr.	24	Change of order	1628
Apr.	24	Considered	1629
Apr.	25	Referred for review	1656
Apr.	29	Placed on Select File	1707
Apr.	30	Referred for engrossment	1752
May	2	Correctly engrossed	1789
May	7	Final Reading	1877
May	7	Motion. Returned to Select File	1879
May	7	Referred for re-engrossment	1881
May	8	Correctly re-engrossed	1899
May	13	Laid over	1964
May	15	Final Reading	2011
May	16	Correctly enrolled	2034
May	19	President signed	2055
May	20	Presented to Governor	2088
May	26	Approved by Governor	2177

LEGISLATIVE BILL 949 By Warner, Burbach, Adamson, Hasebroock

Feb.	3	Read first time	382
Feb.	6	Referred to Committee on Public Works	429
Mar.	27	Notice of hearing	1186
June	18	Placed on General File	2598
July	8	Change of order	2865
July	17	Referred for review	3020
July	22	Placed on Select File	3067
July	22	Motion	3085

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July	23	Referred for engrossment	3097
July	29	Correctly engrossed	3200
July	31	Final Reading	3250
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313

LEGISLATIVE BILL 950 By Carstens, Bloom, Danner, Nore, Simpson

Feb.	3	Read first time	383
Feb.	6	Referred to Committee on Judiciary	429
Mar.	12	Notice of hearing	944
Apr.	25	Placed on General File	1649
July	7	Referred for review	2849
July	8	Placed on Select File	2866
July	9	Laid over	2885
July	14	Request	2947
July	15	Considered. Laid over	2973
July	16	Referred for engrossment	2991
July	17	Returned to Select File	3019
July	22	Replaced on Select File	3066
July	23	Referred for engrossment	3099
July	24	Bracketed	3142
July	29	Unbracketed. Motion. Returned to Select File	3196
July	29	Referred for engrossment	3197
July	30	Replaced on Select File	3215
July	31	Referred for engrossment	3254
Aug.	4	Correctly engrossed	3280
Aug.	7	Final Reading	3397
Aug.	8	Correctly enrolled. President signed	3422
Aug.	11	Presented to Governor	3443
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 951 By Warner, Adamson

Feb.	3	Read first time	383
Feb.	6	Referred to Committee on Public Works	429
Mar.	27	Notice of hearing	1187
May	7	Placed on General File	1887
Aug.	5	Referred for review	3333
Aug.	11	Placed on Select File	3429
Aug.	12	Referred for engrossment	3483
Aug.	13	Correctly engrossed	3501
Aug.	18	Final Reading	3611
Aug.	19	Correctly enrolled. President signed	3713

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Aug.	20	Presented to Governor	3778
Aug.	21	Approved by Governor	3808
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 952 By Pedersen, Moulton

Feb.	3	Read first time	383
Feb.	6	Referred to Committee on Budget	429
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1187
May	20	Notice of hearing	2089
June	19	Indefinitely postponed	2628

LEGISLATIVE BILL 953 By Warner, Skarda, Elrod, Luedtke

Feb.	3	Read first time	383
Feb.	6	Referred to Committee on Salaries and Claims	429
Feb.	19	Notice of hearing	644
Apr.	30	Placed on General File	1739
July	8	Referred for review	2861
July	10	Placed on Select File	2900
July	14	Referred for engrossment	2954
July	17	Correctly engrossed	3009
July	22	Failed on Final Reading	3075
July	23	Motion	3113
July	28	Explanation of vote	3177
July	30	Motion renewed	3225
July	31	Returned to Final Reading	3256
July	31	Final Reading	3257
Aug.	1	Correctly enrolled. Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313

LEGISLATIVE BILL 954 By Bloom, Moylan, Syas

Feb.	3	Read first time	383
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	429
Feb.	12	Notice of hearing	521
Mar.	24	Placed on General File	1130
Apr.	10	Referred for review	1336
Apr.	15	Placed on Select File	1436
Apr.	16	Referred for engrossment	1464
Apr.	22	Correctly engrossed	1580
Apr.	30	Final Reading	1749
May	1	Correctly enrolled	1761
May	2	Speaker signed	1790

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May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 955 By Bloom, Moylan, Syas

Feb.	3	Read first time	384
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	429
Feb.	12	Notice of hearing	521
Mar.	24	Placed on General File	1130
Apr.	10	Referred for review	1366
Apr.	15	Placed on Select File	1437
Apr.	16	Referred for engrossment	1464
Apr.	22	Correctly engrossed	1580
Apr.	30	Final Reading	1750
May	1	Correctly enrolled	1761
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 956 By Luedtke

Feb.	3	Read first time	384
Feb.	6	Referred to Committee on Judiciary	429
Feb.	26	Notice of hearing	756
Apr.	14	Placed on General File	1418
May	9	Referred for review	1918
May	13	Placed on Select File	1956
May	14	Referred for engrossment	1996
May	16	Correctly engrossed	2034
May	21	Final Reading	2103
May	22	Correctly enrolled. President signed	2128
May	23	Presented to Governor	2165
May	27	Approved by Governor	2215

LEGISLATIVE BILL 957 By Luedtke

Feb.	3	Read first time	384
Feb.	6	Referred to Committee on Judiciary	429
Feb.	26	Notice of hearing	756
Apr.	14	Placed on General File	1418
May	9	Referred for review	1919
May	13	Placed on Select File	1957
May	14	Referred for engrossment	1996
May	16	Correctly engrossed	2034
May	21	Final Reading	2103
May	22	Correctly enrolled. President signed	2128

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May	23	Presented to Governor	2165
May	27	Approved by Governor	2215

LEGISLATIVE BILL 958 By Wylie, Whitney, Knight

Feb.	3	Read first time	384
Feb.	3	Co-introducer added	385
Feb.	6	Referred to Committee on Education	429
Apr.	8	Notice of hearing	1318
Apr.	29	Placed on General File	1726
July	30	Referred for review	3226
Aug.	4	Placed on Select File	3279
Aug.	5	Referred for engrossment	3326
Aug.	8	Replaced on Select File	3422
Aug.	11	Referred for engrossment	3442
Aug.	12	Correctly engrossed	3476
Aug.	18	Failed on Final Reading	3604

LEGISLATIVE BILL 959 By Wylie, Whitney

Feb.	3	Read first time	384
Feb.	6	Referred to Committee on Education	429
Feb.	25	Notice of hearing	724
Mar.	21	Placed on General File	1108
Apr.	10	Referred for review	1365
Apr.	15	Placed on Select File	1435
Apr.	16	Referred for engrossment	1463
Apr.	21	Correctly engrossed	1550
Apr.	30	Final Reading	1745
May	1	Correctly enrolled	1760
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 960 By Wylie

Feb.	3	Read first time	384
Feb.	3	Co-introducer added	385
Feb.	6	Referred to Committee on Revenue	429
Feb.	25	Notice of hearing	723
May	15	Indefinitely postponed	2007

LEGISLATIVE BILL 961 By Warner, Elrod, Schmit

Feb.	3	Read first time	385
Feb.	6	Referred to Committee on Government and Military Affairs	429

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Feb.	21	Notice of hearing	683
Apr.	1	Notice of hearing	1260
Apr.	15	Placed on General File	1451
May	9	Referred for review	1921
May	13	Placed on Select File	1966
May	14	Referred for engrossment	1997
May	19	Correctly engrossed	2054
May	22	Final Reading	2129
May	23	Correctly enrolled	2154
May	23	Speaker signed	2162
May	26	Presented to Governor	2195
June	3	Approved by Governor	2279

LEGISLATIVE BILL 962 By Pedersen, Simpson, Syas

Feb.	3	Read first time	385
Feb.	6	Referred to Committee on Public Health and Welfare	429
Mar.	3	Notice of hearing	800
Apr.	21	Placed on General File	1560
May	13	Referred for review	1978
May	19	Placed on Select File	2052
May	20	Referred for engrossment	2084
May	26	Correctly engrossed	2185
June	3	Final Reading	2287
June	4	Correctly enrolled. Speaker signed	2317
June	5	Presented to Governor	2352
June	9	Approved by Governor	2386

LEGISLATIVE BILL 963 By Bloom

Feb.	3	Read first time	386
Feb.	6	Referred to Committee on Revenue	429
Feb.	25	Notice of hearing	723
Mar.	13	Indefinitely postponed	964

LEGISLATIVE BILL 964 By Burbach, Kremer, Bloom, Kennedy, Clark, Nore, Schreurs, Luedtke, Harsh, Hasebroock

Feb.	3	Read first time	386
Feb.	6	Referred to Committee on Agriculture and Recreation	429
Feb.	27	Notice of hearing	764
Apr.	11	Hearing cancelled. Hearing reset	1393
May	22	Placed on General File	2139
Aug.	11	Laid over	3463

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Aug.	14	Referred for review	3527
Aug.	20	Placed on Select File	3780
Aug.	20	Referred for engrossment	3787
Aug.	26	Correctly engrossed	3960
Aug.	28	Final Reading	4016
Aug.	29	Correctly enrolled. President signed	4032
Aug.	29	Presented to Governor	4051
Sept.	16	Approved by Governor	4054
Sept.	22	Explanation of vote	4268
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 965 By Wenzlaff

Feb.	3	Read first time	386
Feb.	6	Referred to Committee on Revenue	429
Feb.	25	Notice of hearing	723
May	13	Indefinitely postponed	1974

LEGISLATIVE BILL 966 By Skarda

Feb.	4	Read first time	387
Feb.	6	Referred to Committee on Miscellaneous Subjects	429
Mar.	3	Notice of hearing	796
Apr.	29	Indefinitely postponed	1708

LEGISLATIVE BILL 967 By Pedersen

Feb.	4	Read first time	388
Feb.	6	Referred to Committee on Education	429
Mar.	5	Notice of hearing	838
Apr.	18	Placed on General File	1536
May	13	Referred for review	1977
May	16	Placed on Select File	2032
May	19	Referred for engrossment	2057
May	23	Correctly engrossed	2153
May	27	Final Reading	2232
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 968 By Pedersen

Feb.	4	Read first time	388
Feb.	6	Referred to Committee on Judiciary	429
Mar.	12	Notice of hearing	944
June	16	Motion. Placed on General File	2544
Aug.	8	Change of order	3425

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Aug. 11	Considered	3443
Aug. 11	Referred for review	3448
Aug. 18	Placed on Select File	3664
Aug. 19	Referred for engrossment	3728
Aug. 25	Replaced on Select File	3932
Aug. 25	Referred for engrossment	3934
Aug. 26	Correctly engrossed	3953
Aug. 27	Returned to Select File. Referred for re-engrossment	3986
Aug. 28	Replaced on Select File	4010
Aug. 28	Referred for re-engrossment. Returned to Select File	4011
Aug. 28	Referred for re-engrossment. Motion	4012
Aug. 28	Returned to Select File. Referred for re-engrossment	4014
Aug. 29	Replaced on Select File	4031
Aug. 29	Referred for re-engrossment	4032
Sept. 16	Correctly re-engrossed	4068
Sept. 19	Final Reading	4212
Sept. 19	Correctly enrolled. Speaker signed	4237
Sept. 19	Presented to Governor	4244
Sept. 22	Approved by Governor	4254

LEGISLATIVE BILL 969 By Harsh

Feb. 4	Read first time	388
Feb. 6	Referred to Committee on Public Works	429
Mar. 27	Notice of hearing	1187
Apr. 14	Request. Laid over	1419
Apr. 15	Request renewed. Withdrawn	1440

LEGISLATIVE BILL 970 Luedtke, Pedersen

Feb. 4	Read first time	393
Feb. 6	Referred to Committee on Judiciary	429
Feb. 26	Notice of hearing	756
Mar. 20	Hearing cancelled. Hearing reset	1082
Apr. 14	Placed on General File	1418
May 22	Referred for review	2144
June 3	Placed on Select File	2282
June 4	Returned to General File	2330
July 18	Referred for review	3043
July 25	Placed on Select File	3147
July 28	Referred for engrossment	3173
Aug. 1	Correctly engrossed	3267
Aug. 6	Motion	3345
Aug. 6	Final Reading	3346

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Aug.	7	Correctly enrolled. President signed	3396
Aug.	8	Presented to Governor	3426
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 971 By Luedtke

Feb.	4	Read first time	393
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	429
Feb.	12	Notice of hearing	521
Mar.	24	Placed on General File	1130
Apr.	10	Referred for review	1366
Apr.	15	Placed on Select File	1437
Apr.	16	Referred for engrossment	1464
Apr.	22	Correctly engrossed	1580
Apr.	30	Final Reading	1750
May	1	Correctly enrolled	1761
May	2	Speaker signed	1790
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 972 By Bloom

Feb.	4	Read first time	393
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	429
Feb.	12	Notice of hearing	521
Mar.	24	Placed on General File	1130
Apr.	10	Referred for review	1366
Apr.	15	Placed on Select File	1437
Apr.	16	Referred for engrossment	1465
Apr.	23	Correctly engrossed	1614
May	1	Final Reading	1774
May	2	Correctly enrolled. Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 973 By Carpenter

Feb.	4	Read first time	393
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	429
Feb.	27	Notice of hearing	764
May	1	Indefinitely postponed	1785

LEGISLATIVE BILL 974 By Mahoney, Batchelder

			Page
Feb.	4	Read first time	393
Feb.	6	Referred to Committee on Education	429
Feb.	12	Request. Laid over	529
Feb.	17	Request renewed. Withdrawn	601

LEGISLATIVE BILL 975 By Harsh

			Page
Feb.	4	Read first time	394
Feb.	6	Referred to Committee on Revenue	429
Feb.	25	Notice of hearing	723
Apr.	10	Indefinitely postponed	1361
Apr.	10	Motion	1369
Apr.	16	Motion renewed. Motion lost	1466

LEGISLATIVE BILL 976 By Warner

			Page
Feb.	4	Read first time	394
Feb.	6	Referred to Committee on Public Works	429
Mar.	27	Notice of hearing	1187
May	7	Placed on General File	1887
Aug.	5	Referred for review	3333
Aug.	11	Placed on Select File	3430
Aug.	12	Referred for engrossment	3483
Aug.	14	Correctly engrossed	3520
Aug.	19	Final Reading	3714
Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782
Aug.	21	Presented to Governor	3804
Aug.	25	Approved by Governor	3935
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 977 By Warner

			Page
Feb.	4	Read first time	394
Feb.	6	Referred to Committee on Public Works	429
Mar.	27	Notice of hearing	1187
May	7	Indefinitely postponed	1886

LEGISLATIVE BILL 978 By Pedersen, Luedtke, Schreurs, Proud

			Page
Feb.	4	Read first time	394
Feb.	6	Referred to Committee on Education	429
Mar.	17	Notice of hearing	1009
May	7	Indefinitely postponed	1870

LEGISLATIVE BILL 979 By Carpenter, Craft, Nore, Waldo, Kennedy, Elrod, Knight, Moulton, Marvel, Swanson, Bloom

			Page
Feb.	4	Read first time	394
Feb.	6	Referred to Committee on Education	429
Feb.	11	Notice of hearing	496
Feb.	13	Request	537
May	23	Placed on General File	2165
June	27	Bracketed	2834
July	24	Motion. Request. Attorney General's opinion	3140
July	25	Considered	3157
July	28	Considered	3177
July	28	Considered	3179
July	29	Considered	3200
July	29	Referred for review	3201
Aug.	1	Motion. Returned to General File	3273
Aug.	4	Considered	3310
Aug.	5	Referred for review	3333
Aug.	12	Placed on Select File	3471
Aug.	13	Considered	3501
Aug.	13	Motion. Returned to General File	3502
Aug.	13	Referred for review	3504
Aug.	15	Request	3572
Aug.	19	Replaced on Select File	3741
Aug.	19	Referred for engrossment	3759
Aug.	20	Replaced on Select File	3779
Aug.	20	Referred for engrossment	3787
Sept.	16	Replaced on Select File	4057
Sept.	16	Referred for engrossment	4067
Sept.	16	Correctly engrossed	4068
Sept.	18	Final Reading	4186
Sept.	18	Correctly enrolled. Speaker signed	4191
Sept.	18	Presented to Governor	4194
Sept.	22	Returned by Governor without approval	4254
Sept.	22	Attorney General's opinion	4256
Sept.	22	Motion	4264

LEGISLATIVE BILL 980 By Harsh

Feb.	4	Read first time	395
Feb.	6	Referred to Committee on Education	429
Feb.	25	Notice of hearing	724
Mar.	20	Placed on General File	1087
May	13	Motion. Indefinitely postponed	1969

LEGISLATIVE BILL 981 By Carpenter

			Page
Feb.	5	Read first time	412
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	429
Feb.	27	Notice of hearing	765
Apr.	17	Indefinitely postponed	1506

LEGISLATIVE BILL 982 By Carpenter

Feb.	5	Read first time	412
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	429
Feb.	27	Notice of hearing	765
Apr.	25	Indefinitely postponed	1658

LEGISLATIVE BILL 983 By Carpenter

Feb.	5	Read first time	412
Feb.	6	Referred to Committee on Revenue	429
Mar.	28	Request. Laid over	1221
Apr.	1	Request withdrawn	1233
Apr.	21	Notice of hearing	1541
Apr.	30	Placed on General File	1739
May	27	Referred for review	2254
June	5	Placed on Select File	2340
June	6	Referred for engrossment	2382
June	12	Correctly engrossed	2480
June	17	Final Reading	2559
June	18	Correctly enrolled	2597
June	18	President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 984 By Carpenter

Feb.	5	Read first time	412
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	429
Feb.	27	Notice of hearing	765
Apr.	17	Placed on General File	1506
May	13	Referred for review	1975
May	15	Placed on Select File	2005
May	16	Referred for engrossment	2041
May	23	Correctly engrossed	2153
May	27	Final Reading	2233
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

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LEGISLATIVE BILL 985 By Carpenter

Feb.	5	Read first time	413
Feb.	6	Referred to Committee on Revenue	429
Feb.	25	Notice of hearing	723
Apr.	10	Placed on General File	1361
May	6	Referred for review	1854
May	8	Placed on Select File	1899
May	9	Referred for engrossment	1916
May	13	Correctly engrossed	1967
May	16	Final Reading	2038
May	19	Correctly enrolled	2054
May	19	President signed	2055
May	20	Presented to Governor	2088
May	22	Approved by Governor	2123

LEGISLATIVE BILL 986 By Carpenter

Feb.	5	Read first time	413
Feb.	6	Referred to Committee on Revenue	429
Feb.	25	Notice of hearing	723
Apr.	2	Indefinitely postponed	1286

LEGISLATIVE BILL 987 By Waldo

Feb.	5	Read first time	413
Feb.	6	Referred to Committee on Miscellaneous Subjects	429
Feb.	21	Notice of hearing	702
Feb.	24	Hearing cancelled	704
Mar.	3	Notice of hearing	796
Mar.	31	Co-introducer added	1228
Apr.	1	Placed on General File	1244
May	19	Bracketed	2066
May	26	Referred for review	2204
June	4	Placed on Select File	2313
June	5	Laid over	2353
June	6	Referred for engrossment	2380
June	9	Replaced on Select File	2388
June	10	Referred for engrossment	2450
June	16	Replaced on Select File	2530
June	17	Referred for engrossment	2572
June	18	Correctly engrossed	2597
June	24	Final Reading	2709
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 988 By Harsh

		Page
Feb. 5	Read first time	413
Feb. 6	Referred to Committee on Education	429
Feb. 25	Notice of hearing	724
Mar. 20	Placed on General File	1087
Apr. 10	Referred for review	1364
Apr. 14	Placed on Select File	1411
Apr. 15	Referred for engrossment	1446
Apr. 18	Correctly engrossed	1515
Apr. 25	Final Reading	1641
Apr. 28	Correctly enrolled	1667
Apr. 28	President signed	1682
Apr. 29	Presented to Governor	1731
Apr. 30	Approved by Governor	1734

LEGISLATIVE BILL 989 By Adamson

Feb. 5	Read first time	413
Feb. 6	Referred to Committee on Education	430
Mar. 24	Notice of hearing	1125
Apr. 29	Indefinitely postponed	1725

LEGISLATIVE BILL 990 By Carstens

Feb. 5	Read first time	413
Feb. 6	Referred to Committee on Education	430
Mar. 17	Notice of hearing	1008
Apr. 10	Indefinitely postponed	1373

LEGISLATIVE BILL 991 By Wiltse, Schmit, Swanson, Kokes, Wallwey

Feb. 5	Read first time	414
Feb. 6	Referred to Committee on Judiciary	430
Feb. 26	Notice of hearing	756
Apr. 18	Placed on General File	1517
May 13	Referred for review	1976
May 16	Placed on Select File	2030
May 19	Referred for engrossment	2056
May 27	Correctly engrossed	2222
June 4	Final Reading	2322
June 5	Correctly enrolled	2342
June 5	President signed	2343
June 6	Presented to Governor	2383
June 9	Approved by Governor	2386

LEGISLATIVE BILL 992 By Orme, Batchelder, Waldo

			Page
Feb.	5	Read first time	414
Feb.	6	Referred to Committee on Education	430
Mar.	17	Notice of hearing	1008
Apr.	10	Placed on General File	1372
May	26	Referred for review	2209
June	3	Placed on Select File	2285
June	4	Referred for engrossment	2331
June	12	Replaced on Select File	2479
June	13	Referred for engrossment	2510
June	16	Correctly engrossed	2531
June	19	Final Reading	2637
June	19	Explanation of vote	2645
June	19	Explanation of vote	2655
June	20	Correctly enrolled. President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 993 By Mahoney, Skarda

Feb.	5	Read first time	414
Feb.	6	Referred to Committee on Revenue	430
Feb.	25	Notice of hearing	723
May	9	Placed on General File	1912
Aug.	6	Motion	3388
Aug.	6	Motion renewed. Indefinitely postponed	3389

LEGISLATIVE BILL 994 By Orme, Swanson, Warner

Feb.	5	Read first time	414
Feb.	6	Referred to Committee on Public Works	430
Feb.	28	Notice of hearing	779
Mar.	11	Placed on General File	941
Apr.	1	Referred for review	1257
Apr.	8	Placed on Select File	1313
Apr.	9	Referred for engrossment	1350
Apr.	11	Correctly engrossed	1386
Apr.	14	Request. Returned to Select File	1415
Apr.	14	Referred for re-engrossment	1416
Apr.	17	Correctly re-engrossed	1496
Apr.	22	Final Reading	1569
Apr.	23	Correctly enrolled. President signed	1614
Apr.	24	Presented to Governor	1633
Apr.	28	Approved by Governor	1660

LEGISLATIVE BILL 995 By Elrod

			Page
Feb.	5	Read first time	414
Feb.	6	Referred to Committee on Urban Affairs	430
Feb.	21	Notice of hearing	683
Mar.	17	Placed on General File	1010
Apr.	2	Referred for review	1290
Apr.	10	Placed on Select File	1357
Apr.	11	Motion	1388
Apr.	14	Bracketed	1416
Apr.	16	Referred for engrossment	1465
Apr.	23	Correctly engrossed	1614
May	1	Final Reading	1774
May	2	Correctly enrolled. Speaker signed	1790
May	2	Explanation of vote	1799
May	5	Presented to Governor	1826
May	7	Approved by Governor	1865

LEGISLATIVE BILL 996 By Elrod

Feb.	5	Read first time	415
Feb.	6	Referred to Committee on Urban Affairs	430
Feb.	21	Notice of hearing	683
Mar.	17	Indefinitely postponed	1009

LEGISLATIVE BILL 997 By Elrod

Feb.	5	Read first time	415
Feb.	6	Referred to Committee on Urban Affairs	430
Feb.	21	Notice of hearing	683
Mar.	17	Placed on General File	1010
Apr.	2	Referred for review	1290
Apr.	10	Placed on Select File	1357
Apr.	11	Referred for engrossment	1388
Apr.	17	Correctly engrossed	1496
Apr.	22	Final Reading	1570
Apr.	23	Correctly enrolled. President signed	1614
Apr.	24	Presented to Governor	1633
Apr.	28	Approved by Governor	1660

LEGISLATIVE BILL 998 By Elrod

Feb.	5	Read first time	415
Feb.	6	Referred to Committee on Urban Affairs	430
Feb.	21	Notice of hearing	683
Mar.	17	Indefinitely postponed	1009

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LEGISLATIVE BILL 999 By Robinson, Waldron, Ziebarth

Feb.	5	Read first time	415
Feb.	6	Referred to Committee on Public Works	430
Mar.	6	Notice of hearing	858
Mar.	10	Hearing cancelled	901
Mar.	27	Notice of hearing	1187
May	21	Placed on General File	2109
Aug.	11	Motion. Indefinitely postponed	3449
Aug.	11	Motion	3459

LEGISLATIVE BILL 1000 By Luedtke, Pedersen

Feb.	5	Read first time	415
Feb.	6	Referred to Committee on Judiciary	430
Feb.	26	Notice of hearing	756
Apr.	14	Placed on General File	1419
May	22	Considered	2145
May	26	Referred for review	2209
June	3	Placed on Select File	2285
June	4	Referred for engrossment	2331
June	12	Correctly engrossed	2480
June	17	Failed on Final Reading	2560
June	18	Motion. Failed on Final Reading	2590

LEGISLATIVE BILL 1001 By Robinson, Wallwey, Stull, Wiltse, Orme

Feb.	5	Read first time	416
Feb.	6	Referred to Committee on Budget	430
Mar.	7	Notice of hearing	870
June	19	Placed on General File	2658
July	18	Referred for review	3042
July	25	Placed on Select File	3146
July	28	Referred for engrossment	3172
July	31	Correctly engrossed	3237
Aug.	5	Final Reading	3320
Aug.	6	Correctly enrolled. Speaker signed	3341
Aug.	7	Presented to Governor	3409
Aug.	7	Approved by Governor	3415

LEGISLATIVE BILL 1002 By Knight

Feb.	5	Read first time	416
Feb.	6	Referred to Committee on Public Health and Welfare	430
Feb.	21	Notice of hearing	702
Mar.	20	Placed on General File	1061

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May	12	Referred for review	1948
May	14	Placed on Select File	1985
May	15	Referred for engrossment	2015
May	20	Correctly engrossed	2082
May	23	Final Reading	2160
May	26	Correctly enrolled. Speaker signed	2185
May	27	Presented to Governor	2237
June	3	Approved by Governor	2280

LEGISLATIVE BILL 1003 By Luedtke

Feb.	5	Read first time	418
Feb.	6	Referred to Committee on Banking, Commerce and Insurance	430
Mar.	5	Notice of hearing	845
Apr.	16	Indefinitely postponed	1480

LEGISLATIVE BILL 1004 By Stull

Feb.	5	Read first time	418
Feb.	6	Referred to Committee on Judiciary	430
Feb.	26	Notice of hearing	756
Apr.	14	Placed on General File	1419
May	9	Referred for review	1920
May	13	Placed on Select File	1957
May	14	Referred for engrossment	1996
May	20	Replaced on Select File	2078
May	21	Referred for engrossment	2104
May	22	Correctly engrossed	2128
May	26	Final Reading	2193
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 1005 By Pedersen, Orme

Feb.	6	Read first time	433
Feb.	7	Referred to Committee on Public Health and Welfare	449
Mar.	7	Notice of hearing	880
Apr.	28	Indefinitely postponed	1686

LEGISLATIVE BILL 1006 By Pedersen, Holmquist

Feb.	6	Read first time	433
Feb.	7	Referred to Committee on Public Works	449
Mar.	27	Notice of hearing	1187

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May	26	Placed on General File	2195
June	23	Referred for review	2701
June	26	Placed on Select File	2802
June	27	Referred for engrossment	2835
July	7	Correctly engrossed	2847
July	9	Final Reading	2879
July	10	Correctly enrolled. President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 1007 By Kremer

Feb.	6	Read first time	434
Feb.	7	Referred to Committee on Agriculture and Recreation	449
Feb.	26	Notice of hearing	746
Mar.	12	Placed on General File	954
Apr.	1	Referred for review	1257
Apr.	8	Placed on Select File	1314
Apr.	9	Referred for engrossment	1350
Apr.	15	Correctly engrossed	1439
Apr.	18	Final Reading	1511
Apr.	21	Correctly enrolled	1550
Apr.	21	President signed	1551
Apr.	22	Presented to Governor	1593
Apr.	24	Approved by Governor	1627

LEGISLATIVE BILL 1008 By Kokes

Feb.	6	Read first time	434
Feb.	7	Referred to Committee on Education	449
Mar.	24	Notice of hearing	1125
Apr.	15	Placed on General File	1443
June	26	Motion. Indefinitely postponed	2800

LEGISLATIVE BILL 1009 By Wenzlaff, Syas

Feb.	6	Read first time	434
Feb.	7	Referred to Committee on Agriculture and Recreation	449
Feb.	26	Notice of hearing	746
Apr.	23	Placed on General File	1614
July	18	Referred for review	3034
July	23	Placed on Select File	3093
July	24	Referred for engrossment	3138
July	28	Replaced on Select File	3163

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July	29	Referred for engrossment	3193
July	31	Replaced on Select File	3235
Aug.	1	Referred for engrossment	3272
Aug.	4	Correctly engrossed	3280
Aug.	7	Final Reading	3397
Aug.	8	Correctly enrolled. President signed	3422
Aug.	11	Presented to Governor	3443
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 1010 By Carpenter

Feb.	6	Read first time	434
Feb.	7	Referred to Committee on Public Works	449
Mar.	13	Notice of hearing	971
Mar.	26	Placed on General File	1171
Apr.	16	Referred for review	1469
Apr.	18	Placed on Select File	1514
Apr.	21	Referred for engrossment	1552
Apr.	24	Correctly engrossed	1628
May	2	Final Reading	1793
May	5	Correctly enrolled	1824
May	5	President signed	1825
May	6	Presented to Governor	1855
May	8	Approved by Governor	1889

LEGISLATIVE BILL 1011 By Carpenter

Feb.	6	Read first time	434
Feb.	7	Referred to Committee on Public Works	449
Mar.	13	Notice of hearing	971
Mar.	26	Placed on General File	1171
Apr.	16	Referred for review	1469
Apr.	18	Placed on Select File	1514
Apr.	21	Referred for engrossment	1552
Apr.	24	Correctly engrossed	1628
May	2	Final Reading	1794
May	5	Correctly enrolled	1824
May	5	President signed	1825
May	6	Presented to Governor	1855
May	8	Approved by Governor	1889

LEGISLATIVE BILL 1012 By Carpenter

Feb.	6	Read first time	435
Feb.	7	Referred to Committee on Miscellaneous Subjects	449
Mar.	3	Notice of hearing	796
Apr.	29	Placed on General File	1711

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May	20	Referred for review	2094
May	27	Placed on Select File	2219
May	28	Referred for engrossment	2268
June	5	Correctly engrossed	2342
June	10	Final Reading	2433
June	11	Correctly enrolled	2462
June	11	President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1013 By Burbach, Johnson, Holmquist

Feb.	6	Read first time	435
Feb.	7	Referred to Committee on Miscellaneous Subjects	449
Mar.	3	Notice of hearing	796
Apr.	1	Placed on General File	1251
Apr.	18	Referred for review	1531
Apr.	22	Placed on Select File	1579
Apr.	23	Referred for engrossment	1618
Apr.	25	Correctly engrossed	1647
May	2	Final Reading	1797
May	5	Correctly enrolled	1824
May	5	President signed	1825
May	6	Presented to Governor	1855
May	8	Approved by Governor	1889

LEGISLATIVE BILL 1014 By Swanson

Feb.	6	Read first time	435
Feb.	7	Referred to Committee on Judiciary	449
Feb.	26	Notice of hearing	756
Mar.	27	Placed on General File	1203
Apr.	16	Referred for review	1469
Apr.	21	Placed on Select File	1548
Apr.	22	Referred for engrossment	1592
Apr.	24	Correctly engrossed	1628
May	2	Final Reading	1794
May	5	Correctly enrolled	1824
May	5	President signed	1825
May	6	Presented to Governor	1855
May	8	Approved by Governor	1889

LEGISLATIVE BILL 1015 By Swanson

Feb.	6	Read first time	435

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Feb.	7	Referred to Committee on Banking, Commerce and Insurance	449
Feb.	21	Notice of hearing	701
Apr.	10	Placed on General File	1372
May	9	Referred for review	1917
May	13	Placed on Select File	1952
May	14	Referred for engrossment	1994
May	19	Correctly engrossed	2054
May	22	Laid over	2130
May	23	Bracketed	2164
May	27	Referred for re-engrossment	2249
June	3	Correctly re-engrossed	2286
June	6	Final Reading	2376
June	9	Correctly enrolled. Speaker signed	2392
June	10	Presented to Governor	2447
June	11	Approved by Governor	2458

LEGISLATIVE BILL 1016 By Waldron, Elrod

Feb.	6	Read first time	435
Feb.	7	Referred to Committee on Revenue	449
Feb.	25	Notice of hearing	723
May	9	Indefinitely postponed	1923

LEGISLATIVE BILL 1017 By Adamson, Warner

Feb.	6	Read first time	435
Feb.	7	Referred to Committee on Budget	449
Mar.	7	Notice of hearing	870
June	5	Placed on General File	2343
July	8	Referred for review	2862
July	11	Placed on Select File	2920
July	14	Referred for engrossment	2954
July	18	Correctly engrossed	3032
July	24	Failed on Final Reading	3127
July	28	Explanation of vote	3177

LEGISLATIVE BILL 1018 By Warner

Feb.	6	Read first time	436
Feb.	7	Referred to Committee on Revenue	449
Feb.	25	Notice of hearing	723
May	21	Placed on General File	2119
June	18	Laid over	2618
July	8	Bracketed	2862
Aug.	15	Referred for review	3591
Aug.	22	Placed on Select File	3830

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Aug.	22	Laid over	3831
Aug.	25	Laid over	3918
Aug.	27	Motion. Indefinitely postponed	3987

LEGISLATIVE BILL 1019 By Warner

Feb.	6	Read first time	436
Feb.	7	Referred to Committee on Public Works	449
Mar.	27	Notice of hearing	1187
June	19	Placed on General File	2643
Aug.	15	Motion. Indefinitely postponed	3579

LEGISLATIVE BILL 1020 By Waldron, Holmquist, Swanson, Simpson, Pedersen

Feb.	6	Read first time	436
Feb.	7	Referred to Committee on Government and Military Affairs	449
Feb.	21	Notice of hearing	683
Apr.	1	Notice of hearing	1260
Apr.	15	Placed on General File	1452
June	9	Referred for review	2424
June	11	Placed on Select File	2462
June	12	Referred for engrossment	2492
June	19	Correctly engrossed	2628
June	24	Final Reading	2724
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 1021 By Moylan

Feb.	6	Read first time	436
Feb.	7	Referred to Committee on Miscellaneous Subjects	449
Mar.	3	Notice of hearing	796
Apr.	21	Placed on General File	1551
May	15	Referred for review	2020
May	19	Placed on Select File	2054
May	20	Referred for engrossment	2085
May	27	Correctly engrossed	2223
May	27	Referred for re-engrossment	2249
June	3	Correctly re-engrossed	2286
June	6	Final Reading	2377
June	9	Correctly enrolled. Speaker signed	2392
June	10	Presented to Governor	2447
June	11	Approved by Governor	2458

LEGISLATIVE BILL 1022 By Moylan, Burbach

Feb.	6	Read first time	436
Feb.	7	Referred to Committee on Education	449
Mar.	17	Notice of hearing	1009
Mar.	27	Co-introducer added	1183
May	9	Indefinitely postponed	1925

LEGISLATIVE BILL 1023 By Budd, Wylie, Holmquist

Feb.	7	Read first time	446
Feb.	10	Referred to Committee on Banking, Commerce and Insurance	475
Mar.	5	Notice of hearing	845
May	5	Placed on General File	1829
May	26	Referred for review	2212
June	6	Placed on Select File	2368
June	9	Referred for engrossment	2412
June	18	Replaced on Select File	2594
June	19	Referred for engrossment	2649
June	20	Correctly engrossed	2664
June	25	Final Reading	2755
June	26	Correctly enrolled	2784
June	26	Speaker signed	2785
June	27	Presented to Governor	2818
July	7	Approved by Governor	2846

LEGISLATIVE BILL 1024 By Holmquist

Feb.	7	Read first time	446
Feb.	7	Co-introducer added	454
Feb.	10	Referred to Committee on Banking, Commerce and Insurance	475
Mar.	6	Notice of hearing	863
Apr.	24	Placed on General File	1630
May	15	Referred for review	2021
May	21	Placed on Select File	2098
May	22	Referred for engrossment	2131
May	27	Correctly engrossed	2223
June	4	Final Reading	2323
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 1025 By Kokes, Elrod, Robinson, Ziebarth

Feb.	7	Read first time	446

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Feb.	10	Co-introducer added	456
Feb.	10	Referred to Committee on Government and Military Affairs	475
Feb.	21	Notice of hearing	683
Apr.	1	Notice of hearing	1260
Apr.	28	Placed on General File	1670
May	13	Referred for review	1977
May	16	Placed on Select File	2031
May	19	Referred for engrossment	2057
May	21	Motion	2106
May	23	Motion. Returned to Select File. Referred for engrossment	2164
May	27	Replaced on Select File	2216
May	28	Referred for engrossment	2266
June	9	Replaced on Select File	2388
June	10	Referred for engrossment	2450
June	11	Correctly engrossed	2462
June	16	Final Reading	2537
June	17	Correctly enrolled	2555
June	17	President signed	2556
June	18	Presented to Governor	2598
June	20	Approved by Governor	2660

LEGISLATIVE BILL 1026 By Luedtke, Wylie

Feb.	7	Read first time	447
Feb.	10	Referred to Committee on Judiciary	475
Apr.	11	Re-referred to Urban Affairs	1383
Apr.	14	Notice of hearing	1397
Apr.	28	Placed on General File	1669
July	18	Referred for review	3039
July	25	Placed on Select File	3145
July	28	Referred for engrossment	3172
July	31	Correctly engrossed	3237
Aug.	5	Final Reading	3321
Aug.	6	Correctly enrolled. Speaker signed	3341
Aug.	7	Presented to Governor	3409
Aug.	7	Approved by Governor	3415

LEGISLATIVE BILL 1027 By Luedtke

Feb.	7	Read first time	447
Feb.	10	Referred to Committee on Judiciary	475
Apr.	11	Re-referred to Committee on Labor. Notice of hearing	1383
Apr.	22	Placed on General File	1580
May	13	Referred for review	1978

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May	19	Placed on Select File	2052
May	20	Referred for engrossment	2084
May	26	Replaced on Select File	2177
May	27	Referred for engrossment	2240
June	5	Correctly engrossed	2342
June	10	Final Reading	2434
June	11	Correctly enrolled. President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1028 By Elrod, Robinson, Kremer

Feb.	7	Read first time	447
Feb.	10	Referred to Committee on Agriculture and Recreation	475
Feb.	26	Notice of hearing	746
Apr.	29	Placed on General File	1724
July	30	Referred for review	3226
Aug.	5	Placed on Select File	3316
Aug.	6	Referred for engrossment	3386
Aug.	11	Correctly engrossed	3432
Aug.	18	Final Reading	3603
Aug.	19	Correctly enrolled. President signed	3713
Aug.	20	Presented to Governor	3778
Aug.	21	Approved by Governor	3808
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 1029 By Elrod, Robinson

Feb.	7	Read first time	447
Feb.	10	Referred to Committee on Miscellaneous Subjects	475
Mar.	24	Request. Laid over	1130
Mar.	25	Request renewed. Withdrawn	1141

LEGISLATIVE BILL 1030 By Elrod, Robinson

Feb.	7	Read first time	447
Feb.	10	Referred to Committee on Agriculture and Recreation	475
Feb.	26	Notice of hearing	746
Apr.	29	Placed on General File	1724
May	15	Referred for review	2025
May	22	Placed on Select File	2127
May	23	Referred for engrossment	2163
May	28	Correctly engrossed	2265
June	5	Final Reading	2346

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June	6	Correctly enrolled	2372
June	6	Speaker signed	2373
June	9	Presented to Governor	2410
June	11	Approved by Governor	2458

LEGISLATIVE BILL 1031 By Carpenter

Feb.	10	Read first time	476
Feb.	11	Referred to Committee on Revenue	496
Feb.	25	Notice of hearing	723
Apr.	21	Placed on General File	1550
May	13	Referred for review	1978
May	16	Placed on Select File	2034
May	19	Referred for engrossment	2057
May	23	Correctly engrossed	2153
May	27	Final Reading	2233
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 1032 By Carpenter

Feb.	10	Read first time	476
Feb.	11	Referred to Committee on Revenue	496
Feb.	25	Notice of hearing	723
Apr.	10	Indefinitely postponed	1361

LEGISLATIVE BILL 1033 By Danner

Feb.	10	Read first time	476
Feb.	11	Referred to Committee on Miscellaneous Subjects	496
Mar.	3	Notice of hearing	796
May	12	Placed on General File	1934
Aug.	7	Considered	3409
Aug.	7	Motion. Indefinitely postponed	3410

LEGISLATIVE BILL 1034 By Carpenter

Feb.	10	Read first time	476
Feb.	11	Referred to Committee on Miscellaneous Subjects	496
Mar.	3	Notice of hearing	796
Apr.	29	Indefinitely postponed	1708

LEGISLATIVE BILL 1035 By Carpenter

Feb.	10	Read first time	476
Feb.	11	Referred to Committee on Revenue	496
Feb.	25	Notice of hearing	723

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Apr.	10	Placed on General File	1361
May	6	Referred for review	1854
May	8	Placed on Select File	1899
May	9	Referred for engrossment	1916
May	13	Correctly engrossed	1967
May	16	Final Reading	2039
May	19	Correctly enrolled	2054
May	19	President signed	2055
May	20	Presented to Governor	2088
May	22	Approved by Governor	2123

LEGISLATIVE BILL 1036 By Orme

Feb.	10	Read first time	476
Feb.	11	Referred to Committee on Public Health and Welfare	496
Apr.	14	Notice of hearing	1396
Apr.	24	Hearing cancelled. Hearing reset	1627
May	20	Indefinitely postponed	2090
May	21	Motion. Laid over	2106
May	28	Motion renewed. Placed on General File	2271
Aug.	14	Referred for review	3541
Aug.	20	Placed on Select File	3784
Aug.	20	Referred for engrossment	3788
Aug.	25	Correctly engrossed	3930
Aug.	27	Final Reading	3984
Aug.	28	Correctly enrolled. Speaker signed	4010
Aug.	29	Presented to Governor	4042
Sept.	16	Approved by Governor	4054
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1037 By Clark

Feb.	10	Read first time	477
Feb.	11	Referred to Committee on Judiciary	496
Feb.	26	Notice of hearing	757
May	9	Placed on General File	1926
July	22	Motion. Laid over	3091
Aug.	6	Referred for review	3389
Aug.	11	Placed on Select File	3431
Aug.	12	Referred for engrossment	3484
Aug.	14	Correctly engrossed	3520
Aug.	19	Final Reading	3715
Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782
Aug.	21	Presented to Governor	3804

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Aug.	25	Approved by Governor	3935
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 1038 By Clark

Feb.	10	Read first time	477
Feb.	11	Referred to Committee on Judiciary	496
Feb.	26	Notice of hearing	757
Apr.	14	Indefinitely postponed	1417

LEGISLATIVE BILL 1039 By Klaver

Feb.	10	Read first time	477
Feb.	11	Referred to Committee on Judiciary	496
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1517
May	15	Referred for review	2019
May	19	Placed on Select File	2054
May	20	Referred for engrossment	2085
May	27	Correctly engrossed	2223
June	4	Final Reading	2323
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 1040 By Carpenter

Feb.	10	Read first time	477
Feb.	11	Referred to Committee on Public Health and Welfare	496
Feb.	27	Notice of hearing	764
Mar.	7	Hearing reset	880
Mar.	20	Placed on General File	1061
Apr.	10	Referred for review	1362
Apr.	15	Placed on Select File	1430
Apr.	16	Referred for engrossment	1463
Apr.	23	Replaced on Select File	1611
Apr.	25	Referred for engrossment	1653
Apr.	28	Correctly engrossed	1666
May	6	Final Reading	1840
May	7	Correctly enrolled. President signed	1866
May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 1041 By Pedersen

		Page
Feb. 10	Read first time	477
Feb. 11	Referred to Committee on Public Health and Welfare	497
Mar. 7	Notice of hearing	880
Apr. 28	Placed on General File	1685
June 26	Referred for review	2801
June 27	Placed on Select File	2823
June 27	Referred for engrossment	2840
July 7	Replaced on Select File	2846
July 8	Referred for engrossment	2857
July 9	Correctly engrossed	2870
July 14	Final Reading	2944
July 15	Correctly enrolled	2967
July 15	Speaker signed	2979
July 16	Presented to Governor	2993
July 18	Approved by Governor	3042

LEGISLATIVE BILL 1042 By Danner

Feb. 10	Read first time	477
Feb. 11	Referred to Committee on Education	497
Feb. 25	Notice of hearing	724
Mar. 20	Indefinitely postponed	1086

LEGISLATIVE BILL 1043 By Danner

Feb. 10	Read first time	478
Feb. 11	Referred to Committee on Education	497
Feb. 25	Notice of hearing	724
Mar. 20	Placed on General File	1088
May 9	Change of order	1922
May 12	Referred for review	1946
May 14	Placed on Select File	1983
May 15	Referred for engrossment	2014
May 20	Correctly engrossed	2082
May 23	Laid over	2160
June 3	Final Reading	2290
June 4	Correctly enrolled. Speaker signed	2317
June 5	Presented to Governor	2352
June 9	Approved by Governor	2386

LEGISLATIVE BILL 1044 By Danner

Feb. 10	Read first time	478
Feb. 11	Referred to Committee on Education	497
Feb. 25	Notice of hearing	724
Mar. 20	Indefinitely postponed	1086

LEGISLATIVE BILL 1045 By Carpenter

			Page
Feb.	10	Read first time	478
Feb.	11	Referred to Committee on Government and Military Affairs	497
Feb.	26	Notice of hearing	759
May	21	Indefinitely postponed	2107

LEGISLATIVE BILL 1046 By Kennedy, Wenzlaff, Moylan

Feb.	10	Read first time	478
Feb.	11	Referred to Committee on Revenue	497
Feb.	25	Notice of hearing	722
Apr.	21	Placed on General File	1550
May	13	Referred for review	1978
May	19	Placed on Select File	2051
May	20	Referred for engrossment	2084
May	26	Correctly engrossed	2185
June	3	Final Reading	2288
June	4	Correctly enrolled. Speaker signed	2317
June	5	Presented to Governor	2352
June	9	Approved by Governor	2386

LEGISLATIVE BILL 1047 By Knight

Feb.	10	Read first time	478
Feb.	11	Referred to Committee on Agriculture and Recreation	497
Feb.	27	Notice of hearing	764
Apr.	11	Hearing cancelled. Hearing reset	1393
May	19	Placed on General File	2069
June	23	Referred for review	2699
June	26	Placed on Select File	2802
June	27	Referred for engrossment	2835
July	7	Correctly engrossed	2847
July	9	Final Reading	2880
July	10	Correctly enrolled. President signed	2901
July	11	Presented to Governor	2927
July	15	Approved by Governor	2964

LEGISLATIVE BILL 1048 By Proud

Feb.	10	Read first time	478
Feb.	11	Referred to Committee on Revenue	497
Feb.	25	Notice of hearing	723
Apr.	2	Indefinitely postponed	1287

LEGISLATIVE BILL 1049 By Mahoney

			Page
Feb.	10	Read first time	478
Feb.	11	Referred to Committee on Labor	497
Mar.	3	Notice of hearing	797
Mar.	27	Placed on General File	1203
May	19	Referred for review	2062
May	26	Placed on Select File	2183
May	27	Referred for engrossment	2241
June	3	Replaced on Select File	2283
June	4	Referred for engrossment	2331
June	11	Correctly engrossed	2462
June	16	Final Reading	2538
June	17	Correctly enrolled	2555
June	17	President signed	2556
June	18	Presented to Governor	2598
June	20	Approved by Governor	2660

LEGISLATIVE BILL 1050 By Skarda

Feb.	10	Read first time	479
Feb.	11	Referred to Committee on Public Health and Welfare	497
Feb.	19	Request. Laid over	648
Feb.	20	Request renewed. Withdrawn	678

LEGISLATIVE BILL 1051 By Whitney, Carstens

Feb.	10	Read first time	479
Feb.	11	Referred to Committee on Judiciary	497
Apr.	11	Re-referred to Committee on Urban Affairs	1383
Apr.	14	Notice of hearing	1397
Apr.	24	Placed on General File	1631
May	16	Referred for review	2044
May	23	Placed on Select File	2149
May	26	Referred for engrossment	2198
June	3	Correctly engrossed	2286
June	6	Final Reading	2378
June	9	Correctly enrolled. Speaker signed	2392
June	10	Presented to Governor	2447
June	11	Approved by Governor	2458

LEGISLATIVE BILL 1052 By Carpenter

Feb.	10	Read first time	479
Feb.	11	Referred to Committee on Education	497
Mar.	5	Notice of hearing	838
Mar.	28	Indefinitely postponed	1226

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LEGISLATIVE BILL 1053 By Keyes

Feb.	10	Read first time	479
Feb.	11	Referred to Committee on Public Works	497
Mar.	13	Notice of hearing	971
Mar.	27	Indefinitely postponed	1178

LEGISLATIVE BILL 1054 By Kokes, Marvel, Ziebarth, Elrod

Feb.	10	Read first time	479
Feb.	11	Referred to Committee on Government and Military Affairs	497
Feb.	21	Notice of hearing	683
Apr.	1	Notice of hearing	1260
Apr.	28	Placed on General File	1681
May	13	Referred for review	1977
May	16	Placed on Select File	2032
May	19	Considered. Laid over	2057
May	20	Referred for engrossment	2083
May	21	Motion. Motion lost	2106
May	27	Replaced on Select File	2217
May	28	Referred for engrossment	2266
June	5	Correctly engrossed	2342
June	10	Final Reading	2434
June	11	Correctly enrolled. President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1055 By Wenzlaff, Swanson

Feb.	10	Read first time	479
Feb.	11	Referred to Committee on Education	497
Mar.	17	Notice of hearing	1009
Apr.	10	Indefinitely postponed	1373

LEGISLATIVE BILL 1056 By Danner

Feb.	10	Read first time	480
Feb.	11	Referred to Committee on Education	497
Mar.	17	Notice of hearing	1009
Apr.	10	Indefinitely postponed	1373

LEGISLATIVE BILL 1057 By Moylan, Danner

Feb.	10	Read first time	480
Feb.	11	Referred to Committee on Education	497

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Apr.	8	Notice of hearing	1318
May	2	Indefinitely postponed	1818

LEGISLATIVE BILL 1058 By Carpenter

Feb.	11	Read first time	502
Feb.	12	Referred to Committee on Education	522
Mar.	5	Notice of hearing	838
Mar.	28	Indefinitely postponed	1226

LEGISLATIVE BILL 1059 By Waldron

Feb.	11	Read first time	502
Feb.	12	Referred to Committee on Government and Military Affairs	522
Feb.	26	Notice of hearing	759
May	21	Placed on General File	2114
June	23	Referred for review	2700
June	26	Placed on Select File	2803
June	27	Referred for engrossment	2835
July	7	Correctly engrossed	2847
July	9	Laid over	2880
July	10	Laid over	2904
July	14	Request	2931
July	14	Final Reading	2932
July	15	Correctly enrolled	2967
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1060 By Waldron

Feb.	11	Read first time	503
Feb.	12	Referred to Committee on Government and Military Affairs	522
Feb.	26	Notice of hearing	759
June	5	Indefinitely postponed	2366

LEGISLATIVE BILL 1061 By Knight

Feb.	11	Read first time	503
Feb.	12	Referred to Committee on Education	522
Apr.	15	Notice of hearing	1440
May	7	Placed on General File	1871
June	13	Referred for review	2514
June	18	Placed on Select File	2594
June	19	Referred for engrossment	2649

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June 23	Correctly engrossed	2690
June 26	Final Reading	2786
June 27	Correctly enrolled. Speaker signed	2812
June 27	Presented to Governor	2834
July 7	Approved by Governor	2846

LEGISLATIVE BILL 1062 By Duis

Feb. 11	Read first time	503
Feb. 12	Referred to Committee on Public Works	522
Mar. 20	Notice of hearing	1082
Apr. 2	Indefinitely postponed	1286

LEGISLATIVE BILL 1063 By Stull

Feb. 11	Read first time	503
Feb. 12	Referred to Committee on Revenue	522
Feb. 25	Notice of hearing	723
Mar. 18	Hearing cancelled. Hearing reset	1012
Apr. 2	Placed on General File	1287
Apr. 14	Change of order	1397
Apr. 14	Referred for review	1419
Apr. 16	Placed on Select File	1460
Apr. 17	Referred for engrossment	1497
Apr. 23	Correctly engrossed	1614
Apr. 29	Request. Returned to Select File	1732
Apr. 30	Referred for re-engrossment	1752
May 1	Replaced on Select File	1759
May 2	Referred for engrossment	1803
May 7	Correctly re-engrossed	1866
May 12	Final Reading	1944
May 13	Speaker signed	1958
May 13	Correctly enrolled	1967
May 14	Presented to Governor	1999
May 16	Approved by Governor	2029

LEGISLATIVE BILL 1064 By Stull

Feb. 11	Read first time	503
Feb. 12	Referred to Committee on Revenue	522
Mar. 4	Notice of hearing	815
Apr. 14	Request. Laid over	1415
Apr. 15	Request renewed. Withdrawn. Hearing cancelled	1440

LEGISLATIVE BILL 1065 By Orme

			Page
Feb.	11	Read first time	503
Feb.	12	Referred to Committee on Public Health and Welfare	522
Apr.	14	Notice of hearing	1396
Apr.	24	Hearing cancelled. Hearing reset	1627
May	8	Indefinitely postponed	1891

LEGISLATIVE BILL 1066 By Nore

Feb.	11	Read first time	504
Feb.	12	Referred to Committee on Agriculture and Recreation	522
Feb.	26	Notice of hearing	746
May	19	Placed on General File	2071
July	9	Change of order	2883
July	18	Considered	3043
July	21	Bracketed	3059
July	24	Referred for review	3139
July	31	Motion. Returned to General File	3259
Aug.	1	Considered	3274
Aug.	1	Bracketed	3275
Aug.	4	Referred for review	3309
Aug.	8	Placed on Select File	3422
Aug.	11	Bracketed	3441
Aug.	21	Referred for engrossment. Motion. Motion lost	3805
Aug.	29	Replaced on Select File	4031
Aug.	29	Referred for engrossment	4032
Sept.	16	Replaced on Select File	4058
Sept.	16	Referred for engrossment	4067
Sept.	16	Correctly engrossed	4068
Sept.	19	Final Reading	4213
Sept.	19	Correctly enrolled. Speaker signed	4237
Sept.	19	Presented to Governor	4244
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1067 By Carpenter, Clark

Feb.	11	Read first time	504
Feb.	12	Referred to Committee on Agriculture and Recreation	522
Feb.	27	Notice of hearing	764
Mar.	11	Hearing cancelled. Hearing reset	927
June	10	Placed on General File	2444
June	17	Bracketed	2550

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June	24	Laid over	2746
June	25	Referred for review	2775
June	27	Placed on Select File	2821
June	27	Referred for engrossment	2839
July	8	Correctly engrossed	2857
July	9	Motion. Returned to Select File	2890
July	9	Referred for re-engrossment	2891
July	14	Replaced on Select File	2930
July	15	Referred for re-engrossment	2973
July	22	Replaced on Select File	3066
July	23	Referred for re-engrossment	3098
July	31	Correctly re-engrossed	3237
Aug.	5	Final Reading	3322
Aug.	6	Correctly enrolled. Speaker signed	3341
Aug.	7	Presented to Governor	3409
Aug.	7	Approved by Governor	3415

LEGISLATIVE BILL 1068 By Carpenter

Feb.	11	Read first time	504
Feb.	12	Referred to Committee on Revenue	523
Mar.	4	Notice of hearing	815
Mar.	27	Hearing cancelled. Hearing reset	1202
May	9	Placed on General File	1923
May	27	Referred for review	2257
June	6	Placed on Select File	2371
June	9	Referred for engrossment	2412
June	13	Correctly engrossed	2504
June	18	Final Reading	2584
June	19	Correctly enrolled	2628
June	19	Speaker signed	2631
June	20	Presented to Governor	2675
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1069 By Carpenter

Feb.	11	Read first time	504
Feb.	12	Referred to Committee on Revenue	523
Feb.	25	Notice of hearing	724
May	15	Indefinitely postponed	2007

LEGISLATIVE BILL 1070 By Warner, Orme

Feb.	11	Read first time	504
Feb.	12	Referred to Committee on Budget	523
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1187

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May	20	Notice of hearing	2089
July	16	Placed on General File	2996
Aug.	12	Referred for review	3490
Aug.	19	Placed on Select File	3737
Aug.	19	Referred for engrossment	3757
Aug.	27	Correctly engrossed	3983
Sept.	19	Final Reading	4210
Sept.	19	Motion. Returned to Select File	4247
Sept.	19	Referred for re-engrossment	4248
Sept.	22	Replaced on Select File	4257
Sept.	22	Referred for engrossment. Correctly re-engrossed	4258
Sept.	24	Final Reading	4287
Sept.	24	Correctly enrolled. Speaker signed	4297
Sept.	24	Presented to Governor	4303
Sept.	30	Approved by Governor	4309

LEGISLATIVE BILL 1071 By Pedersen

Feb.	11	Read first time	505
Feb.	12	Referred to Committee on Education	523
Mar.	24	Notice of hearing	1125
Mar.	27	Hearing cancelled. Hearing reset	1174
Apr.	18	Placed on General File	1536
May	13	Referred for review	1978
May	16	Placed on Select File	2032
May	19	Referred for engrossment	2057
May	26	Correctly engrossed	2185
June	3	Final Reading	2289
June	4	Correctly enrolled. Speaker signed	2317
June	5	Presented to Governor	2352
June	9	Approved by Governor	2386

LEGISLATIVE BILL 1072 By Luedtke

Feb.	11	Read first time	505
Feb.	12	Referred to Committee on Revenue	523
Feb.	28	Notice of hearing	791
May	9	Placed on General File	1923
Aug.	6	Motion. Indefinitely postponed	3393
Aug.	7	Motion	3409
Aug.	12	Referred for review	3495
Aug.	15	Placed on Select File	3587
Aug.	15	Referred for engrossment	3590
Aug.	26	Correctly engrossed	3953
Aug.	28	Final Reading	4018
Aug.	29	Correctly enrolled. President signed	4032

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Aug.	29	Presented to Governor	4051
Sept.	16	Approved by Governor	4055

LEGISLATIVE BILL 1073 By Budget Committee

Feb.	11	Motion. Read first time	505
Feb.	12	Referred to Committee on Budget	523
Mar.	7	Notice of hearing	870
Mar.	17	Placed on General File	1009
Apr.	2	Referred for review	1290
Apr.	10	Placed on Select File	1357
Apr.	11	Referred for engrossment	1388
Apr.	17	Correctly engrossed	1496
Apr.	22	Final Reading	1571
Apr.	23	Correctly enrolled. President signed	1614
Apr.	24	Presented to Governor	1633
Apr.	28	Approved by Governor	1660

LEGISLATIVE BILL 1074 By Budget Committee

Feb.	11	Motion. Read first time	505
Feb.	12	Referred to Committee on Public Health and Welfare	523
Mar.	7	Notice of hearing	880
Apr.	21	Placed on General File	1560
May	16	Referred for review	2044
May	23	Placed on Select File	2149
May	26	Referred for engrossment	2197
June	3	Correctly engrossed	2286
June	6	Final Reading	2378
June	9	Correctly enrolled. Speaker signed	2392
June	10	Presented to Governor	2447
June	11	Approved by Governor	2458

LEGISLATIVE BILL 1075 By Holmquist, Johnson, Hasebroock

Feb.	11	Read first time	506
Feb.	12	Referred to Committee on Judiciary	523
Mar.	25	Notice of hearing	1148
May	9	Placed on General File	1926
Aug.	6	Referred for review	3390
Aug.	11	Placed on Select File	3431
Aug.	12	Referred for engrossment	3484
Aug.	15	Correctly engrossed	3549
Aug.	19	Final Reading	3719
Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782

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Aug.	21	Presented to Governor	3804
Aug.	25	Approved by Governor	3935
Sept.	22	Explanation of vote	4268
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1076 By Schreurs

Feb.	11	Read first time	506
Feb.	12	Referred to Committee on Judiciary	523
Mar.	12	Notice of hearing	944
Apr.	25	Placed on General File	1650
May	15	Referred for review	2023
May	21	Placed on Select File	2099
May	22	Referred for engrossment	2132
May	28	Correctly engrossed	2265
June	5	Final Reading	2347
June	6	Correctly enrolled	2372
June	6	Speaker signed	2373
June	9	Presented to Governor	2410
June	11	Approved by Governor	2458

LEGISLATIVE BILL 1077 By Clark, Swanson, Wylie

Feb.	11	Read first time	506
Feb.	12	Referred to Committee on Judiciary	523
Mar.	20	Request. Laid over	1086
Mar.	21	Request renewed. Withdrawn	1100

LEGISLATIVE BILL 1078 By Clark, Swanson, Wylie

Feb.	11	Read first time	506
Feb.	12	Referred to Committee on Judiciary	523
Mar.	20	Request. Laid over	1086
Mar.	21	Request renewed. Withdrawn	1100

LEGISLATIVE BILL 1079 By Wylie

Feb.	11	Read first time	506
Feb.	12	Referred to Committee on Miscellaneous Subjects	523
Mar.	3	Notice of hearing	796
Apr.	1	Indefinitely postponed	1251

LEGISLATIVE BILL 1080 By Duis

Feb.	11	Read first time	506
Feb.	12	Referred to Committee on Agriculture and Recreation	523

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Feb.	27	Notice of hearing	764
Apr.	21	Co-introducer added	1563
Apr.	23	Placed on General File	1614
May	15	Considered	2020
May	20	Placed on Select File	2081
May	21	Referred for engrossment	2105
May	27	Correctly engrossed	2223
June	4	Final Reading	2324
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 1081 By Wallwey

Feb.	11	Read first time	507
Feb.	12	Referred to Committee on Public Health and Welfare	523
Apr.	8	Notice of hearing	1293
June	24	Indefinitely postponed	2740

LEGISLATIVE BILL 1082 By Whitney, Reynolds, Burbach, Wylie, Moulton, Waldo, Clark, Nore, Moylan, Bloom, Mahoney, Carpenter

Feb.	11	Read first time	507
Feb.	12	Referred to Committee on Education	523
Mar.	27	Notice of hearing	1174
June	19	Indefinitely postponed	2642

LEGISLATIVE BILL 1083 By Mahoney, Carpenter, Warner

Feb.	12	Read first time	525
Feb.	13	Referred to Committee on Education	535
Feb.	18	Co-introducers added	635
Mar.	5	Notice of hearing	838
Mar.	26	Considered	1166
May	22	Placed on General File	2141
June	17	Laid over	2579
June	18	Change of order	2609
June	18	Referred for review	2610
June	20	Placed on Select File	2663
June	23	Referred for engrossment	2691
June	25	Returned to Select File. Referred for engrossment	2771
June	26	Replaced on Select File	2782
June	27	Referred for engrossment	2831

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July	7	Correctly engrossed	2847
July	9	Laid over	2880
July	11	Final Reading	2922
July	14	Correctly enrolled	2931
July	14	Explanation of vote	2947
July	14	Speaker signed	2962
July	15	Presented to Governor	2980
July	16	Explanation of vote	2989
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1084 By Simpson

Feb.	12	Read first time	525
Feb.	13	Referred to Committee on Government and Military Affairs	535
Feb.	26	Notice of hearing	759
Apr.	29	Placed on General File	1727
May	20	Referred for review	2095
May	27	Placed on Select File	2220
May	28	Referred for engrossment	2268
June	5	Correctly engrossed	2342
June	10	Final Reading	2435
June	11	Correctly enrolled. President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1085 By Wenzlaff

Feb.	12	Read first time	525
Feb.	13	Referred to Committee on Judiciary	535
Apr.	11	Re-referred to Committee on Labor	1383
Apr.	16	Notice of hearing	1462
Apr.	25	Placed on General File	1648
July	18	Referred for review	3035
July	23	Placed on Select File	3094
July	24	Referred for engrossment	3139
July	28	Correctly engrossed	3166
July	28	Returned to Select File	3178
Aug.	7	Correctly re-engrossed	3396
Aug.	12	Final Reading	3478
Aug.	13	Correctly enrolled. Speaker signed	3501
Aug.	14	Presented to Governor	3538
Aug.	14	Approved by Governor	3547

LEGISLATIVE BILL 1086 By Craft

Feb.	12	Read first time	525

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Feb.	13	Referred to Committee on Banking, Commerce and Insurance	535
Feb.	21	Notice of hearing	701
Apr.	24	Indefinitely postponed	1631

LEGISLATIVE BILL 1087 By Danner

Feb.	12	Read first time	525
Feb.	13	Referred to Committee on Judiciary	535
Mar.	12	Notice of hearing	944
Apr.	18	Indefinitely postponed	1517

LEGISLATIVE BILL 1088 By Adamson

Feb.	12	Read first time	526
Feb.	13	Referred to Committee on Education	535
Apr.	15	Notice of hearing	1441
May	9	Placed on General File	1925
May	22	Change of order	2133
May	23	Referred for review	2173
June	3	Placed on Select File	2284
June	4	Referred for engrossment	2331
June	10	Correctly engrossed	2428
June	13	Final Reading	2507
June	16	Correctly enrolled. President signed	2531
June	17	Presented to Governor	2570
June	19	Approved by Governor	2623

LEGISLATIVE BILL 1089 By Pedersen

Feb.	12	Read first time	526
Feb.	13	Referred to Committee on Judiciary	535
Apr.	11	Re-referred to Committee on Urban Affairs	1383
Apr.	14	Notice of hearing	1397
Apr.	24	Placed on General File	1632
May	15	Referred for review	2021
May	28	Placed on Select File	2260
June	3	Referred for engrossment	2295
June	6	Correctly engrossed	2372
June	11	Final Reading	2466
June	12	Correctly enrolled. President signed	2481
June	13	Presented to Governor	2511
June	16	Approved by Governor	2528

LEGISLATIVE BILL 1090 By Carstens

Feb.	12	Read first time	526

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Feb.	13	Referred to Committee on Public Health and Welfare	535
Feb.	26	Notice of hearing	759
Mar.	20	Request. Laid over	1086
Mar.	21	Request renewed. Withdrawn	1100

LEGISLATIVE BILL 1091 By Proud

Feb.	12	Read first time	526
Feb.	13	Referred to Committee on Judiciary	535
Mar.	4	Notice of hearing	815
May	9	Indefinitely postponed	1912

LEGISLATIVE BILL 1092 By Proud

Feb.	12	Read first time	526
Feb.	13	Referred to Committee on Public Works	536
Mar.	13	Notice of hearing	971
Apr.	22	Placed on General File	1598
July	30	Referred for review	3225
Aug.	4	Placed on Select File	3278
Aug.	5	Bracketed	3326
Aug.	29	Unbracketed. Referred for engrossment. Returned to Select File	4042
Aug.	29	Referred for engrossment	4045
Aug.	29	Motion	4046
Aug.	29	Request. Withdrawn	4050

LEGISLATIVE BILL 1093 By Carpenter

Feb.	12	Read first time	526
Feb.	13	Referred to Committee on Miscellaneous Subjects	536
Mar.	3	Notice of hearing	796
Apr.	29	Indefinitely postponed	1708

LEGISLATIVE BILL 1094 By Knight

Feb.	12	Read first time	527
Feb.	13	Referred to Committee on Education	536
Mar.	5	Notice of hearing	838
June	19	Indefinitely postponed	2642

LEGISLATIVE BILL 1095 By Orme, Elrod

Feb.	12	Read first time	527
Feb.	13	Referred to Committee on Labor	536
Mar.	3	Notice of hearing	797
Mar.	27	Placed on General File	1203

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May	16	Change of order	2040
May	16	Referred for review	2042
May	22	Placed on Select File	2127
May	23	Bracketed	2163
May	27	Referred for engrossment	2242
June	5	Replaced on Select File	2339
June	6	Referred for engrossment	2381
June	12	Placed on Select File	2479
June	13	Referred for engrossment	2510
June	16	Correctly engrossed	2531
June	19	Final Reading	2638
June	20	Correctly enrolled. President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1096 By Waldron, Kremer, Whitney, Warner, Harsh, Robinson, Adamson, Luedtke

Feb.	12	Read first time	527
Feb.	13	Referred to Committee on Budget	536
Mar.	7	Notice of hearing	870
Aug.	22	Placed on General File	3834
Aug.	22	Considered	3903
Aug.	22	Considered	3905 through 3907
Aug.	22	Referred for review	3908
Aug.	25	Placed on Select File	3925
Aug.	25	Co-introducers added	3932
Aug.	25	Special order. Considered	3933, 3934
Aug.	25	Requests	3937, 3938
Aug.	26	Request. Considered	3963, 3964
Aug.	26	Considered	3968 through 3973
Aug.	26	Considered	3975
Aug.	26	Considered	3977, 3978
Aug.	26	Referred for engrossment	3979
Aug.	27	Returned to Select File	3989
Aug.	27	Referred for engrossment	3992
Aug.	27	Motion	3995
Sept.	16	Replaced on Select File	4059
Sept.	16	Referred for engrossment	4067
Sept.	17	Motion	4087
Sept.	17	Motion withdrawn	4150
Sept.	17	Correctly engrossed	4152
Sept.	18	Motion	4171
Sept.	18	Motion	4183
Sept.	19	Motion	4225
Sept.	19	Returned to Select File	4226
Sept.	19	Referred for re-engrossment	4244

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Sept. 19	Referred for re-engrossment	4245
Sept. 19	Special order	4248
Sept. 22	Replaced on Select File. Referred for re-engrossment	4258
Sept. 22	Motions	4265
Sept. 22	Referred for re-engrossment. Returned to Select File. Referred for re-engrossment	4266
Sept. 22	Correctly re-engrossed	4267
Sept. 24	Final Reading	4288
Sept. 24	Correctly enrolled. Speaker signed	4297
Sept. 24	Presented to Governor	4303
Sept. 30	Approved by Governor	4309

LEGISLATIVE BILL 1097 By Ziebarth

Feb. 12	Read first time	527
Feb. 13	Referred to Committee on Education	536
Apr. 8	Notice of hearing	1318
May 9	Placed on General File	1925
May 27	Referred for review	2257
June 9	Placed on Select File	2391
June 10	Referred for engrossment	2451
June 11	Replaced on Select File	2458
June 12	Referred for engrossment	2488
June 17	Correctly engrossed	2555
June 20	Laid over	2668
June 20	Returned to Select File	2675
June 20	Referred for re-engrossment	2676
June 23	Replaced on Select File	2690
June 24	Referred for re-engrossment	2729
July 7	Correctly re-engrossed	2847
July 10	Final Reading	2904
July 11	Correctly enrolled. President signed	2921
July 14	Presented to Governor	2960
July 15	Approved by Governor	2964
July 16	Explanation of vote	2989

LEGISLATIVE BILL 1098 By Ziebarth

Feb. 12	Read first time	528
Feb. 13	Referred to Committee on Education	536
Apr. 8	Notice of hearing	1318
May 2	Placed on General File	1818
May 26	Referred for review	2211
June 4	Placed on Select File	2315
June 5	Referred for engrossment	2355
June 12	Correctly engrossed	2480

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June 17	Final Reading	2561
June 18	Correctly enrolled	2597
June 18	President signed	2598
June 19	Presented to Governor	2642
June 25	Approved by Governor	2749

LEGISLATIVE BILL 1099 By Orme

Feb. 13	Read first time	538
Feb. 14	Referred to Committee on Public Health and Welfare	580
Mar. 7	Notice of hearing	880
May 2	Placed on General File	1819
July 30	Laid over	3228
Aug. 15	Referred for review	3595
Aug. 21	Returned to General File	3809
Aug. 21	Referred for review	3810
Aug. 27	Placed on Select File	3982
Aug. 27	Referred for engrossment	3989
Sept. 16	Correctly engrossed	4068
Sept. 19	Final Reading	4214
Sept. 19	Correctly enrolled. Speaker signed	4237
Sept. 19	Presented to Governor	4244
Sept. 22	Approved by Governor	4254

LEGISLATIVE BILL 1100 By Proud

Feb. 13	Read first time	538
Feb. 14	Referred to Committee on Public Works	580
Mar. 13	Notice of hearing	971
Apr. 22	Placed on General File	1598
July 30	Special order	3222
July 30	Referred for review	3223
Aug. 4	Placed on Select File	3278
Aug. 5	Bracketed	3326
Aug. 29	Request. Withdrawn	4050

LEGISLATIVE BILL 1101 By Judiciary Committee, at Governor's request

Feb. 13	Rules suspended. Read first time	548
Feb. 14	Referred to Committee on Judiciary	580
Mar. 12	Notice of hearing	944
Mar. 20	Request. Laid over	1057
Mar. 21	Request renewed. Withdrawn	1100

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LEGISLATIVE BILL 1102 By Judiciary Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	548
Feb.	14	Referred to Committee on Judiciary	580
Mar.	12	Notice of hearing	944
Apr.	25	Placed on General File	1650
May	15	Referred for review	2023
May	21	Placed on Select File	2099
May	22	Referred for engrossment	2132
May	28	Correctly engrossed	2265
June	5	Final Reading	2348
June	6	Correctly enrolled	2372
June	6	Speaker signed	2373
June	9	Presented to Governor	2410
June	11	Approved by Governor	2458

LEGISLATIVE BILL 1103 By Judiciary Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	548
Feb.	14	Referred to Committee on Judiciary	580
Mar.	12	Notice of hearing	944
Apr.	25	Placed on General File	1650
May	15	Referred for review	2025
May	28	Request. Returned to General File	2265
May	28	Referred for review	2271
June	3	Placed on Select File	2285
June	4	Referred for engrossment	2332
June	12	Correctly engrossed	2480
June	17	Final Reading	2561
June	18	Correctly enrolled	2597
June	18	President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1104 By Judiciary Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	548
Feb.	14	Referred to Committee on Judiciary	580
Mar.	12	Notice of hearing	944
Apr.	25	Placed on General File	1651
May	16	Referred for review	2045
May	23	Placed on Select File	2149
May	26	Referred for engrossment	2198
June	3	Replaced on Select File	2311

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June	5	Referred for engrossment	2352
June	6	Correctly engrossed	2372
June	11	Final Reading	2467
June	12	Correctly enrolled. President signed	2481
June	13	Presented to Governor	2511
June	16	Approved by Governor	2528

LEGISLATIVE BILL 1105 By Public Health and Welfare Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	548
Feb.	14	Referred to Committee on Public Health and Welfare	580
Mar.	7	Notice of hearing	880
May	2	Indefinitely postponed	1819

LEGISLATIVE BILL 1106 By Public Health and Welfare Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	549
Feb.	14	Referred to Committee on Public Health and Welfare	580
Mar.	7	Notice of hearing	880
May	28	Placed on General File	2266
July	7	Referred for review	2850
July	9	Placed on Select File	2870
July	14	Referred for engrossment	2951
July	16	Correctly engrossed	2989
July	21	Final Reading	3053
July	22	Correctly enrolled. Speaker signed	3070
July	23	Presented to Governor	3104
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 1107 By Public Health and Welfare Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	549
Feb.	14	Referred to Committee on Public Health and Welfare	580
Mar.	7	Notice of hearing	880
Apr.	23	Request. Laid over	1616
Apr.	24	Request renewed. Withdrawn. Hearing cancelled	1633

LEGISLATIVE BILL 1108 By Public Health and Welfare Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	549

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Feb.	14	Referred to Committee on Public Health and Welfare	580
Mar.	7	Notice of hearing	880
June	24	Indefinitely postponed	2740

LEGISLATIVE BILL 1109 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	549
Feb.	14	Referred to Committee on Public Works	580
Mar.	13	Notice of hearing	971
Mar.	27	Placed on General File	1178
Mar.	28	Referred for review	1223
Apr.	1	Placed on Select File	1239
Apr.	2	Referred for engrossment	1284
Apr.	8	Correctly engrossed	1317
Apr.	14	Bracketed	1405
Apr.	15	Unbracketed	1444
Apr.	16	Final Reading	1459
Apr.	17	Correctly enrolled	1496
Apr.	17	Speaker signed	1506
Apr.	18	Presented to Governor	1512
Apr.	21	Approved by Governor	1541

LEGISLATIVE BILL 1110 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	549
Feb.	14	Referred to Committee on Public Works	580
Mar.	18	Re-referred to Committee on Banking, Commerce and Insurance	1040
Mar.	21	Notice of hearing	1100
May	1	Placed on General File	1784
May	21	Referred for review	2117
May	27	Placed on Select File	2221
May	28	Referred for engrossment	2269
June	5	Correctly engrossed	2342
June	10	Final Reading	2436
June	11	Correctly enrolled. President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1111 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	550
Feb.	14	Referred to Committee on Public Works	580

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Mar.	18	Re-referred to Committee on Banking, Commerce and Insurance	1040
Mar.	21	Notice of hearing	1100
May	1	Indefinitely postponed	1785

LEGISLATIVE BILL 1112 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	550
Feb.	14	Referred to Committee on Public Works	580
Mar.	18	Re-referred to Committee on Banking, Commerce and Insurance	1040
Mar.	21	Notice of hearing	1100
May	1	Indefinitely postponed	1785

LEGISLATIVE BILL 1113 By Education Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	550
Feb.	14	Referred to Committee on Education	580
Apr.	8	Notice of hearing	1318
May	14	Indefinitely postponed	1999

LEGISLATIVE BILL 1114 By Education Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	550
Feb.	14	Referred to Committee on Education	580
Apr.	8	Notice of hearing	1318
May	14	Indefinitely postponed	1999

LEGISLATIVE BILL 1115 By Education Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	550
Feb.	14	Referred to Committee on Education	580
Apr.	8	Notice of hearing	1318
May	14	Indefinitely postponed	1999

LEGISLATIVE BILL 1116 By Education Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	551
Feb.	14	Referred to Committee on Education	580
Apr.	8	Notice of hearing	1318
May	14	Indefinitely postponed	1999

LEGISLATIVE BILL 1117 By Budget Committee, at Governor's request

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Feb.	13	Rules suspended. Read first time	551
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1633
Apr.	25	Notice of hearing	1657
May	7	Indefinitely postponed	1887

LEGISLATIVE BILL 1118 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	551
Feb.	14	Referred to Committee on Budget	580
May	28	Request. Laid over	2266
June	3	Request renewed. Withdrawn	2291

LEGISLATIVE BILL 1119 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	554
Feb.	14	Referred to Committee on Budget	580
May	28	Request. Laid over	2266
June	3	Request renewed. Withdrawn	2291

LEGISLATIVE BILL 1120 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	554
Feb.	14	Referred to Committee on Budget	580
May	28	Request. Laid over	2266
June	3	Request renewed. Withdrawn	2291

LEGISLATIVE BILL 1121 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	554
Feb.	14	Referred to Committee on Budget	580
May	28	Request. Laid over	2266
June	3	Request renewed. Withdrawn	2291

LEGISLATIVE BILL 1122 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	554
Feb.	14	Referred to Committee on Public Works	580
Mar.	27	Notice of hearing	1186

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Apr.	18	Placed on General File	1525
May	13	Referred for review	1977
May	16	Placed on Select File	2030
May	19	Referred for engrossment	2056
May	23	Correctly engrossed	2153
May	27	Final Reading	2234
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 1123 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	555
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1633
Apr.	25	Notice of hearing	1657
May	7	Indefinitely postponed	1887

LEGISLATIVE BILL 1124 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	555
Feb.	14	Referred to Committee on Budget	580
May	28	Request. Laid over	2266
June	3	Request renewed. Withdrawn	2291

LEGISLATIVE BILL 1125 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	555
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1633
Apr.	25	Notice of hearing	1657
May	7	Indefinitely postponed	1887

LEGISLATIVE BILL 1126 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	555
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1633
Apr.	25	Notice of hearing	1657
May	8	Indefinitely postponed	1904

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LEGISLATIVE BILL 1127 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	555
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1633
Apr.	25	Notice of hearing	1657
May	7	Indefinitely postponed	1887

LEGISLATIVE BILL 1128 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	555
Feb.	14	Referred to Committee on Budget	580
May	28	Request. Laid over	2266
June	3	Request renewed. Withdrawn	2291

LEGISLATIVE BILL 1129 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	556
Feb.	14	Referred to Committee on Budget	580
May	28	Request. Laid over	2266
June	3	Request renewed. Withdrawn	2291

LEGISLATIVE BILL 1130 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	556
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1633
Apr.	25	Notice of hearing	1657
May	7	Indefinitely postponed	1887

LEGISLATIVE BILL 1131 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	556
Feb.	13	Referred to Committee on Budget	580
May	28	Request. Laid over	2266
June	3	Request renewed. Withdrawn	2291

LEGISLATIVE BILL 1132 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	556
Feb.	14	Referred to Committee on Budget	580

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Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1633
Apr.	25	Notice of hearing	1657
May	7	Indefinitely postponed	1887

LEGISLATIVE BILL 1133 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	556
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1633
Apr.	25	Notice of hearing	1657
Apr.	28	Request. Laid over	1687
Apr.	29	Request renewed. Withdrawn	1731

LEGISLATIVE BILL 1134 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	557
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1633
Apr.	25	Notice of hearing	1657
May	7	Indefinitely postponed	1887

LEGISLATIVE BILL 1135 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	557
Feb.	14	Referred to Committee on Budget	580
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1187
Apr.	23	Notice of hearing	1619
May	1	Indefinitely postponed	1777

LEGISLATIVE BILL 1136 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	557
Feb.	14	Referred to Committee on Budget	580
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1188
Apr.	23	Notice of hearing	1619
May	1	Indefinitely postponed	1777

LEGISLATIVE BILL 1137 By Budget Committee, at Governor's request

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Feb.	13	Rules suspended. Read first time	557
Feb.	14	Referred to Committee on Budget	580
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1188
Apr.	23	Notice of hearing	1619
May	1	Indefinitely postponed	1777

LEGISLATIVE BILL 1138 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	557
Feb.	14	Referred to Committee on Budget	580
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1188
Apr.	23	Notice of hearing	1619
May	1	Indefinitely postponed	1777

LEGISLATIVE BILL 1139 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	558
Feb.	14	Referred to Committee on Public Works	580
Mar.	27	Notice of hearing	1186
June	10	Placed on General File	2454
Aug.	7	Withdrawn	3397

LEGISLATIVE BILL 1140 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	558
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1634
Apr.	25	Notice of hearing	1657
May	8	Indefinitely postponed	1904

LEGISLATIVE BILL 1141 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	558
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1634
Apr.	25	Notice of hearing	1657
May	8	Placed on General File	1905

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May	27	Referred for review	2257
June	6	Placed on Select File	2371
June	9	Referred for engrossment	2412
June	13	Correctly engrossed	2504
June	18	Final Reading	2585
June	19	Correctly enrolled	2628
June	19	Speaker signed	2631
June	20	Presented to Governor	2675
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1142 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	558
Feb.	14	Referred to Committee on Budget	580
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1634
Apr.	25	Notice of hearing	1657
May	8	Placed on General File	1905
May	27	Referred for review	2257
June	6	Placed on Select File	2371
June	9	Referred for engrossment	2412
June	13	Correctly engrossed	2504
June	18	Final Reading	2586
June	19	Correctly enrolled	2628
June	19	Speaker signed	2631
June	20	Presented to Governor	2675
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1143 By Budget Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	558
Feb.	14	Referred to Committee on Budget	581
Apr.	24	Re-referred to Committee on Banking, Commerce and Insurance	1634
Apr.	25	Notice of hearing	1657
May	8	Indefinitely postponed	1904

LEGISLATIVE BILL 1144 By Miscellaneous Subjects Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	558
Feb.	14	Referred to Committee on Miscellaneous Subjects	581
Mar.	3	Notice of hearing	796
Apr.	29	Indefinitely postponed	1708

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LEGISLATIVE BILL 1145 By Miscellaneous Subjects Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	559
Feb.	14	Referred to Committee on Miscellaneous Subjects	581
Mar.	3	Notice of hearing	796
Apr.	29	Indefinitely postponed	1708

LEGISLATIVE BILL 1146 By Miscellaneous Subjects Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	559
Feb.	14	Referred to Committee on Miscellaneous Subjects	581
Mar.	3	Notice of hearing	796
Apr.	29	Indefinitely postponed	1708

LEGISLATIVE BILL 1147 By Miscellaneous Subjects Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	559
Feb.	14	Referred to Committee on Miscellaneous Subjects	581
Mar.	3	Notice of hearing	796
Apr.	29	Placed on General File	1712
May	16	Referred for review	2046
May	23	Placed on Select File	2151
May	26	Referred for engrossment	2198
June	4	Replaced on Select File	2312
June	5	Referred for engrossment	2352
June	6	Correctly engrossed	2372
June	11	Final Reading	2468
June	12	Correctly enrolled. President signed	2481
June	13	Presented to Governor	2511
June	16	Approved by Governor	2528

LEGISLATIVE BILL 1148 By Miscellaneous Subjects Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	559
Feb.	14	Referred to Committee on Miscellaneous Subjects	581
Mar.	3	Notice of hearing	796
Apr.	29	Placed on General File	1712
July	21	Referred for review	3062
July	28	Placed on Select File	3165
July	29	Referred for engrossment	3195
Aug.	1	Correctly engrossed	3267
Aug.	6	Final Reading	3346
Aug.	7	Correctly enrolled. President signed	3396

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Aug.	8	Presented to Governor	3426
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 1149 By Miscellaneous Subjects Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	559
Feb.	14	Referred to Committee on Miscellaneous Subjects	581
Mar.	3	Notice of hearing	796
Apr.	29	Indefinitely postponed	1709

LEGISLATIVE BILL 1150 By Agriculture and Recreation Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	560
Feb.	14	Referred to Committee on Agriculture and Recreation	581
Feb.	27	Notice of hearing	764
Apr.	29	Placed on General File	1724
May	20	Referred for review	2095
May	27	Placed on Select File	2219
May	28	Referred for engrossment	2268
June	5	Replaced on Select File	2339
June	6	Referred for engrossment	2381
June	12	Placed on Select File	2480
June	13	Referred for engrossment	2511
June	16	Correctly engrossed	2531
June	19	Final Reading	2639
June	20	Correctly enrolled. President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1151 By Agriculture and Recreation Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	560
Feb.	14	Referred to Committee on Agriculture and Recreation	581
Feb.	27	Notice of hearing	764
Apr.	11	Hearing cancelled. Hearing reset	1393
Apr.	23	Request. Laid over	1616
Apr.	24	Hearing cancelled. Request renewed. Withdrawn	1633

LEGISLATIVE BILL 1152 By Agriculture and Recreation Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	560

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Feb.	14	Referred to Committee on Agriculture and Recreation	581
Feb.	27	Notice of hearing	764
Apr.	23	Request. Laid over	1616
Apr.	24	Hearing cancelled. Request renewed. Withdrawn	1633

LEGISLATIVE BILL 1153 By Agriculture and Recreation Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	560
Feb.	14	Referred to Committee on Agriculture and Recreation	581
Feb.	26	Notice of hearing	746
May	14	Indefinitely postponed	1998

LEGISLATIVE BILL 1154 By Agriculture and Recreation Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	560
Feb.	14	Referred to Committee on Agriculture and Recreation	581
Feb.	27	Notice of hearing	764
May	8	Placed on General File	1894
May	27	Referred for review	2256
June	3	Request. Laid over	2291
June	4	Request renewed. Withdrawn	2328

LEGISLATIVE BILL 1155 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	561
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	745
Apr.	1	Notice of hearing	1260
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 1156 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	561
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	745
Apr.	1	Notice of hearing	1260
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 1157 By Government and Military Affairs Committee, at Governor's request

			Page
Feb.	13	Rules suspended. Read first time	561
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	745
Apr.	1	Notice of hearing	1260
May	12	Indefinitely postponed	1936

LEGISLATIVE BILL 1158 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	561
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	745
Apr.	1	Notice of hearing	1260
May	12	Placed on General File	1936
June	23	Referred for review	2694
June	26	Placed on Select File	2803
June	27	Referred for engrossment	2835
July	7	Replaced on Select File	2846
July	8	Referred for engrossment	2857
July	14	Request. Returned to Select File	2958
July	14	Referred for engrossment	2959
July	17	Replaced on Select File	3008
July	18	Referred for engrossment	3033
July	24	Replaced on Select File	3117
July	25	Referred for engrossment	3153
July	28	Correctly engrossed	3166
July	31	Final Reading	3239
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313

LEGISLATIVE BILL 1159 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	561
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	745
Apr.	1	Notice of hearing	1260
May	12	Indefinitely postponed	1936

LEGISLATIVE BILL 1160 By Government and Military Affairs Committee, at Governor's request

			Page
Feb.	13	Rules suspended. Read first time	562
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	745
Apr.	1	Notice of hearing	1260
Apr.	29	Placed on General File	1727
June	17	Referred for review	2579
June	20	Placed on Select File	2662
June	23	Referred for engrossment	2691
July	7	Replaced on Select File	2846
July	8	Referred for engrossment	2857
July	10	Correctly engrossed	2900
July	15	Final Reading	2968
July	16	Correctly enrolled	2989
July	16	Speaker signed	3001
July	17	Presented to Governor	3016
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1161 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	562
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	745
Apr.	1	Notice of hearing	1260
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 1162 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	562
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	745
Apr.	1	Notice of hearing	1260
May	12	Indefinitely postponed	1936

LEGISLATIVE BILL 1163 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	562
Feb.	14	Referred to Committee on Government and Military Affairs	581

			Page
Feb.	26	Notice of hearing	746
Apr.	1	Notice of hearing	1260
May	12	Indefinitely postponed	1936

LEGISLATIVE BILL 1164 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	563
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	746
Apr.	1	Notice of hearing	1260
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 1165 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	563
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	746
Apr.	1	Notice of hearing	1260
June	17	Placed on General File	2570
Aug.	11	Referred for review	3465
Aug.	15	Placed on Select File	3585
Aug.	15	Referred for engrossment	3589
Aug.	19	Correctly engrossed	3722
Aug.	21	Final Reading	3802
Aug.	22	Correctly enrolled. Speaker signed	3824
Aug.	25	Presented to Governor	3920
Aug.	26	Approved by Governor	3941
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1166 By Government and Military Affairs Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	563
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	26	Notice of hearing	746
Apr.	1	Notice of hearing	1260
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 1167 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	563

			Page
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	18	Re-referred to Committee on Public Works	618
Mar.	27	Notice of hearing	1187
May	14	Placed on General File	1993
June	23	Referred for review	2694
June	26	Placed on Select File	2784
June	27	Referred for engrossment	2832
July	7	Correctly engrossed	2847
July	10	Final Reading	2905
July	11	Correctly enrolled. President signed	2921
July	14	Presented to Governor	2960
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 1168 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	564
Feb.	14	Referred to Committee on Government and Military Affairs	581
Feb.	18	Re-referred to Committee on Public Works	619
Mar.	27	Notice of hearing	1187
May	21	Placed on General File	2109
June	23	Referred for review	2700
June	26	Placed on Select File	2804
June	27	Referred for engrossment	2836
July	7	Correctly engrossed	2848
July	10	Final Reading	2906
July	11	Correctly enrolled. President signed	2921
July	14	Presented to Governor	2960
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 1169 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	564
Feb.	14	Referred to Committee on Public Works	581
Mar.	27	Notice of hearing	1186
May	7	Indefinitely postponed	1886

LEGISLATIVE BILL 1170 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	564
Feb.	14	Referred to Committee on Public Works	581

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Mar.	27	Notice of hearing	1186
May	7	Indefinitely postponed	1886

LEGISLATIVE BILL 1171 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	564
Feb.	14	Referred to Committee on Public Works	581
Mar.	27	Notice of hearing	1186
May	7	Indefinitely postponed	1886

LEGISLATIVE BILL 1172 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	565
Feb.	14	Referred to Committee on Public Works	581
Mar.	27	Notice of hearing	1186
May	7	Indefinitely postponed	1886

LEGISLATIVE BILL 1173 By Public Works Committee, at Governor's request

Feb.	13	Rules suspended. Read first time	565
Feb.	14	Referred to Committee on Public Works	581
Mar.	27	Notice of hearing	1186
Apr.	16	Indefinitely postponed	1463

LEGISLATIVE BILL 1174 By Luedtke

Feb.	13	Rules suspended. Read first time	565
Feb.	14	Referred to Committee on Public Works	581
Mar.	21	Notice of hearing	1100
Apr.	2	Placed on General File	1286
May	1	Referred for review	1785
May	5	Placed on Select File	1823
May	6	Referred for engrossment	1847
May	7	Referred for engrossment	1880
May	9	Correctly engrossed	1911
May	14	Final Reading	1990
May	15	Correctly enrolled. President signed	2007
May	15	Presented to Governor	2014
May	16	Approved by Governor	2029

LEGISLATIVE BILL 1175 By Carstens

Feb.	13	Read first time	565
Feb.	14	Referred to Committee on Judiciary	581

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Apr.	11	Re-referred to Committee on Labor. Notice of hearing	1383
Apr.	22	Placed on General File	1580
May	13	Referred for review	1979
May	19	Placed on Select File	2052
May	20	Referred for engrossment	2084
May	27	Correctly engrossed	2223
June	4	Final Reading	2325
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 1176 By Wiltse, Budd

Feb.	13	Read first time	565
Feb.	14	Referred to Committee on Public Works	581
Mar.	20	Notice of hearing	1083
Apr.	16	Indefinitely postponed	1463

LEGISLATIVE BILL 1177 By Kokes

Feb.	13	Read first time	566
Feb.	14	Referred to Committee on Public Works	581
Mar.	14	Request. Laid over	985
Mar.	17	Request renewed. Withdrawn	1006

LEGISLATIVE BILL 1178 By Holmquist

Feb.	13	Read first time	566
Feb.	14	Referred to Committee on Public Works	581
Mar.	20	Notice of hearing	1082
Apr.	2	Placed on General File	1286
May	2	Referred for review	1817
May	6	Placed on Select File	1836
May	7	Referred for engrossment	1881
May	9	Correctly engrossed	1911
May	14	Final Reading	1991
May	15	Correctly enrolled. President signed	2007
May	15	Presented to Governor	2014
May	16	Approved by Governor	2029

LEGISLATIVE BILL 1179 By Johnson, Elrod, Carpenter

Feb.	13	Read first time	566
Feb.	14	Referred to Committee on Judiciary	581
Apr.	11	Re-referred to Committee on Urban Affairs	1383
Apr.	14	Notice of hearing	1397

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Apr.	22	Hearing cancelled. Hearing reset	1608
June	5	Indefinitely postponed	2359

LEGISLATIVE BILL 1180 By Orme

Feb.	13	Read first time	566
Feb.	14	Referred to Committee on Public Health and Welfare	581
Mar.	7	Notice of hearing	880
May	2	Indefinitely postponed	1819

LEGISLATIVE BILL 1181 By Carpenter

Feb.	13	Read first time	566
Feb.	14	Referred to Committee on Public Health and Welfare	581
Mar.	3	Notice of hearing	800
Apr.	21	Placed on General File	1560
July	8	Referred for review	2864
July	11	Placed on Select File	2921
July	14	Referred for engrossment	2955
July	18	Correctly engrossed	3032
July	24	Final Reading	3127
July	25	Correctly enrolled. Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185

LEGISLATIVE BILL 1182 By Waldo, Kremer, Wallwey

Feb.	13	Read first time	566
Feb.	14	Referred to Committee on Agriculture and Recreation	581
Feb.	26	Notice of hearing	746
Apr.	23	Placed on General File	1615
May	15	Laid over	2021
May	15	Referred for review	2025
May	21	Placed on Select File	2100
May	22	Referred for engrossment	2133
May	28	Correctly engrossed	2265
June	5	Laid over	2348
June	6	Returned to Select File	2379
June	6	Referred for re-engrossment	2383
June	12	Correctly re-engrossed	2480
June	17	Final Reading	2562
June	18	Returned to Select File. Referred for re-engrossment	2589

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June	19	Correctly re-engrossed	2628
June	24	Final Reading	2726
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	25	Explanation of vote	2769
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 1183 By Waldo

Feb.	13	Read first time	567
Feb.	14	Referred to Committee on Agriculture and Recreation	581
Feb.	27	Notice of hearing	764
Apr.	11	Hearing cancelled. Hearing reset	1393
May	14	Placed on General File	1998
June	23	Laid over	2694
Aug.	7	Referred for review	3412
Aug.	12	Placed on Select File	3475
Aug.	13	Referred for engrossment	3503
Aug.	15	Bracketed	3550
Aug.	25	Returned to Select File	3935
Aug.	25	Referred for engrossment	3937
Sept.	16	Replaced on Select File	4063
Sept.	16	Referred for engrossment	4067
Sept.	16	Correctly engrossed	4068
Sept.	17	Returned to Select File	4163
Sept.	17	Referred for re-engrossment	4164
Sept.	18	Correctly re-engrossed	4186
Sept.	22	Failed on Final Reading	4261

LEGISLATIVE BILL 1184 By Waldo, Kremer

Feb.	13	Read first time	567
Feb.	14	Referred to Committee on Agriculture and Recreation	581
Feb.	27	Notice of hearing	764
May	19	Placed on General File	2073
Aug.	7	Considered	3414
Aug.	8	Referred for review	3424
Aug.	13	Placed on Select File	3500
Aug.	14	Returned to General File	3522
Aug.	14	Referred for review	3526
Aug.	15	Placed on Select File	3589
Aug.	15	Referred for engrossment	3590
Aug.	19	Returned to Select File	3734
Aug.	19	Referred for engrossment	3735

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Aug.	22	Correctly engrossed	3827
Aug.	26	Final Reading	3945
Aug.	27	Correctly enrolled. President signed	3983
Aug.	27	Presented to Governor	3995
Aug.	29	Approved by Governor	4031
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1185 By Proud

Feb.	13	Read first time	567
Feb.	14	Referred to Committee on Urban Affairs	581
Feb.	21	Notice of hearing	702
Apr.	18	Placed on General File	1536
May	13	Referred for review	1977
May	16	Placed on Select File	2032
May	19	Referred for engrossment	2057
May	23	Correctly engrossed	2153
May	27	Final Reading	2235
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 1186 By Wallwey

Feb.	13	Read first time	567
Feb.	14	Referred to Committee on Public Health and Welfare	581
Mar.	7	Notice of hearing	880
June	9	Placed on General File	2416
Aug.	11	Referred for review	3464
Aug.	18	Placed on Select File	3665
Aug.	19	Bracketed	3728
Aug.	21	Laid over	3805
Aug.	22	Considered	3833
Aug.	22	Referred for engrossment	3834
Sept.	16	Correctly engrossed	4069
Sept.	19	Final Reading	4215
Sept.	19	Correctly enrolled. Speaker signed	4237
Sept.	19	Presented to Governor	4244
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1187 By Waldron

Feb.	13	Read first time	568
Feb.	14	Referred to Committee on Judiciary	581
Mar.	12	Notice of hearing	944
Apr.	25	Placed on General File	1652

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July	7	Referred for review	2852
July	9	Placed on Select File	2870
July	14	Referred for engrossment	2951
July	16	Correctly engrossed	2989
July	18	Laid over	3038
July	22	Final Reading	3076
July	23	Correctly enrolled. Speaker signed	3095
July	24	Presented to Governor	3137
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 1188 By Waldron

Feb.	13	Read first time	568
Feb.	14	Referred to Committee on Judiciary	581
Apr.	11	Re-referred to Committee on Urban Affairs	1383
Apr.	14	Notice of hearing	1397
June	5	Placed on General File	2365
Aug.	14	Referred for review	3544
Aug.	20	Placed on Select File	3785
Aug.	20	Referred for engrossment	3788
Aug.	27	Correctly engrossed	4005
Aug.	29	Final Reading	4041
Aug.	29	Request	4042
Aug.	29	Correctly enrolled. President signed	4049
Aug.	29	Presented to Governor	4051
Sept.	16	Approved by Governor	4055

LEGISLATIVE BILL 1189 By Carpenter

Feb.	13	Read first time	568
Feb.	14	Referred to Committee on Public Works	581
Mar.	27	Notice of hearing	1186
Apr.	1	Request. Laid over	1232
Apr.	2	Request renewed. Withdrawn	1280

LEGISLATIVE BILL 1190 By Orme, Wiltse, Reynolds, Nore, Klaver, Moulton, Danner, Wenzlaff, Hasebroock, Moylan, Carpenter, Johnson, Kennedy, Clark, Simpson, Swanson, Waldo, Knight, Duis, Kokes, Marvel, Skarda, Robinson, Luedtke, Stull, Proud, Whitney, Craft, Adamson

Feb.	13	Read first time	568
Feb.	14	Referred to General File	582

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Feb.	28	Laid over	783
Mar.	3	Request. Laid over	807
Mar.	4	Request renewed. Withdrawn	823

LEGISLATIVE BILL 1191 By Schmit

Feb.	13	Read first time	569
Feb.	14	Referred to Committee on Agriculture and Recreation	582
Feb.	18	Co-introducer added	635
Feb.	27	Notice of hearing	764
May	7	Placed on General File	1885
May	26	Referred for review	2213
June	5	Placed on Select File	2339
June	6	Referred for engrossment	2382
June	12	Correctly engrossed	2480
June	17	Final Reading	2564
June	18	Correctly enrolled	2597
June	18	President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1192 By Swanson

Feb.	14	Read first time	585
Feb.	17	Referred to Committee on Public Health and Welfare	605
Mar.	3	Notice of hearing	800
Apr.	21	Indefinitely postponed	1560

LEGISLATIVE BILL 1193 By Swanson

Feb.	14	Read first time	585
Feb.	17	Referred to Committee on Government and Military Affairs	605
Mar.	12	Notice of hearing	945
June	18	Placed on General File	2615
Aug.	15	Referred for review	3578
Aug.	22	Placed on Select File	3828
Aug.	22	Referred for engrossment	3831
Aug.	28	Correctly engrossed	4010
Sept.	16	Final Reading	4074
Sept.	17	Correctly enrolled	4079
Sept.	17	Speaker signed	4080
Sept.	17	Presented to Governor	4158
Sept.	19	Approved by Governor	4224

LEGISLATIVE BILL 1194 By Carstens

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Feb.	14	Read first time	585
Feb.	17	Referred to Committee on Public Works	605
Mar.	13	Notice of hearing	971
Apr.	16	Indefinitely postponed	1463

LEGISLATIVE BILL 1195 By Pedersen, Luedtke, Orme, Ziebarth, Waldron, Whitney

Feb.	14	Read first time	585
Feb.	17	Referred to Committee on Education	605
Apr.	8	Notice of hearing	1318
May	15	Placed on General File	2019
June	23	Motion. Indefinitely postponed	2695
July	7	Motion. Motion lost	2848

LEGISLATIVE BILL 1196 By Orme

Feb.	14	Read first time	586
Feb.	17	Referred to Committee on Public Works	605
Mar.	14	Request. Laid over	985
Mar.	17	Request renewed. Withdrawn	1006

LEGISLATIVE BILL 1197 By Orme

Feb.	14	Read first time	586
Feb.	17	Referred to Committee on Judiciary	605
Mar.	20	Notice of hearing	1082
Mar.	21	Hearing cancelled	1100
Apr.	11	Re-referred to Committee on Labor	1383
Apr.	16	Notice of hearing	1462
Apr.	25	Placed on General File	1648
July	21	Referred for review	3061
July	28	Placed on Select File	3165
July	29	Referred for engrossment	3195
Aug.	1	Correctly engrossed	3267
Aug.	6	Final Reading	3347
Aug.	7	Correctly enrolled. President signed	3396
Aug.	8	Presented to Governor	3426
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 1198 By Orme

Feb.	14	Read first time	586
Feb.	17	Referred to Committee on Public Health and Welfare	605
Feb.	17	Co-introducer added	616

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Mar.	7	Notice of hearing	880
May	2	Placed on General File	1820
June	13	Referred for review	2514
June	17	Placed on Select File	2554
June	18	Referred for engrossment	2608
June	23	Replaced on Select File	2690
June	24	Referred for engrossment	2729
June	25	Correctly engrossed	2752
June	27	Final Reading	2814
June	27	Correctly enrolled	2819
June	27	Speaker signed	2823
June	27	Presented to Governor	2834
July	7	Approved by Governor	2846

LEGISLATIVE BILL 1199 By Orme

Feb.	14	Read first time	586
Feb.	17	Referred to Committee on Public Health and Welfare	605
Mar.	7	Notice of hearing	880
May	13	Indefinitely postponed	1963

LEGISLATIVE BILL 1200 By Wylie

Feb.	17	Read first time	601
Feb.	18	Referred to Committee on Government and Military Affairs	618
Mar.	4	Notice of hearing	815
Mar.	24	Indefinitely postponed	1124
May	2	Motion	1803
May	6	Motion	1852
May	7	Motion renewed. Motion lost	1878

LEGISLATIVE BILL 1201 By Holmquist

Feb.	17	Read first time	601
Feb.	18	Referred to Committee on Public Works	618
Mar.	20	Notice of hearing	1083
Apr.	2	Placed on General File	1286
May	22	Referred for review	2142
May	28	Placed on Select File	2261
June	3	Referred for engrossment	2296
June	11	Correctly engrossed	2462
June	16	Final Reading	2539
June	17	Correctly enrolled	2555
June	17	President signed	2556

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June	18	Presented to Governor	2598
June	20	Approved by Governor	2660

LEGISLATIVE BILL 1202 By Skarda

Feb.	17	Read first time	602
Feb.	18	Referred to Committee on Agriculture and Recreation	618
Feb.	27	Notice of hearing	764
Apr.	23	Placed on General File	1615
July	18	Referred for review	3034
July	23	Placed on Select File	3094
July	24	Referred for engrossment	3139
July	25	Motion	3152
July	28	Correctly engrossed	3166
July	21	Final Reading	3240
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331
Aug.	11	Explanation of vote	3469

LEGISLATIVE BILL 1203 By Carpenter

Feb.	17	Read first time	602
Feb.	18	Referred to Committee on Education	618
Mar.	5	Notice of hearing	838
Mar.	28	Indefinitely postponed	1226

LEGISLATIVE BILL 1204 By Carpenter

Feb.	17	Read first time	602
Feb.	18	Referred to Committee on Revenue	618
Mar.	4	Notice of hearing	815
Mar.	27	Request. Laid over	1185
Mar.	28	Request renewed. Withdrawn. Hearing cancelled	1221

LEGISLATIVE BILL 1205 By Carpenter

Feb.	17	Read first time	602
Feb.	18	Referred to Committee on Government and Military Affairs	618
Feb.	26	Notice of hearing	759
Mar.	25	Motion	1141
Apr.	30	Placed on General File	1756

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May	13	Referred for review	1968
May	15	Placed on Select File	2003
May	16	Referred for engrossment	2040
May	21	Correctly engrossed	2100
May	26	Final Reading	2190
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 1206 By Carpenter

Feb.	17	Read first time	602
Feb.	18	Referred to Committee on Agriculture and Recreation	618
Feb.	27	Notice of hearing	764
Mar.	11	Hearing cancelled. Hearing reset	927
May	8	Placed on General File	1895
May	27	Referred for review	2256
June	3	Request	2297
June	4	Placed on Select File	2312
June	5	Referred for engrossment	2353
June	9	Replaced on Select File	2389
June	10	Referred for engrossment	2450
June	11	Correctly engrossed	2462
June	16	Final Reading	2540
June	17	Correctly enrolled	2555
June	17	President signed	2556
June	18	Presented to Governor	2598
June	20	Approved by Governor	2660

LEGISLATIVE BILL 1207 By Pedersen

Feb.	17	Read first time	602
Feb.	18	Referred to Committee on Judiciary	618
Apr.	11	Re-referred to Committee on Urban Affairs	1383
Apr.	14	Notice of hearing	1397
May	2	Placed on General File	1798
May	21	Referred for review	2117
May	27	Placed on Select File	2221
May	28	Referred for engrossment	2269
June	5	Correctly engrossed	2342
June	10	Final Reading	2437
June	11	Correctly enrolled. President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

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LEGISLATIVE BILL 1208 By Simpson

Feb.	17	Read first time	603
Feb.	18	Referred to Committee on Public Health and Welfare	618
Mar.	7	Notice of hearing	880
Apr.	21	Indefinitely postponed	1560

LEGISLATIVE BILL 1209 By Simpson

Feb.	17	Read first time	603
Feb.	18	Referred to Committee on Revenue	618
Feb.	28	Notice of hearing	791
May	13	Indefinitely postponed	1974

LEGISLATIVE BILL 1210 By Warner

Feb.	17	Read first time	603
Feb.	18	Referred to Committee on Agriculture and Recreation	618
Feb.	26	Notice of hearing	746
Apr.	1	Placed on General File	1261
Apr.	23	Referred for review	1621
Apr.	25	Placed on Select File	1647
Apr.	28	Referred for engrossment	1689
Apr.	30	Correctly engrossed	1737
May	6	Final Reading	1845
May	7	Correctly enrolled. President signed	1866
May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 1211 By Warner

Feb.	17	Read first time	603
Feb.	18	Referred to Committee on Education	618
Feb.	24	Request	704
Feb.	24	Notice of hearing	719
Mar.	7	Indefinitely postponed	888

LEGISLATIVE BILL 1212 By Mahoney, Bloom

Feb.	17	Read first time	603
Feb.	18	Referred to Committee on Miscellaneous Subjects	618
Mar.	3	Notice of hearing	796
May	19	Placed on General File	2058
Aug.	7	Referred for review	3414
Aug.	13	Placed on Select File	3500

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Aug.	14	Referred for engrossment	3522
Aug.	18	Correctly engrossed	3672
Aug.	20	Final Reading	3769
Aug.	21	Correctly enrolled. Speaker signed	3800
Aug.	22	Presented to Governor	3824
Aug.	25	Approved by Governor	3935
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1213 By Warner, Schmit, Kremer

Feb.	17	Read first time	603
Feb.	17	Rules suspended. Co-introducer added	615
Feb.	18	Referred to Committee on Agriculture and Recreation	618
Feb.	27	Notice of hearing	764
Mar.	19	Hearing cancelled. Hearing reset	1048
Apr.	11	Hearing cancelled. Hearing reset	1393
May	19	Placed on General File	2073
June	23	Referred for review	2699
June	26	Placed on Select File	2805
June	27	Referred for engrossment	2836
July	7	Correctly engrossed	2848
July	10	Final Reading	2906
July	11	Correctly enrolled. President signed	2921
July	14	Presented to Governor	2960
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 1214 By Whitney

Feb.	17	Read first time	604
Feb.	18	Referred to Committee on Education	618
Apr.	8	Notice of hearing	1318
June	19	Indefinitely postponed	2642

LEGISLATIVE BILL 1215 By Proud

Feb.	17	Read first time	604
Feb.	18	Referred to Committee on Government and Military Affairs	618
Feb.	26	Notice of hearing	759
Apr.	18	Placed on General File	1536
June	17	Request. Special order	2579
June	18	Considered	2610
June	18	Motion. Laid over	2611
June	18	Motion renewed. Indefinitely postponed	2617

LEGISLATIVE BILL 1216 By Pedersen, Luedtke, Carstens

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Feb.	17	Read first time	604
Feb.	18	Referred to Committee on Judiciary	618
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1517
Apr.	25	Co-introducer withdrawn	1643
July	17	Motion	3022
July	18	Special order. Laid over	3034
July	21	Referred for review	3059
July	28	Placed on Select File	3164
July	29	Referred for engrossment	3195
Aug.	1	Replaced on Select File	3265
Aug.	4	Considered. Laid over	3280
Aug.	5	Referred for engrossment	3325
Aug.	5	Motion. Request	3331
Aug.	6	Motion renewed. Motion lost. Request	3391
Aug.	12	Final Reading	3479
Aug.	13	Correctly enrolled. Speaker signed	3501
Aug.	14	Presented to Governor	3538
Aug.	14	Approved by Governor	3547

LEGISLATIVE BILL 1217 By Wallwey, Wylie

Feb.	17	Read first time	604
Feb.	18	Referred to Committee on Judiciary	618
Mar.	12	Notice of hearing	944
Apr.	18	Placed on General File	1517
May	13	Referred for review	1977
May	16	Placed on Select File	2030
May	19	Referred for engrossment	2056
May	23	Correctly engrossed	2153
May	27	Final Reading	2235
May	27	Correctly enrolled. President signed	2251
May	27	Presented to Governor	2257
June	3	Approved by Governor	2280

LEGISLATIVE BILL 1218 By Pedersen

Feb.	17	Read first time	604
Feb.	18	Referred to Committee on Urban Affairs	618
Feb.	21	Notice of hearing	702
Apr.	18	Placed on General File	1537
May	13	Referred for review	1978
May	16	Placed on Select File	2034
May	19	Referred for engrossment	2057
May	26	Correctly engrossed	2185

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June	3	Final Reading	2289
June	4	Correctly enrolled. Speaker signed	2317
June	5	Presented to Governor	2352
June	9	Approved by Governor	2386

LEGISLATIVE BILL 1219 By Schreurs, Proud

Feb.	17	Read first time	605
Feb.	18	Referred to Committee on Education	618
Mar.	27	Notice of hearing	1174
Apr.	29	Placed on General File	1726
May	20	Referred for review	2095
May	27	Placed on Select File	2220
May	28	Referred for engrossment	2271
June	9	Correctly engrossed	2392
June	12	Final Reading	2484
June	13	Correctly enrolled. President signed	2505
June	16	Presented to Governor	2543
June	18	Approved by Governor	2593

LEGISLATIVE BILL 1220 By Luedtke

Feb.	17	Read first time	605
Feb.	18	Referred to Committee on Judiciary	618
Apr.	11	Re-referred to Committee on Labor. Notice of hearing	1383
Apr.	22	Placed on General File	1580
May	13	Referred for review	1979
May	19	Placed on Select File	2052
May	20	Referred for engrossment	2085
May	27	Correctly engrossed	2223
June	4	Final Reading	2325
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 1221 By Skarda

Feb.	17	Read first time	605
Feb.	18	Referred to Committee on Miscellaneous Subjects	618
Mar.	3	Notice of hearing	796
Apr.	21	Indefinitely postponed	1550

LEGISLATIVE BILL 1222 By Budd, Robinson, Swanson

Feb.	18	Read first time	635
Feb.	19	Referred to Committee on Revenue	654

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Apr.	2	Notice of hearing	1285
June	24	Placed on General File	2734
July	18	Special order	3030
July	24	Bracketed	3139
Aug.	4	Referred for review	3281
Aug.	5	Request	3319
Aug.	7	Placed on Select File	3403
Aug.	8	Laid over	3423
Aug.	12	Bracketed	3482
Aug.	19	Referred for engrossment	3730
Aug.	21	Motion. Returned to Select File	3805
Aug.	21	Referred for engrossment	3806
Sept.	16	Correctly engrossed	4069
Sept.	18	Final Reading	4188
Sept.	18	Correctly enrolled. Speaker signed	4191
Sept.	18	Presented to Governor	4194
Sept.	19	Approved by Governor	4225

LEGISLATIVE BILL 1223 By Carpenter

Feb.	18	Read first time	635
Feb.	19	Referred to Committee on Public Health and Welfare	654
Mar.	3	Notice of hearing	800
Mar.	20	Placed on General File	1071
Mar.	24	Referred for review	1128
Mar.	25	Placed on Select File	1137
Mar.	26	Referred for engrossment	1166
Mar.	28	Correctly engrossed	1218
Apr.	8	Final Reading	1300
Apr.	9	Correctly enrolled. President signed	1329
Apr.	10	Presented to Governor	1372
Apr.	14	Approved by Governor	1396

LEGISLATIVE BILL 1224 By Carpenter

Feb.	18	Read first time	636
Feb.	19	Referred to Committee on Revenue	654
Mar.	4	Notice of hearing	815
May	9	Placed on General File	1923
May	27	Referred for review	2257
June	9	Placed on Select File	2390
June	10	Referred for engrossment	2451
June	17	Correctly engrossed	2555
June	19	Special order. Final Reading	2641
June	20	Correctly enrolled. President signed	2665

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June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1225 By Carpenter

Feb.	18	Read first time	636
Feb.	19	Referred to Committee on Banking, Commerce and Insurance	654
Mar.	5	Notice of hearing	845
Apr.	17	Indefinitely postponed	1506

LEGISLATIVE BILL 1226 By Carpenter

Feb.	18	Read first time	636
Feb.	19	Referred to Committee on Banking, Commerce and Insurance	654
Mar.	5	Notice of hearing	845
Apr.	17	Indefinitely postponed	1506

LEGISLATIVE BILL 1227 By Carpenter

Feb.	18	Read first time	636
Feb.	19	Referred to Committee on Banking, Commerce and Insurance	654
Mar.	5	Notice of hearing	844
Mar.	24	Placed on General File	1130
Apr.	10	Referred for review	1366
Apr.	15	Placed on Select File	1437
Apr.	16	Referred for engrossment	1465
Apr.	23	Replaced on Select File	1611
Apr.	25	Referred for engrossment	1653
Apr.	28	Correctly engrossed	1666
May	6	Final Reading	1840
May	7	Correctly enrolled. President signed	1866
May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 1228 By Clark

Feb.	18	Read first time	636
Feb.	19	Referred to Committee on Budget	654
Mar.	27	Re-referred to Nebraska Retirement Systems Advisory Committee	1188
May	13	Notice of hearing	1951
June	19	Placed on General File	2630
Aug.	15	Referred for review	3579

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Aug.	22	Placed on Select File	3829
Aug.	22	Referred for engrossment	3831
Aug.	29	Replaced on Select File	4049
Aug.	29	Referred for engrossment	4050
Sept.	16	Correctly engrossed	4069
Sept.	19	Final Reading	4216
Sept.	19	Correctly enrolled. Speaker signed	4237
Sept.	19	Presented to Governor	4244
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1229 By Swanson

Feb.	18	Read first time	636
Feb.	19	Referred to Committee on Education	654
Apr.	15	Notice of hearing	1441
June	19	Indefinitely postponed	2642

LEGISLATIVE BILL 1230 By Swanson

Feb.	18	Read first time	636
Feb.	19	Referred to Committee on Government and Military Affairs	654
Feb.	26	Notice of hearing	759
Apr.	18	Placed on General File	1536
June	18	Motion. Indefinitely postponed	2617

LEGISLATIVE BILL 1231 By Swanson

Feb.	18	Read first time	637
Feb.	19	Referred to Committee on Banking, Commerce and Insurance	654
Feb.	21	Notice of hearing	701
Apr.	10	Indefinitely postponed	1372

LEGISLATIVE BILL 1232 By Swanson

Feb.	18	Read first time	637
Feb.	19	Referred to Committee on Revenue	654
Mar.	4	Notice of hearing	815
May	5	Placed on General File	1825
May	26	Referred for review	2211
June	4	Placed on Select File	2316
June	5	Referred for engrossment	2355
June	12	Correctly engrossed	2480
June	17	Final Reading	2565
June	18	Correctly enrolled	2597

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June	18	President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1233 By Revenue Committee

Feb.	18	Read first time. Motion. Placed on General File	637
Feb.	19	Referred to General File	654
Feb.	19	Referred for review	658
Feb.	20	Request	672
Feb.	21	Placed on Select File	689
Feb.	24	Referred for engrossment	716
Feb.	25	Correctly engrossed	728
Feb.	27	Final Reading	767
Feb.	27	Correctly enrolled. Speaker signed	769
Feb.	28	Presented to Governor	778
Mar.	3	Approved by Governor	796

LEGISLATIVE BILL 1234 By Schmit, Waldo

Feb.	18	Read first time	638
Feb.	19	Referred to Committee on Public Works	654
Mar.	27	Notice of hearing	1186
Apr.	22	Placed on General File	1598
June	26	Referred for review	2801
June	27	Placed on Select File	2822
June	27	Referred for engrossment	2840
July	7	Correctly engrossed	2848
July	10	Final Reading	2907
July	11	Correctly enrolled. President signed	2921
July	14	Presented to Governor	2960
July	15	Approved by Governor	2964
July	16	Explanation of vote	2989

LEGISLATIVE BILL 1235 By Waldron

Feb.	18	Read first time	638
Feb.	19	Referred to Committee on Miscellaneous Subjects	654
Mar.	3	Notice of hearing	796
Apr.	29	Placed on General File	1712
May	16	Referred for review	2046
May	23	Placed on Select File	2152
May	26	Referred for engrossment	2198
June	4	Correctly engrossed	2317
June	9	Final Reading	2410
June	10	Correctly enrolled. President signed	2429

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June	11	Presented to Governor. Explanation of vote	2471
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1236 By Simpson, Luedtke

Feb.	18	Read first time	638
Feb.	19	Referred to Committee on Government and Military Affairs	655
Feb.	26	Notice of hearing	759
Apr.	29	Placed on General File	1729
May	26	Referred for review	2211
June	4	Placed on Select File	2315
June	5	Referred for engrossment	2353
June	12	Correctly engrossed	2480
June	17	Laid over	2565
June	18	Final Reading	2588
June	19	Correctly enrolled	2628
June	19	Speaker signed	2631
June	20	Presented to Governor	2675
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1237 By Robinson, Kremer

Feb.	18	Read first time	638
Feb.	19	Referred to Committee on Education	655
Apr.	8	Notice of hearing	1318
May	12	Indefinitely postponed	1936

LEGISLATIVE BILL 1238 By Carpenter

Feb.	19	Read first time	655
Feb.	20	Referred to Committee on Banking, Commerce and Insurance	674
Mar.	5	Notice of hearing	844
Apr.	8	Placed on General File	1321
May	9	Referred for review	1919
May	13	Placed on Select File	1956
May	14	Referred for engrossment	1996
May	19	Correctly engrossed	2054
May	22	Final Reading	2130
May	23	Correctly enrolled	2154
May	23	Speaker signed	2162
May	26	Presented to Governor	2195
June	3	Approved by Governor	2279

LEGISLATIVE BILL 1239 By Carpenter

Feb.	19	Read first time	655

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Feb.	20	Referred to Committee on Banking, Commerce and Insurance	674
Mar.	5	Notice of hearing	844
Apr.	16	Indefinitely postponed	1480

LEGISLATIVE BILL 1240 By Carpenter

Feb.	19	Read first time	655
Feb.	20	Referred to Committee on Banking, Commerce and Insurance	674
Mar.	5	Notice of hearing	844
Apr.	17	Indefinitely postponed	1506

LEGISLATIVE BILL 1241 By Carpenter

Feb.	19	Read first time	655
Feb.	20	Referred to Committee on Banking, Commerce and Insurance	674
Mar.	5	Notice of hearing	844
Apr.	16	Indefinitely postponed	1480

LEGISLATIVE BILL 1242 By Carpenter

Feb.	19	Read first time	656
Feb.	20	Referred to Committee on Banking, Commerce and Insurance	674
Mar.	5	Notice of hearing	845
May	1	Indefinitely postponed	1785

LEGISLATIVE BILL 1243 By Pedersen

Feb.	19	Read first time	656
Feb.	20	Referred to Committee on Education	674
Mar.	20	Request. Laid over	1057
Mar.	21	Request renewed. Withdrawn	1100

LEGISLATIVE BILL 1244 By Pedersen

Feb.	19	Read first time	656
Feb.	20	Referred to Committee on Education	675
Mar.	20	Request. Laid over	1057
Mar.	21	Request renewed. Withdrawn	1100

LEGISLATIVE BILL 1245 By Clark, Hasebroock

Feb.	19	Read first time	656
Feb.	20	Referred to Committee on Government and Military Affairs	675

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Feb.	26	Notice of hearing	759
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 1246 By Clark, Hasebroock

Feb.	19	Read first time	656
Feb.	20	Referred to Committee on Government and Military Affairs	675
Feb.	26	Notice of hearing	759
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 1247 By Waldron

Feb.	19	Read first time	656
Feb.	20	Referred to Committee on Revenue	675
Mar.	4	Notice of hearing	815
June	4	Indefinitely postponed	2332

LEGISLATIVE BILL 1248 By Harsh

Feb.	19	Read first time	657
Feb.	20	Referred to Committee on Judiciary	675
Apr.	11	Re-referred to Committee on Urban Affairs	1383
Apr.	14	Notice of hearing	1397
Apr.	24	Placed on General File	1632
May	15	Referred for review	2021
May	21	Placed on Select File	2098
May	22	Referred for engrossment	2132
May	26	Bracketed	2204
June	5	Motion. Returned to Select File	2351
June	5	Referred for engrossment	2356
June	9	Replaced on Select File	2389
June	10	Referred for engrossment	2450
June	16	Correctly engrossed	2531
June	19	Final Reading	2640
June	20	Correctly enrolled. President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1249 By Harsh

Feb.	19	Read first time	657
Feb.	20	Referred to Committee on Agriculture and Recreation	675
Feb.	27	Notice of hearing	764
May	21	Placed on General File	2120
July	18	Referred for review	3036

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July	24	Placed on Select File	3121
July	25	Referred for engrossment	3156
July	29	Correctly engrossed	3191
July	31	Final Reading	3245
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 1250 By Whitney

Feb.	19	Read first time	657
Feb.	20	Referred to Committee on Revenue	675
Mar.	4	Notice of hearing	815
June	12	Placed on General File	2501
Aug.	15	Referred for review	3577
Aug.	22	Placed on Select File	3828
Aug.	22	Referred for engrossment	3831
Aug.	28	Correctly engrossed	4010
Sept.	16	Final Reading	4075
Sept.	17	Correctly enrolled	4079
Sept.	17	Speaker signed	4080
Sept.	17	Presented to Governor	4158
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1251 By Whitney

Feb.	19	Read first time	657
Feb.	20	Referred to Committee on Miscellaneous Subjects	675
Mar.	3	Notice of hearing	796
Mar.	17	Request. Laid over	1005
Mar.	18	Request renewed. Withdrawn	1027

LEGISALTIVE BILL 1252 By Luedtke

Feb.	19	Read first time	657
Feb.	20	Referred to Committee on Judiciary	675
Mar.	11	Request. Laid over	938
Mar.	12	Request renewed. Withdrawn	954

LEGISLATIVE BILL 1253 By Luedtke

Feb.	19	Read first time	657
Feb.	20	Referred to Committee on Public Works	675
Mar.	20	Notice of hearing	1083
Apr.	16	Indefinitely postponed	1463

LEGISLATIVE BILL 1254 By Syas, Proud

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Feb. 19	Read first time	658
Feb. 20	Referred to Committee on Agriculture and Recreation	675
Feb. 27	Notice of hearing	764
Apr. 29	Placed on General File	1724
May 20	Referred for review	2095
May 27	Placed on Select File	2219
May 28	Referred for engrossment	2268
June 5	Correctly engrossed	2342
June 10	Final Reading	2438
June 11	Correctly enrolled. President signed	2463
June 11	Explanation of vote	2471
June 12	Presented to Governor	2481
June 16	Approved by Governor	2527

LEGISLATIVE BILL 1255 By Ziebarth, Clark, Pedersen

Feb. 20	Read first time	675
Feb. 24	Referred to Committee on Education	715
Mar. 27	Notice of hearing	1174
Apr. 29	Placed on General File	1726
July 18	Referred for review	3035
July 23	Placed on Select File	3094
July 24	Laid over	3139
July 25	Laid over	3152
July 28	Laid over	3171
July 29	Laid over	3193
July 30	Bracketed	3217
Aug. 27	Referred for engrossment	3989
Sept. 16	Correctly engrossed	4069
Sept. 19	Final Reading	4216
Sept. 19	Correctly enrolled. Speaker signed	4237
Sept. 19	Presented to Governor	4244
Sept. 22	Approved by Governor	4254

LEGISLATIVE BILL 1256 By Waldron

Feb. 20	Read first time	675
Feb. 24	Referred to Committee on Agriculture and Recreation	715
Feb. 27	Notice of hearing	764
May 7	Placed on General File	1885
July 11	Special order	2922
July 14	Referred for review	2962
July 16	Placed on Select File	2989
July 17	Referred for engrossment	3017

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July	21	Correctly engrossed	3050
July	24	Final Reading	3135
July	25	Correctly enrolled. Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185

LEGISLATIVE BILL 1257 By Warner

Feb.	20	Read first time	675
Feb.	24	Referred to Committee on Revenue	715
Mar.	4	Notice of hearing	815
June	12	Indefinitely postponed	2501

LEGISLATIVE BILL 1258 By Carpenter

Feb.	20	Read first time	675
Feb.	24	Referred to Committee on Banking, Commerce and Insurance	715
Mar.	5	Notice of hearing	845
Apr.	15	Placed on General File	1452
Apr.	17	Change of order. Referred for review	1502
Apr.	18	Placed on Select File	1512
Apr.	21	Referred for engrossment	1551
Apr.	23	Replaced on Select File. Referred for engrossment	1625
Apr.	24	Correctly engrossed	1628
Apr.	28	Change of order	1660
Apr.	28	Final Reading	1682
Apr.	28	Correctly enrolled. President signed	1685
Apr.	28	Presented to Governor	1692
Apr.	30	Approved by Governor	1734

LEGISLATIVE BILL 1259 By Carpenter

Feb.	20	Read first time	676
Feb.	24	Referred to Committee on Banking, Commerce and Insurance	716
Mar.	5	Notice of hearing	845
Apr.	24	Placed on General File	1631
July	30	Referred for review	3225
Aug.	4	Placed on Select File	3279
Aug.	5	Referred for engrossment	3326
Aug.	11	Correctly engrossed	3432
Aug.	18	Final Reading	3604
Aug.	19	Correctly enrolled. President signed	3713
Aug.	20	Presented to Governor	3778

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Aug. 21	Approved by Governor	3808
Sept. 22	Explanation of vote	4268

LEGISLATIVE BILL 1260 By Carpenter

Feb. 20	Read first time	676
Feb. 24	Referred to Committee on Revenue	716
Feb. 28	Notice of hearing	791
May 21	Indefinitely postponed	2119

LEGISLATIVE BILL 1261 By Carpenter

Feb. 20	Read first time	676
Feb. 24	Referred to Committee on Revenue	716
Feb. 28	Notice of hearing	791
June 17	Placed on General File	2570
Aug. 11	Referred for review	3465
Aug. 18	Placed on Select File	3666
Aug. 19	Referred for engrossment	3728
Aug. 20	Replaced on Select File	3778
Aug. 20	Referred for engrossment	3787
Aug. 25	Correctly engrossed	3932
Aug. 27	Failed on Final Reading	3985
Sept. 24	Explanation of vote	4294

LEGISLATIVE BILL 1262 By Carpenter

Feb. 20	Read first time	676
Feb. 24	Referred to Committee on Government and Military Affairs	716
Mar. 12	Notice of hearing	945
Apr. 1	Placed on General File	1260
Apr. 23	Referred for review	1621
Apr. 25	Placed on Select File	1646
Apr. 28	Referred for engrossment	1688
Apr. 30	Correctly engrossed	1737
May 7	Final Reading	1873
May 8	Correctly enrolled. President signed	1889
May 9	Presented to Governor	1912
Mar. 13	Approved by Governor	1951

LEGISLATIVE BILL 1263 By Pedersen, Clark, Carpenter, Wenzlaff

Feb. 20	Read first time	676
Feb. 24	Referred to Committee on Judiciary	716
Apr. 11	Re-referred to Committee on Urban Affairs	1383

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Apr.	14	Notice of hearing	1397
May	8	Placed on General File	1891
July	22	Special order	3091
Aug.	5	Referred for review	3334
Aug.	15	Placed on Select File	3583
Aug.	15	Referred for engrossment	3589
Aug.	18	Motion. Returned to Select File	3669
Aug.	18	Referred for engrossment	3670
Aug.	28	Replaced on Select File	4022
Aug.	28	Referred for engrossment	4025
Sept.	16	Replaced on Select File	4064
Sept.	16	Referred for engrossment	4067
Sept.	16	Correctly engrossed	4069
Sept.	18	Final Reading	4189
Sept.	18	Correctly enrolled. Speaker signed	4191
Sept.	18	Presented to Governor	4194
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1264 By Luedtke, Pedersen

Feb.	20	Read first time	677
Feb.	24	Referred to Committee on Judiciary	716
Apr.	11	Re-referred to Committee on Labor. Notice of hearing	1383
Apr.	22	Placed on General File	1580
May	13	Referred for review	1979
May	19	Placed on Select File	2052
May	20	Referred for engrossment	2085
May	27	Correctly engrossed	2223
June	4	Final Reading	2326
June	5	Correctly enrolled	2342
June	5	President signed	2343
June	6	Presented to Governor	2383
June	9	Approved by Governor	2386

LEGISLATIVE BILL 1265 By Pedersen, Luedtke

Feb.	20	Read first time	677
Feb.	24	Referred to Committee on Judiciary	716
Mar.	12	Notice of hearing	944
Apr.	18	Indefinitely postponed	1517

LEGISLATIVE BILL 1266 By Pedersen

Feb.	20	Read first time	677
Feb.	24	Referred to Committee on Education	716

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Mar.	20	Request. Laid over	1057
Mar.	21	Request renewed. Withdrawn	1100

LEGISLATIVE BILL 1267 By Pedersen

Feb.	20	Read first time	679
Feb.	24	Referred to Committee on Public Health and Welfare	716
Mar.	7	Notice of hearing	880
Apr.	21	Request. Laid over	1563
Apr.	23	Request renewed. Withdrawn	1616

LEGISLATIVE BILL 1268 By Pedersen

Feb.	20	Read first time	679
Feb.	24	Referred to Committee on Public Health and Welfare	716
Mar.	7	Notice of hearing	880
Apr.	21	Request. Laid over	1563
Apr.	23	Request renewed. Withdrawn	1616

LEGISLATIVE BILL 1269 By Proud

Feb.	20	Read first time	679
Feb.	24	Referred to Committee on Judiciary	716
Mar.	12	Notice of hearing	945
May	9	Placed on General File	1927
July	8	Referred for review	2861
July	11	Placed on Select File	2919
July	14	Referred for engrossment	2954
July	18	Correctly engrossed	3032
July	24	Final Reading	3128
July	25	Correctly enrolled. Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185

LEGISLATIVE BILL 1270 By Pedersen, Luedtke

Feb.	20	Read first time	680
Feb.	24	Referred to Committee on Judiciary	716
Apr.	11	Re-referred to Committee on Labor	1383
Apr.	16	Notice of hearing	1462
Apr.	25	Placed on General File	1648
May	15	Referred for review	2022
May	21	Placed on Select File	2099
May	22	Referred for engrossment	2132

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May	26	Replaced on Select File	2178
May	27	Referred for engrossment	2240
June	5	Correctly engrossed	2342
June	10	Final Reading	2438
June	11	Correctly enrolled. President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1271 By Knight, Whitney

Feb.	20	Read first time	680
Feb.	24	Referred to Committee on Education	716
Apr.	8	Notice of hearing	1318
May	12	Indefinitely postponed	1936

LEGISLATIVE BILL 1272 By Hasebroock, Ziebarth

Feb.	20	Read first time	680
Feb.	24	Referred to Committee on Government and Military Affairs	716
Mar.	12	Notice of hearing	945
Apr.	1	Placed on General File	1260
Apr.	23	Referred for review	1621
Apr.	25	Placed on Select File	1646
Apr.	28	Referred for engrossment	1688
Apr.	30	Correctly engrossed	1737
May	7	Final Reading	1873
May	8	Correctly enrolled. President signed	1889
May	9	Presented to Governor	1912
May	12	Approved by Governor	1951

LEGISLATIVE BILL 1273 By Hasebroock, Ziebarth

Feb.	20	Read first time	680
Feb.	24	Referred to Committee on Government and Military Affairs	716
Mar.	12	Notice of hearing	945
Apr.	1	Placed on General File	1260
Apr.	23	Referred for review	1621
Apr.	25	Placed on Select File	1647
Apr.	28	Referred for engrossment	1688
Apr.	30	Correctly engrossed	1737
May	7	Final Reading	1874
May	8	Correctly enrolled. President signed	1889
May	9	Presented to Governor	1912
May	13	Approved by Governor	1951

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LEGISLATIVE BILL 1274 By Skarda

Feb.	20	Read first time	680
Feb.	24	Referred to Committee on Revenue	716
Feb.	28	Notice of hearing	791
May	9	Indefinitely postponed	1912

LEGISLATIVE BILL 1275 By Mahoney

Feb.	20	Read first time	680
Feb.	24	Referred to Committee on Revenue	716
Feb.	28	Notice of hearing	791
May	9	Indefinitely postponed	1912

LEGISLATIVE BILL 1276 By Schmit

Feb.	20	Read first time	681
Feb.	24	Referred to Committee on Miscellaneous Subjects	716
Mar.	3	Notice of hearing	797
Apr.	29	Placed on General File	1712
May	16	Referred for review	2047
May	23	Placed on Select File	2152
May	26	Referred for engrossment	2198
June	4	Replaced on Select File	2312
June	5	Referred for engrossment	2352
June	6	Correctly engrossed	2372
June	11	Final Reading	2469
June	12	Correctly enrolled. President signed	2481
June	13	Presented to Governor	2511
June	16	Approved by Governor	2528

LEGISLATIVE BILL 1277 By Carpenter

Feb.	21	Read first time	692
Feb.	24	Referred to Committee on Education	716
Mar.	5	Notice of hearing	838
Mar.	28	Placed on General File	1225
Apr.	16	Referred for review	1470
Apr.	21	Placed on Select File	1548
Apr.	22	Referred for engrossment	1592
Apr.	24	Correctly engrossed	1628
May	2	Final Reading	1795
May	5	Correctly enrolled	1824
May	5	President signed	1825
May	6	Presented to Governor	1855
May	8	Approved by Governor	1889

LEGISLATIVE BILL 1278 By Carpenter

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Feb.	21	Read first time	693
Feb.	24	Referred to Committee on Budget	716
Apr.	23	Re-referred to Nebraska Retirement Systems Advisory Committee	1622
May	20	Notice of hearing	2089
July	16	Indefinitely postponed	2998

LEGISLATIVE BILL 1279 By Carpenter

Feb.	21	Read first time	693
Feb.	24	Referred to Committee on Budget	716
Apr.	8	Notice of hearing	1320
June	19	Placed on General File	2658
July	8	Referred for review	2862
July	11	Placed on Select File	2919
July	14	Referred for engrossment	2954
July	18	Correctly engrossed	3032
July	24	Final Reading	3129
July	25	Correctly enrolled. Speaker signed	3148
July	25	Presented to Governor	3157
July	28	Explanation of vote	3177
July	28	Approved by Governor	3185
Aug.	5	Attorney General's opinion	3331

LEGISLATIVE BILL 1280 By Carpenter

Feb.	21	Read first time	693
Feb.	24	Referred to Committee on Education	716
Mar.	5	Notice of hearing	838
Mar.	28	Placed on General File	1225
Apr.	16	Referred for review	1470
Apr.	21	Placed on Select File	1548
Apr.	22	Referred for engrossment	1592
Apr.	24	Correctly engrossed	1628
May	2	Motion. Laid over	1796
May	5	Motion renewed. Returned to Select File. Bracketed	1827
July	9	Request. Referred for re-engrossment	2886
July	11	Correctly engrossed	2921
Aug.	20	Motion. Returned to Select File	3777
Aug.	20	Referred for re-engrossment. Bracketed	3778
Aug.	25	Unbracketed	3919
Aug.	25	Motion. Motion lost	3939
Aug.	28	Replaced on Select File	4022
Aug.	28	Referred for re-engrossment. Motion. Returned to Select File	4025

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Aug.	28	Considered	4027
Aug.	28	Replaced on Select File	4049
Aug.	29	Referred for engrossment	4050
Sept.	16	Correctly re-engrossed	4069
Sept.	18	Final Reading	4189
Sept.	18	Correctly enrolled. Speaker signed	4191
Sept.	18	Presented to Governor	4194
Sept.	19	Approved by Governor	4225

LEGISLATIVE BILL 1281 By Carpenter

Feb.	21	Read first time	693
Feb.	24	Referred to Committee on Education	716
Mar.	5	Notice of hearing	838
Mar.	28	Indefinitely postponed	1226

LEGISLATIVE BILL 1282 By Carpenter

Feb.	21	Read first time	693
Feb.	24	Referred to Committee on Education	716
Mar.	5	Notice of hearing	838
Mar.	28	Placed on General File	1226
Apr.	16	Referred for review	1470
Apr.	21	Placed on Select File	1548
Apr.	22	Referred for engrossment	1592
Apr.	24	Correctly engrossed	1628
May	2	Laid over	1796
May	6	Final Reading	1838
May	7	Correctly enrolled. President signed	1866
May	7	Explanation of vote	1879
May	8	Presented to Governor	1904
May	9	Approved by Governor	1909

LEGISLATIVE BILL 1283 By Carpenter

Feb.	21	Read first time	693
Feb.	24	Referred to Committee on Judiciary	716
Apr.	11	Re-referred to Committee on Labor	1383
Apr.	16	Notice of hearing	1462
Apr.	25	Placed on General File	1648
May	15	Referred for review	2022
May	21	Placed on Select File	2098
May	22	Referred for engrossment	2132
May	28	Correctly engrossed	2265
June	5	Final Reading	2348
June	6	Correctly enrolled. Speaker signed	2373

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June	9	Presented to Governor	2410
June	11	Approved by Governor	2458

LEGISLATIVE BILL 1284 By Simpson

Feb.	21	Read first time	693
Feb.	24	Referred to Committee on Revenue	716
Feb.	28	Notice of hearing	791
May	9	Indefinitely postponed	1912

LEGISLATIVE BILL 1285 By Proud

Feb.	21	Read first time	693
Feb.	24	Referred to Committee on Public Works	716
Mar.	20	Notice of hearing	1082
Apr.	2	Placed on General File	1286
May	9	Laid over	1916
May	16	Laid over	2044
May	22	Referred for review	2142
May	28	Placed on Select File	2261
June	3	Laid over	2296
June	4	Placed on Select File. Bracketed	2329
June	5	Referred for engrossment	2356
June	12	Correctly engrossed	2480
June	17	Final Reading	2566
June	18	Correctly enrolled	2597
June	18	President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1286 By Pedersen, Whitney

Feb.	21	Read first time	694
Feb.	24	Referred to Committee on Revenue	716
Mar.	4	Notice of hearing	815
May	21	Placed on General File	2119
Aug.	11	Referred for review	3463
Aug.	14	Placed on Select File	3520
Aug.	15	Referred for engrossment	3550
Aug.	18	Correctly engrossed	3667
Aug.	20	Motion. Returned to Select File	3767
Aug.	20	Indefinitely postponed	3773

LEGISLATIVE BILL 1287 By Orme

Feb.	21	Read first time	694
Feb.	24	Referred to Committee on Revenue	716

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Feb.	28	Notice of hearing	791
May	9	Indefinitely postponed	1912

LEGISLATIVE BILL 1288 By Schmit

Feb.	21	Read first time	694
Feb.	24	Referred to Committee on Miscellaneous Subjects	716
Mar.	3	Notice of hearing	797
Apr.	29	Indefinitely postponed	1709

LEGISLATIVE BILL 1289 By Carpenter

Feb.	21	Read first time	694
Feb.	24	Referred to Committee on Revenue	716
Mar.	4	Notice of hearing	815
Mar.	27	Hearing cancelled. Hearing reset	1202
May	21	Placed on General File	2119
Aug.	11	Referred for review	3463
Aug.	12	Bracketed	3489
Aug.	26	Unbracketed. Returned to General File. Indefinitely postponed	3959

LEGISLATIVE BILL 1290 By Carpenter

Feb.	25	Read first time	736
Feb.	28	Referred to Committee on Judiciary	780
Apr.	1	Request. Laid over	1232
Apr.	2	Request renewed. Withdrawn	1280

LEGISLATIVE BILL 1291 By Waldo, Kremer, Harsh

Feb.	25	Read first time	736
Feb.	28	Referred to Committee on Public Works	780
Mar.	27	Notice of hearing	1186
May	7	Indefinitely postponed	1886

LEGISLATIVE BILL 1292 By Waldo, Kremer, Harsh

Feb.	25	Read first time	737
Feb.	28	Referred to Committee on Agriculture and Recreation	780
Mar.	17	Notice of hearing	1009
June	10	Placed on General File	2444
July	18	Referred for review	3040
July	25	Placed on Select File	3146
July	28	Referred for engrossment	3172
July	31	Correctly engrossed	3237

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Aug.	5	Final Reading	3322
Aug.	6	Correctly enrolled. Speaker signed	3341
Aug.	7	Presented to Governor	3409
Aug.	7	Approved by Governor	3415

LEGISLATIVE BILL 1293 By Carpenter

Feb.	26	Read first time	750
Feb.	28	Referred to Committee on Judiciary	780
Mar.	20	Notice of hearing	1082
Apr.	14	Placed on General File	1419
Apr.	17	Change of order. Referred for review	1502
Apr.	21	Placed on Select File	1548
Apr.	22	Referred for engrossment	1593
Apr.	23	Replaced on Select File	1613
Apr.	25	Referred for engrossment	1654
May	1	Correctly engrossed	1760
May	7	Final Reading	1875
May	8	Correctly enrolled. President signed	1889
May	9	Presented to Governor	1912
May	13	Approved by Governor	1951

LEGISLATIVE BILL 1294 By Schmit, Luedtke, Elrod

Feb.	26	Read first time	750
Feb.	28	Referred to Committee on Government and Military Affairs	780
Mar.	12	Notice of hearing	945
Mar.	13	Hearing cancelled. Hearing reset	970
Apr.	2	Placed on General File	1278
May	22	Laid over	2142
June	12	Referred for review	2494
June	17	Placed on Select File	2550
June	18	Referred for engrossment	2607
June	19	Replaced on Select File	2624
June	20	Referred for engrossment	2671
July	7	Correctly engrossed	2848
July	10	Laid over	2908
July	28	Final Reading	3167
July	29	Correctly enrolled. President signed	3191
July	30	Presented to Governor	3223
Aug.	4	Approved by Governor	3313

LEGISLATIVE BILL 1295 By Carpenter

Feb.	26	Read first time	760

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Feb.	28	Referred to Committee on Urban Affairs	780
Mar.	11	Notice of hearing	909
June	5	Placed on General File	2359
Aug.	14	Referred for review	3542
Aug.	20	Placed on Select File	3784
Aug.	20	Referred for engrossment	3788
Aug.	26	Correctly engrossed	3960
Aug.	28	Final Reading	4018
Aug.	29	Correctly enrolled. President signed	4032
Aug.	29	Presented to Governor	4051
Sept.	16	Approved by Governor	4055
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1296 By Warner, Burbach, Skarda

Mar.	3	Read first time	809
Mar.	4	Referred to Committee on Public Works	819
Mar.	27	Notice of hearing	1186
May	14	Placed on General File	1993
July	8	Change of order	2865
July	17	Referred for review	3020
July	21	Placed on Select File	3049
July	22	Motion	3085
July	23	Referred for engrossment	3096
July	29	Correctly engrossed	3199
July	31	Final Reading	3249
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313

LEGISLATIVE BILL 1297 By Warner, Burbach, Skarda

Mar.	3	Read first time	810
Mar.	4	Referred to Committee on Public Works	819
Mar.	27	Notice of hearing	1186
June	18	Indefinitely postponed	2604

LEGISLATIVE BILL 1298 By Warner, Burbach, Skarda

Mar.	3	Read first time	810
Mar.	4	Referred to Committee on Public Works	819
Mar.	27	Notice of hearing	1186
June	18	Placed on General File	2600
July	8	Change of order	2865
July	17	Referred for review	3020

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July	22	Placed on Select File	3067
July	22	Motion	3085
July	23	Referred for engrossment	3097
July	28	Replaced on Select File	3163
July	29	Referred for engrossment	3193
July	29	Correctly engrossed	3201
July	31	Final Reading	3252
Aug.	1	Correctly enrolled. Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 1299 By Warner, Burbach, Skarda

Mar.	3	Read first time	810
Mar.	4	Referred to Committee on Revenue	819
Mar.	27	Notice of hearing	1202
May	28	Placed on General File	2274
July	8	Change of order	2865
July	16	Referred for review	3005
July	21	Placed on Select File	3049
July	22	Motion	3085
July	23	Referred for engrossment	3096
July	29	Correctly engrossed	3199
July	31	Final Reading	3249
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 1300 By Warner, Burbach, Skarda

Mar.	3	Read first time	810
Mar.	4	Referred to Committee on Revenue	819
Mar.	27	Notice of hearing	1202
May	28	Placed on General File	2274
July	8	Change of order	2865
July	10	Referred for review	2912
July	15	Placed on Select File	2964
July	16	Bracketed	2991
July	22	Unbracketed. Rules suspended	3084
July	22	Motion	3085
July	22	Considered	3087
July	25	Replaced on Select File	3144
July	28	Referred for engrossment	3171

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July	29	Correctly engrossed	3200
July	31	Final Reading	3247
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 1301 By Warner, Skarda, Burbach

Mar.	3	Read first time	810
Mar.	4	Referred to Committee on Revenue	819
Mar.	27	Notice of hearing	1202
May	28	Placed on General File	2274
June	23	Referred for review	2702
June	25	Placed on Select File	2750
June	26	Referred for engrossment	2788
July	7	Correctly engrossed	2848
July	9	Motion. Returned to Select File	2890
July	9	Referred for re-engrossment	2891
July	11	Replaced on Select File	2919
July	14	Referred for re-engrossment	2954
July	16	Replaced on Select File	2988
July	17	Referred for re-engrossment	3017
July	22	Returned to Select File	3084
July	22	Motion	3085
July	23	Referred for re-engrossment	3098
July	29	Correctly re-engrossed	3200
July	31	Final Reading	3251
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 1302 By Warner, Burbach, Skarda

Mar.	3	Read first time	811
Mar.	4	Referred to Committee on Public Works	819
Mar.	27	Notice of hearing	1186
June	18	Placed on General File	2602
July	8	Change of order	2865
July	15	Considered	2979
July	15	Considered	2981
July	16	Referred for review	3003
July	22	Placed on Select File	3066
July	22	Motion	3085

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July	23	Referred for engrossment	3097
July	29	Correctly engrossed	3199
July	31	Final Reading	3248
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 1303 By Warner, Burbach, Skarda

Mar.	3	Read first time	811
Mar.	4	Referred to Committee on Revenue	819
Mar.	27	Notice of hearing	1202
June	18	Placed on General File	2620
July	8	Change of order	2865
July	10	Considered	2911
July	10	Laid over	2912
July	10	Considered	2916
July	11	Referred for review	2924
July	15	Placed on Select File	2966
July	16	Bracketed	2991
July	22	Unbracketed. Special order. Rules suspended	3084
July	22	Considered. Motion	3085
July	22	Referred for engrossment	3087
July	25	Replaced on Select File	3144
July	28	Referred for engrossment	3171
July	29	Correctly engrossed	3200
July	31	Final Reading	3246
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 1304 By Warner, Skarda, Burbach

Mar.	3	Read first time	811
Mar.	4	Referred to Committee on Revenue	819
Mar.	27	Notice of hearing	1202
June	24	Placed on General File	2730
July	8	Change of order	2865
July	11	Considered	2927
July	15	Considered	2978
July	15	Referred for review	2979
July	21	Placed on Select File	3046
July	22	Rules suspended	3084

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July	22	Motion	3085
July	22	Considered	3087
July	23	Referred for engrossment	3095
July	25	Replaced on Select File	3144
July	28	Referred for engrossment	3172
July	30	Replaced on Select File	3228
July	30	Referred for engrossment. Correctly engrossed	3229
Aug.	1	Final Reading	3269
Aug.	4	Correctly enrolled. Speaker signed	3280
Aug.	4	Presented to Governor	3313
Aug.	5	Approved by Governor	3315
Aug.	5	Explanation of vote	3331
Aug.	11	Explanation of vote	3469

LEGISLATIVE BILL 1305 By Carpenter

Mar.	3	Read first time	811
Mar.	4	Referred to Committee on Revenue	819
Mar.	27	Notice of hearing	1202
Apr.	18	Placed on General File	1532
Apr.	21	Change of order	1562
Apr.	24	Change of order	1628
Apr.	25	Motion	1656
Apr.	28	Laid over	1692
May	8	Referred for review	1906
May	12	Placed on Select File	1933
May	13	Request	1966
May	13	Referred for engrossment	1971
May	13	Request	1979
May	15	Correctly engrossed	2007
May	20	Motion	2082
May	20	Final Reading	2083
May	21	Correctly enrolled. President signed	2100
May	22	Presented to Governor	2138
May	26	Approved by Governor	2177

LEGISLATIVE BILL 1306 By Government and Military Affairs Committee

Mar.	4	Read first time	823
Mar.	6	Co-introducer added	862
Mar.	7	Referred to Committee on Public Works	880
Mar.	7	Notice of hearing	1186
May	26	Placed on General File	2195
June	23	Referred for review	2701
June	26	Placed on Select File	2805
June	27	Referred for engrossment	2836

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July	7	Replaced on Select File	2846
July	8	Referred for engrossment	2858
July	10	Correctly engrossed	2900
July	15	Final Reading	2971
July	16	Correctly enrolled	2989
July	16	Speaker signed	3001
July	17	Presented to Governor	3016
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1307 By Knight, Swanson, Robinson, at Governor's request

Mar.	5	Read first time	840
Mar.	7	Referred to Committee on Government and Military Affairs	880
Mar.	12	Notice of hearing	945
Apr.	16	Placed on General File	1475
July	9	Laid over	2893
July	17	Referred for review	3020
July	24	Placed on Select File	3117
July	25	Referred for engrossment	3153
July	29	Motion. Returned to Select File	3197
July	29	Referred for engrossment	3198
July	30	Replaced on Select File	3215
July	31	Referred for engrossment	3254
Aug.	7	Correctly engrossed	3396
Aug.	12	Request	3476
Aug.	12	Request. Returned to Select File. Referred for re-engrossment	3487
Aug.	14	Correctly re-engrossed	3520
Aug.	19	Final Reading	3715
Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782
Aug.	21	Presented to Governor	3804
Aug.	25	Approved by Governor	3935
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 1308 By Government and Military Affairs Committee

Mar.	5	Motion. Read first time	843
Mar.	7	Referred to Committee on Government and Military Affairs	880
Mar.	12	Notice of hearing	945
Apr.	29	Placed on General File	1729
July	30	Referred for review	3226
Aug.	5	Placed on Select File	3317

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Aug.	6	Referred for engrossment	3386
Aug.	11	Replaced on Select File	3428
Aug.	12	Referred for engrossment	3482
Aug.	13	Correctly engrossed	3501
Aug.	18	Final Reading	3611
Aug.	19	Correctly enrolled. President signed	3713
Aug.	19	Motion. Returned to Select File	3725
Aug.	19	Referred for engrossment	3730
Aug.	28	Replaced on Select File	4022
Aug.	28	Referred for engrossment	4025
Sept.	16	Correctly re-engrossed	4069
Sept.	19	Final Reading	4217
Sept.	19	Correctly enrolled. Speaker signed	4237
Sept.	19	Presented to Governor	4244
Sept.	22	Approved by Governor	4254
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 1309 By Education Committee

Mar.	6	Motion. Read first time	857
Mar.	7	Referred to Committee on Education	880
Mar.	24	Notice of hearing	1125
Apr.	10	Placed on General File	1372
May	6	Referred for review	1855
May	8	Placed on Select File	1899
May	9	Referred for engrossment	1916
May	13	Correctly engrossed	1967
May	16	Final Reading	2039
May	19	Correctly enrolled	2054
May	19	President signed	2055
May	20	Presented to Governor	2088
May	22	Approved by Governor	2123

LEGISLATIVE BILL 1310 By Budget Committee

Mar.	6	Motion. Read first time	858
Mar.	7	Referred to Committee on Budget	880
Apr.	25	Notice of hearing	1636
July	15	Placed on General File	2980
July	18	Referred for review	3043
July	25	Placed on Select File	3146
July	28	Referred for engrossment	3172
Aug.	1	Correctly engrossed	3267
Aug.	6	Final Reading	3348
Aug.	7	Correctly enrolled. President signed	3396
Aug.	8	Presented to Governor	3426
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 1311 By Urban Affairs Committee

			Page
Mar.	7	Motion. Read first time	882
Mar.	10	Referred to Committee on Urban Affairs	901
Mar.	11	Notice of hearing	909
Mar.	18	Hearing cancelled. Hearing reset	1032
May	2	Indefinitely postponed	1798

LEGISLATIVE BILL 1312 By Warner, Burbach, Skarda

Mar.	7	Read first time	882
Mar.	10	Referred to Committee on Revenue	901
Mar.	27	Notice of hearing	1202
June	18	Placed on General File	2611
July	8	Change of order	2865
July	21	Considered	3056
July	21	Referred for review	3058
July	22	Motion	3085
July	28	Placed on Select File	3163
July	29	Referred for engrossment	3194
July	31	Correctly engrossed	3237
Aug.	5	Final Reading	3323
Aug.	6	Correctly enrolled. Speaker signed	3341
Aug.	7	Presented to Governor	3409
Aug.	7	Approved by Governor	3415

LEGISLATIVE BILL 1313 By Government and Military Affairs Committee

Mar.	7	Motion. Read first time	882
Mar.	10	Referred to Committee on Government and Military Affairs	901
Mar.	12	Notice of hearing	945
Apr.	2	Placed on General File	1280
May	23	Referred for review	2173
June	3	Placed on Select File	2284
June	4	Bracketed	2331
July	9	Referred for engrossment	2886
July	15	Replaced on Select File	2964
July	16	Referred for engrossment	2991
July	17	Correctly engrossed	3009
July	22	Failed on Final Reading	3077

LEGISLATIVE BILL 1314 By Warner, Burbach, Skarda

Mar.	7	Read first time	883
Mar.	10	Referred to Committee on Revenue	901
Mar.	27	Notice of hearing	1202

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June	18	Placed on General File	2612
July	8	Change of order	2865
July	21	Referred for review	3058
July	22	Motion	3086
July	28	Placed on Select File	3164
July	29	Referred for engrossment	3194
July	31	Correctly engrossed	3237
Aug.	5	Final Reading	3324
Aug.	6	Correctly enrolled. Speaker signed	3341
Aug.	7	Presented to Governor	3409
Aug.	7	Approved by Governor	3415

LEGISLATIVE BILL 1315 By Government and Military Affairs Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	927
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 1316 By Government and Military Affairs Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	928
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
May	21	Indefinitely postponed	2107

LEGISLATIVE BILL 1317 By Government and Military Affairs Committee at Governor's request

Mar.	11	Rules suspended. Read first time	928
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
May	21	Indefinitely postponed	2107

LEGISLATIVE BILL 1318 By Government and Military Affairs Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	928
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
Apr.	29	Indefinitely postponed	1730

LEGISLATIVE BILL 1319 **By Government and Military Affairs Committee, at Governor's request**

		Page
Mar. 11	Rules suspended. Read first time	928
Mar. 11	Referred to Committee on Government and Military Affairs	934
Mar. 25	Notice of hearing	1148
Apr. 29	Placed on General File	1729
May 27	Referred for review	2254
June 5	Placed on Select File	2340
June 6	Referred for engrossment	2382
June 12	Correctly engrossed	2480
June 17	Final Reading	2566
June 18	Correctly enrolled	2597
June 18	President signed	2598
June 19	Presented to Governor	2642
June 25	Approved by Governor	2749

LEGISLATIVE BILL 1320 **By Government and Military Affairs Committee, at Governor's request**

Mar. 11	Rules suspended. Read first time	928
Mar. 11	Referred to Committee on Government and Military Affairs	934
Mar. 25	Notice of hearing	1148
June 9	Placed on General File	2392
July 7	Considered	2851
July 7	Referred for review	2852
July 10	Placed on Select File	2897
July 14	Referred for engrossment	2951
July 17	Correctly engrossed	3009
July 22	Final Reading	3078
July 23	Correctly enrolled. Speaker signed	3095
July 24	Presented to Governor	3137
July 28	Approved by Governor	3162
July 28	Explanation of vote	3177

LEGISLATIVE BILL 1321 **By Government and Military Affairs Committee, at Governor's request**

Mar. 11	Rules suspended. Read first time	929
Mar. 11	Referred to Committee on Government and Military Affairs	934
Mar. 25	Notice of hearing	1148
Apr. 21	Request. Laid over	1562
Apr. 23	Request renewed. Withdrawn	1616

LEGISLATIVE BILL 1322 By Government and Military Affairs Committee, at Governor's request

			Page
Mar.	11	Rules suspended. Read first time	929
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
May	21	Placed on General File	2107
Aug.	11	Referred for review	3449
Aug.	13	Placed on Select File	3506
Aug.	13	Referred for engrossment	3511
Aug.	15	Correctly engrossed	3550
Aug.	19	Laid over	3720
Aug.	20	Request. Final Reading	3771
Aug.	21	Correctly enrolled. Speaker signed	3800
Aug.	22	Presented to Governor	3824
Aug.	25	Approved by Governor	3935
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1323 By Government and Military Affairs Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	929
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
May	21	Placed on General File	2114
July	9	Referred for review	2893
July	11	Request	2927
July	14	Placed on Select File	2931
July	15	Referred for engrossment	2973
July	16	Referred for engrossment	3002
July	22	Correctly engrossed	3069
July	25	Final Reading	3151
July	28	Correctly enrolled	3171
July	28	Explanation of vote. President signed	3177
July	29	Presented to Governor	3199
July	30	Approved by Governor	3215

LEGISLATIVE BILL 1324 By Government and Military Affairs Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	929
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
Apr.	30	Indefinitely postponed	1756

LEGISLATIVE BILL 1325 By Government and Military Affairs Committee, at Governor's request

			Page
Mar.	11	Rules suspended. Read first time	930
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
May	1	Placed on General File	1761
July	7	Referred for review	2849
July	8	Placed on Select File	2866
July	9	Referred for engrossment	2886
July	14	Replaced on Select File	2930
July	15	Bracketed	2973
July	18	Referred for engrossment	3032
July	24	Correctly engrossed	3121
July	28	Final Reading	3170
July	29	Correctly enrolled. President signed	3191
July	30	Presented to Governor	3223
Aug.	1	Approved by Governor	3265

LEGISLATIVE BILL 1326 By Government and Military Affairs Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	930
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
Apr.	30	Indefinitely postponed	1756

LEGISLATIVE BILL 1327 By Government and Military Affairs Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	930
Mar.	11	Referred to Committee on Government and Military Affairs	934
Mar.	25	Notice of hearing	1148
May	1	Placed on General File	1761
July	30	Referred for review	3228
Aug.	6	Placed on Select File	3339
Aug.	7	Referred for engrossment	3398
Aug.	15	Motion. Returned to Select File	3597
Aug.	15	Referred for engrossment	3598
Aug.	18	Replaced on Select File	3664
Aug.	19	Laid over	3727
Aug.	20	Referred for engrossment	3772
Aug.	21	Request	3822
Aug.	26	Correctly engrossed	3960

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Aug.	28	Final Reading	4020
Aug.	29	Correctly enrolled. President signed	4032
Aug.	29	Presented to Governor	4051
Sept.	16	Approved by Governor	4055
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1328 By Agriculture and Recreation Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	930
Mar.	11	Referred to Committee on Agriculture and Recreation	934
Mar.	17	Notice of hearing	1009
Apr.	25	Re-referred to Committee on Labor	1643
Apr.	25	Hearing cancelled	1654
Apr.	25	Notice of hearing	1656
May	2	Placed on General File	1790
May	21	Referred for review	2117
May	27	Placed on Select File	2221
May	28	Referred for engrossment	2269
June	6	Correctly engrossed	2372
June	11	Final Reading	2469
June	12	Correctly enrolled. President signed	2481
June	13	Presented to Governor	2511
June	16	Approved by Governor	2528

LEGISLATIVE BILL 1329 By Agriculture and Recreation Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	930
Mar.	11	Referred to Committee on Agriculture and Recreation	934
Mar.	17	Notice of hearing	1009
Apr.	25	Re-referred to Committee on Labor	1643
Apr.	25	Hearing cancelled	1654
Apr.	25	Notice of hearing	1656
May	2	Indefinitely postponed	1790

LEGISLATIVE BILL 1330 By Banking, Commerce and Insurance Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	931
Mar.	11	Referred to Committee on Banking, Commerce and Insurance	934
Mar.	17	Notice of hearing	1009
May	13	Placed on General File	1974
June	18	Referred for review	2618

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June 20	Placed on Select File	2664
June 23	Referred for engrossment	2692
July 7	Correctly engrossed	2848
July 10	Final Reading	2908
July 11	Correctly enrolled. President signed	2921
July 14	Presented to Governor	2960
July 15	Approved by Governor	2964
July 16	Explanation of vote	2989

LEGISLATIVE BILL 1331 By Banking, Commerce and Insurance Committee, at Governor's request

Mar. 11	Rules suspended. Read first time	931
Mar. 11	Referred to Committee on Banking, Commerce and Insurance	934
Mar. 17	Notice of hearing	1009
Apr. 25	Indefinitely postponed	1658

LEGISLATIVE BILL 1332 By Banking, Commerce and Insurance Committee, at Governor's request

Mar. 11	Rules suspended. Read first time	931
Mar. 11	Referred to Committee on Banking, Commerce and Insurance	934
Mar. 17	Notice of hearing	1009
Apr. 25	Indefinitely postponed	1658

LEGISLATIVE BILL 1333 By Miscellaneous Subjects Committee, at Governor's request

Mar. 11	Rules suspended. Read first time	931
Mar. 11	Referred to Committee on Miscellaneous Subjects	934
Apr. 14	Notice of hearing	1422
May 2	Indefinitely postponed	1818

LEGISLATIVE BILL 1334 By Miscellaneous Subjects Committee, at Governor's request

Mar. 11	Rules suspended. Read first time	932
Mar. 11	Referred to Committee on Miscellaneous Subjects	934
Apr. 14	Notice of hearing	1422
May 12	Placed on General File	1934
Aug. 7	Referred for review	3411
Aug. 11	Placed on Select File	3432
Aug. 12	Referred for engrossment	3484
Aug. 15	Correctly engrossed	3550
Aug. 19	Final Reading	3720

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Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782
Aug.	21	Presented to Governor	3804
Aug.	25	Approved by Governor	3935
Sept.	22	Explanation of vote	4268
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1335 By Miscellaneous Subjects Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	932
Mar.	11	Referred to Committee on Miscellaneous Subjects	934
Apr.	14	Notice of hearing	1422
May	2	Indefinitely postponed	1818

LEGISLATIVE BILL 1336 By Miscellaneous Subjects Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	932
Mar.	11	Referred to Committee on Miscellaneous Subjects	934
Apr.	14	Notice of hearing	1422
May	2	Indefinitely postponed	1818
May	6	Motion. Referred to Miscellaneous Subjects Committee	1853
May	12	Placed on General File	1936
June	13	Referred for review	2514
June	17	Placed on Select File	2555
June	18	Referred for engrossment	2608
June	20	Correctly engrossed	2664
June	25	Final Reading	2756
June	26	Correctly enrolled	2784
June	26	Speaker signed	2785
June	27	Presented to Governor	2818
July	7	Approved by Governor	2846

LEGISLATIVE BILL 1337 By Education Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	932
Mar.	11	Referred to Committee on Education	934
Mar.	27	Notice of hearing	1174
Apr.	22	Indefinitely postponed	1598

LEGISLATIVE BILL 1338 By Education Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	932

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Mar.	11	Referred to Committee on Education	934
Mar.	24	Notice of hearing	1125
Mar.	27	Hearing cancelled. Hearing reset	1174
Apr.	17	Indefinitely postponed	1505

LEGISLATIVE BILL 1339 By Education Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	933
Mar.	11	Referred to Committee on Education	934
Mar.	24	Notice of hearing	1125
Mar.	31	Notice of hearing	1229
Apr.	17	Indefinitely postponed	1505

LEGISLATIVE BILL 1340 By Education Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	933
Mar.	11	Referred to Committee on Education	934
Mar.	27	Notice of hearing	1174
Apr.	22	Indefinitely postponed	1598

LEGISLATIVE BILL 1341 By Education Committee, at Governor's request

Mar.	11	Rules suspended. Read first time	933
Mar.	11	Referred to Committee on Education	934
Mar.	24	Notice of hearing	1125
Mar.	27	Hearing cancelled. Hearing reset	1174
Mar.	31	Notice of hearing	1229
Apr.	28	Placed on General File	1689
July	21	Laid over	3061
July	30	Special order	3226
Aug.	15	Considered	3592
Aug.	15	Referred for review	3595
Aug.	27	Placed on Select File	3995
Aug.	27	Referred for engrossment	4005
Sept.	16	Correctly engrossed	4069
Sept.	17	Motion. Returned to Select File	4159
Sept.	17	Correctly re-engrossed	4162
Sept.	17	Motion. Returned to Select File	4163
Sept.	17	Referred for re-engrossment	4164
Sept.	18	Replaced on Select File	4184
Sept.	18	Referred for re-engrossment	4185
Sept.	18	Correctly re-engrossed	4186
Sept.	19	Motion. Returned to Select File. Referred for re-engrossment	4225

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Sept. 19	Replaced on Select File. Referred for re-engrossment	4246
Sept. 19	Correctly re-engrossed	4247
Sept. 23	Final Reading	4272
Sept. 23	Correctly enrolled. Speaker signed	4277
Sept. 23	Presented to Governor	4281
Sept. 30	Approved by Governor	4309

LEGISLATIVE BILL 1342 By Education Committee, at Governor's request

Mar. 11	Rules suspended. Read first time	933
Mar. 11	Referred to Committee on Education	934
Mar. 24	Notice of hearing	1125
Mar. 27	Hearing cancelled. Hearing reset	1174
Mar. 31	Notice of hearing	1229
Apr. 28	Indefinitely postponed	1689
May 1	Motion. Laid over	1763
May 8	Motion renewed. Motion lost	1900

LEGISLATIVE BILL 1343 By Budget Committee

Mar. 14	Rules suspended. Motion. Read first time	989
Mar. 17	Referred to Committee on Budget	1006
Apr. 25	Notice of hearing	1636
Sept. 24	Indefinitely postponed	4291

LEGISLATIVE BILL 1344 By Budget Committee

Mar. 14	Rules suspended. Motion. Read first time	990
Mar. 17	Referred to Committee on Budget	1006
Apr. 25	Notice of hearing	1636
Sept. 24	Indefinitely postponed	4291

LEGISLATIVE BILL 1345 By Proud, at Governor's request

Mar. 17	Read first time	1004
Mar. 17	Referred to Committee on Banking, Commerce and Insurance	1006
Mar. 27	Notice of hearing	1186
Mar. 27	Re-referred to Nebraska Retirement Systems Advisory Committee	1188
Apr. 10	Hearing cancelled	1368
May 20	Notice of hearing	2089
May 21	Hearing cancelled	2109
June 3	Notice of hearing	2291
Aug. 4	Co-introducer added	3309
Aug. 15	Placed on General File	3553

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Aug.	15	Special order	3570
Aug.	15	Referred for review	3571
Aug.	19	Placed on Select File	3742
Aug.	19	Referred for engrossment	3760
Aug.	20	Motion. Returned to Select File	3776
Aug.	20	Referred for engrossment	3778
Sept.	16	Replaced on Select File	4064
Sept.	16	Referred for engrossment	4067
Sept.	16	Correctly engrossed	4068
Sept.	18	Final Reading	4178
Sept.	18	Correctly enrolled	4182
Sept.	18	President signed	4183
Sept.	18	Presented to Governor	4184
Sept.	19	Approved by Governor	4225

LEGISLATIVE BILL 1346 By Simpson, Bloom, Carpenter, at Governor's request

Mar.	17	Read first time	1005
Mar.	18	Referred to Committee on Judiciary	1048
Apr.	14	Notice of hearing	1416
May	8	Placed on General File	1890
June	13	Change of order	2511
June	13	Laid over	2512
June	16	Referred for review	2545
June	19	Placed on Select File	2627
July	8	Motion	2859
July	9	Referred for engrossment	2886
July	15	Replaced on Select File	2964
July	16	Referred for engrossment	2991
July	17	Correctly engrossed	3009
July	22	Final Reading	3078
July	23	Correctly enrolled. Speaker signed	3095
July	24	Presented to Governor	3137
July	28	Explanation of vote	3177
Aug.	1	Approved by Governor	3265

LEGISLATIVE BILL 1347 By Government and Military Affairs Committee

Mar.	18	Motion. Read first time	1024
Mar.	19	Referred to Committee on Government and Military Affairs	1048
Mar.	25	Notice of hearing	1148
Apr.	30	Placed on General File	1756
May	21	Referred for review	2117
May	27	Placed on Select File	2220

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May	28	Referred for engrossment	2269
June	5	Correctly engrossed	2342
June	10	Final Reading	2439
June	11	Correctly enrolled. President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1348 By Judiciary Committee

Mar.	18	Motion. Read first time	1024
Mar.	19	Referred to Committee on Judiciary	1048
Apr.	14	Notice of hearing	1416
May	9	Placed on General File	1927
May	19	Corrected Committee Statement	2060
Aug.	6	Motion. Indefinitely postponed	3393

LEGISLATIVE BILL 1349 By Government and Military Affairs Committee

Mar.	20	Motion	1080
Mar.	20	Read first time	1081
Mar.	21	Referred to Committee on Government and Military Affairs	1106
Mar.	25	Notice of hearing	1148
Apr.	29	Placed on General File	1730
July	30	Referred for review	3227
Aug.	5	Placed on Select File	3318
Aug.	6	Referred for engrossment	3386
Aug.	8	Correctly engrossed	3422
Aug.	18	Bracketed	3601
Aug.	18	Request	3670
Aug.	25	Unbracketed. Returned to Select File	3915
Aug.	25	Referred for engrossment	3918
Aug.	28	Replaced on Select File	4024
Aug.	28	Referred for engrossment	4025
Sept.	16	Correctly re-engrossed	4069
Sept.	17	Motion. Returned to Select File	4159
Sept.	17	Referred for re-engrossment	4162
Sept.	18	Replaced on Select File	4184
Sept.	18	Referred for re-engrossment	4185
Sept.	18	Correctly re-engrossed	4186
Sept.	22	Final Reading	4261
Sept.	22	Correctly enrolled. Speaker signed	4266
Sept.	22	Presented to Governor	4267
Sept.	30	Approved by Governor	4309

LEGISLATIVE BILL 1350 By Government and Military Affairs Committee

			Page
Mar.	20	Motion. Read first time	1081
Mar.	21	Referred to Committee on Government and Military Affairs	1106
Mar.	25	Notice of hearing	1148
Apr.	29	Placed on General File	1730
May	20	Change of order	2090
May	20	Referred for review	2091
May	27	Placed on Select File	2218
May	28	Referred for engrossment	2267
June	9	Replaced on Select File	2389
June	10	Referred for engrossment	2450
June	12	Correctly engrossed	2480
June	16	Motion. Returned to Select File. Referred for re-engrossment	2543
June	19	Correctly re-engrossed	2628
June	24	Final Reading	2726
June	25	Correctly enrolled	2752
June	25	Speaker signed	2753
June	25	Explanation of vote	2769
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 1351 By Government and Military Affairs Committee

Mar.	20	Motion. Read first time	1081
Mar.	21	Referred to Committee on Government and Military Affairs	1106
Mar.	25	Notice of hearing	1148
Apr.	30	Placed on General File	1756
May	21	Referred for review	2117
May	27	Placed on Select File	2220
May	28	Referred for engrossment	2269
June	5	Correctly engrossed	2342
June	10	Final Reading	2440
June	11	Correctly enrolled. President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1352 By Waldron, Simpson, Carpenter, at Governor's request

Mar.	20	Read first time	1082

			Page
Mar.	21	Referred to Committee on Government and Military Affairs	1106
Mar.	25	Notice of hearing	1148
May	21	Placed on General File	2116
June	9	Laid over	2418
June	23	Referred for review	2700
June	26	Placed on Select File	2806
June	27	Referred for engrossment	2836
July	7	Correctly engrossed	2848
July	14	Final Reading	2933
July	15	Correctly enrolled	2967
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1353 By Agriculture and Recreation Committee

Mar.	27	Motion	1183
Mar.	27	Read first time	1184
Mar.	28	Referred to Committee on Agriculture and Recreation	1214
Apr.	25	Re-referred to Committee on Urban Affairs	1643
Apr.	25	Notice of hearing	1656
May	8	Placed on General File	1905
May	27	Referred for review	2257
June	9	Placed on Select File	2389
June	10	Referred for engrossment	2450
June	17	Correctly engrossed	2555
June	20	Final Reading	2668
June	23	Correctly enrolled. President signed	2690
June	24	Presented to Governor	2728
June	26	Approved by Governor	2780

LEGISLATIVE BILL 1354 By Public Health and Welfare Committee

Mar.	27	Motion	1183
Mar.	27	Read first time	1184
Mar.	28	Referred to Committee on Public Health and Welfare	1215
Apr.	1	Notice of hearing	1254
May	13	Indefinitely postponed	1963

LEGISLATIVE BILL 1355 By Government and Military Affairs Committee

Mar.	27	Motion	1183

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Mar.	27	Read first time	1184
Mar.	28	Referred to Committee on Government and Military Affairs	1215
Apr.	6	Notice of hearing	1475
May	21	Indefinitely postponed	2107

LEGISLATIVE BILL 1356 By Agriculture and Recreation Committee

Mar.	28	Motion. Read first time	1221
Apr.	2	Referred to Committee on Agriculture and Recreation	1271
Apr.	25	Re-referred to Committee on Urban Affairs	1643
Apr.	25	Notice of hearing	1656
May	2	Placed on General File	1799
May	21	Referred for review	2117
May	27	Placed on Select File	2222
May	28	Referred for engrossment	2270
June	9	Correctly engrossed	2392
June	12	Final Reading	2485
June	13	Correctly enrolled. President signed	2505
June	16	Presented to Governor	2543
June	18	Approved by Governor	2593

LEGISLATIVE BILL 1357 By Kremer, Moulton, Syas, Nore

Apr.	1	Read first time	1255
Apr.	2	Referred to Committee on Agriculture and Recreation	1271
Apr.	11	Notice of hearing	1393
June	18	Placed on General File	2620
Aug.	12	Motion	3485
Aug.	12	Referred for review	3486
Aug.	18	Placed on Select File	3708
Aug.	19	Referred for engrossment	3730
Aug.	20	Motion	3776
Aug.	20	Returned to Select File	3782
Aug.	20	Referred for engrossment	3783
Aug.	21	Bracketed	3810
Aug.	25	Unbracketed. Returned to Select File	3916
Aug.	25	Referred for engrossment	3918
Aug.	25	Bracketed	3932
Aug.	25	Returned to Select File	3934
Aug.	25	Referred for engrossment	3935
Aug.	25	Unbracketed	3937
Aug.	26	Motion	3959

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Sept.	16	Replaced on Select File	4065
Sept.	16	Referred for engrossment	4067
Sept.	16	Correctly engrossed	4069
Sept.	18	Final Reading	4190
Sept.	19	Correctly enrolled. Speaker signed	4196
Sept.	19	Presented to Governor	4221
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1358 By Government and Military Affairs Committee

Apr.	2	Read first time	1281
Apr.	2	Rules suspended. Placed on General File	1282
May	1	Referred for review	1785
May	5	Placed on Select File	1823
May	6	Referred for engrossment	1847
May	8	Correctly engrossed	1899
May	13	Final Reading	1964
May	14	Correctly enrolled. President signed	1985
May	15	Presented to Governor	2014
May	16	Approved by Governor	2029

LEGISLATIVE BILL 1359 By Revenue Committee

Apr.	8	Motion. Read first time	1318
Apr.	9	Referred to Committee on Revenue	1347
Apr.	21	Notice of hearing	1541
May	5	Placed on General File	1825
May	26	Referred for review	2211
June	4	Placed on Select File	2316
June	5	Referred for engrossment	2356
June	12	Correctly engrossed	2480
June	17	Final Reading	2567
June	18	Correctly enrolled. President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1360 By Revenue Committee

Apr.	8	Motion. Read first time	1319
Apr.	9	Referred to Committee on Revenue	1347
Apr.	21	Notice of hearing	1541
May	13	Placed on General File	1973
June	13	Referred for review	2524
June	19	Placed on Select File	2626
June	20	Referred for engrossment	2671

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June	26	Replaced on Select File	2781
June	27	Referred for engrossment	2831
July	7	Correctly engrossed	2848
July	14	Laid over	2934
July	14	Returned to Select File. Referred for re-engrossment	2959
July	17	Correctly re-engrossed	3009
July	22	Final Reading	3079
July	23	Correctly enrolled. Speaker signed	3095
July	24	Presented to Governor	3137
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 1361 By Revenue Committee

Apr.	8	Motion. Read first time	1319
Apr.	9	Referred to Committee on Revenue	1347
Apr.	21	Notice of hearing	1541
May	5	Placed on General File	1825
May	26	Referred for review	2211
June	4	Placed on Select File	2316
June	5	Referred for engrossment	2356
June	12	Replaced on Select File	2480
June	13	Referred for engrossment	2511
June	16	Correctly engrossed	2531
June	19	Final Reading	2640
June	20	Correctly enrolled. President signed	2665
June	24	Presented to Governor	2705
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1362 By Revenue Committee

Apr.	8	Motion. Read first time	1319
Apr.	9	Referred to Committee on Revenue	1347
Apr.	21	Notice of hearing	1541
May	5	Placed on General File	1825
May	26	Referred for review	2212
June	4	Placed on Select File	2316
June	5	Referred for engrossment	2356
June	12	Correctly engrossed	2481
June	17	Final Reading	2568
June	18	Correctly enrolled. President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1363 By Revenue Committee

			Page
Apr.	8	Motion. Read first time	1320
Apr.	9	Referred to Committee on Revenue	1348
Apr.	21	Notice of hearing	1541
May	5	Placed on General File	1825
May	26	Referred for review	2212
June	4	Placed on Select File	2316
June	5	Referred for engrossment	2356
June	11	Correctly engrossed	2462
June	16	Final Reading	2540
June	17	Correctly enrolled	2555
June	17	President signed	2556
June	18	Presented to Governor	2598
June	20	Approved by Governor	2660

LEGISLATIVE BILL 1364 By Revenue Committee

Apr.	8	Motion. Read first time	1320
Apr.	9	Referred to Committee on Revenue	1348
Apr.	21	Notice of hearing	1541
May	5	Placed on General File	1825
May	26	Referred for review	2212
June	5	Placed on Select File	2339
June	6	Referred for engrossment	2382
June	12	Correctly engrossed	2481
June	17	Final Reading	2568
June	18	Correctly enrolled. President signed	2598
June	19	Presented to Governor	2642
June	25	Approved by Governor	2749

LEGISLATIVE BILL 1365 By Budget Committee

Apr.	10	Read first time. Rules suspended. Placed on General File	1369
Apr.	28	Change of order	1692
Apr.	28	Referred for review	1697
Apr.	30	Placed on Select File	1736
May	1	Referred for engrossment	1782
May	2	Returned to Select File	1804
May	2	Referred for engrossment	1816
May	5	Replaced on Select File	1822
May	6	Referred for engrossment	1847
May	9	Correctly engrossed	1912
May	14	Final Reading	1991
May	15	Correctly enrolled. President signed	2007

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May	15	Presented to Governor	2014
May	16	Approved by Governor	2029

LEGISLATIVE BILL 1366 By Carpenter

Apr.	10	Read first time	1369
Apr.	11	Referred to Committee on Education	1383
Apr.	15	Notice of hearing	1441
Apr.	21	Co-introducer added	1563
May	12	Placed on General File	1936
June	18	Referred for review	2618
June	20	Placed on Select File	2663
June	23	Referred for engrossment	2692
June	27	Replaced on Select File	2819
June	27	Referred for engrossment	2839
July	7	Correctly engrossed	2848
July	14	Laid over	2934
July	14	Returned to Select File	2936
July	14	Referred for re-engrossment	2958
July	18	Correctly re-engrossed	3032
July	24	Failed on Final Reading	3130
July	28	Explanation of vote	3177

LEGISLATIVE BILL 1367 By Agriculture and Recreation Committee

Apr.	11	Motion. Read first time	1389
Apr.	14	Referred to Committee on Agriculture and Recreation	1415
Apr.	15	Notice of hearing	1446
June	12	Placed on General File	2479
July	8	Motion. Indefinitely postponed	2860
July	9	Motion. Laid over	2893
July	16	Returned to General File	2994
Aug.	12	Laid over	3490
Aug.	14	Referred for review	3528
Aug.	19	Returned to General File	3764
Aug.	19	Referred for review	3765
Aug.	20	Placed on Select File	3780
Aug.	20	Referred for engrossment	3787
Aug.	28	Replaced on Select File	4010
Aug.	28	Referred for engrossment	4011
Aug.	28	Correctly engrossed	4013
Aug.	28	Motion	4014
Sept.	16	Final Reading	4075
Sept.	17	Correctly enrolled	4079

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Sept. 17	Speaker signed	4080
Sept. 17	Presented to Governor	4158
Sept. 22	Approved by Governor	4254

LEGISLATIVE BILL 1368 By Budget Committee

Apr. 15	Rules suspended. Placed on General File	1443
Apr. 15	Read first time	1444
Apr. 28	Change of order	1692
Apr. 28	Referred for review	1704
Apr. 30	Placed on Select File	1736
Apr. 30	Request	1739
Apr. 30	Referred for engrossment	1740
Apr. 30	Correctly engrossed	1755
May 2	Change of order. Final Reading	1791
May 2	Correctly enrolled. Speaker signed	1799
May 2	Presented to Governor	1817
May 7	Approved by Governor	1865

LEGISLATIVE BILL 1369 By Budget Committee

Apr. 15	Motion	1444
Apr. 15	Read first time	1445
Apr. 16	Referred to Committee on Budget	1462
Apr. 23	Re-referred to Nebraska Retirement Systems Advisory Committee	1622
May 20	Notice of hearing	2089
June 27	Placed on General File	2823
Aug. 12	Referred for review	3489
Aug. 19	Placed on Select File	3737
Aug. 19	Referred for engrossment	3757
Aug. 22	Correctly engrossed	3827
Aug. 26	Final Reading	3946
Aug. 27	Correctly enrolled. President signed	3983
Aug. 27	Presented to Governor	3995
Aug. 29	Approved by Governor	4031
Sept. 24	Explanation of vote	4294

LEGISLATIVE BILL 1370 By Government and Military Affairs Committee

Apr. 15	Motion	1444
Apr. 15	Read first time	1445
Apr. 16	Referred to Committee on Government and Military Affairs	1462
Apr. 16	Notice of hearing	1475
Apr. 30	Placed on General File	1756

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May	21	Referred for review	2117
May	27	Placed on Select File	2221
May	28	Referred for engrossment	2269
June	5	Correctly engrossed	2342
June	10	Final Reading	2440
June	11	Correctly enrolled. President signed	2463
June	11	Explanation of vote	2471
June	12	Presented to Governor	2481
June	16	Approved by Governor	2527

LEGISLATIVE BILL 1371 By Government and Military Affairs Committee

Apr.	15	Motion	1444
Apr.	15	Read first time	1445
Apr.	16	Referred to Committee on Government and Military Affairs	1462
Apr.	16	Notice of hearing	1475
May	1	Placed on General File	1762
May	21	Referred for review	2117
May	27	Placed on Select File	2221
May	28	Referred for engrossment	2269
June	5	Correctly engrossed	2342
June	10	Returned to Select File	2441
June	10	Laid over	2452
June	11	Laid over	2472
June	12	Referred for re-engrossment	2488
June	13	Correctly re-engrossed	2504
June	18	Final Reading	2587
June	19	Correctly enrolled	2628
June	19	Speaker signed	2631
June	20	Presented to Governor	2675
June	26	Approved by Governor	2780

LEGISLATIVE BILL 1372 By Budget Committee

Apr.	15	Motion	1444
Apr.	15	Read first time	1445
Apr.	16	Referred to Committee on Budget	1462
Apr.	25	Notice of hearing	1636
Sept.	24	Indefinitely postponed	4291

LEGISLATIVE BILL 1373 By Urban Affairs Committee

Apr.	17	Motion. Read first time	1497
Apr.	18	Referred to Committee on Urban Affairs	1512
Apr.	18	Notice of hearing	1530

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Apr.	24	Placed on General File	1632
May	15	Referred for review	2021
May	21	Placed on Select File	2098
May	22	Referred for engrossment	2132
May	28	Correctly engrossed	2265
June	5	Final Reading	2349
June	6	Correctly enrolled. Speaker signed	2373
June	9	Presented to Governor	2410
June	11	Approved by Governor	2458

LEGISLATIVE BILL 1374 My Government and Military Affairs Committee

Apr.	18	Motion	1527
Apr.	18	Read first time	1528
Apr.	22	Referred to Committee on Miscellaneous Subjects	1580
Apr.	24	Notice of hearing	1627
May	2	Placed on General File	1818
May	21	Laid over	2118
May	22	Referred for review	2146
June	3	Placed on Select File	2284
June	4	Referred for engrossment	2331
June	11	Correctly engrossed	2462
June	16	Final Reading	2541
June	17	Correctly enrolled. President signed	2556
June	18	Presented to Governor	2598
June	20	Approved by Governor	2660

LEGISLATIVE BILL 1375 By Urban Affairs Committee

Apr.	22	Motion	1590
Apr.	22	Read first time	1591
Apr.	23	Referred to Committee on Urban Affairs	1622
Apr.	24	Notice of hearing	1627
May	2	Placed on General File	1798
May	21	Referred for review	2118
May	27	Placed on Select File	2221
May	28	Referred for engrossment	2270
June	6	Correctly engrossed	2372
June	11	Final Reading	2470
June	12	Correctly enrolled. President signed	2481
June	13	Presented to Governor	2511
June	16	Approved by Governor	2528

LEGISLATIVE BILL 1376 By Government and Military Affairs Committee

Apr.	22	Motion. Read first time	1591

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Apr. 23 Referred to Committee on Government and Military Affairs 1622
Apr. 25 Notice of hearing 1636
May 6 Placed on General File 1851
May 26 Referred for review 2212
June 5 Placed on Select File 2339
June 6 Referred for engrossment 2382
June 12 Correctly engrossed 2481
June 17 Final Reading 2569
June 18 Correctly enrolled. President signed 2598
June 19 Presented to Governor 2642
June 25 Approved by Governor 2749

LEGISLATIVE BILL 1377 By Education Committee

Apr. 23 Motion 1616
Apr. 23 Read first time 1617
Apr. 23 Referred to Committee on Education 1622
Apr. 23 Notice of hearing 1623
May 9 Placed on General File 1926
June 17 Bracketed 2550
June 20 Referred for review 2685
June 24 Placed on Select File 2706
June 25 Referred for engrossment 2770
July 7 Correctly engrossed 2848
July 14 Returned to Select File 2934
July 14 Referred for re-engrossment 2955
July 17 Replaced on Select File 3008
July 18 Referred for re-engrossment 3033
July 23 Correctly re-engrossed 3095
July 23 Returned to Select File 3103
July 23 Referred for re-engrossment 3104
July 25 Replaced on Select File 3145
July 25 Referred for re-engrossment 3156
July 25 Request 3157
July 29 Correctly re-engrossed 3191
July 31 Final Reading 3245
July 31 Explanation of vote 3257
Aug. 1 Correctly enrolled 3267
Aug. 1 Speaker signed 3268
Aug. 4 Presented to Governor 3308
Aug. 4 Approved by Governor 3313
Aug. 5 Explanation of vote 3331

LEGISLATIVE BILL 1378 By Education Committee

Apr. 23 Motion read first time 1617

			Page
Apr.	23	Referred to Committee on Education	1622
Apr.	23	Notice of hearing	1623
May	2	Placed on General File	1818
June	17	Bracketed	2550
June	20	Referred for review	2684
June	24	Placed on Select File	2706
June	25	Referred for engrossment	2769
July	7	Correctly engrossed	2848
July	11	Returned to Select File	2925
July	15	Bracketed	2972
July	17	Request	3023
July	17	Unbracketed	3027
July	21	Referred for re-engrossment. Bracketed	3055
July	23	Returned to Select File	3099
July	23	Referred for re-engrossment	3103
July	25	Replaced on Select File	3145
July	25	Referred for re-engrossment	3156
July	25	Request	3157
July	28	Correctly re-engrossed	3166
July	31	Final Reading	3240
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 1379 By Swanson, at Governor's request

Apr.	25	Read first time	1657
Apr.	28	Referred to Committee on Judiciary	1687
Apr.	28	Notice of hearing	1692
May	9	Placed on General File	1927
June	13	Referred for review	2514
June	17	Placed on Select File	2554
June	18	Referred for engrossment	2608
June	20	Correctly engrossed	2664
June	25	Returned to Select File	2757
June	25	Referred for re-engrossment	2770
July	7	Correctly re-engrossed	2848
July	14	Final Reading	2934
July	15	Correctly enrolled	2967
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1380 By Miscellaneous Subjects Committee

Apr.	28	Motion	1686

		Page
Apr. 28	Read first time	1687
Apr. 29	Referred to Committee on Miscellaneous Subjects	1731
Apr. 30	Notice of hearing	1755
May 12	Placed on General File	1936
June 13	Referred for review	2515
June 17	Placed on Select File	2555
June 18	Referred for engrossment	2608
June 20	Correctly engrossed	2664
June 25	Final Reading	2757
June 26	Correctly enrolled	2784
June 26	Speaker signed	2785
June 27	Presented to Governor	2818
July 7	Approved by Governor	2846

LEGISLATIVE BILL 1381 By Government and Military Affairs Committee

Apr. 28	Motion	1686
Apr. 28	Read first time	1687
Apr. 29	Referred to Committee on Government and Military Affairs	1731
Apr. 30	Notice of hearing	1755
June 9	Placed on General File	2395
June 13	Referred for review	2511
June 17	Placed on Select File	2553
June 18	Referred for engrosment	2608
June 23	Replaced on Select File	2689
June 24	Referred for engrossment	2729
June 25	Correctly engrossed	2767
June 27	Motion	2815
June 27	Final Reading	2816
June 27	Correctly enrolled	2819
June 27	Speaker signed	2823
June 27	Motion	2830
June 27	Presented to Governor	2834
July 7	Approved by Governor	2846

LEGISLATIVE BILL 1382 By Public Works Committee

Apr. 29	Motion	1713
Apr. 29	Read first time	1714
Apr. 29	Referred to Committee on Public Works. Notice of hearing	1731
May 27	Placed on General File	2238
June 23	Referred for review	2702
June 27	Placed on Select File	2820

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June 27	Referred for engrossment	2839
July 10	Replaced on Select File	2896
July 14	Referred for engrossment	2951
July 15	Correctly engrossed	2967
July 17	Final Reading	3016
July 18	Correctly enrolled. Speaker signed	3032
July 21	Presented to Governor	3058
July 28	Approved by Governor	3162

LEGISLATIVE BILL 1383 By Banking, Commerce and Insurance Committee

May 1	Motion	1782
May 1	Read first time	1783
May 2	Notice of hearing	1798
May 2	Referred to Committee on Banking, Commerce and Insurance	1817
May 13	Placed on General File	1975
June 9	Referred for review	2418
June 11	Placed on Select File	2459
June 12	Referred for engrossment	2488
June 18	Correctly engrossed	2597
June 18	Returned to Select File	2609
June 24	Final Reading	2710
June 25	Correctly enrolled	2752
June 25	Speaker signed	2753
June 25	Explanation of vote	2769
June 26	Presented to Governor	2790
July 7	Approved by Governor	2845

LEGISLATIVE BILL 1384 By Banking, Commerce and Insurance Committee

May 1	Motion	1782
May 1	Read first time	1783
May 2	Notice of hearing	1798
May 2	Referred to Committee on Banking, Commerce and Insurance	1817
May 20	Placed on General File	2088
June 23	Referred for review	2700
June 26	Placed on Select File	2806
June 27	Referred for engrosment	2836
July 7	Correctly engrossed	2848
July 14	Final Reading	2935
July 15	Correctly enrolled	2967
July 15	Speaker signed	2979

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July 16 Presented to Governor 2993
July 18 Approved by Governor 3042

LEGISLATIVE BILL 1385 By Judiciary Committee

May 1 Motion 1782
May 1 Read first time 1783
May 2 Referred to Committee on Judiciary 1817
May 6 Notice of hearing 1836
May 14 Placed on General File 1986
June 23 Referred for review 2694
June 26 Placed on Select File 2784
June 27 Referred for engrossment 2832
July 7 Correctly engrossed 2848
July 14 Final Reading 2936
July 15 Correctly enrolled 2967
July 15 Speaker signed 2979
July 16 Presented to Governor 2993
July 18 Approved by Governor 3042

LEGISLATIVE BILL 1386 By Urban Affairs Committee

May 2 Motion 1801
May 2 Read first time 1802
May 2 Notice of hearing. Referred to Committee on Urban Affairs 1817
May 8 Placed on General File 1905
May 27 Bracketed 2256
June 17 Unbracketed 2571
June 17 Referred for review 2574
June 20 Placed on Select File 2660
June 23 Referred for engrossment 2691
July 7 Correctly engrossed 2848
July 14 Final Reading 2936
July 15 Correctly enrolled 2967
July 15 Speaker signed 2979
July 16 Presented to Governor 2993
July 18 Approved by Governor 3042

LEGISLATIVE BILL 1387 By Education Committee

May 2 Motion 1801
May 2 Read first time 1802
May 2 Referred to Committee on Education 1817
May 5 Notice of hearing 1833
May 15 Placed on General File 2019
June 23 Referred for review 2696

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June 26	Placed on Select File	2807
June 27	Referred for engrossment	2836
July 7	Correctly engrossed	2848
July 14	Final Reading	2937
July 15	Correctly enrolled	2967
July 15	Speaker signed	2979
July 16	Presented to Governor	2993
July 18	Approved by Governor	3042

LEGISLATIVE BILL 1388 By Urban Affairs Committee

May 2	Motion	1801
May 2	Read first time	1802
May 2	Notice of hearing. Referred to Committee on Urban Affairs	1817
May 8	Placed on General File	1906
May 27	Referred for review	2256
June 6	Placed on Select File	2372
June 9	Referred for engrossment	2413
June 13	Correctly engrossed	2504
June 18	Final Reading	2588
June 19	Correctly enrolled	2628
June 19	Speaker signed	2631
June 20	Presented to Governor	2675
June 25	Approved by Governor	2749

LEGISLATIVE BILL 1389 By Miscellaneous Subjects Committee

May 5	Motion	1833
May 5	Read first time	1834
May 7	Referred to Committee on Miscellaneous Subjects	1866
May 8	Notice of hearing	1897
May 19	Placed on General File	2059
May 23	Bracketed	2175
May 26	Referred for review	2204
June 3	Placed on Select File	2284
June 4	Referred for engrossment	2331
June 11	Correctly engrossed	2462
June 16	Final Reading	2542
June 17	Correctly enrolled. President signed	2556
June 18	Presented to Governor	2598
June 20	Approved by Governor	2660

LEGISLATIVE BILL 1390 By Wallwey, at Governor's request

May 6	Read first time	1851

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May	7	Referred to Committee on Public Health and Welfare	1866
May	13	Notice of hearing	1951
May	23	Placed on General File	2154
Aug.	12	Request	3496
Aug.	15	Referred for review	3595
Aug.	27	Placed on Select File	3998
Aug.	27	Referred for engrossment	4005
Sept.	16	Replaced on Select File	4066
Sept.	16	Referred for engrossment	4068
Sept.	16	Correctly engrossed	4069
Sept.	19	Final Reading	4218
Sept.	19	Correctly enrolled. Speaker signed	4237
Sept.	19	Presented to Governor	4244
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1391 By Public Health and Welfare Committee

May	7	Motion	1879
May	7	Read first time	1880
May	8	Referred to Committee on Public Health and Welfare	1904
May	13	Notice of hearing	1951
May	23	Placed on General File	2154
June	9	Referred for review	2418
June	11	Placed on Select File	2459
June	12	Referred for engrossment	2488
June	18	Correctly engrossed	2597
June	24	Final Reading	2711
June	25	Correctly enrolled. Speaker signed	2753
June	25	Explanation of vote	2769
June	26	Presented to Governor	2790
July	7	Approved by Governor	2845

LEGISLATIVE BILL 1392 By Urban Affairs Committee

May	7	Motion	1879
May	7	Read first time	1880
May	8	Referred to Committee on Urban Affairs	1904
May	9	Notice of hearing	1909
May	22	Placed on General File	2141
July	22	Special order	3091
Aug.	12	Co-introducer added	3495
Aug.	12	Referred for review	3496
Aug.	19	Placed on Select File	3740
Aug.	19	Referred for engrossment	3757

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Aug.	22	Correctly engrossed	3827
Aug.	26	Failed on Final Reading	3947

LEGISLATIVE BILL 1393 By Budget Committee

May	8	Motion	1901
May	8	Read first time	1902
May	8	Rules suspended. Placed on General File	1903
May	13	Referred for review	1969
May	15	Placed on Select File	2003
May	16	Referred for engrossment	2040
May	22	Correctly engrossed	2128
May	26	Final Reading	2194
May	27	Correctly enrolled. President signed	2223
May	27	Presented to Governor	2251
June	3	Approved by Governor	2280

LEGISLATIVE BILL 1394 By Budget Committee

May	8	Motion	1901
May	8	Read first time	1902
May	9	Referred to Committee on Budget	1922
May	22	Notice of hearing	2138
Sept.	24	Indefinitely postponed	4291

LEGISLATIVE BILL 1395 By Budget Committee

May	8	Motion	1901
May	8	Read first time	1902
May	8	Rules suspended. Placed on General File	1903
Aug.	6	Referred for review	3388
Aug.	11	Placed on Select File	3430
Aug.	12	Referred for engrossment	3483
Aug.	13	Returned to Select File	3503
Aug.	13	Referred for engrossment	3504
Aug.	13	Replaced on Select File	3510
Aug.	13	Referred for engrossment	3511
Aug.	15	Correctly engrossed	3550
Aug.	19	Final Reading	3721
Aug.	20	Correctly enrolled	3767
Aug.	20	Speaker signed	3782
Aug.	21	Presented to Governor	3804
Aug.	25	Approved by Governor	3935
Sept.	22	Explanation of vote	4268

LEGISLATIVE BILL 1396 By Urban Affairs Committee

			Page
May	8	Motion	1901
May	8	Read first time	1903
May	9	Notice of hearing	1909
May	9	Referred to Committee on Urban Affairs	1922
June	5	Placed on General File	2360
Aug.	14	Referred for review	3542
Aug.	20	Placed on Select File	3785
Aug.	20	Referred for engrossment	3788
Aug.	28	Replaced on Select File	4023
Aug.	28	Referred for engrossment	4025
Sept.	16	Correctly engrossed	4069
Sept.	19	Final Reading	4219
Sept.	19	Correctly enrolled. Speaker signed	4237
Sept.	19	Presented to Governor	4244
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1397 By Education Committee

May	8	Motion	1901
May	8	Read first time	1903
May	9	Referred to Committee on Education	1922
May	12	Notice of hearing	1944
May	23	Placed on General File	2172
June	4	Request	2332
June	9	Referred for review	2415
June	9	Request	2416
June	11	Placed on Select File	2459
June	12	Referred for engrossment	2488
June	17	Correctly engrossed	2555
June	20	Final Reading	2669
June	23	Correctly enrolled. President signed	2690
June	24	Presented to Governor	2728
June	26	Approved by Governor	2780

LEGISLATIVE BILL 1398 By Swanson, at Governor's request

May	9	Read first time	1914
May	12	Referred to Committee on Government and Military Affairs	1945
May	15	Notice of hearing	2026
June	5	Placed on General File	2366
July	7	Laid over	2850
July	8	Laid over	2859
July	15	Referred for review	2974
July	17	Placed on Select File	3008

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July	18	Referred for engrossment	3033
July	24	Replaced on Select File	3117
July	25	Referred for engrossment	3153
July	28	Correctly engrossed	3166
July	31	Final Reading	3241
Aug.	1	Correctly enrolled	3267
Aug.	1	Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313

LEGISLATIVE BILL 1399 By Swanson, at Governor's request

May	9	Read first time	1915
May	12	Referred to Committee on Government and Military Affairs	1945
May	15	Notice of hearing	2026
June	5	Placed on General File	2366
Aug.	11	Referred for review	3464
Aug.	14	Placed on Select File	3532
Aug.	14	Referred for engrossment	3539
Aug.	22	Correctly engrossed	3908
Aug.	26	Final Reading	3948
Aug.	27	Correctly enrolled. President signed	3983
Aug.	27	Presented to Governor	3995
Aug.	29	Approved by Governor	4031
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1400 By Public Works Committee

May	9	Motion. Read first time	1921
May	12	Referred to Committee on Public Works	1945
May	13	Notice of hearing	1972
May	26	Placed on General File	2196
June	23	Referred for review	2702
June	26	Placed on Select File	2807
June	27	Referred for engrossment	2836
July	7	Correctly engrossed	2848
July	14	Final Reading	2938
July	15	Correctly enrolled	2967
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1401 By Judiciary Committee

May	13	Motion. Read first time	1965

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May	13	Referred to Committee on Judiciary. Notice of hearing	1972
May	22	Placed on General File	2146
June	23	Laid over	2701
July	18	Referred for review	3040
July	25	Placed on Select File	3146
July	28	Referred for engrossment	3172
Aug.	1	Correctly engrossed	3267
Aug.	6	Final Reading	3348
Aug.	7	Correctly enrolled. President signed	3396
Aug.	8	Presented to Governor	3426
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 1402 By Banking, Commerce and Insurance Committee

May	14	Motion. Read first time	1987
May	14	Referred to Committee on Banking, Commerce and Insurance	2001
June	12	Notice of hearing	2499
June	20	Placed on General File	2687
June	23	Special order	2692
June	24	Referred for review	2741
June	25	Placed on Select File	2750
June	25	Referred for engrossment	2753
June	25	Replaced on Select File. Referred for engrossment	2774
June	25	Correctly engrossed	2779
June	27	Final Reading	2816
June	27	Explanation of vote	2818
June	27	Correctly enrolled	2819
June	27	Speaker signed	2823
June	27	Presented to Governor	2834
July	7	Approved by Governor	2846

LEGISLATIVE BILL 1403 By Agriculture and Recreation Committee

May	14	Motion. Read first time	1987
May	14	Referred to Committee on Agriculture and Recreation	2001
May	15	Notice of hearing	2015
May	27	Indefinitely postponed	2237

LEGISLATIVE BILL 1404 By Budget Committee

May	14	Motion. Read first time	1997

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May	14	Rules suspended. Placed on General File	1998
June	23	Referred for review	2694
June	26	Placed on Select File	2808
June	27	Referred for engrossment	2836
July	7	Replaced on Select File	2847
July	8	Referred for engrossment	2858
July	9	Motion. Returned to Select File. Referred for engrossment	2890
July	11	Replaced on Select File	2918
July	14	Referred for engrossment	2954
July	18	Correctly engrossed	3032
July	24	Laid over	3131
July	25	Motion. Returned to Select File	3152
July	25	Referred for re-engrossment	3156
July	28	Placed on Select File	3163
July	29	Referred for engrossment	3193
Aug.	4	Correctly re-engrossed	3280
Aug.	7	Motion	3398
Aug.	7	Motion withdrawn. Final Reading	3402
Aug.	8	Correctly engrossed. President signed	3422
Aug.	11	Presented to Governor	3443
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 1405 By Government and Military Affairs Committee

May	15	Motion	2012
May	15	Read first time	2013
May	15	Referred to Committee on Government and Military Affairs	2019
May	15	Notice of hearing	2026
June	5	Placed on General File	2366
Aug.	14	Referred for review	3544
Aug.	20	Placed on Select File	3786
Aug.	20	Referred for engrossment	3788
Aug.	28	Replaced on Select File	4023
Aug.	28	Referred for engrossment	4025
Sept.	16	Correctly engrossed	4069
Sept.	19	Final Reading	4239
Sept.	19	Correctly enrolled. Speaker signed	4247
Sept.	22	Presented to Governor	4253
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1406 By Miscellaneous Subjects Committee

May	15	Motion	2012
May	15	Read first time	2013

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May	15	Motion. Placed on General File	2014
June	12	Referred for review	2495
June	16	Placed on Select File	2530
June	17	Referred for engrossment	2572
June	20	Correctly engrossed	2664
June	25	Final Reading	2758
June	26	Correctly enrolled. Speaker signed	2785
June	27	Presented to Governor	2818
July	7	Approved by Governor	2846

LEGISLATIVE BILL 1407 By Salaries and Claims Committee

May	15	Motion	2012
May	15	Read first time	2013
May	15	Motion. Placed on General File	2014
May	22	Bracketed	2133
May	26	Laid over	2209
June	13	Change of order	2513
June	16	Considered	2548
June	17	Considered	2575
June	20	Placed on Select File	2661
June	23	Referred for engrossment	2691
June	24	Referred for engrossment	2729
June	26	Motion. Returned to Select File	2789
June	26	Referred for engrossment	2790
July	7	Correctly engrossed	2848
July	14	Final Reading	2939
July	15	Correctly enrolled	2967
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1408 By Budget Committee

May	15	Motion	2013
May	15	Read first time	2014
May	15	Referred to Committee on Budget	2019
May	16	Notice of hearing	2048
Sept.	24	Indefinitely postponed	4291

LEGISLATIVE BILL 1409 By Judiciary Committee

May	15	Motion	2016
May	15	Read first time	2017
May	15	Referred to Committee on Judiciary	2019
May	19	Notice of hearing	2060
June	12	Placed on General File	2499

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Aug.	15	Referred for review	3577
Aug.	21	Rules suspended. Returned to General File	3809
Aug.	21	Referred for review	3810
Aug.	22	Placed on Select File	3828
Aug.	22	Referred for engrossment	3831
Aug.	28	Correctly engrossed	4010
Sept.	16	Motion	4076
Sept.	17	Final Reading	4080
Sept.	17	Correctly enrolled. Speaker signed	4152
Sept.	17	Presented to Governor	4158
Sept.	19	Approved by Governor	4225

LEGISLATIVE BILL 1410 By Government and Military Affairs Committee

May	15	Motion	2016
May	15	Read first time	2017
May	15	Referred to Committee on Government and Military Affairs	2019
May	15	Notice of hearing	2026
June	5	Placed on General File	2366
June	25	Change of order	2778
June	26	Referred for review	2791
June	27	Placed on Select File	2822
June	27	Referred for engrossment	2839
July	7	Correctly engrossed	2848
July	14	Final Reading	2940
July	15	Correctly enrolled	2967
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1411 By Miscellaneous Subjects Committee

May	15	Motion. Read first time	2017
May	15	Referred to Committee on Miscellaneous Subjects	2019
May	16	Notice of hearing	2029
May	22	Indefinitely postponed	2146

LEGISLATIVE BILL 1412 By Education Committee

May	15	Motion	2017
May	15	Read first time	2018
May	15	Referred to Committee on Education	2019
May	16	Notice of hearing	2048
May	26	Placed on General File	2210
Aug.	11	Motion. Indefinitely postponed	3464

LEGISLATIVE BILL 1413 By Revenue Committee

		Page
May 15	Motion	2023
May 15	Read first time	2024
May 15	Rules suspended. Placed on General File	2025
June 23	Referred for review	2697
June 26	Placed on Select File	2808
June 27	Referred for engrossment	2837
July 7	Correctly engrossed	2848
July 9	Motion. Returned to Select File	2881
July 9	Referred for engrossment	2890
July 14	Correctly re-engrossed	2931
July 17	Final Reading	3012
July 18	Correctly enrolled. Speaker signed	3032
July 21	Presented to Governor	3058
July 28	Approved by Governor	3162

LEGISLATIVE BILL 1414 By Revenue Committee

May 15	Motion. Read first time	2024
May 15	Rules suspended. Placed on General File	2025
June 23	Referred for review	2697
June 26	Placed on Select File	2808
June 27	Referred for engrossment	2838
July 7	Correctly engrossed	2848
July 14	Final Reading	2940
July 15	Correctly enrolled	2968
July 15	Speaker signed	2979
July 16	Presented to Governor	2993
July 18	Approved by Governor	3042

LEGISLATIVE BILL 1415 By Revenue Committee

May 15	Motion. Read first time	2024
May 15	Rules suspended. Placed on General File	2025
June 23	Laid over	2699
Aug. 7	Referred for review	3413
Aug. 13	Placed on Select File	3498
Aug. 14	Laid over	3522
Aug. 14	Referred for engrossment	3546
Aug. 15	Replaced on Select File	3583
Aug. 15	Referred for engrossment	3589
Aug. 21	Correctly engrossed	3821
Aug. 25	Final Reading	3913
Aug. 26	Correctly enrolled	3941
Aug. 26	President signed	3942
Aug. 26	Presented to Governor	3960

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Aug.	28	Approved by Governor	4009
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1416 By Revenue Committee

May	15	Motion	2024
May	15	Read first time	2025
May	16	Referred to General File	2048
June	23	Laid over	2699
July	7	Referred for review	2850
July	8	Placed on Select File	2867
July	9	Referred for engrossment	2886
July	14	Correctly engrossed	2931
July	17	Final Reading	3012
July	18	Correctly enrolled. Speaker signed	3032
July	21	Presented to Governor	3058
July	28	Approved by Governor	3162

LEGISLATIVE BILL 1417 By Pedersen, at Governor's request

May	21	Read first time	2120
May	22	Referred to Committee on Judiciary	2131
May	22	Rules suspended	2142
May	22	Rules suspended. Notice of hearing	2146
June	12	Placed on General File	2500
July	18	Referred for review	3040
July	25	Placed on Select File	3146
July	28	Referred for engrossment	3172
Aug.	1	Correctly engrossed	3267
Aug.	6	Final Reading	3349
Aug.	7	Correctly enrolled. President signed	3396
Aug.	8	Presented to Governor	3426
Aug.	12	Approved by Governor	3485

LEGISLATIVE BILL 1418 By Harsh

May	27	Request. Read first time	2249
May	27	Referred to Committee on Education. Notice of hearing	2258
June	5	Placed on General File	2352
June	12	Referred for review	2494
June	16	Placed on Select File	2530
June	17	Referred for engrossment	2572
June	20	Correctly engrossed	2664
June	25	Final Reading	2759
June	25	Motion	2777
June	26	Motion. Returned to Select File	2786

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June	26	Referred for re-engrossment	2788
June	27	Replaced on Select File	2819
June	27	Referred for engrossment	2839
July	7	Motion. Returned to Select File. Referred for re-engrossment	2849
July	10	Replaced on Select File	2896
July	14	Referred for re-engrossment	2951
July	17	Correctly re-engrossed	3009
July	22	Final Reading	3080
July	23	Correctly enrolled. Speaker signed	3095
July	24	Presented to Governor	3137
July	28	Approved by Governor	3162
July	28	Explanation of vote	3177

LEGISLATIVE BILL 1419 By Warner

June	4	Read first time. Motion. Placed on General File	2327
June	23	Referred for review	2702
June	25	Placed on Select File	2751
June	26	Referred for engrossment	2788
July	7	Correctly engrossed	2848
July	14	Final Reading	2941
July	15	Correctly enrolled	2968
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1420 By Budget Committee

June	9	Request. Read first time	2422
June	9	Rules suspended. Placed on General File	2423
June	23	Referred for review	2692
June	24	Placed on Select File	2705
June	25	Referred for engrossment	2769
July	7	Correctly engrossed	2848
July	14	Final Reading	2942
July	15	Correctly enrolled	2968
July	15	Speaker signed	2979
July	16	Presented to Governor	2993
July	18	Approved by Governor	3042

LEGISLATIVE BILL 1421 By Budget Committee

June	9	Request. Read first time. Rules suspended. Placed on General File. Referred for review	2423
June	10	Motion. Returned to General File	2452

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June	10	Motion	2453
June	10	Considered	2454
June	11	Considered	2475, 2476
June	12	Considered	2500
June	19	Considered	2651
June	19	Considered	2654
June	19	Referred for review	2655
June	20	Motion	2660
June	20	Placed on Select File	2676
June	20	Change of order	2677
June	20	Referred for engrossment	2681
June	24	Replaced on Select File	2740
June	24	Referred for engrossment	2741
June	25	Correctly engrossed	2772
June	27	Final Reading	2817
June	27	Explanation of vote	2818
June	27	Correctly enrolled	2819
June	27	Speaker signed	2823
June	27	Presented to Governor	2834
July	7	Approved by Governor	2846

LEGISLATIVE BILL 1422 By Duis

June	10	Motion	2448
June	10	Read first time. Request. Placed on General File	2449
Aug.	15	Referred for review	3572
Aug.	22	Placed on Select File	3827
Aug.	22	Referred for engrossment	3831
Aug.	29	Replaced on Select File	4048
Aug.	29	Referred for engrossment	4049
Sept.	16	Correctly engrossed	4069
Sept.	17	Motion. Returned to Select File	4151
Sept.	17	Referred for engrossment	4152
Sept.	18	Correctly re-engrossed	4170
Sept.	22	Final Reading	4260
Sept.	22	Correctly enrolled. Speaker signed	4266
Sept.	22	Presented to Governor	4267
Sept.	30	Returned without Governor's approval	4306

LEGISLATIVE BILL 1423 By Kokes

June	11	Request. Read first time. Rules suspended. Placed on General File	2472
June	12	Referred for review	2494
June	16	Placed on Select File	2530
June	17	Referred for engrossment	2572

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June	18	Returned to Select File. Referred for engrossment	2609
June	20	Correctly engrossed	2664
June	25	Final Reading	2759
June	26	Correctly enrolled. Speaker signed	2785
June	27	Presented to Governor	2818
July	7	Approved by Governor	2846

LEGISLATIVE BILL 1424 By Danner, Moylan, Syas, Klaver, Bloom, Mahoney, Skarda, Moulton

June	12	Request	2492
June	12	Read first time. Rules suspended. Placed on General File	2493
July	11	Special order	2922
July	14	Special order. Laid over	2960
July	15	Laid over	2974
July	16	Referred for review	3003
July	21	Placed on Select File	3049
July	23	Referred for engrossment	3098
July	25	Correctly engrossed	3147
July	30	Laid over	3216
July	31	Request	3252
July	31	Final Reading	3253
Aug.	1	Correctly enrolled. Speaker signed	3268
Aug.	4	Presented to Governor	3308
Aug.	4	Approved by Governor	3313
Aug.	5	Explanation of vote	3331

LEGISLATIVE BILL 1425 By Budget Committee

June	18	Request. Read first time. Rules suspended. Placed on General File	2616
June	19	Special order	2655
June	20	Motion	2660
June	20	Considered	2681
June	20	Motion	2682
June	24	Considered	2741, 2743
June	24	Referred for review	2746
June	26	Placed on Select File	2808
June	27	Request	2834
June	27	Referred for engrossment	2838
July	8	Bracketed	2859
July	10	Unbracketed. Request	2896
July	10	Motion	2910
July	16	Replaced on Select File	3002
July	17	Referred for engrossment	3017
July	18	Correctly engrossed	3032

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July	24	Final Reading	3131
July	24	Motion	3136
July	28	Correctly enrolled. President signed	3166
July	28	Attorney General's opinion	3174
July	28	Motion	3176
July	28	Explanation of vote	3177
July	31	Motion. Returned to Final Reading. Returned to Budget Committee	3255
Aug.	11	Placed on General File	3450
Aug.	11	Letter	3459
Aug.	13	Motion	3511
Aug.	13	Considered. Referred for review	3512 through 3515
Aug.	18	Motion	3707
Aug.	19	Placed on Select File	3755
Aug.	19	Laid over	3760
Aug.	20	Referred for engrossment	3773
Aug.	25	Replaced on Select File	3920
Aug.	25	Referred for engrossment	3930
Aug.	25	Correctly engrossed	3933
Aug.	27	Laid over	3986
Aug.	29	Final Reading	4033
Aug.	29	Request	4042
Aug.	29	Correctly enrolled. President signed	4049
Aug.	29	Presented to Governor	4051
Sept.	16	Returned without Governor's approval	4055
Sept.	16	Motion	4056
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1426 By Carpenter

June	19	Request. Read first time. Rules suspended. Placed on General File	2645
Aug.	11	Co-introducer added. Referred for review	3468
Aug.	18	Placed on Select File	3666
Aug.	19	Referred for engrossment	3729
Aug.	20	Replaced on Select File	3779
Aug.	20	Referred for engrossment	3787
Aug.	22	Correctly engrossed	3827
Aug.	26	Final Reading	3949
Aug.	27	Correctly enrolled. President signed	3983
Aug.	27	Presented to Governor	3995
Aug.	29	Approved by Governor	4031
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1427 By Harsh, Waldron

June	25	Request. Read first time	2768

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June	25	Rules suspended. Placed on General File	2769
July	18	Referred for review	3042
July	25	Placed on Select File	3146
July	28	Referred for engrossment	3172
July	31	Correctly engrossed	3237
Aug.	5	Laid over	3324
Aug.	11	Motion. Returned to Select File	3435
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Aug.	12	Change of order	3486
Aug.	12	Referred for re-engrossment	3487
Aug.	15	Replaced on Select File	3549
Aug.	15	Referred for engrossment	3589
Aug.	21	Correctly re-engrossed	3809
Aug.	25	Final reading	3914
Aug.	26	Correctly enrolled	3941
Aug.	26	President signed	3942
Aug.	26	Presented to Governor	3960
Aug.	28	Approved by Governor	4009
Sept.	24	Explanation of vote	4294

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July	10	Request. Read first time	2915
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July	14	Special order. Referred for review	2960
July	14	Placed on Select File	2962
July	15	Referred for engrossment	2973
July	16	Correctly engrossed	2989
July	18	Rules suspended	3039
July	21	Final Reading	3054
July	21	Motion. Correctly enrolled. Speaker signed	3058
July	21	Presented to Governor	3063
July	22	Approved by Governor	3081
July	28	Explanation of vote	3177

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July	16	Motion. Rules suspended	2993
July	16	Read first time. Placed on General File	2994
Aug.	15	Referred for review	3591
Aug.	22	Placed on Select File	3830
Aug.	22	Referred for engrossment	3831
Aug.	29	Correctly engrossed	4032
Sept.	17	Final Reading	4085
Sept.	17	Correctly enrolled. Speaker signed	4152
Sept.	17	Presented to Governor	4158
Sept.	19	Approved by Governor	4224

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July	18	Referred for review	3043
July	25	Placed on Select File	3147
July	28	Referred for engrossment	3173
Aug.	1	Correctly engrossed	3267
Aug.	6	Final Reading	3350
Aug.	7	Correctly enrolled. President signed	3396
Aug.	8	Presented to Governor	3426
Aug.	12	Approved by Governor	3485

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July	22	Request. Read first time	3083
July	22	Referred to Reference Committee	3084
July	22	Rules suspended. Placed on General File	3086
July	23	Motion	3104
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Aug.	20	Request	3774
Aug.	20	Placed on Select File	3786
Aug.	20	Referred for engrossment	3789
Aug.	22	Correctly engrossed	3827
Aug.	26	Failed on Final Reading	3949
Sept.	24	Explanation of vote	4294

LEGISLATIVE BILL 1432 By Proud

July	23	Request. Read first time	3104
July	23	Rules suspended. Placed on General File	3105
Aug.	15	Referred for review	3591
Aug.	22	Placed on Select File	3830
Aug.	22	Referred for engrossment	3831
Sept.	16	Correctly engrossed	4069
Sept.	19	Final Reading	4240
Sept.	19	Correctly enrolled. Speaker signed	4247
Sept.	22	Presented to Governor	4253
Sept.	22	Approved by Governor	4254

LEGISLATIVE BILL 1433 By Carpenter

July	24	Request	3137
July	24	Read first time. Rules suspended. Placed on General File	3138
July	29	Special order	3202

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July 29 Referred for review 3203
July 31 Placed on Select File 3236
Aug. 1 Bracketed 3272
Aug. 4 Unbracketed 3281
Aug. 5 Laid over 3330
Aug. 6 Bracketed 3352
Aug. 11 Unbracketed. Referred for engrossment 3439
Aug. 13 Replaced on Select File 3506
Aug. 13 Referred for engrossment 3511
Aug. 14 Motion. Returned to Select File. Referred for engrossment 3538
Aug. 19 Replaced on Select File 3736
Aug. 19 Laid over 3757
Aug. 20 Referred for engrossment 3772
Aug. 20 Motion. Returned to Select File 3775
Aug. 20 Referred for engrossment 3777
Aug. 26 Correctly engrossed 3953
Aug. 28 Final Reading 4020
Aug. 28 Correctly enrolled 4027
Aug. 28 Speaker signed 4028
Aug. 29 Presented to Governor 4031
Sept. 16 Approved by Governor 4055
Sept. 24 Explanation of vote 4294

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July 28 Request. Read first time. Placed on General File. Special order. Bracketed 3178
July 31 Unbracketed 3260
Aug. 1 Referred for review 3273
Aug. 5 Placed on Select File 3319
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Aug. 12 Unbracketed 3481
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Aug. 27 Correctly enrolled. President signed 3983
Aug. 27 Presented to Governor 3995
Aug. 29 Approved by Governor 4031
Sept. 24 Explanation of vote 4294

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Aug.	5	Referred for review	3332
Aug.	7	Placed on Select File	3408
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Aug.	14	Request	3519
Aug.	14	Correctly enrolled. Speaker signed	3526
Aug.	14	Presented to Governor	3538
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Aug.	14	Request	3519
Aug.	14	Correctly enrolled. Speaker signed	3526
Aug.	14	Presented to Governor	3538
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Aug.	7	Request. Read first time	3401
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Aug.	28	Correctly engrossed	4013
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Aug.	28	Replaced on Select File	4024
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Sept.	16	Referred for engrossment	4068
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Sept.	19	Final Reading	4243
Sept.	19	Correctly enrolled. Speaker signed	4247

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Sept. 22	Approved by Governor	4254

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Aug. 28	Correctly engrossed	4010
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